

8. That the aforesaid lots or parcels of land still appear upon the Land Records for Frederick County, in the name of Thomas Hickman. That at the time of the purchase of the aforesaid real estate the said Thomas Hickman was acting as the Agent and Trustee of his wife, your Oratrix aforesaid, as well as for himself, for the purpose of carrying out and fulfilling the verbal agreement into which they had entered, to wit, that the real estate should have been conveyed to them as tenants by the entireties.

9. Your Oratrix alleges that the said Deed of March 29th, 1913, was executed to her husband, the said Thomas Hickman, in direct violation of the agreement which she had with him, and in fraud of her rights, and that unless said deed of March 29th, 1913 is declared null and void, and a conveyance of said real estate be made to your Oratrix by the said Joseph H. Hamilton, she will suffer irreparable loss and damage; that your Oratrix has no adequate remedy at law, and will be defrauded of her rights unless she is aided by the interposition of a Court of Equity.

Wherefore Your Oratrix prays your Honors to pass an order of your Honorable Court decreeing and adjudicating the said deed of March 29th, 1913, from the said Joseph H. Hamilton to the said Thomas Hickman to be null and void and of no effect, and directing and requiring the said Joseph H. Hamilton to execute a deed for said lots or parcels of land mentioned in said deed, to the said Gertrude E. Hickman.

And for such other and further relief as her case may require.

May it please your Honors to grant unto your Oratrix the writ of sub-poena against the defendants, Annie Kroeger and Conrad Kroeger her husband, William Hickman; Catharine Hickman; Ida Garrick and Louise Garrick her husband; Emma Oettinger and Rudolph Oettinger her husband, Josephine Hickman and Joseph H. Hamilton, and Charles Hickman and Anna Hickman his wife, commanding them and each of them to be and appear in this Court on some day certain to be named in said writ, to answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound etc etc,

Filed May 1st, 1914.

Smith and Smith
Solicitors for Plaintiff.

"EXHIBIT DEED"

This deed, made this 29th day of March, A.D. 1912, by my, Joseph H. Hamilton, of Frederick County, State of Maryland, WITNESSETH!-that for and in consideration of TEN DOLLAR to me in hand paid, the receipt of which is hereby acknowledged, and other good and valuable considerations, I, the said Joseph H. Hamilton do grant and convey in fee simple unto Thomas Hickman, of Frederick County, Maryland all these lots, pieces or parcels of Ground, and the rights and ways thereunto belonging, situated in Frederick County, State of Maryland, and lying opposite the Frederick County Agricultural Society's Grounds, and south of what is known as the State road, (formerly the Baltimore and Frederick Turnpike Road) and described and designated as lots Nos. 13, 14, 15, 16, 17, 18, 19 and 20 as made and laid out for the said Joseph H. Hamilton and John W. Hamilton, by Crum and Davidson, engineers and surveyors, which Plat is recorded in the Land Records of Frederick County in Plat Book S.T.H. No. 53, etc., reference being hereby made to said plat for a full description of said lots as fully and to the same effect as if the lines and measurements contained on said plat were incorporated in this deed, said lot No. 13 hereby conveyed having a total frontage of 30 feet and 30.01 feet wide in the rear with a depth of 204.42 feet, and said lot No. 14 having a total frontage of 30 feet and 30.01 feet in width in the rear, with a depth of 205.38 feet and said lot No. 15 having a total frontage of 30 feet and 30.01 feet wide in the rear with a depth of 206.34 feet; said lot No. 16 having a total frontage of 30 feet and 30.01 feet wide in the rear with a depth of 207.31 feet; said lot No. 17 having