No 4389 Equity.

2nd Report & Petition of Wm H. Miller Trustee. Courts Order and decree.

Elizabeth Ebert on Petition } No 4389 Equity In the Circuit Court for Frederick County in Equity.

To the Honorable the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity.

The second Report and Petition of William H. Miller Trustee, in the Entitled Cause respectfully shows to your Honors,

That since the last Report of said Trustee filed in this Cause, which left a small balance in his hands of $3.51

he has received from rents of lands in which the Trust Estate is invested the sum of $896.71

$900.22

That during the same period of time he has paid and Expended for and behalf of said Trust Estate the sum of $679.17

As will appear by an itemized account of such receipts and Expenditures, together with the Vouchers thereof, which are hereby and herewith Exhibited with this report and petition and are prayed to be taken and Considered as part hereof.

And your Petitioner the said William H. Miller Trustee further States and shows unto your Honors

1st That by the provisions of the last will and testament of Ann M. Bantz, she devised and bequeath to Gideon Bantz, in Trust one Eighth part of her Estate, to invest and pay the interest and dividends accruing therefrom to her daughter Elizabeth for life and after her death the principal and accumulated interest thereon (& not paid over her Daughter Elizabeth) to her Children and the Child or children who may then be dead to be divided per stirpes: As will appear by reference to the will of the said Ann M. Bantz. A Certified Copy of which which is filed with these proceedings on the 26th day of June 1878 & which is prayed to be taken as part of this Petition.

2nd That the said Elizabeth Ebert filed in your Honorable Court her petition on the 26th day of June 1878 requiring the said Gideon Bantz the Trustee appointed by the will of said Ann M. Bantz to give Bond, and upon the declination and refusal of said Gideon Bantz to give Bond and the required security. By a decree of your Honorable Court passed in this Cause on the 25th day of September 1878, Francis Markell Esq was appointed Trustee in the room & stead of the said Gideon Bantz, and upon the death of the said Francis Markell Esq by a decree of your Honorable Court passed on the 25th Day of June 1883, your petitioner Wm H. Miller was appointed Trustee. All of which will fully and at large appear by reference to the proceeding in this Cause.

3d That by the decree of your Honorable Court passed on the ninth day of July 1883, James McSherry Esq was appointed Trustee to Convey the lands in which the Trust Estate had been previously invested by order