

his trustee, as will appear by the Clerks Certificate, herewith filed, marked exhibit N^o. 3.
 Your orator and oratrix further show unto your Honor, that the said George W. Wertenbaker, on the 5th
 day of February, Eighteen hundred and Forty seven, applied for the benefit of the In-
 solvent Laws of Maryland, and that William Wertenbaker, then, and now of Frederick
 County was duly appointed his trustee, as will be shown by the Clerks Certificate here
 with filed, marked Exhibit N^o. 4. Your orator, and oratrix, further show unto your
 Honor, that the said property is deteriorating & lessening in value by reason that
 it is Tenanted out from time to time, and that it will be for the Interest & advan-
 tage of all Concerned, the life tenant, in remainder, as well as the Tenants-
 in remainder, that said property should be sold, and the net proceeds invest-
 ed during the life of the life Tenant, and after death be distributed among
 those entitled. But now so it is may it please your Honor, that your orator &
 oratrix, are without, adequate remedy, save by the aid of your Honorable Court
 To the end therefore - That the said Mary Eitt, William Wertenbaker, George W. E.
 Wertenbaker, Woodward Wertenbaker, Michael H. Staller, Thomas Etchison & Mary
 Etchison, Washington Burgess & Ann Burgess, Absalom P. Kessler & Catharine
 Kessler, Joseph Eitt, Catharine Hamilton & Elizabeth Penn, may answer the-
 several matters & things herein before stated, and fully & particularly, and that the
 Real Estate aforesaid may be sold; and that your orator & oratrix may have
 such other and further relief, as their case may require. May it please your
 Honor to grant unto your orator & oratrix, an order of Publication giving notice
 to said Joseph Eitt, Elizabeth Penn, George W. E. Wertenbaker, & Woodward Werten-
 baker who are now residents as before stated of the substance & object of this
 bill, and warning them to appear in this Court, in person, or by solicitor, on or
 before a certain day, to answer the premises, and show cause if any they
 have, why a Decree ought not to pass as prayed; And also a writ of sub-
 poena, against the said William Wertenbaker, Michael H. Staller, Thomas Etchison
 & Mary Etchison, Absalom P. Kessler & Catharine Kessler, Catharine Hamilton and
 Mary Eitt of Frederick County, and the writ of Subpoena against Washington Burgess
 & Ann Burgess of the City of Baltimore. - Commanding them to appear in this Court
 at some certain day to be therein named, to answer the premises & to obey by and
 perform such Decree as may be passed therein & as in duty bound &c.

U. S. Luckett, Solicitor for
 Compt^s

Exhibit N^o. 1 is in the words & figures following, viz.
 In the name of God - Amen. I Woodward Eitt of Frederick County, in the State
 of Maryland, being sick, and weak in body, but of sound and disposing mind
 memory, and understanding - Considering the Certainty of death, and the uncertain-
 ty of the time thereof, and being desirous, to settle my worldly affairs, & thereby be
 the better prepared to leave this world, when it shall please God to Call me hence
 do therefore make and publish this my last will and Testament, in manner
 and form following, that is to say, First, and principally - I Commit my Soul unto
 the hands of Almighty God, and my body to the Earth, to be decently buried at the
 discretion of my herein after named executor, and after my debts & funeral chur-
 ges are paid, I devise & bequeath as follows.
 Item, I give, and devise unto my wife, during her natural life, in lieu of her dower of
 my whole Estate, the Stone farm, the Set ameyo, where I now reside, and at her
 death, to the heirs of her body, by me begotten, if any such be then living, and if
 there be no such heirs of my wife living at her decease - then I direct the said
 property to be sold, at public sale, and the proceeds arising from the sale thereof