

To the Honorable the Judges of said Court;-

The Petition of Clifford T.Sappington and Greenberry R.Sappington,Trustees under the Will of Thomas P.Sappington,deceased,respectfully represents unto your Honors;-

1. That in pursuance of an Order of your Honorable Court passed on the 27th day of October A. D.:1910.your Petitioners unite in a deed of conveyance,together with Wmma O.Sappington,Claire E.Sappington and James C.Sappington,her husband,of a house and lot,situated in Unionville,in Frederick County,Maryland,and more particularly described in a Petition filed in this case on the 27th.day of October A.D.1910; and said house and lot was sold to Mary A.and David C.Pearre for the sum of two thousand two hundred and fifty dollars,one thousand dollars of which was paid on the day of sale,and a note in the sum of one thousand two hundred and fifty dollars, without interest,payable on the first day of April A.D.1911,signed by said purchasers,payable to Clifford T.Sappington and Greenberry R.Sappington,Trustees,was given for the balance of said purchase money; that said sale was finally ratified by your Honorable Court on the 27th.day of October,A.D.1910 .

2. That your Petitioners believe that according to the terms and provisions contained in the last will of the said Thomas P.Sappington,a certified copy of which is filed in this case,and marked Exhibit No.1,said house and lot was devised to Emma O.Sappington,for life and at her death to Clairra E.Sappington,in fee simple; that it was necessary for your Petitioners to join in said conveyance; that said purchasers,Mary A.and David C.Pearre requested your Petitioners, as trustees,to unite in said deed of conveyance together with the said Emma O.Sappington,Claire E.Sappington and James C.Sappington,her husband,in order that all doubts as to the validity of the title to said property may be removed; that the said Emma O.Sappington,Claire E.Sappington and James C.Sappington,her husband,agreed to allow said proceeds of sale to be paid to your Petitioners,as Trustees,which payment has been duly made,without disclaiming any interest which they may have therein,or waiving any rights which they may have to said proceeds of sale but only for the purpose of determining by a further Order of your Honorable Court what disposition should be made of said purchase money; that your Petitioners are in possession of said sum of one thousand dollars,and said note for one thousand two hundred and fifty dollars.

To the end therefore;-

1. That your Honorable Court will construe that provisions of the Will of the said Thomas P. Sappington which relates to the property mentioned and described in the foregoing Petition.
2. That your Petitioners may have such other and further relief as the case may require.

That it may please your Honors to grant unto your Petitioners the writ of sibpoena in the usual form,directed to the Sheriff of Frederick County,against the said Emma O.Sappington, Clairra E.Sappington and James C.Sappington,her husband,commanding them,and each of them to be and appear in your Honorable Court on some day certain to be therein named,to answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound &c,

(Filed April 4,1911)

Smith & Smith
Solicitor for Petitioners.

(ANSWER OF EMMA O SAPPINGTON)

Clifford T.Sappington and
Greenberry R.Sappington,
Trustees under the Will of
Thomas P.Sappington,deceased.

On P E T I T I O N.

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No.8527 Equity.
In the Circuit Court
for Frederick County,
In Equity.