

NO. 8050 Equity.

the residuary clause of said will to the residuary legatees therein named. Thirdly of said fifty acres has not been validly excepted from said devise wither said trustees take under said will title to the whole of said farm mentioned, in trust, for the uses and purposes set forth in said will and wither the same will then pass in remainder to the children of said William Waltman Wenner, the life beneficiary of said trust. Fourthly If said fifty acres has been validly excepted out and from said devise how the same is to be measured off or laid out so as to designate it and separate it from the residue of said farm fifthly, wither the executors named in said will have any active duties to perform before said fifty acres passes to and the title thereto vests in the devisees thereof under the provisions of said will.

And for such other or further relief as the nature and equity of their case may require May it please your Honor to grant unto your Complainants the writ of Subpoena in the usual form directed to the Sheriff of Frederick County, against the said William Waltman Wenner Susan Minifred Wenner (an infant) Ketton Emanuel Wenner (an infant) Ketton Emanuel Wenner (an infant) The Baltimore and Ohio Railroad Company, a body Corporate of the State of Maryland, and Le Roy J. Wenner, Commanding them and each of them 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 as in duty,
John S. Newman
Solv. for Corp.

Exhibit A.

} Filed July 19, 1906.

} Filed with the Examiner by
Plaintiffs Oct. 20, 1906

} Clayton O. Studz Examiner

If in, and devise and begeth to my
Aunt's William W. Wenner for and