FOURTH: That on the 17th day of December, 1945, the Defendant and your Oratrix, Pauline K. Rice, conveyed a part of the real estate hereinbefore referred to containing one acre of land, more or less, to Orville Smith and Daisy G. Smith, his wife, which Deed is recorded in Liber 450, Folio 564, one of the Land Records of Frederick County, Maryland, certified copy of said Deed is filed herewith and marked "Exhibit No. 2" and is prayed to be considered as a part hereof.

FIFTH: That your Oratrix, Pauline K. Rice, and the Defendant, Isaac C. Rice, were divorced A VINCULO MATRIMONII by the Decree of your Honorable Court on the 7th day of September, 1944, a certified copy of said Decree being herewith filed as "Exhibit Divorce" and prayed to be considered as a part hereof.

SIXTH: That your Oratrix, Pauline K. Rice, is informed and does thus aver that said divorce transfered the ownership of the said real estate to a tenancy in common.

SEVENTH: That the aforesaid real estate of which the parties are seized and possessed is not susceptible to partition in kind; neither can it be divided among the parties entitled thereto without loss or injury.

EIGHTH: That it would be to the interest and advantage of all the parties to have the said real estate sold and the proceeds thereof distributed to the parties entitled thereto.

TO THE END THEREFORE:

1. That the real estate of which your Oratrix, Pauline K. Rice and the Defendant, Isaac C. Rice, are seized and possess be sold under a decree if your Honorable Court, by Trustee or Trustees to be appointed thereunder, and the proceeds to be divided among the parties entitled thereto.

2. May it please your Honors to grant unto your Complainant the Writ of Subpoena, directed to the said Defendant, Isaac C. Rice, who resides at Lewistown, Frederick County, Maryland, commanding him to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.

Alton Y. Bennett
Solicitor for Complainant

Pauline K. Rice
PAULINE K. RICE, Complainant

Filed November 7, 1946

EXHIBIT NO. 1

State of Md.
$2.50
Recordation Tax

At the request of Isaac C. Rice, et. ux. the following Deed is received for record and recorded May 12, 1942, at 11:00 o'clock A.M.

U. S. Internal
$2.75
Revenue Stamp

Test: Ellis C. Wachter, Clerk.

THIS DEED, Made this 16th day of April, 1942, by us, Silas P. Rice and Lillie Rice, his wife, both of Frederick County, State of Maryland,

WITNESSETH: That for and in consideration of the sum of Ten Dollars and other good and valuable considerations, the receipt of which is hereby acknowledged, we, the said Silas P. Rice and Lillie Rice, his wife, do hereby grant and convey, in fee simple, unto Isaac C. Rice and Pauline K. Rice, his wife, all those lots or parts of lots of land and premises situate, lying and being in Lewistown Election District No. 20, Frederick County, State of Maryland, being parts of the same land and premises as referred to and described in the deed from Cornelius I Rice and Mary F. Rice, his wife, to the said Silas P. Rice, and Lillie Rice, his wife, dated February 7, 1925, and duly recorded in Liber 356, folio 107, one of the Land Records of Frederick County aforesaid, RESERVING from the effect hereof all that field or parcel, being the northeastern part of the whole tract, containing five acres, more or less, bounded on the south by the public road leading from Lewistown to the State Fish Hatchery; on the west by the land of Sidney J. Angleberger and on the North by the land of John D.