No. 2: that said Sarah E. Simmons died intestate on the day of A. D. 186 , leaving the following named Children as her only Children and heirs at law, viz: Susan E. Simmons, M. Virginia Simmons, Jas. Saul, Simmons and Lynn Simmons, all of whom were infants of tender age, and who inherited the said interest of their said Mother in said real estate, as tenants in Common: that said Lynn Simmons died shortly after the death of his mother, and his interest descended by inheritance to his said sisters and Brothers; that your Petitioner being seized and possessed in his own right in fee simple, as aforesaid, of the undivided Seventy three ninety sixths of said real estate and having a life estate as tenant by the Curtesy in the other undivided twenty three ninety sixths of said real estate with said Susan E. Simmons, M. Virginia Simmons and Jas. S. Simmons your Petitioner's infant children owning the remainder in said twenty three ninety sixths as tenants in Common, and said real estate not being susceptible of division without injury and loss and believing it to be to the interest and advantage of said infants as well as to your Petitioner individually, for said real estate to be sold he did on the 2? day of January A. D. 1878, contract with one Richard R. Buckey to sell to him said real estate at and for the sum of two thousand two hundred and fifty dollars or at the rate of Seventy seven & 95/100 dollars per acre for the actual quantity of land in said tract, should the same vary from one hundred and thirty one and one half acres upon a resurvey of the same, and the terms of said Contract with said Richard R. Buckey will more fully appear by the Article of Agreement entered into with him filed herewith as part of this Petition and marked Exhibit No. 3; that as said Susan E; M. Virginia and Jas. S. Simmons who own the remainder in said twenty three ninety sixths of said land are infants your Petitioner is unable to give a good title to said Richard R. Buckey to the same without the aid and authority of your Honorable Court; that the price agreed upon for said land is a fair and liberal price for the same and as much as could be reasonably obtained for the same and your Petitioner believes and charges that it is decidedly to the interest and advantage of said infants for said Sale to be ratified by your Honorable Court and the share of the proceeds of sale in which said infants have an interest; invested in some safe and profitable manner under the direction of your Honorable Court for and during the lifetime of your Petitioner and then to go to said infants.

In tender consideration whereof and for that your Petitioner is remediless in the premises without the aid of your Honorable Court, may it please your Honors to ratify and confirm said sale and grant to your Petitioner such other and further relief in the premises as the nature of the case may require and to your Honors shall seem right, and may it further please your Honors to grant to your Petitioner the State of Maryland's writ of Subpoena directed to said Susan E; Simmons, M. Virginia Simmons and Jas. S. Simmons directing and commanding them & each of them to be and