

Fourth--That it would advantage to all the parties concerned and having an interest in the said real estate mentioned herein under the terms of the last will and testament of the said Joseph Roderick, said exhibit d, that the same be sold and the proceeds of sale invested under the order of Your Honorable Court by a trustee or trustees, appointed by Your Honorable Court, so as inure to the use and benefit of the same parties who would be entitled to the land sold.

Fifth--That on the date of August 13th in the year 1913, the complainants herein, towit--Joseph H. Roderick, Annie C. Fry, and calvin E. Fry, her husband, Mary H. Willard and Thomas E. Willard her husband, did in conjunction with Cordelia J. Roderick one of the respondents, enter into a written agreement to sell the real estate described in exhibits A B and C at private sale unto Abraham Hemp, at and for the sum of Seventy (\$70,00) dollars per acre, the exact amount of land to be ascertained by a survey to be made by a competent surveyor, the terms of sale to be Fifteen Hundred Dollars(\$1500.00) cash, and the balance April 1 1914, the purchaser to have the right to put out the wheat crop for 1913, the growing crop of corn to be reserved to the present owners, the said sale to be ratified and confirmed by a decree of the Circuit Court for Frederick County, sitting as a Court of equity, all of which will more fully appear by reference to the paper writing herewith filed as a part hereof and marked exhibit E.

Sixth--it would be advantageous to all the parties living and having an interest in said real estate described in exhibits A B and C., that the said real estate described as aforesaid be sold at private sale unto the said Abraham hemp at the price and upon the terms and conditions set forth in Exhibit E.

TO THE END THEREFORE--

(a) That your Honors pass the decree of your Honorable Court directing that ^{that} part of the real estate of which the said Joseph Roderick died, seized and possessed which is described in these proceedings in exhibits A. B. and C. be sold by a trustee or trustees to be appointed by your Honorable Court, and named in said decree.

(B) That your Honors will pass the order or decree of Your Honorable Court, directing that said trustee or trustees when so appointed will sell said real estate at private sale unto the said Abraham Hemp, and at the price and upon the terms and conditions as set forth in Exhibit E.

(c) That Your Honors will direct the investment of the proceeds of said sale by a trustee or trustees under the continuing jurisdiction of your Honorable Court so that the proceeds of said sale will inure in like manner as provided in the last will and testament of the said Joseph Roderick, Exhibit D., to the ultimate use and benefit of the same parties who would be entitled to the real estate mentioned in Exhibits A. B. and C. sold.

(d) And for such other and further relief in the premises in which your honors may be entitled and as will appear unto your Honors to be just and equitable.

May it please Your Honors to grant unto your orators the writ of subpoena, directed unto the said Defendants, Cordelia J. Roderick, widow; Cordelia J. Roderick and Wm. A. hemp, executrix, and executor respectively, under the will of Joseph Roderick, both of whom are residents of Frederick County, in the State of Maryland, commanding them and each of them to be and appear in your Honorable Court on some certain day to be named in said writ, and to answer the premises and abide by and perform such decree or order as may be passed therein.

And as in duty bound, etc.

Emory L. Coblentz

Charles McC. Mathias

Solicitors for the Plaintiffs.

EXHIBIT A.

At the request of Joseph Roderick the following deed is recorded April 30 1850. 1850 April 30, received stamp Duty.

Wm. B. Tyler, Ck.

This indenture made this 24th day of April in the year of our Lord, One thousand Eight Hundred &