

BILL OF COMPLAINT

Nannie S. Warfield, Bessie S. McElfresh, Edmund W. McElfresh, and Bessie L. McElfresh, Edmund McElfresh, Jr., and Rachel McElfresh, by their father and next friend, Edmund W. McElfresh.	" " " " " "	No. 11967 Equity In the Circuit Court for Frederick County, in Equity.
vs. Bessie L. McElfresh, Edmund McElfresh, Jr. and Rachel McElfresh, infants.	" "	

To the Honorable the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity.

The Bill or Petition, of Nannie S. Warfield, Bessie S. McElfresh, Edmund W. McElfresh and Bessie L. McElfresh, Edmund McElfresh, Jr., and Rachel McElfresh, by their father and next friend, respectfully shows unto your Honors:

FIRST: That William H. D. Simmons, late of Frederick County, Maryland, was seized and possessed of four tracts of land situate, lying and being in Urbana District, of said County and State which were conveyed to him in the following order to-wit: 1st, By a deed from Jacob L. Tabler and Mary E. Tabler, his wife, dated the seventh day of March A.D. 1868, conveying 79 acres, 2 roods and 35 square perches of land, more or less, which said deed was duly recorded among the Land Records of Frederick County, Maryland, in Liber C. M. No. 1. Folio 335, a certified copy of which said deed is filed herewith and marked "Exhibit Deed No. 1" which together with all other exhibits filed herein it is prayed may be taken as a part hereof; 2nd, By a deed from John H. S. Linthicum and Julia Linthicum, his wife, dated the twenty-second day of October, A.D. 1878, conveying 46½ acres of land, more or less, and duly recorded among said Land Records in Liber T. G. No. 10, folio 394, a certified copy of said deed is filed herewith and marked "Exhibit Deed No. 2". 3rd, By a deed from Abraham R. Simmons and Susannah Simmons, his wife, dated the 6th day of June A.D. 1883, conveying 131 acres, 1 rood and 20 square perches of land, more or less, which said deed was duly recorded among said Land Records in Liber A. F. No. 7, folio 298, a certified copy of said deed is filed herewith and marked "Exhibit Deed No. 3". 4th, By a deed from Horace T. Peters and Jemima D. Peters, his wife, dated the 30th day of July in the year 1883, conveying one acre of land, more or less, which said deed was duly recorded in Liber A. F. No. 7, folio 392, one of the Land Records of Frederick County, as will appear by reference to same a certified copy of which deed is filed herewith and marked "Exhibit Deed No. 4".

SECOND: That the said William H. D. Simmons being so seized and possessed of the above mentioned tracts of land containing 258 acres, 2 roods and 15 perches, more or less, departed this life in the year 1902 and by his last Will and Testament constituted and appointed his wife Eliza Simmons and his daughter, Effie H. Simmons, his executrices, gave and devised his entire estate to his said wife during her natural life or widowhood and on the termination of said estate to his children, share and share alike, all of which will more fully appear by reference to said Will a certified copy of which is herewith filed and marked "Exhibit Will".

THIRD: That the said Effie H. Simmons departed this life in the year 1908 and the said Eliza Simmons in the month of December A.D. 1928.

FOURTH: That the children of the said testator were, the said Effie H. Simmons, who never married, Nannie S. Simmons, who intermarried with William Warfield, late of Frederick County, Maryland, deceased, and who resides at Wilson Place, Frederick City, Maryland; Bessie L. Simmons who intermarried with John F. McElfresh, late of Frederick County, Maryland, deceased, and who resides at No. 2203 Ellamont Street, Baltimore City, Maryland; Elise Simmons who intermarried with Edmund W. McElfresh and who departed this life intestate, in the year , leaving as her heirs-at-law, her husband, Edmund F. McElfresh and their children Bessie L. McElfresh age 19 years , Rachel McElfresh, age 17 years, and Edmund F. McElfresh, Jr. age 15 years, all of whom reside near Thurston, Frederick County, Maryland.

FIFTH: That on the 29th day of August, A.D. 1929, the said Nannie S. Warfield, Bessie S.