of John W. Fisher, deceased intestate, (Catherine E. Fisher) is Fannie V. Butts, widow, residing in Frederick City Maryland, and who is an adult.

Fifth: That the real estate of which the said John W. Fisher died seized and possessed is not susceptible of partition or division amongst the parties entitled according to their respective rights and interests therein, and it would be to the benefit and advantage of all the parties that said real estate be sold and said proceeds arising therefrom be divided amongst the parties entitled, according to their respective interests.

To the end, therefore:

That your Honorable Court may pass a decree for the sale of the real estate mentioned in the aforegoing Bill of Complaint, assuming jurisdiction in the premises, and distribute the proceeds arising therefrom to the parties entitled, according to their respective interests.

And for sch other and further relief as the nature of the case may require.

May it please your Honors to grant unto your Orators the Order of Publication, giving notice to the said Mary A. Barber and Charles Barber, her husband, Samuel Fisher and Ella Fisher, his wife, and Benjamin Fisher and Fisher, his wife, residing in the City of Washington, District of Columbia, and who are non-residents of this State, and also to all of the unknown heirs, if any, of the said John W. Fisher, deceased, of the object and substance of this Bill, and warning them to appear in this Court, in person or by Solicitor, on or before a certain day, to be named therein, to show cause, if any they have, why a decree ought not to be passed as prayed; and also the Writ of Subpoena, directed to the said John Fisher (unmarried), Blanche Engle and Lewis Engle, her husband, Ella Kabrake and William Kabrake, her husband, and Fannie V. Butts, all of whom are adults and residing in Frederick County and Frederick City, commanding them and each of them to be and appear, either in person or by Solicitor, in this Court, on or before a certain day, to be named therein, and show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

D. Princeton Buckey
Solicitor for Complainants.

(Filed January 30, 1932)

EXHIBIT "A"

At the request of Catharine E. Fisher, the following Deed was recorded March 1st., 1875.

This Deed made this ninth day of February in the year Eighteen hundred and Seventy five, by me Elias L. Delashmutt of Frederick County in the State of Maryland, Trustee, Witnesseth, Whereas, by a decree of the Circuit Court for Frederick County, Sitting as a Court of Equity, passed on the tenth day of May, in the year Eighteen hundred and Sixty Seven, in the case of John Dixon and Jane Dixon, his wife, against Henry Adolphus Michael and others, it being No. 3323 on the Equity docket of said Court, I the said Elias L. Delashmutt was appointed Trustee to sell the Land decreed to be sold the same it being part of a tract of land called "Hill in the Middle andContaining Twenty Three acres acres three roods and Thirteen perches of landmore or less to Jane Dixon and Catharine E. Fisher of the County and State aforesaid forthe sum of Eleven Hundred Dollars and whereas, after making said sale, and after the ratification thereof by the Circuit Court aforesaid, Sitting in Equity the said Jane Dixon and Catharine E. Fisher, the purchasers agreed upon a partition of said Land and in pursuance of said agreement the said parties took possession of their respective portions thereof and the same in Severally; and Whereas after making said partition of the Land and after having fully paid the purchase money therefore to the trustee and before the execution of a deed for the same by the Trustee to the purchasers Jane Dixon, one of the purchasers and her husband John Dixon both departed this life leaving two Children Annie Florence Dixon, and Mary Margaret Dixon both of whom are infants, and whereas upon the petition in writing of the