

The Bill of Complaint of Martha A. Kendal and William Kendal, her husband, Mary V. Toms and Ulysses S. Toms, her husband, Charles A. Kuhn and Mary Kuhn, his wife, Etta M. Kline and Paul Kline, her husband, Henry F. Kuhn and Rena Kuhn, his wife, Elsie A. Gernand and Alvie F. Gernand, her husband;-

Your Orators, complaining say;-

FIRST. THAT Simon P. Kuhn, resident of Frederick County, in the State of Maryland, died on or about the date May 27th, in the year 1932, intestate, and leaving surviving him his widow, Ann Amelia Kuhn, who died intestate on or about the date June 19th, in the year 1932, and the following as their only children and grandchildren and their heirs at law, namely, your Oratrix, Martha A. Kendal, who is married to William Kendal, your Oratrix, Mary V. Toms, who is married to Ulysses S. Toms, your Orator, Charles A. Kuhn, who is married to Mary Kuhn, your Oratrix, Etta M. Kline, who is married to Paul Kline, your Orator, Henry F. Kuhn, who is married to Rena Kuhn;- all residents of Frederick County, in the State of Maryland; and your Oratrix, Elsie A. Gernand, who is married to Alvie F. Gernand;- residents of Washington County, in the State of Maryland;- and Ray L. Kuhn, Infant, Helen L. Kuhn, Infant, and Robert H. Kuhn, Infant, the children and only heirs at law of Edgar M. Kuhn, a son of the said Simon P. Kuhn, and who died on or about the date October 13th, in the year 1928, intestate, the said Ray L. Kuhn and Helen L. Kuhn, being residents of Frederick County, Maryland, and the said Robert H. Kuhn, being resident of Washington County, Maryland.

SECOND. That at the time of his death, the said Simon P. Kuhn was seized and possessed of certain pieces and parcels of real estate situated in Frederick County, in the State of Maryland, and more particularly described as follows;-

(a) All that parcel of real estate containing 18 acres and 70 perches, more or less, as described in the Deed from James W. Morgan and Clara E. Morgan, to Simon P. Kuhn, dated April 21st, in the year 1894, and recorded in Liber S.T.H. No. 269, at folio 33, one of the Land Records of Frederick County, Maryland, a duly certified copy of which said Deed is filed herewith as a part hereof and marked "Exhibit A".

(b) All that parcel of real estate containing 9 acres and 2 roods and 12 square perches, more or less, as described in the Deed from John E. Hurley and Mary A. Hurley, to Simon P. Kuhn, dated March 7th, in the year 1877, recorded in Liber S.T.H. No. 269, at folio 34, one of the Land Records of Frederick County, Maryland, a duly certified copy of which said Deed is filed herewith as a part hereof and marked "Exhibit B".

(c) All that parcel of real estate containing 1.83 acres, more or less, as described in the Deed from John W. Brandenburg and Ada Brandenburg, to Simon P. Kuhn and Savilia Kuhn, his wife, (intended for Ann Amelia Kuhn, his deceased wife), dated April 10th, in the year 1920, and recorded in Liber No. 333, at folios 372, one of the Land Records of Frederick County, Maryland, a duly certified copy of which said Deed is filed herewith as a part hereof and marked "Exhibit C".

(d) All that parcel of land, being woodland and pasture land, containing ten (10) acres, more or less, and being the same real estate described in a Deed from Howard J. Wolfe and Lulu Wolfe, his wife, to Simon P. Kuhn, dated about the year 1907, and said real estate being located near Garfield, in Hauvers District, in Frederick County, Maryland, and which said real estate was in the possession of the said Simon P. Kuhn since said date, but for which real estate your Orators have not to this time been able to find the original Deed of conveyance, or any record of the same among the Land Records of Frederick County, Maryland, and the original of which your Orators believe to have been lost or destroyed.

THIRD. THAT on the 14th day of April, in the year 1919, the said Simon P. Kuhn and Ann A. Kuhn, his wife, in consideration of the sum of One Thousand Dollars owing by them to The Smithsburg Bank of Washington County, executed and delivered unto said Bank their promissory note for said sum of money and a Deed of Mortgage securing the same, said Mortgage