No. 8547 Family.

(5) A part of a tract called "Middle Plantation", adjoining the above containing 3 acres, more or less, which was conveyed to him by Oliver P. Vansant and others by deed dated on the 14 day of April 1875 and recorded in Liber T.G. No. 4, folio 188, one of said Land Records, a certified copy of which is herewith filed marked Exhibit No. 5.

2. That being so seized and possessed of said real estate, the said Dr. Fairfax Schley departed this life in the year 1903, intestate and leaving as his only children and heirs at law the plaintiffs Jennie Schley Miller and Agnes Schley and a son Steiner Schley to whom the said real estate descended and vested in as tenants in common.

3. That Ann Rebecca L. Schley, the wife of the said Dr. Fairfax Schley, was seized and possessed in her life time of about 280 acres of land, being a farm and wood lot in Mt. Pleasant District in said County, which was devised to her by the will of her father Christian Steiner for life and after her death to her children as will more fully appear by reference to a certified copy of the last will and testament of the said Christian Steiner herewith filed as part hereof marked Exhibit No. 6.

4. That the said Annie Rebecca L. Schley departed this life in the year 1896 leaving as her only children the said Jennie Schley Miller, Agnes Schley and Steiner Schley, who became seized and possessed of said 280 acres, more or less, as tenants in common in fee simple upon the termination of their said mother's life estate, although she had another son named Lewis H. Schley, who died unmarried and intestate in the year 1877 which was before the death of his mother.

5. That the said Steiner Schley, one of the aforesaid tenants in common, both of the lands which his father the said Dr. Fairfax Schley died seized and possessed as as aforesaid, and also one of the tenants in common in remainder of the lands devised as aforesaid to his mother Ann Rebecca L. Schley for life with remainder to her children, departed this life in the month of August in the year 1911, leaving surviving him his widow, the plaintiff, Lillian M. Schley who is 51 years of age, and two children viz:- the plaintiff Lillian M. Schley and the defendant John Reading Schley, who is an infant under twenty one years of age as his only heirs at law.

6. That the said Dr. Fairfax Schley, after the death of his said wife as aforesaid, executed a mortgage on April 15th, 1877, to the Frederick-Town Savings Institution, a body corporate, on the aforementioned tract of land called "Edgewood" to secure the sum $4000.00, a certified copy of which mort-