

liable for the payment of his debts & - and immediately after the decease of the said Emelie A. Myers then in trust that the same ground and premises shall descend to and become the property of the child or children the said Emelie A. Myers might thereafter have to be by them held as tenants in common in and there should be more than one, - all of which is particularly described and specified in said deed of trust, a true and certified copy whereof is filed herewith marked Exhibit No 1, which with all other Exhibits your petitioners pray may be taken as a part of this petition as if here inserted in words and figures -

Your petitioners further show unto your Honor that after the Execution of said deed of trust said Emelie A. Myers intermarried with one Jas. Robertson of Frederick County and at the death of said Jacob Myers she entered upon the enjoyment of said ground and premises according to the provisions of said deed, that sometime in the year 18 said Emelie A. Robertson died leaving as her children and heirs at law one of your petitioners, - Alice Robertson, Alexander Robertson, Grace J. Robertson and Chas. H. W. Robertson to whom said property descended as tenants in common and was by them so held, that all of said tenants in common and heirs at law reside in Frederick County, that all of them are infants under the age of twenty one year except your petitioner Alice Robertson who is an adult, that your spirit named petitioner Samuel S. Simmons has been appointed by the Orphans Court of said County Guardian of said infants, as will appear by a certificate of such Guardianship filed herewith marked Exhibit No 2. -

And your petitioners still further show that the rent and income derived from said property were not sufficient to keep the same in good repair and pay the taxes thereon, that said property was constantly decreasing in value and being more or less damaged in consequence of its use and wear and therefore your petitioners thought it would be to the interest and advantage of all the parties concerned, infants as well as adults, for said property to be sold, that your petitioners were offered four thousand dollars for said property by one Jas. P. Ringold of Balt. City and believing that to be a just and liberal consideration for said property, they have sold the same to said Jas. P. Ringold for said amount subject to the ratification and confirmation by your Honorable Court. -

In tender consideration whereof and for that your petitioners are remediless in the premises by the strict rules of the Common Law and relieved only in a Court of Equity where matters and things of this nature are properly cognizable - In the end therefore that the said Alexander Robertson, Grace J. Robertson and Chas. H. W. Robertson may answer fully and particularly all and singular the matters and charges aforesaid - May it please your Honor to order and decree that said sale be ratified and confirmed and the care be referred to the auditor to state an account therein, and that your petitioners may have such other and further relief in the premises as the nature of the case may require and to your Honor shall seem just - and may it further please your Honor to grant unto your petitioners the State of Maryland's writ of habeas corpus directed to the said Alexander Robertson, Grace J. Robertson and Charles H. W. Robertson all of Fredk County, thereby commanding them and each of them to be and appear before your Honor on a day therein to be named, to answer all and singular the premises and to stand to abide and perform such order and decree therein as to your Honor shall seem just, and your petitioners will ever pray &

Grays and Eichellinger
Sols. for petitioners

Exhibit No. 1. Jacob Myers Agreement in trust
Alexander J. Miller

This Indenture made this 15th day of February in the year 1840, between Jacob Myers of the City and County of Baltimore in the State of Maryland of the one part, and Alexander J.

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