

(State-of-Maryland, Frederick-County, to-wit:)

(I-hereby-certify-that-on-this-23rd-day-of-October)

Ordered this 18th day of November, A.D. 1916 by the Circuit Court for Frederick County, sitting as a Court of Equity, that the foregoing report of sale be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the proceedings order Nisi, and the cause is hereby referred to the Auditor to state an account.

Filed Nov. 18-1916.

Glenn H. Worthington
Judge of the Circuit Court for Frederick County.

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BILL OF COMPLAINT FOR SALE OF PROPERTY ETC.

Rhoda M. Hahn, Alonza Z. Hahn	"	
Grace I. Hahn, his wife, Mary	"	
Alice Cramer, Milton Cramer, her	"	No. 9 4 8 9 E Q U I T Y.
husband, Lena A. Smith, and Walter	"	In the Circuit Court
Smith, her husband, James A. Hahn,	"	for Frederick County.
and Maud E. Hahn, his wife.	"	
	"	sitting as a Court
Vs.	"	
	"	of Equity.
Charles E. Hahn, Ella E. Yingling	"	
Samuel D. Yingling, her husband,	"	
Bertha E. Shank and Harry Shank,	"	
her husband, Bessie R. Huber and	"	
Jacob Huber, her husband.	"	

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TO THE HONORABLE JUDGES OF SAID COURT:-

Roda M. Hahn, Alonza Z. Hahn Grace I. Hahn, his wife, Mary Alice Cramer, her husband, Lena A. Smith, and Walter Smith, her husband, James A. Hahn, and Maud E. Hahn, his wife, complaining say:-

1. That a certain Jacob Birely, by his last will and testament dated January 4th, 1847 and Recorded in Liber G.M.E.No.3, folio 219, one of the Record Books for the recording of Wills in the office of the Register of Will for Frederick County, who has since died, devised a certain tract or parcel of real estate, situated near Ladiesburg, Frederick County, Maryland, and commonly known as the "Tan Yard Property" to his son, David Birely, a certified of said last will and testament is herewith filed, marked "Exhibit No.1" which together with all other exhibits filed herewith, complainants pray may be taken and considered as a part hereof.
1. That said David Birely likewise died seized of these parcels or tracts of land described in Exhibits Nos. 2, 3, and 4 less the portion sold therefrom described in Exhibit No. 5.
2. That the said David Birely died during the year 1881, intestate seized and possessed in fee simple of the real estate mentioned in "Exhibit No. 2-3 and 4 less portions described in Exhibit No. 5 and left surviving his a daughter, Susan Augusta Hahn, as his only child and heir at law, in whom said real estate vested and descended in fee simple.
3. That the said Susan A. Hahn, died March 9th, 1894 intestate, leaving surviving her a husband, James A. Hahn, who died February 7th, 1916, and the following named adult children, in whom said real estate descended to and vested in fee simple as tenants in common, to-wit:- a daughter, Rhoda M. Hahn, unmarried; a son Alonza Z. Hahn, who is married and whose wife's name is Grace I. Hahn; a daughter, Lena A. Smith, whose husband's name is Walter Smith; a son, James A. Hahn, whose wife's name is Maud E. Hahn, all residents of the State of Maryland, and Mary Alice Cramer, a daughter, whose husband's name is Milton Cramer, of the State of Pennsylvania, all of whom are complainants in this cause; a son Charles F. Hahn, unmarried, a daughter Ella E. Yingling, whose husband's name is Samuel G. Yingling; a daughter, Bertha E. Shank, whose husband's name is Harry Shank, all residents of the State of Maryland; a daughter, Bessie R. Huber, whose husband's name is Jacob Huber, residents of York, State of Pennsylvania.
4. That your Complainants charge and aver that said real estate is incapable of partition and division, amongst the parties entitled thereto, according to their respective interests, and that it would be to the benefit and advantage of all the parties of interest that said real estate be sold under the direction of your Honorable Court, and the proceeds arising from said sales distributed