

No. 7085 Equity.

Bill of Complaint

have taken:

I hereby direct that said Frank Goode, Ignatius Goode and Mrs. Fannie Fitzpatrick shall pay to my sister, Mrs. Catherine Goode, the sum of five hundred dollars (\$500.) per annum and I hereby make the said annual sum of five hundred dollars a charge upon their respective shares of my estate. In order to enable my Executor to divide my estate among the legatees hereinafter named, I hereby authorize him to sell the farm owned by me in Frederick County known as the Valley farm and any other real or lease-hold estate not herein specifically devised devised or bequeathed said sale to be at private or public sale in his discretion. Your Executor further states that the rest and residue of the estate, over which he is given the power to make division as aforesaid consists of real estate in the city of Baltimore, to wit: eight ground rents, a house in the city of Baltimore known as No. 208 E. 2nd Place a farm known as Valley Farm in Frederick County, and also certain real estate in the City of Frederick which is occupied by the Louis Mc Murray Packing Company a more detailed and complete description of which said real estate is found in the inventory of real estate which has been heretofore filed with this Bill and marked Plaintiff Exhibit No. 4 that in addition to said real estate there is personal property of the following kind to wit four hundred and ten shares of the capital stock of the Louis Mc Murray Packing Company to the capital stock of said company being five hundred shares each of the par value of \$100. making a total of fifty thousand dollars and which said packing Company is now being managed by two of the defendants, to wit: Frank Goode and Ignatius Goode. There is also an asset in the shape of an indebtedness from the Louis Mc Murray Packing Company to the estate of James M. Mc Murray said debt amounting to \$8812.25 This debt was returned by your Executor to the Orphans Court of Baltimore City as Doubtful and is found described in the list of debts filed by him in accordance with law, a certified copy of which list of debts is herewith filed marked Plaintiff Exhibit No. 6. said debt marked "Doubtful" for the reason that the corporation was practically owned by Mrs. Jane Mc Murray she owning a very great majority of the shares of the capital stock and it was represented that it would cripple the organization materially to pay the money and that arrangement could be made in the final distribution of the estate which would be satisfactory to the devisees and legatees of the residuary interest of the estate to whom the debt if paid, would belong. In addition there are some diamonds which are particularly described and inventoried in the inventory of your Executor heretofore filed marked Plaintiff Exhibit No. 3. and the sum of five hundred and thirty three dollars and fourteen cents in cash.

Your Executor, Edgar H. Gans, Executor, further represents that of the adult residuary devisees and legatees to wit: Frank Goode, Ignatius Goode and Mrs. Fannie Fitzpatrick in connection with her husband Frank J. Fitzpatrick are desirous that in the execution of the trust and power of division imposed upon your Executor and granted to him by said will all the assets connected with the business of the Louis Mc Murray Packing Company shall be distributed in undivided shares of one third to Frank Goode, one third to Ignatius Goode and the remaining one third to the said Frank Goode and Ignatius Goode, Trustees for the said Mrs. Fannie Fitzpatrick and her children as provided for in said will the said property so connected with the business being the four hundred and ten shares of stock of the Louis Mc Murray Packing Company, real estate in Frederick County, upon which the business is conducted and the Valley Farm, near Frederick City in Frederick County, the crops of which are used to supply the