

No. 9014. Equity.

4. That a Certain Nathan A. Englar, late of Frederick County, Maryland, deceased, departed this life leaving a last Will and Testament, dated July 17th. 1899, which was duly probated in the Orphans Court, for Frederick County, and is recorded in Liber N. B. L. No. 2, folio 53. One of the Will Records for Frederick County, a Certified Copy of which said Will is herewith filed as part herof. Marked "Exhibit No. 1."

5. That the said Nathan A. Englar, in his will, after Certain Special bequests, disposed of his estate as follows:-

"All the rest and residue of my whole estate, I give and bequeath unto my said wife, (Lenna Englar) during her natural life, to be held by her &c. &c. &c. After the death of my said wife, should we leave any child or children living, said residue of my estate shall be equally divided among said children, but should there be no child or children living or the descendants thereof living, at my said wife's decease, then my whole estate shall be equally divided between my brother Josiah Englar, my sister Lydia M. Englar, and brother John S. Englar's children now living"

6. That the said Lydia Englar one of the legatees mentioned in the Will of Nathan Addison Englar, died unmarried, without issue; and the said Josiah Englar one of the legatees mentioned in said Will of Nathan Addison Englar one of the legatees mentioned in said Will of Nathan Addison Englar died leaving — Englar, his wife, who is now deceased, and the children mentioned in paragraph 2. herof, and the other legatees mentioned in the Will are the children of John S. Englar, whose names are mentioned

7. That the said Nathan Addison Englar, by his last Will and Testament appointed his wife Lenna Englar, as the Executor of said Will; and the said Lenna Englar died during the early part of February, 1913.

8. That the said Nathan Addison Englar at the time of his death was seized and possessed of Certain real estate situated in Frederick County, Maryland, consisting of the following parcels of land.

(a) All that tract of land containing 150. acres more or less, which was acquired under his father's (Nathan Englar's, Will, dated January 19, 1881, and recorded in Liber C. E. L. No. 1, folio 94, one of the Books in the office of the Register of Wills for Frederick County, a Certified Copy of which Will is herewith filed as part herof, marked "Exhibit No. 2" being the same described in a deed from said Englar to the said Nathan Englar, bearing date August 14, 1848, and recorded in Liber N. S. No. 20, folio 311, one of the Land Records for Frederick County, a Certified Copy of which said deed is filed