No. 6478. Equity.

decedent during his life-time by deed dated May 31st. 1894 and recorded in Liber J.L.J. No. 7 folio 98 one of said Land Records as by reference to Certified Copies of said deeds hereunto filed marked "Exhibit 14 G." "Exhibit 1894" respectively will more fully and at large appear,

5th. That all the rent and revenue of said testators estate (with the exception of a bed and bedding) and which consists of both real and personal estate he directed to be sold and the proceeds applied to the payment of his debts, funeral expenses &c. That all of said rent and revenue of said testators estate, has been by the acting executor of said will sold and converted, and the proceeds thereof are insufficient to the payment of the debts of said testator, and all the property belonging to the Estate of said decedent is insufficient for the payment of his debts, without the sale of the house and the moiety of the said lot hereinbefore referred to devised to said decedents widow Catherine Smith for life, with remainder over, and the proceeds of such sale applied for the purpose,

6th. That all of the parties interested in said house and the moiety of the said lot devised as aforesaid, are adults above the age of twenty one years, and all are residents of the state of Maryland except the defendant Alice Blanche Thomas who is unmarried and a resident of the state of Virginia.

Your Complainant therefore prays your Honorable Court to pass a decree directing the sale of said House and the moiety of said lot devised as aforesaid to the said Catherine Smith, during her life, with remainder over or so much thereof as may be necessary and that the proceeds from such sale be applied to the of the debts of said decedent, in the order of their priority.

And for such other and further relief as the nature and equity of his case may require.

To the end therefore may it please your Honors to grant unto your Complainant the writ of subpoena in the usual form, Commanding the said Catherine Smith, George L. Smith, Margaret, Rebecca Smith, Morris R. Smith and Blanche Smith, his wife, Benjamin M. Smith, and George R. Smith acting executor of the last will and testament of Benjamin Smith deceased, the resident defendants, to be and appear in this Court on some Certain day to be therein named, to answer the premises and abide by and perform such decree as may be passed therein. And may it please your Honors to grant unto your Complainant an order of publication giving notice to the said Alice Blanche Thomas who is a non-resident as before stated, of the substance and object of this Bill, and warning her to appear in this Court in person or by solicitor, on or before a Certain day, to answer the premises and show cause, if any she has why a decree ought not to pass as prayed.

And as in duty &c.

John S. Newman

Solr. for Complainant.

Filed December 5th. 1895.

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Exhibit G.L.S.

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