

valuation upon the said real estate, and that all of the said real estate situated in the said State of Maryland was elected to be taken by Thomas J Shreve and Charles H Shreve, two of the aforesaid heirs of said testator, that subsequently the said Thomas J Shreve was by the said Court released from his election, to take a part of the said real estate, and the said Charles H Shreve, one of your complainants, was substituted for and instead of the said Thomas J Shreve. So that your complainants therefore under and by virtue of the decrees passed in the said cause by the said Court, and by his aforesaid election to take, became possessed of the whole of said real estate situated in Maryland, containing in all, about eight hundred and twenty acres, two rods and thirteen perches of land, and which was assessed by the said Examiners to make partition at the gross sum of thirty thousand three hundred and fifty one dollars and fifty cents.

All of which will more fully appear by reference to a certain certified copy of the aforesaid last will and testament of the aforesaid testator herewith filed, marked Exhibit No 1. and of the proceedings in the aforesaid cause, Nos. 182 to 1865, and 189 to 1866, in the Circuit Court for Montgomery County, sitting in Equity, herewith filed, marked Exhibit No 2. which exhibits, together with all other exhibits herewith filed and hereafter to be filed, your complainants pray may be taken and considered a part of this, their bill of complaint.

Your complainants further show unto your Honorable Court, that the said Charles H Shreve has paid the whole of the said sum so fixed by the said Examiners on the real estate, as the value thereof, except the sum of ten thousand one hundred and twenty dollars, still due and owing to two of the said children of the said testator, for which said sum still due he has executed a mortgage for the sum still due to each, which will fully appear by a reference to a copy of said mortgages herewith filed, marked Exhibits No 3 and 4.

Your complainants further charge, that the Examiners aforesaid have executed to the said Charles H Shreve a good and sufficient deed for the said real estate, and that all of the said heirs now living all being of age, have also executed to the said Charles H Shreve, a good and sufficient deed for the said real estate. Copies of said deeds are herewith filed, marked respectively Nos. 5 and 6. Your complainant further charges, that all the real estate of the said testator, situated in the State of Virginia was taken by Daniel J Shreve, son of the testator, under and by virtue of a similar understanding and construction of the aforesaid will, and that the said real estate in Virginia was valued at about nineteen thousand dollars.

Your complainants further charge, that in the month of April, A.D. 1870, Thomas J Shreve one of the aforesaid children of the said testator, died, leaving a wife and two children surviving him having been fully paid his entire interest in said estate under said will, in his lifetime.

Your complainants further show unto your Honorable Court, that your complainant, Charles H Shreve, married your complainant, Ann E Shreve, and that your complainants have six children, as follows: Fannie B Shreve, Richard B Shreve, Mary E Shreve, Annie B Shreve, Charles Elgin Shreve, and Thomas Bradley Shreve, all infants under twenty one years of age. That Daniel J Shreve married a certain Margaret E Shreve, and has ten children living, as follows, to wit: Richard Florence Shreve, Annie Gertrude Shreve, Daniel F. J. Shreve, Benjamin F Shreve, Ella Beall Shreve, Nora Blake Shreve, Carroll Austin Shreve, Arthur Bernard Shreve, Thomas J Shreve, and Margaret E Shreve, all infants under twenty one years of age.

That Thomas J Shreve, a son of testator, married a certain Rosalie Tilgman, and died as aforesaid, leaving his wife and two children, namely: Oswald Tilgman Shreve and Arthur Leigh Shreve, both infants under the age of twenty one years.

That Annie O Shreve married a certain J. E. R. Hood and has two children, namely, Stanley Hood and Mary Emma Hood, both infants under twenty one years of age, who reside in Frederick County, State of Maryland.

That Benjamin F Shreve and Arthur B Shreve, have no children and have never married.