

No. 87, H. Equity.

Petition.

Zois I. Loom and James H. Loom, her husband, Ada M. Whitmore, her husband, Elsie G. Bohne, and Harvey Bohne, her husband, Mary L. Miller and Charles H. Miller, her husband, Grace B. Whitmore and J. Arnold Whitmore, her husband, Effie L. Eyer and William J. Eyer her husband.

No. 87 H 4

Equity, In the Circuit Court for Frederick County, sitting as a Court of Equity.

ON

Petition

To the Honorable, the Judges of said Court: The petition of Zois I. Loom and James H. Loom, her husband, Ada M. Whitmore and Willie H. Whitmore, her husband, Elsie G. Bohne, and Harvey Bohne, her husband, Mary L. Miller and Charles H. Miller, her husband, Grace B. Whitmore and J. Arnold Whitmore, her husband, Effie L. Eyer and William J. Eyer, her husband, respectfully shows unto your Honor:

I.

That Daniel P. Zimmerman, late of Frederick County, departed this life on or about August 6th, 1911, leaving a last will and testament, which was duly admitted to probate, by the Orphans Court, of Frederick County, on August 9th, 1911. A certified copy of which is herewith filed, marked "Exhibit A" as part thereof.

II.

That said Daniel P. Zimmerman, in said will, as appears therein provided and directed that his personal property and real estate should be sold and equally divided among his children and further directed that Mary C. Zimmerman, in view of her dower or statutory or common law interest in his real personal or mixed property, to receive the sum of five hundred dollars according to a marriage contract made by and between the said Daniel P. Zimmerman, and Mary L. Jackson (now the widow of the said Daniel P. Zimmerman) dated January 21st, 1899, a certified copy of which is herewith filed and marked "Exhibit B" as part thereof.

III.

That under said marriage contract the said Mary L. Zimmerman agreed to accept the sum of five hundred dollars as provided