

to be sold free and clear of her right of dower therein, she to receive in lieu thereof such proportion of the proceeds of sale to which she may be entitled according to law, and the rules of your Honorable Court. In tender consideration whereof and for that your Complainants are remediless in the Premises by the strict rules of the Common Law, and relievable only in a Court of Equity, where matters and things of this nature are properly Cognizable. To the end therefore, that the said Clara C. Smith, Granville M. Smith and Franklin C. Smith may answer the Premises fully and particularly, and that said real estate may be sold under a decree of your Honorable Court, and that your Complainants may have all such other and further relief in the Premises as the nature of the case may require and to your Honors shall seem just, may it please your Honors to grant to your Complainants the State of Maryland's writ of subpoena directed to said Clara C. Smith, Granville M. Smith and Franklin C. Smith directing and commanding them to be and appear in your Honorable Court on some certain day to be therein named to answer the premises and abide by & perform such Order or decree as may be passed therein. And your Complainants will ever say &c.

Filed January 21st 1878.

Milton G. Wren
Sol. for Compls.

Exhibit

No. 1. + + + (Extract from the Will of Jacob Smith, dec?.)
 " Item, I give and devise unto my three sons Henry, John and Samuel their heirs and assigns for ever the remainder of my real estate to be equally divided among them.
 " My will and desire is that if my three sons aforesaid Henry, John and Samuel, cannot agree in dividing the remaining land and premises they shall appoint three men, and have the same appraised to the full value thereof, and if one or the other of said brothers wishes to sell his part of said land he shall sell the same to one or both the other brothers, and to no other person or persons whatsoever, and if one or the other of the said brothers should die without issue his part of the Estate shall descend to the other surviving brother or brothers. And if any one of my sons should learn the Art, trade or mystery of a Black Smith, I direct my executor to give him all my Black Smith tools of what nature soever the same may consist.
 " Item. I give and bequeath unto my two daughters Elizabeth and Margaret one feather bed and bedstead each, with all the furniture thereto belonging, One Bureau each, One Spinning wheel each, and half a dozen of Windsor Chairs each, to be given unto them by my executor when they arrive to the age of Eighteen years.

" State of Maryland, Frederick County, to wit: — I hereby certify that the foregoing is a true extract from the Original Will of Jacob Smith dec? as filed and recorded in the Office of the Register of

Exhibit
No.