

she devised No. 52 to the said Kate Lee Burck, absolutely, declaring it to be her intention to transpose the bequests as will more fully appear by reference to said Codicil.

4th. That at the time of her death the said Ann Catherine Burck left surviving her, four children, namely; a son, the said Lewis A. Burck, who died on or about October 13th. 1916, without leaving any issue of his body; a son, Francis T. Burck, who died about forty years ago, leaving surviving him, as his only heir at law and next of kin, a son, Cramer A. Burck, who died on the 2nd. day of October, 1936, without leaving any issue of his body; a daughter, Genevieve R. Burck, who married Charles M. Leilich. That the said Genevieve R. Leilich died about twenty years ago, leaving as her only heir at law a daughter, Helen M. Leilich, who married Fred J. Eberstadt, both of whom formerly resided at San Francisco, California; a daughter, Kate Lee Burck, the equitable life tenant, who for many years past has resided at the property now held in trust by your petitioner, No. 122 West Fourth Street, in Frederick City, Maryland.

5th. That pursuant to a petition and order of your Honorable Court, filed in this cause November 19, 1938, your Honorable Court assumed jurisdiction of the trust and appointed your petitioner substituted trustee in place of Lewis A. Burck, the deceased trustee. That your petitioner qualified as substituted trustee, and pursuant to said order of November 19, 1938, borrowed the sum of \$609.00, from the said Adelaide M. Burck, upon a first mortgage non interest bearing note, against the property known as No. 122 West Fourth Street, in Frederick City, Frederick County, Maryland, and applied the proceeds in payment for the installation of a hot water heating plant and bath room, and for connecting said property to the Frederick City sanitary sewerage system, as will more fully appear by reference to said petition and order. That your petitioner filed a report of his receipts and expenditures in this cause April 24, 1939, which shows that he received and expended the whole of said sum of \$609.00, leaving no balance.

6th. That for some years past the said Helen M. Eberstadt, together with her daughter, have resided with the said Kate Lee Burck at said dwelling on West Fourth Street, in said City. That pursuant to an order of your Honorable Court passed March 20, 1953, the said Helen M. Eberstadt paid to the said Adelaide M. Burck said sum of \$609.00 and the said Adelaide M. Burck