No. 9878. Equity.

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That of Edward Buhrman, Edward H, Buhrman, That of Mary Buhrman, Mary S, Buhrman That of Alfred Buhrman, Alfred I Buhrman.

3. They admit the allegations contained in the 3rd, and 4th paragraphs of said Bill,

4. These respondents deny the allegations of the 5th, Paragraph of said Bill and they aver upon the Contrary that the real estate therein mentioned is susceptible of division among the parties entitled without loss or injury, to said parties.

5, These Respondents further aver that this Court is without Jurisdiction in the premises.

And having fully answered these respondents pray to be hence dismissed with their reasonablr Costs.

George R. Dennis, jr.
Solicitor for Defendants.

Filed January 27th.
1919,

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Exhibit No,1.

At the request of Levi Buhrman the following Deed was recorded November 27th, 1856,

This Indenture made this Ninth day of September in the year of our Lord One thousand eight hundred and fifty One between Susana Funk, (widow), of Henry Funk,Deceased. of Franklin County, and State of Pennsylvania, of the One part, and Levi Buhrman, of Frederick County, and State of Maryland, of the other part. Witnesseth;- that thesaid Susana Funk, for and in consideration of the sum of four Hundred and Eight Dollars, current money in hand paid by the said Levi Buhrman,at or beforethe sealing and delivery of these presents the receipt of which is hereby acknowldged, and thereof doth release, acquit and discharge, the said Levi Buhrman, his heirs Executors, and administrators, by these presents th said Susana Funk, hath granted bargained and sold, and by these presents do grat bargain and sell, unto the said Levi Buhrman, his heirs and assigns forever all that tract or parcel of land, hereinafter described being part of the several tracts or land, called"Try and Good Will " the resurvey on Isreals Lot, and I'll see whose the land will be ",Situate in Frederick County, and State of Maryland, It being the same tract which the sais susana received by inheritance from her Father's Estate, Beginning at a stone heap on the North side, of the road leading from or Through Charltons Gap, in the South Mountain and running with said road South Sixty Nine and three quarter, Degrees, East Twenty eight and eight tenths perches to a stake and heap of stones. on thesouth side of said road, North Seven and One half degrees. west Two Hundred and six perches, toa stake and heap of stones, South forty three and three quarter degrees, east thirty eight and eight tenths parches, to a stake at the end of the 2nd line, of a tract of land called, Stony Land, with said line Norhh two and one half degrees, East forty three and three tenths perches to a stake North forty four degrees, west thirty six and nine tenths perches, South ten and One half degrees, west twenty seven and two tenths perches, South twenty seven and three quarter degrees west One hundred and eight perches thence with a stsight line to the beginning, containing forty eight acres One hundred and fifty One perches, of land be the same more or less, together with all and singular, the buildings and improvements ways, waters, water courses rights members, privileges, and advantages and appurtenances whatever to the said premises hereby granted thereto belonging or in any wise appertaining, to have and to hold the said land and premises hereby conveyed with the appurtenances thereunto belonging or in any wise appertaining to have and to hold the said land and premises hereby conveyed with the premises and appurtenances thereto belonging, unto the said Levi Buhrman, his heirs and assigns forever, to the Only proper use and behoof of him the said Levi Buhrman, his heirs his heirs and assigns forever, and the said Susana Funk for her and her heirs doth hereby covenant, grant promise and agree to and with the said Levi Buhrman, his heirs and assigns, that she the said Susana Funk, and her heirs