

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Bill of Complaint, of MARGARET R. ZIMMERMAN, ELEANOR KEMP, RALPH KEMP, JOSEPH H. ZIMMERMAN, FLORENCE ZIMMERMAN, CHARLES E. ZIMMERMAN, GLENNA ZIMMERMAN, MAUDE M. FRALEY HARRY P. FRALEY, respectfully represents:

1. That Joshua E. B. Zimmerman, late of Frederick County, Maryland, deceased, departed this life, intestate, on, or about the day of , 1934, seized and possessed of all the following described real estate, located near Feagaville, in Frederick County, Maryland, to-wit:

First: All that farm containing 121 acres of land, more or less, between Feagaville, and Jefferson, about five miles South West of Frederick City, and being the same real estate which is described in the deed from Sarah Anne Culler, executrix of John Jacob Culler, to the said Joshua E. B. Zimmerman, dated January 21, 1901, and recorded in Liber D H H No. 7, at Folio 641, one of the Land Records for said Frederick County, a certified copy of which deed is filed herewith as part of this Bill of Complaint, and marked as (Exhibit A).

Second: All that farm containing 38 acres of land, more or less, located about five and an half miles South West of Frederick City, between Feagaville and Jefferson, and being the same real estate which is described in the deed from Dorsey S. Culler and wife, to the said Joshua E. B. Zimmerman, dated April 1, 1910, and recorded in Liber 292, at Folio 23, one of the said Land Records for Frederick County, and a certified copy of said deed is herewith filed and marked (Exhibit B).

2. That the said Joshua E. B. Zimmerman, at the time of his death, left surviving him a wifow, the said Margaret R. Zimmerman, and the following children:

- (a) Eleanor Kemp, whose husband's name is Ralph Kemp.
- (b) Joshua H. Zimmerman, whose wife's name is Florence Zimmerman.
- (c) Charles E. Zimmerman, whose wife's name is Gleaan Zimmerman.
- (d) Maude M. Fraley, whose husband's name is Harry P. Fraley.
- (e) Howard D. Zimmerman, whose wife's name is Marcella Zimmerman.

and the following grandchildren, who are the childran of a deceased son, Edgar Zimmerman, to-wit:

Catherine Morgan, whose husband's name is Norman Morgan.

May Morgan, whose husband's name is Robert Morgan, all adults, and the following ^{infants:} ~~children:~~

Marie Linton, whose husband's name is Harry Linton.

Joshua Zimmerman, George Zimmerman, Howard Zimmerman, Samuel Zimmerman, Roberta Zimmerman and Dorothy Zimmerman, to whom the said real estate descended, and is now ^{owned} ~~occupied~~ by them as tenants in common.

3. That said real estate can not be divided amongst the parties interested therein, without material loss and injury to the parties interested therein.

Wherefore your complainants pray for the following relief:

(1) That said real estate may be ordered sold and the proceeds divided amongst the parties according to their respective interests therein.

(2) That a trustee, or trustees, may be appointed by an order of Court to make said sale and division.

(3) That your complainants may have such other and further relief as the nature of their case may require.

And may it please your Honors to grant unto your complainants, the writ of subpoena in the usual form, directed to the said Howard D. Zimmerman, Marcella Zimmerman, Catherine Morgan, Norman Morgan, May Morgan, Robert Morgan, all adult residents of Frederick County, Maryland, and Marie Linton, Harry Linton, Joshua Zimmerman, George Zimmerman, Howard Zimmerman, Samuel Zimmerman, Roberta Zimmerman, Dorothy Zimmerman, all infant residents of Frederick County Maryland, commending them, and each of them, to be, and appear in this Court on some certain