

NO. 8949 EQUITY.

Margaret S. Staup, Infant, by Mary A. Cramer,
her mother and next friend and Mary A. Cramer.

VS.

John S. Staup, Carrie I. Staup and Margaret
S. Staup, Infants.

No. 8949 Equity.

In the Circuit Court
for Frederick County,
Sitting as a Court of
Equity.

To the Honorable the Judges of the Circuit Court for Frederick County sitting as a
Court of Equity.

The Bill of Complaint of Margaret S. Staup, infant, by Mary A. Cramer, her mother and
next friend, by D. Princeton Buckey, her solicitor, whose authority to file this Bill
of Complaint signed by the said Mary A. Cramer, as mother and next friend of the said
Margaret S. Staup, is filed herewith, respectfully represents unto Your Honors--
1st. That in the year 1921 Henry F. Staup, of Frederick County Maryland, departed this
life intestate, seized and possessed of a tract or parcel of land lying and being in
Johnsville District, Frederick County, Maryland, containing seven acres, one rood and
thirty four square perches of land more or less, which had been conveyed to him by deed
from Daniel J. Staup and Cordelia A. Staup, his wife, a certified copy of which deed as
recorded in the land records of Frederick County, is filed herewith marked marked as
exhibit No. 1, to this Bill of Complaint, which exhibit with such others as may be fil-
ed herewith it is prayed may be taken and considered as a part thereof.

2nd. That the said Henry F. Staup left surviving as his only heirs at law the follow-
ing named children to wit--John R. Staup, Carrie I. Staup and Margaret S. Staup, all of
whom are infants under twenty-one years of age, and a widow, who since his death has re-
married, and whose present name is Mary A. Cramer.

3rd. That on the death of said Harry F. Staup, the real estate described in Exhibit
No. 1, descended to and vested in said John R. Staup, Carrie I. Staup and Margaret S.
Staup, as tenants in common, who are its present owners, subject, however, to the dower
interest of the surviving widow, and who joins in this Bill of Complaint for the pur-
pose of having itself free from her dower, she having elected to take in lieu thereof
the amount of money allowable under the rules of this Honorable Court, which consent
and election is filed herewith as exhibit No. 2, to this Bill of Complaint.

4th. That said Real Estate is not capable of division or partition among said parties
without great loss and damage to the parties in interest, and it would be to the inter-
est and advantage of all the said infants, and the parties to this cause to have the
same sold, under the decree of Your Honorable Court, and the proceeds divided among
them according to their respective interests.

5th. That the said John R. Staup, Carrie I. Staup and Margaret S. Staup are non-resi-
dents of the State of Maryland, and reside in the State of Pennsylvania.

To the end that said real estate described in Exhibit No. 1 may be sold, the plaintiffs
pray for the following relief--

1st. that an order of publication may be passed by Your Honorable Court, notifying
the said John R. Staup, Carrie I. Staup and Margaret S. Staup, infants, of the object
and substance of of this Bill of Complaint, and warning them and each of them to be and
appear in this Honorable Court on some day certain to be named therein to answer said
Bill of Complaint, and to show cause, if any they have why a decree should not be pass-
ed as prayed.

2nd. That a decree may be passed by Your Honorable Court for the sale of the real es-
tate described in Exhibit No. 1, and a division of the proceeds among those entitled
thereto according to their respective interests.