

No, 6215, Equity,

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

Oliver E, Hightman, Helen E, Hightman and Amanda Humpson .,	(No, 6215 Equity,
)	In the Circuit Court for Frederick
Vs,	(County,
)	
Ann Elizabeth Hightman, (widow) C, N,)	
Schildnechte Fannie Schildknecht his	(
wife, Alburus Hightman, and Phoebe)	
Hightman, his wife,)	

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The Bill of Complaint of Oliver E, Hightman, Helen E, Hightman, and Amanda Humpson respectfully represents unto your Honors,

1st- That on the sixth day of May, in the year eighteen hundred and Seventy six a certain Jacob Hightman Jr departed this life seized and possessed of certain real estate Situate near Burkettville, in Frederick County, Maryland, the same being fully described in a certain deed, from Jacob Hightman, Sr, to said Jacob Hightman Jr., bearing date April 6th, A, D, 1871, and duly recorded in Liber C, M, No, 6 folio 613 &c., one of the Land records of Frederick County, a certified Copy of which deed is herewith filed marked Exhibit No, 1, to this Bill, which with all other exhibits your complainants pray may be taken and Considered a part hereof,

2nd- That said Jacob Hightman jr., left the following named children and widow as his heirs at law and in whom said property vested, at the time of his death and who now holds said property, as tenants in Common a son Oliver E, Hightman who is married and whose wives name is Helen E, Hightman, a daughter Amanda Humpson whose husbands is dead, a daughter Fannie Schildknecht, who is married, and whose husbands name is Dr, C, N, Schildknecht, a son Alburus Hightman, who is married, and whose wives name is Phoebe Hightman, a widow Ann Elizabeth Hightman all of which heirs at law, and adults of Frederick County,

3rd, That said real estate consists of a house and lot and is not susceptible of partition without material loss and injury, to the parties to interests therein as above stated and in order to make division of said interests it will be necessary that said real estate be sold and the proceeds thereof divided amongst the parties according to their several interests, after the payment -all just debts there was then owing by the said Jacob Hightman, Jr, at the time of his death

To the end therefore,

1st- That a decree may be passed for the sale of said real estate,

2nd.-That the proceeds of said sale may be distributed amongst the parties entitled thereto, according to their respective interests, after the payment of all the just debts, of the said Jacob Hightman, owing at the time of his death,

That your complainants, may have such other and further relief as the case may require, May it please your Honors to grant unto your complainants the writ of subpoena directed to the said defendants, commanding them to appear in your Honorable Court on some day certain to answer the premises and show cause if any they have why a decree should not be passed as prayed

And as in duty

Frank L, Stoner

Solr for Complainant,

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Exhibit, No, 1,

Deed,

At the request of Jacob Hightman, Junr., the following deed was recorded
April 12th, 1871, (U, S, Stamp \$1, 00 Cancelled,)

This Deed, made this Sixth day of April in the year One thousand eight hundred and Seventy one, by us Jacob Hightman Junr., and Eliza Hightman his wife, Witness; that in consideration of Eight hundred and fifty dollars, we, the said Jacob Hightman and Eliza Hightman, his wife do grant in fee simple, unto Jacob Hightman, Junr., all the following described part of a lot of land, -premises lying and being in the town of Burkettville, State of Maryland, it being part of the lot which was conveyed to the said Jacob Hightman, Senr., by Thomas Caywood by deed dated the 4th, day of October 1832, and recorded in Liber J, S, No, 42, folio 46 & 47 & 48 one of the Land Records for Frederick County, Beginning for the part thereof hereby intended to be conveyed as aforesaid, to the said Jacob Hightman, Senr., and running thence with the outlines thereof five courses correcting the same for variation South 14 degrees, West 4-4/100 perches South 32 1/2 degrees, West 8 1/2 perches South 62 1/2 degrees West 4-62/100 perches South 30 1/2 degrees east 2-4/100 perches to a stone formerly