

trustee so as to carry into full effect the provisions of said last will & Testament, and the intention of said Testator, and that your orator & oratrices may have all such other & further relief, in the premises, as the nature of the case, may require, and as to your Honor shall seem meet, May it please your Honor to grant unto your orators & oratrices the State of Maryland with of subpoena, to be directed to the said Oscar Baugher & Elizabeth M. Baugher his wife, Edmond H. Baugher, Charles H. Baugher, John F. Baugher, Isaac A. Baugher, Emma C. Baugher, Ann Elizabeth Baugher, Lewis D. Sheetz & James A. Sheetz, thereby Commanding them, and each of them to be and appear before your Honor, on a certain day, therein to be named, to answer all, and singular the charges, and matters aforesaid, & to stand to abide, and perform such order & decree, in the premises, as to your Honor shall seem meet, and your orators, and oratrix will ever pray &c. Grayson Eckelbarger Sells
For Complainants.

Exhibit N^o 1 is in the words & figures following, to wit.

In the name of God amen, I Isaac Baugher of Emmitsburg - in Frederick County, and State of Maryland, being in a good state of health and of a sound, and disposing mind, and memory, and being desirous whilst in the enjoyment of health, and in the full possession of all my faculties of mind, to make an arrangement of all my worldly effects, do make and publish this as my testament, and last will, as follows to wit: First. I direct that all my debts & funeral expenses be paid, as soon after my decease as possible. Second. I devise to my wife, during her natural life, the Real Estate, to wit: The House in Emmitsburg, in which I now reside being the same wherein I have resided for a number of years past - Together with the appurtenances, also the Lot purchased by me from the executors of John Traxell dec^d it being the Lot south of the Tavern Stand, now occupied by Mrs Agnew, in Emmitsburg, and on which my Barn, and stables are situated - Together with the appurtenances, said Lot contains about two acres of Land, also the House and Lots, situated on the North Side of Emmitsburg in the said State of Maryland the being the same House & Lots purchased by me at Sheriff's Sale, as the property of John Ina, the said Lots lie east of the Road, leading from Emmitsburg to Gettersburg, and contain about two acres of Land, Together with the appurtenances, and also the Lot, adjoining the said last mentioned Lots being the purchased by me of Jacob Faulstich, containing about two & one quarter acres, Together with the appurtenances, also the House and Lot in Emmitsburg, adjoining the House wherein I now reside, being the House, and Lot purchased by me, from the executors of John Traxell, dec^d also the Mountain Lot, situate in the said County of Frederick, and adjoining the lands of Robert Brooks, and others, the said Lot having formerly belonged to the father of my wife Thirteenth - All the residue of my Estate shall be divided equally - among my children to wit my sons James M. Oscar, Edmond H. Charles H. John F. & Isaac Albert, and my daughters, Maria Louisa wife of Lewis Coppensmith, Amanda wife of Grayson Eckelbarger, Virginia Ann Elizabeth, and Emma Catherine, and such other children as may hereafter be born to the State of Maryland, Frederick County, to wit

I hereby certify - that the foregoing is a true extract taken from the Original, as filed & Recorded in the Office of the register of wills of the County aforesaid. In testimony whereof, I hereunto set my hand, and affix the Seal of office this 24th day of December A.D. 1853. / Test. / Geo. Hoskins Reg^y

Exhibit N^o 2 is as follows, Viz.

At the request of Isaac Baugher, the following deed is Recorded.
July 11th 1831. This Indenture - made the 26th day of May, in the year of our Lord, one thousand, eight hundred, and twenty one, between Jacob Trunkle of Frederick County in the State of Maryland, of the one part, and Isaac Baugher of the County & State aforesaid of the other part. Witnesseth - That the said Jacob Trunkle for & in Con-