

All that tract or parcel of land situate, lying and being in Urbana Election District, Frederick County, Maryland, containing 120 acres of land, more or less, with improvements thereon being all that tract or parcel of land which was conveyed unto the said Daniel Webster Lee, Sr. and Maggie S. Lee, his wife by James H. Smith and Alice C. Smith, his wife, by deed dated March 24, 1927 and duly recorded in Liber No. 362, Folio 24, one of the Land Records of Frederick County,

the entire interest in said real estate having survived to Daniel Webster Lee, Sr., surviving tenant by the entirety, upon the death of his said wife, Maggie S. Lee, a copy of which Deed is herewith filed and marked "Exhibit No. 3", and which, together with all other exhibits herewith produced is prayed to be taken and considered as a part of this Bill of Complaint.

FOURTH: That by virtue of the language of the two Wills aforesaid, being "Exhibit No. 1" and "Exhibit No. 2", the ownership of the aforesaid real estate referred to in "Exhibit No. 3" descended unto the following children of Maggie S. Lee and Daniel Webster Lee, Sr. as tenants in common, namely, Rachel L. Webster¹, who has inter-married with Lewis Webster and resides in Baltimore, Maryland, Elsie Swain², who has inter-married with Oath Swain and lives in Bethesda, Maryland, William F. Lee³, who has inter-married with Charlotte Lee and resides at Adamstown, Maryland, Carrie Wine⁴ who has inter-married with George Wine and resides at Lovettsville, Virginia, Louise Easterday⁵, who has inter-married with Frank Easterday and resides at Mt. Airy, Maryland, Myrtle Henley⁶ who has inter-married with Albert Henley, who resides at Rockville, Maryland, Ethel Poole⁷ who has inter-married with Monroe Poole, who resides in Frederick, Maryland, Daniel W. Lee, Jr.⁸, who has inter-married with Evelyn S. Lee, who resides in Adamstown, Maryland, and Robert E. Lee⁹, who has inter-married with Betty Lee, who resides in Frederick, Maryland, the aforesaid being all and the only children of the aforesaid Maggie S. Lee and Daniel Webster Lee, Sr.

FIFTH: Your Complainants represent to your Honorable Court that the land hereinabove described is not divisible without loss or injury to the parties entitled, and that it would be to the best interest of all the parties to this cause that said land be sold and, after the payment of the usual Court costs and expenses, the proceeds therefrom to be distributed to the parties hereto, in accordance with the respective interests in said real estate, as determined by the laws of descent of the State of Maryland.

TO THE END, THEREFORE, that the Defendants may answer the premises; and