

2. That since the testimony has been taken in this cause and argument had before your Honorable Court, an opinion has been filed in your Honorable Court, in which your complainant is declared to be entitled to a three-fourths interest in said real estate and the heirs of Thomas Hickman, her husband, should be entitled to the other one-fourth interest in said real estate, and your petitioner therefore alleges and states that she is entitled to a three-fourths interest in said real estate mentioned in these proceedings, and the heirs of Thomas Hickman are entitled to the other one-fourth interest in the same, subject to the right of dower of your petitioner.

3. Your Petitioner further states that the said real estate is not susceptible of division among the parties entitled thereto, without loss and injury to the parties entitled, and that it will be necessary for the same to be sold by a Trustee to be appointed by your Honorable Court, and the proceeds arising from the sale thereof, to be divided among the parties entitled thereto.

Wherefore your Petitioner prays your Honors to pass an order of your Honorable Court, decreeing that she shall be entitled to a three fourths interest in the aforesaid real estate, and that the heirs of Thomas Hickman shall be entitled to the remaining one fourth interest in said real estate subject however to your petitioners right of dower in said one fourth interest share, and that a Trustee may be appointed by your Honorable Court to make sale of the real estate mentioned in these proceedings, in order that the proceedings arising therefrom may be divided among the parties entitled to the same. And for such other and further relief as this cause may require.

And as in duty bound etc.,

Smith & Smith
Solicitors for Plaintiff.

Filed June, 21st. 1915.

PETITION OF PLAINTIFF TO FILE AMENDED BILL OF COMPLAINT,
AND COURT'S ORDER
No. 9162 Equity.

Gertrude E. Hickman
VS.
Annie Kroeger et al.

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

To the Honorable, the Judges of said Court:-

The Petition of Gertrude E. Hickman, Plaintiff, in the above cause, respectfully shows unto your Honors:-

1. That at the time of filing the original Bill of Complaint in this cause, your Petitioner believed that she would be able to produce sufficient evidence to show that she would be entitled to a decree directing Joseph H. Hamilton, the grantor in the deed mentioned in these proceedings to execute a deed to her for the whole of the real estate mentioned these proceedings; but your petitioner has found since testimony has been taken in this cause, and from the opinion of your Honorable Court, filed in this cause on June 12, 1915, that she can only be entitled to ask for a decree allowing her the three-fourths interests in the lots or real estate mentioned in these proceedings, and that the heirs of Thomas Hickman are entitled to the other one-fourth interest in said real estate subject to your Petitioner's right of dower in said one fourth interest.

2. Your Petitioner further states that said real estate is not susceptible of the partition or division among the parties entitled to the same, and that it will be necessary for a Trustee to be appointed by your Honorable Court to make sale of the real estate mentioned in these proceedings and divide the proceeds arising therefrom, among the parties entitled thereto.

Therefore, your Petitioner prays your Honors for leave to file an amended Bill of Complaint in this cause, in accordance with the facts hereinbefore stated.

As in duty bound etc. etc.,

Smith & Smith
Solicitors for Plaintiff.