

No. 9966. Equity.

B I L L O F, C O M P L A I N T

Benjamin McNair, Eve McNair.	#	No. 9966. Equity,
his wife, Maud Musselman,	3	in the Circuit Court for
Millford Musselman, her husband,	#	Frederick County,
Carrie Plank_ Cleveland Plank Her	#	
husband, Charles McNair_ Harry	#	
McNair, Helen McNair Helen McNair	#	
his wife, Mary McNair, Alice McNair	#	
and Helen McNair; Infant.	#	

TO THE HONORABLE JUDGES OF SAID COURT;

The Bill of Complaint of Benjamin McNair respectfully represents unto Your Honorable Court;

First; That a certain Allen McNair died on or about ---- A.D, 1919, intestate, seized and possessed of a certain tract or parcel of real estate situate in Emmitsburg Frederick County, Maryland, and described in a deed Zourie Wentz, and Charles J. Wentz, her husband, to Alice A. McNair recorded in Liber No 324, folio 327. one of the land records of Frederick County, a certified copy of which deed is filed herewith, Marked Exhibit No. I. to this Bill of Complaint, which together with all other Exhibits Your Complainant prays may be taken and considered as part hereof.

SECOND. That the said Alice A. McNair left surviving her the following named Children as her heirs at law, in whom said real estate, vested, as tenants in Common, upon her death her husband having predeceased her, to wit; Your Complainant, Benjamin McNair, an adult resident of Frederick County, and the following Defendants, an adult son Robert McNair, whose wife's name Eva McNair resident of Frederick County, an adult Daughter Maud Musselman, whose husband's name is Millford Musselman. resident of Fairfield, State of Pennsylvania, and Non-resident of Maryland, an adult daughter Carrie Plank, whose husband's name is Cleveland Plank, non-resident of the State of Maryland, and residing in Fairfield State of Pennsylvania; Charles McNair an adult son residing at Emmitsburg, Frederick County, Harry McNair, an adult son whose wife's name is Helen McNair, residing at Key-Mar, Carroll County, Maryland, an adult daughter, Mary McNair, residing at Emmitsburg, Frederick County, Maryland, Alice McNair an adult daughter residing at Lancaster, State of Pennsylvania, and non-resident of the State of Maryland. Helen McNair, infant. residing at Emmitsburg, Frederick County, Maryland

Third, that the said real estate is incapable of division and partition according to their respective rights, and interest, and that it would be to the benefit, and advantage to all the parties interested, that said real estate be sold under a decree of your Honorable Court, and the proceeds distributed to those entitled according to their respective rights and interest,

To the end therefore;

That a decree may be passed by your Honorable Court decreeing the sale of the real Estate, mentioned in this Bill of Complaint and distributing the proceeds arising therefrom among the parties interested, according to their respective interests,

SECOND, and for such other and further relief, as the case may require.

May it please your Honors to grant unto your complainant the writ of Subpoena, directed to the Defendants, Robert McNair, Eva McNair, his wife, Charles McNair, Mary McNair, and Helen McNair, Infant, all residing in Frederick County, Maryland, and Harry McNair, Helen McNair, his wife, resident of Carroll County, Maryland, likewise and order of publication, directed to the said Maud Musselman, Millford Musselman her husband, Carrie Plank, Cleveland Plank Her husband, and