petitioners by the Orphans Court of Frederick County, as will appear by reference to Exhibit C. a true and certified copy thereof herewith filed, and that the said John Ritchie and Albert Ritchie Executors of the said Albert Ritchie decd, thereafter delivered over to the possession of your petitioners as administrators de bonis non, as aforesaid, the balance of the personal estate of the said John C. Ritchie which your petitioners have proceeded to account for, from time to time, with the Orphans Court of Frederick County, and which your petitioners believe to be sufficient to pay and discharge the pecuniary legacies and bequests made in said last will to be settled in their accounts with the Orphans Court aforesaid.

And your petitioners further state, that the said servant man Henry Jones, a negro slave of the said John C. Ritchie died before the said Barbara widow of said John C. Ritchie, and did not survive her and obtain his freedom under said will, and that the said legacy and the devise of the said house and lot, never did vest in the said Negro Slave but the said property remained in or became the property of the heirs at law of the said John C. Ritchie under the act to direct descents, or became part of the residue of said estate, but your petitioners assert and claim, as they are advised, that it is the property of the heirs ~~of~~ at law of the said John C. Ritchie under said act, and that the said John C. Ritchie died intestate as to said property.

And your petitioners state, that the said John C. Ritchie departed this life without leaving any children or direct heirs, that Rebecca Ebert, the mother of your petitioners, and Maria B. Ritchie were his sisters of the whole blood, and that they had no brothers of the whole blood, that Rebecca Ebert wife of John Ebert since decd is dead and died before the making of said will as appears therein, and left the following children to wit: Your petitioners Benjamin Ebert, Valerius Ebert and John M. Ebert, and also Augustus F. Ebert who died on the fifth day of November Eighteen hundred and thirty six, and also William Ebert who resides in Georgetown in the District of Columbia, and Ann intermarried with Jacob Ramsburg also residents of Georgetown aforesaid and non residents of the State of Maryland, that the said Maria B. Ritchie also died, as appears by said will, before the said John C. Ritchie, and had the following children Robert Carey and Cyrus Carey, who died before the said John C. Ritchie, and John M. B. Carey, Eleanor intermarried with Henry Brish, Eliza Bush widow, Fannie intermarried with George Kump, and George Ritchie, all residing, as your complainants are informed and believe in the State of Ohio and non residents of the State of Maryland, and that William Carey, son of the said Barbara by her first husband, died since the death of the said John C. Ritchie leaving a widow Ophelia Carey and five children to wit; James H. C. Carey and Henrietta H. Carey who are of the full age of twenty one years, and Louisa A. C. Carey, Sallie M. Carey, and Willie Ann Carey who are under the age of twenty one years and all of whom reside in the State of Virginia as your petitioners believe, and are non residents of the State of Maryland, and your petitioners do not know and cannot learn whether all are now living or if dead which, nor if the said females other than as mentioned are married.

And your petitioners pray that the said real estate of which the said John C. Ritchie so died intestate may be decreed to be sold by the trustee hereinafter prayed to be appointed for partition and the proceeds distributed to heirs entitled under the directions of your Honor.

And your petitioners further state that the said Barbara Ritchie widow of the said John C. Ritchie departed this life on the 18th of December 1862.

And your petitioners state that the heirs of Maria B. Ritchie who were named in the said will,