

B. Davis, his wife, legally adopted two daughters, Mary Ann Miner, who was born September 3, 1935, and Kathryn D. Mattimore, who was born on January 5, 1937; that the said daughters were adopted by the said Sherwyn L. Davis and Kathryn E. Davis, his wife, under a decree of the Municipal Court of Philadelphia dated on the 28th day of October, 1939, prior to the date of the testator's will and prior to the death of the testator. That the said Mary Ann Miner has intermarried with and is now the wife of C. Douglas Miner, Jr. and has a daughter, Susan Miner, who was born in the month of August, 1959. And the said Kathryn D. Mattimore has intermarried with and is now the wife of Peter M. Mattimore and has no children. And the said Sherwyn L. Davis and Kathryn E. Davis, his wife, have two natural children, Caroline Davis, born May 26, 1942, who is now unmarried, and Richard Davis, born November 1, 1945, who is now unmarried.

That the above named individuals are all of the descendants of George Wallace Davis, Sr., the testator, now living, and are all of the persons who are entitled to the remainders in the lands hereinabove described if the contingency set out in the will of the said George Wallace Davis, Sr. happened at this time. That all of the said parties are non-residents of the State of Maryland. That all of the said parties who are adults file herewith their consent to be named parties plaintiff in this proceeding, marked Exhibit No. 6 and prayed to be taken as part hereof.

FOURTH: That the said George Wallace Davis, Jr., Trustee, has administered his trust in the Orphans' Court of Philadelphia County, State of Pennsylvania, in cause known as No. 3114 of 1942. That he has stated his accounts in the said Orphans' Court of Philadelphia County and has petitioned the said Court for leave to sell at public or private sale the said land in Frederick County, Maryland, which petition has been granted by the said Orphans' Court of Philadelphia County. That the accounts of the said George Wallace Davis, Jr., Trustee, show that he has faithfully leased the farm land in Frederick County, collected the proceeds and faithfully endeavored to carry out the wishes of his father, the testator, as set out in his will. That in the nineteen years during which the trust has been in existence, he has been unable to rent the farm lands for