

THIRD: That Arthur W. Haller, now deceased, a son of George W. Haller, Sr., a deceased brother of Lewis Rice Haller, survived his uncle, the intestate Lewis Rice Haller.

FOURTH: That the said Arthur W. Haller died intestate unmarried, without mother, father, child or descendent, leaving as his heirs at law and next of kin his living brothers, sisters and descendents of deceased brothers and sisters, all of whom are parties to this cause as set out in sub paragraph "5" of paragraph "Second" of this Bill of Complaint.

FIFTH: That although all the known heirs of Lewis Rice Haller and his deceased nephew, the said Arthur W. Haller, are parties to this proceeding, other heirs or successors in interest, if any, are made parties defendant and described as "all other heirs, known and unknown of Lewis Rice Haller and Arthur W. Haller, both late of Frederick County, deceased.

SIXTH: That the defendants, Lewis Coleman Miller and Fay Miller, his wife, are non residents of the State of Maryland, residing in the State of Washington.

SEVENTH: That the said real estate is not susceptible of partition without material loss and injury to the parties entitled to interests therein as above stated, and that, in order to make division of said interest, it will be necessary that the said real estate be sold, and the proceeds thereof divided amongst the parties according to their several interests, under the supervision and direction of your Honorable Court.

TO THE END THEREFORE:

1. That a decree may be passed for the sale of the said real estate and the appointment of a Trustee or Trustees to sell the same.

2. That the proceeds of the said sale may be distributed between your Complainants and Defendants, according to their respective rights and interests after deducting the usual costs and expenses of sale.

3. That your Complainants may have such other and further relief as their cause may require.

May it please your Honorable Court to grant unto your Complainants an Order of Publication, warning the non-resident Defendants and all of the heirs, known and unknown of Lewis Rice Haller and his nephew, Arthur W. Haller, both late of Frederick County, Maryland, deceased, whose names and whereabouts are unknown and who are proceeded against in this case as parties unknown, to be and appear in this Court on some certain day to be named therein to answer said premises and abide by and perform such decree as may be passed herein.