

married, all of whom are living, of full age, and reside in Frederick County Maryland, Cora Sappington and Carrie M. Sappington, both of whom are infants, are living, unmarried and reside in Frederick County, State of Maryland.

4. That the real estate devised to the Children of the said Elizabeth S. Whitehill Richard C. Sappington and William A. Sappington under the last will and testament of the said Greenbury R. Sappington, deceased, consisted of the following tracts or parcels of land--

(a) A farm, with improvements thereon, containing two hundred and two acres of land more or less, situated about one and one-half miles South of Unionville in Frederick County Maryland, and being the same real estate which was conveyed to the said Greenbury R. Sappington, by Sarah E. Sappington, et. al., by deed dated October 20th A. D., 1886, and recorded in liber W. I. P. no. 1 folio 605, one of the land records for Frederick County, Maryland, a certified copy of which said deed is herewith filed, marked Exhibit No. 2, and prayed to be taken as a part hereof.

(b) A tract of timber land containing twelve acres and forty square rods, and being the same real estate which was conveyed to the said Greenbury R. Sappington by Christian Bear and wife, by deed dated June 25th A. D. 1907, and recorded in liber S. T. H. No. 282, folio 105, one of the land records for Frederick County Maryland, a certified copy of which said deed is herewith filed, marked Exhibit No. 3 and prayed to be taken as a part hereof.

(c) A house and lot situated on the West side of South Main Street in Union Bridge in Carroll county Maryland, being the same property which was conveyed to the said Greenbury R. Sappington by Ambrose S. Whitehill, by deed dated August 10th A. D. 1910, and recorded in liber C. D. G. no. 115, folio 183, &c., one of the land records for Carroll County, Maryland, a certified copy of which said deed is herewith filed, marked Exhibit No. 4 and prayed to be taken as a part hereof.

(d) Two building lots in Union Bridge in Carroll County, Maryland, designated as lots Nos. 14 and 15 in Block No. 2 of Bellevue Addition to Union Bridge, which said lots were purchased by the said Greenberry R. Sappington, in his lifetime from S. Raymond Senseney, one of the defendants in this cause, who is still living, of full age and resides at Union Bridge, in Carroll County, Maryland. That the said S. Raymond Senseney failed to convey said lots to said Greenberry R. Sappington in his lifetime, but attempted to transfer the same by a defective deed, executed more than six months after the death of the said Greenberry R. Sappington, on the 17th day of August A. D. 1914, recorded in liber O. D. G. No. 125, folio 156, one of the land records for Carroll County Maryland, a certified copy of which said deed is herewith filed, marked exhibit No. 5, and prayed to be taken as a part hereof. That the said S. Raymond Senseney has been paid in full for said lots, has no interest therein, and that the same now belongs to the children of the said Elizabeth S. Whitehill, Richard C. Sappington and William A. Sappington.

5. That all of the parties in interest have been made parties to these proceedings That the children of the said Elizabeth S. Whitehill, Richard C. Sappington and William A. Sappington, all of whom have been made parties to this cause, are now seized as tenants in common of said real estate described in the 4th paragraph of this Bill and are entitled to the proceeds of sale to be derived therefrom.

6. That the real estate aforesaid is not susceptible of division or partition among the respective owners thereof without great loss and injury, and it is therefore, to the advantage of said parties that the said real estate should be sold under a decree of Your Honorable Court, and the proceeds thereof, after the payment