

Mary C. Smith,	"	No. 11,666 Equity.
Wheeler A. Smith and	"	In the Circuit Court
Hetta Smith, his wife,	"	for Frederick County,
vs.	"	Maryland, sitting as
I. Statton Smith and	"	a Court of Equity.
Virginia Smith, his wife,	"	
Sarah Ann Elizabeth Young	"	
and Elias Young, her husband,	"	
and Elmer J. Smith	"	

To the Honorable, the Judges of the Circuit Court for
Frederick County, Maryland, sitting as a Court of Equity;-

The Petition of Wheeler A. Smith, respectfully represents
unto your Honors;-

FIRST. That on or about January 11th, in the year 1894,
Elmer J. Smith and Mary C. Smith, his wife, who were the parents
of your Petitioner, and residents of Frederick County, Maryland,
executed a deed of conveyance wherein and whereby they conveyed unto
John J. Smith, of Frederick County, Maryland, in trust, two tracts
or parcels of land, described together as containing 117 acres and
32 perches, more or less, all of which will more fully and at large
appear by reference to a duly certified copy of said deed as filed
in the proceedings in the above entitled case and marked "Exhibit Deed".

SECOND. -That in said deed it was provided that the said
John J. Smith, as Trustee, should "take, hold, lease and receive
the proceeds of said farm and apply the same after the payment of
the taxes and expenses incident to said farm and the keeping it in
proper repair, as follows: 1st. To the maintenance and support of
the said Mary C. Smith and the children of the said Elmer J. Smith,
now born, or hereafter to be born of the body of the said Mary C.
Smith, so long as the said Mary C. Smith shall remain the wife of
the said Elmer J. Smith, or if the said Elmer J. Smith shall die
before the said Mary C. Smith, then so long as she shall remain his
widow, and until she shall remarry again."

THIRD. That in said deed it is further provided that