

children, Margaret A. Barnard, a granddaughter, and Thomas B. Barnard, a grandson, an infant aged 19 years, being the children of a son, Carroll Barnard, who died intestate on or about June 1, 1921 both of whome reside at 441 Goethe Street Cumberland, Allegany County, Maryland.

THIRD. That all the above mentioned heirs-at-law are adults except Thomas B. Barnard.

FOURTH. That the said real estate is not susceptible to division among the parties entitled, without great loss and damage and it would be to the best interest and advantage that said property be sold and the proceeds divided among the parties in interest according to their respective rights.

To the end therefore:

1st. That a decree may be passed by your Honorable Court for the sale of said real estate mentioned in the foregoing Bill of Complaint and the proceeds distributed under the direction of your Honorable Court to the parties entitled according to their respective interest.

2nd. and for such other and further relief as the nature of the case may require.

And your Complainants pray for the following process:

May it please Honors to grant unto your Complainants the writ of subpoena directed to Thomas B. Barnard, infant, who resides with his mother, Lillian I. Barnard at 441 Goethe Street, Cumberland, Allegany County, Maryland, who is at this time visiting an aunt at Brunswick, Frederick County, Maryland, namely Vivian A. Lewis, commanding him to be and appear in your Honorable Court on some day certain to be named therein, answer the premises and abide by and perform such decree as may be passed therein.

Patrick M. Schnauffer
Solicitor for Complainants.

Filed June 9, 1937.

Exhibit No. 1

At the request of William E. Barnard & Alverda
Bernard his wife the following Deed is received
for record and recorded May 1, 1901 at 10 o'clock
A. M.

U.S. Internal
\$1.00
Revenue Stamp

This Deed made this nineteenth day of March in the year nineteen hundred and one by Benj. D. Duvall and Laura M. Duvall his wife, both of Frederick County State of Maryland, Witnesseth that for and in consideration of the sum of Eight hundred and fifty dollars, we the said Benj. D. Duvall and Laura M. Duvall his wife, do grant and convey to William E. Barnard & Alverda Barnard his wife their heirs and assigns in fee simple, all that lot piece or parcel of ground and premises, situate, lying and being in Frederick County, State of Maryland which is described as parts of lots #11 & 12 West of Maple Avenue in C. M. Wenner First Addition Brunswick which said plat is filed in liber W. I. P. No. 11, folio 506 &c., one of the land records for Frederick County, said lot or parcel of land being further described as follows: viz: Beginning at a point on the west side of Maple Avenue 100 ft. North of Second St. and running thence Northward 50 feet to an alley, thence West along the South side of said alley 50 feet thence South on a line parallel with the first line 50 feet, thence eastward on a line parallel with Second St. 50 feet to the starting point being part of the same lots previously conveyed to Benj. D. Duvall by Deed of John P. Bell and duly recorded in the Clerk's office together with the improvements thereon and the rights and appurtenances thereunto belonging or in anywise appertaining. And the said Benj. D. Duvall and Laura M. Duvall his wife covenant that they will warrant specially the property hereby conveyed and that they will execute such further assurances as may be requisite.