well be incapable of division amongst said remaindermen without greatly injuring and depreciating the value of the said Real Estate and your Oratrix and the Defendants in this cause except the said William P Hammond who is an infant under twenty one years of age and cannot consent thereto, and are willing and anxious to sell the same And your Oratrix further charges that it will be to the interest and advantage of all Parties hereto both the said infant and the said Adults Complainant and Defendant to have said premises sold by the Decree of this Honorable Court and the Proceeds invested under its direction for the benefit of your Oratrix during her life and for the securing of the same to said remainder-men after the lapse of said life Estate But that said William P Hammond is an infant under the age of twenty one years and your Oratrix is therefore advised that a sale thereof cannot be had without the assistance of this Honorable Court To the end therefore that the said John E Unkefer Frances S Unkefer, Lucy R Albaugh and Edward Albaugh her husband Lydia Gosner and John Gosner her husband and Wyona Hammond and William P Hammond may answer the premises, and that a decree may be passed for a sale of the aforesaid land and the proceeds of sale be invested under the order of this Court for your Oratrix during her natural life and after the death of your Oratrix be distributed among said Defendants according to said Will and that your Oratrix may have such further and other relief as her case may require May it please your Honor to grant unto your Oratrix the Writ of Subpoena against the said John E Unkefer Frances S Unkefer, Lucy R Albaugh and Edward Albaugh her husband Lydia Gosner and John Gosner her husband Wyona Hammond and William P Hammond of Frederick County commanding them & each of them to appear in this Court on some certain day to be therein named to answer the premises and abide by and perform such Decree as may be passed therein and as in duty &c

Jas McSherry
Sol for Complt

Filed Nov 16th 1871

Exhibit A

"A true copy of clause No 3 of the last Will and Testament of Matilda Dorsey late of Frederick County deceased"

3rd. Also I give and devise to my sister Lydia wife of Dr Abdiel Unkefer of Frederick County all that Farm in in Liberty District Frederick County State of Maryland purchased by me from the said Dr A Unkefer and conveyed to me by him and the said Lydia my sister in April in the year 1860 or thereabout, which said Deed is now recorded in the Office of the Clerk of the Circuit Court for Frederick County for and during her natural life to the sole and separate use of her my said sister Lydia and I devise the said Farm after her death subject to the hereinafter described charges conditions or estates to her children excepting from said children her daughter Laura for whom I intend herein to provide as tenants in common and of any child and of any child or children of the said Lydia shall be dead at the time of my death leaving child children or grand children the said child children or grand children shall stand in the place of such deceased child of my said said sister Lydia, and I do charge the said Farm so devised to the remaining