

BILL OF COMPLAINT

|                            |   |                             |        |
|----------------------------|---|-----------------------------|--------|
| ESTA M. WARRENFELTZ        | : | NO. <u>16319</u>            | EQUITY |
| VS.                        | : | IN THE CIRCUIT COURT FOR    |        |
| WILLIAM L. M. ALBAUGH, and | : | FREDERICK COUNTY, MARYLAND, |        |
| MARY ALBAUGH, his wife,    | : | IN EQUITY                   |        |
| and ERNEST W. ALBAUGH      | : |                             |        |

: : : : : : : : : : : : : : :

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Complainant, Esta M. Warrenfeltz, widower, by Edwin F. Nikirk, her solicitor, respectfully represents unto your Honorable Court:

FIRST: That your Complainant, Esta M. Warrenfeltz, who resides at 1224 Ostend St., Baltimore, Maryland, and the Defendants, William L. M. Albaugh, and Mary Albaugh, his wife, who reside at Walkersville, Maryland, and Ernest W. Albaugh, who resides at Walkersville, Maryland, are now holding as tenants in common real estate located in Walkersville District, Frederick County, Maryland, being on the South side of Main Street, in said town, and fronting on said Main Street 114 feet, more or less, and running back for a depth of 193 feet, more or less, and improved with a six room frame dwelling, as evidenced by the original Deed therefor to the parties to this cause from Lucy A. Albaugh, <sup>now deceased,</sup> said Deed being dated the 20th day of October, 1942, and duly recorded in Liber 441, Folio 600, one of the Land Records of Frederick County, Maryland, said original Deed, being filed herewith, and marked Exhibit 1 to the Bill of Complaint and which is prayed may be taken and considered as a part thereof.

SECOND: That all the above mentioned tenants in common are adults.

THIRD: That the said real estate is not susceptible to division among the parties entitled thereto, without great loss and damage, and it would be to the best interest and advantage to all parties concerned that said property be sold under the orders of your Honorable Court and the proceeds divided among the parties according to their respective interest.

TO THE END THEREFORE:

1. 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 according to their respective interest.