BILL OF COMPLAINT

Vinnie L. Warthen and David A. Warthen, her husband, Mary J. Baker and Charles William Baker, her husband, Lizzie Kelley and Jesse Kelley, her husband, Edith W. Fox, unmarried, Nellie I. Umberger, unmarried, and John W. Umberger, Jr.,	"	No. 12189 Equity
vs.	"	In the Circuit Court for Frederick County.
Ida Nuckles and Chauncey L. Nuckles, her husband.	"	

TO THE HONORABLE, JUDGES OF SAID COURT:

Your Complainants respectfully represent unto your Honorable Court:

FIRST: That a certain Sarah C. Umberger died intestate on the 13th day of May, 1906.

SECOND: That the said Sarah C. Umberger left surviving her as heirs at law and next of kin the following:

John S. Umberger, husband, now deceased,
Vinnie S. Warthen, whose husband's name is David Warthen, and who reside in New Market, Frederick County, Maryland,
Mary J. Baker, whose husband's name is Charles William Baker, and who reside in Frederick, Maryland.
Lizzie Kelley, whose husband's name is Jesse Kelley, and who reside in Baltimore, Maryland,
Edith W. Fox, of Frederick, Maryland,
Nellie I. Umberger, who resides at New Market, Frederick County, Maryland.
John W. Umberger, Jr., sone of John W. Umberger, adeceased son, and
Ida Nuckles, whose husband's name is Chauncey L. Nuckles, and who reside at 2122 Wilkins Avenue, Baltimore, Maryland.

THIRD: That the above named children constitute the only heirs-at-law and next of kin of Sarah C. Umberger, and the only persons having any interest in the real estate hereinafter mentioned, to whom said property descended under the Inheritance Laws of the State of Maryland, and in whom the same vested as tenants in common.

FOURTH: That the said Sarah C. Umberger died intestate as aforesaid seized and possessed of a parcel of ground situate in New Market District, Frederick County, Maryland,together with a dwelling house therein the title to the same having been acquired by the said Sarah C. Umberger by deed from Lizzie V. Cookerly and George W. Cookerly , dated the 22nd day of April, 1901, and recorded in Liber D. H. H. No. 11, Folio 249, one of the Land Records for Frederick County, a certified copy of which is filed herewith marked Exhibit No. 1, which it is prayed may be taken and considered a part hereof.

FIFTH: That the said land consitutes a single piece of property and cannot be divided among the parties hereto without loss and injury and it would be to the best interest and advantage of all the parties concerned that the same be sold under a Decree of your Honorable Court and the proceeds distributed among the parties hereto.

WHEREFORE Your Complainant s pray for the following relief:

1st. That the raal Estate hereinbefore described will be sold under a Decree of your Honorable Court.

2nd. That the proceeds arising from said sale may be distributed among the parties hereto after the payment of all costs and expenses.

3rd. And for such other and further relief as the nature of the case may require.

And your Complainants pray for the following process:

That the Writ of Subpoena may issue in the usual form directed to the said Ida Nuckles and Chauncey L. Nuckles, residing at 2122 Wilkins Avenue, Baltimore, Maryland, warning them to be and appear in Your Honorable Court on some day certain to be named therein, either in person or by solicitor, and show cause if any they have, why the Decree prayed for should not be granted.

Stoner and Storm
SOLICITORS FOR COMPLAINANTS.

(Filed February 2, 1931)