

No. 6540 Equity.

Order of Publication.

Filed May 27. 1896.

Charles W. Tabler and Anna C. Tabler
his wifeLafayette Grayson Mary Stamp Sinn
Grayson Harrieh Rosalie Tucker Grayson
and Lafayette Grayson, JuniorIn the Circuit Court for
Frederick County, in Equity.

The object of this Bill is to procure Construction of the will of John T. Sinn, late of Frederick County deceased and the Sale of the real estate of which he died seized and possessed.

The Bill states in substance that John T. Sinn, late of Frederick County, died in the early part of the year 1894, after having duly made and executed his last will testament, which was admitted to probate by the Orphans' Court of Frederick County and seized and possessed of certain valuable real estate, consisting of houses and lots situated in Frederick City, Frederick County, Maryland, described in Exhibits 2, 3, 4, 5, and 6 filed with the Bill that the said John T. Sinn by his said last will devised and bequeathed all the residue of his estate, after the payment of his debts and funeral expenses to his wife, Catherine C. Sinn during her natural life, and after her death he then gave two thirds of the estate then remaining to the Plaintiff, Anna C. Tabler, for her sole and separate use and one third to his granddaughter, Mary Stamp Sinn for her sole and separate use with devise over from one to the other in case of the death of one or the other in case of the death of one or the other without having issue, and then providing "in case my said daughter Anna C. and my granddaughter Mary Stamp Sinn shall each die without lawful issue then living, or the children of such lawful issue, I then devise my estate at the death of my wife to my nephews and niece to be divided per Capita" that said Catherine C. Sinn died during the lifetime of said testator; that said Mary Stamp Sinn intermarried with the defendant, Lafayette Grayson and died intestate before the death of said testator leaving said Lafayette Grayson as her surviving husband and the defendants Mary Stamp Sinn Grayson, Harrieh Rosalie Tucker Grayson and Lafayette Grayson junior, as her only children and heirs at law, all of whom are infants of tender years; that the Plaintiffs are advised and so charge that by a true and proper Construction of said will the Plaintiff, Anna C. Tabler, took as devise thereunder an undivided two-thirds interest in fee simple in said real estate, not defeasible upon her dying without issue living at the time of her death that by the true and proper Construction of said will