

No. 5448 Equity.

appear from a certified copy of said Mortgage herewith filed, as part hereof marked Exhibit B. 5th. That said Promissory Note is overdue, and excepting two credits of One Hundred Dollars each paid, on or about the 28th day of April 1887, and the 10th day of April 1888, is unpaid - 6th That the Personal Property of the said John W. Martin is sufficient to pay all of the debts of the said John W. Martin except the Mortgage debt herein referred to which will have to be paid, out of the proceeds of the sale of the said Farm. 7th That said Infants, Edna Irene M. Martin, Florence Grace Martin, Bessie O'Dell Martin, and Mabel Gertrude Martin, are seized in fee simple of said farm, as tenants in common subject to the dower rights of your Orator Laura V. Martin, and to the lien of the Mortgage hereinbefore referred to. 8th That said farm is difficult to keep in good order requiring active and careful farming, which your Orator, the said Laura V. Martin is unable to do, that the same would depreciate in value; and that in your Orator's opinion said farm would sell to a better advantage now than at any other time. 9th That it would be for the benefit and advantage of all of the parties to this cause, especially of the said infants to sell the said real estate and to invest the proceeds thereof in some productive fund for their benefit. 10th That your Orator Laura V. Martin hereby assents to the passage of a decree for the sale of said land free and clear from all claims of dower and consents to receive in lieu thereof such an allowance out of the proceeds arising from the sale of said farm as to this Court seems right. To the end therefore 1st That the said Real Estate may be sold and the proceeds thereof reinvested under the order of this Court - 2nd That your Orator may such other and further relief as their case may require.

May it please your honors to grant unto Your Orator the writ of Subpoena directed to the said Joshua Biggs, adult, and to Edna Irene M. Martin, Florence Grace Martin, Bessie O'Dell Martin, and Mabel Gertrude Martin Infants, all residing in Frederick County, in the State of Maryland Commanding them to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein -

And as in duty bound &c.

Robert Biggs
Solicitor for Plaintiffs.

(Filed, June 19, 1888)

At the request of John W. Martin the following Deed is Received for Record, and Recorded May 21st 1885 at 4-10 O'clock P.M. Test: Adolphus Fearhake Jr. Clerk.

This Deed made this 28 day of April in the year Eighteen Hundred and Eighty five by me Mary Ellen Martin, Trustee, Witneseth, whereas by Virtue of a decree of the Circuit Court for Frederick County sitting as a Court of Equity passed on the 11th day of December A. D. 1884 in the case of Mary E. Martin mother & next friends vs Cora Virginia Martin and others being No. 5028 Equity on the Docket of said Court, & the said Mary Ellen Martin was appointed Trustee to sell the land