

2. That John Francis Smith and H. Dorsey Etchison are the trustees under a deed of trust, from the said John S. Fink, which said deed is dated _____ and recorded in liber H. W. B. No. _____ folio _____ one of the land records of said Frederick county; and that Horace C. Zacharias, Jacob B. Tyson, Robert Tyson and Henry B. Tyson Trading as Jacob Tyson and Sons, J. K. D. Williams, Bradley H. Dutrow, J. William Haines, Cornelius T. Zimmerman, W. Keefer Burgee, Frederick A. Greeman, and George L. Cramer, Trading as George L. Cramer and Sons, are judgment creditors of certain interests in said farm.

3. That the said real estate is not susceptible of partition without material loss and injury to the parties entitled to interests therein as above stated and that in order to make division of said interests, it will be necessary that said real estate be sold, and the proceeds thereof be divided among the parties according to their several interests therein.

4. That all of said parties are adults, and all reside in the State of Maryland, except Clarence Fink, who has appeared and Emma B. Fink, whose present address is unknown, and was last heard to be a resident of Washington City.

To the end therefore--

1st. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said real estate may be distributed among the parties according to their respective interests.

3rd. And that your orators may have such other and further relief as the nature of the cause may require.

May it please Your Honor: to grant unto Your orators the order of publication, giving notice to the said Emma B. Fink, who is a non-resident of this State, of the object and substance of this Bill and warning her to appear in this Court, in person or by solicitor, on or before a certain day to be named therein, to show cause if any she has, why a decree ought not to be passed as prayed; And also the writ of subpoena to be directed to the said Sarah Fink, Clarence Fink, Annie M. Dodd, and Edward Dodd, John Francis Smith, H. Dorsey Etchison, trustees of John S. Fink, Horace C. Zacharias, Jacob B. Tyson, Henry B. Tyson, Robert B. Tyson, J. K. D. Williams, Bradley H. Dutrow, J. William Haines, Cornelius T. Zimmerman, W. Keefer Burgee, Frederick A. Ordeman, George L. Cramer, Frederick W. Cramer, and William L. Cramer, commanding them and each of the to be and appear, either in person or by solicitor, in this Court on or before a certain day, to be named therein therein, to show cause, if any they have why a decree should not pass as prayed.

H. Kieffer DeLauter.

Solicitor for Complainants.

ORDER OF PUBLICATION.

The object of this suit is to obtain a decree of the Circuit Court for Frederick County, in equity, for the sale of the Fink farm, which is situated in Urbana District, in Frederick County, Maryland, and is a part of a tract of land called "Remainder" and described in a deed from Alexander Jamison, et. al., dated November 23, 1872, and recorded in liber C. M. No. 9, folio 279, one of the land records of said Frederick County for the purpose of partition, and for distribution of the proceeds of said sale among the parties according to their interests in said farm.

The Bill states in substance, that Martin F. Fink and Mary A. Fink, his wife, John S. Fink and Evie Fink, his wife, Clayton Fink and Emma B. Fink, his wife, Clarence Fink, Carrie V. Elserode and Albert Elserode, her husband, are the joint owners of a remainder in fee, in said farm of about 160 acre in Urbana District, being part of a tract