

BILL OF COMPLAINT

IN THE CIRCUIT COURT FOR FREDERICK COUNTY,

IN EQUITY.

LEONARD SIER, MAYNARD SIER, JAMES C.
SIER and CAROLINE SIER, his wife,
WILMER SIER and NETTIE SIER, widow,

vs.

No. 14569 Equity.

WALTER F. SIER and MARGARET C. SIER,
his wife, MATTIE B. KOLB, widow,
VIOLET L. LININGER and WILLIAM M.
LININGER, her husband, adults, and
NORMAN F. SIER, BEULAH SIER and
CLAUDAI SIER, infants.

* * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The bill of complaint of Leonard Sier, Maynard Sier, James C. Sier, Caroline Sier, Wilmer Sier and Nettie Sier, of Frederick County, Maryland, respectfully represents:

1. That Sarah L. Sier, late of Frederick County, Maryland, deceased, departed this life, testate, in the year 1941, seized and possessed of the following described real estate located in Urbana District, in said Frederick County, Maryland, to wit:

a. All that tract of land containing twenty-eight acres, more or less, lying along the road leading from Urbana to Ijamsville, adjoining the lands of Miss Addison, Messrs Shipley and Ball, and being the same real estate which was devised to said Sarah L. Sier, in the last will and testament of Charles Ford, which said will was duly filed, probated and recorded in the office of the Register of Wills for said Frederick County, in Liber H. L. No. 1, at folio 230, one of the record books in said office and a certified copy of said will is filed herewith and marked "Exhibit A" and 16 acres, conveyed to her from her father by deed dated Mar. 23, 1885, and recorded in Liber A. F. #9 folio 691.

b. All that undivided one-third interest of said Sarah L. Sier, in and to all that tract of land containing sixteen acres, more or less, being the same real estate which was conveyed by Joseph D. Sier, the husband of said Sarah L. Sier, to George A. Sier, by deed dated April 12, 1911, and recorded in Liber H. W. B. No. 296, at folio 287, one of said land records, without, his then wife, the said Sarah L. Sier, joining in the execution of said deed.

2. That said Sarah L. Sier, in her last will and testament, duly filed, probated and recorded in the office of the Register of Wills for said Frederick County, in Liber R. L. L. No. 1 at folio 114, devised the foregoing tract (a) to her sons, Claud D. Sier, now deceased, and Walter F. Sier, and tract (b), with the rest and residue of her estate to Claud Sier, Walter F. Sier and Mattie B. Kolb, as appears from reference to said will, a certified copy of which is herewith filed and marked "Exhibit B".

3. That said Claud D. Sier departed this life, intestate, on or about the 18th day of December, 1935, and left surviving him as his only heirs at law, the following: - His widow, Nettie Sier, and Maynard Sier, Leonard Sier, James C. Sier, Wilmer Sier, Violet Lininger, adults, and Norman F. Sier, Beulah Sier and Claudia Sier, infants, his children, who are all residents of Ijamsville, in said Frederick County, Maryland, and that Mattie B. Kolb is a resident of Frederick City, Maryland.

4. That said real estate can not be divided without loss or injury to the parties interested therein.

Wherefore your complainants pray for the following relief:

1. That a decree may be passed for the sale of said real estate.
2. That a trustee or trustees may be appointed to make said sale and to divide the proceeds amongst the parties interested.