time ofhis death they did belong to his wife, the said Lydia M. Gaver, who also died intestate, in the year 1911, and the same is now owned by inheritance by the said parties who own the balance of said thirty acre tract viz, the said Plaintiffs and defendants in this case.

6. That said real estate is not susceptible of division among all of said parties in interest without injury and loss and it would be to the interest and advantage of all parties concerned, infants as well as adults, for said real estate to be sold and the proceeds divided among them and your oratrices and orator, have received an offer from John H. keller of thirty Eight Hundred and Seventy Five dollars for said real estate, which they have accepted subject to the ratification and approval of Your Honorable Court, as will more fully appear by the acknowledgment of purchase signed by said John H. Keller, dated the 4th of AApril 1912, and filed herewith marked Exhibit No. 5.

7. That the said sum of Thirty-eight Hundred and Seventy-five Dollars is a fair and good price for said real estate and as much as can be reasonably obtained for the same, and it would be to the interest and advantage of all parties concerned, infants as well as adults, for said sale to be ratified and confirmed by Your Honorable Court and some suitable person appointed trustee to convey all the right, title and interest of all the parties to this clause, including said infants, in and to said real estate, to said John H. keller upon his paying the balance of the purchase money.

Wherefore Your Oratrices and grantors pray Your Honorable Court to ratify and confirm said sale and appoint a trustee to convey to said John H. Keller the said real estate, free and clear of all the right, title and interest of all the parties to this suit, including said infants, upon the full payment of the purchase money therefor, and that they may have all such other and further relief to which they mat be ehtitled.

And your oratrices and orators pray for the following process--

That the State of Maryland's writ of subpeona may be issued to said William F. Gaver, John Milton Gaver, Gordon Paul Gaver, and Laura Annie Gaver, infant defendants of Carroll County, summoning them to appear in Your Honorable Court, upon some certain day to be therein named, to abide by and perform such decree as mey be passed

And they Will ever Pray &c.

Urner & Urner

Solicitors for Plaintiffs.

By Milton G. Urner.

EXHIBIT NO. 1.

At the request of Tilghman F. Gaver, the following deed was recorded July 27th 1861.

This deed made this 24th day of June in the year ieighteen hundred and sixty-one by Peter Shafer, Mortgagee of Jacob Appleman, and julian Appleman, his wife of Frederick County, Md.

Witnesseth--That in consideration of Fourteen hundred and eighty-five dollars, the said Peter Shafer by Virtue of a power of mortgage dated May 5th 1858, and recorded in liber B. G. F. No. 1 folio 587, one of the land records of Frederick Cpunty, sold to Tilghman F. Gaver of the said County and State at Public sale on the 25th day of February 1860 (which sale was finally ratified and confirmed on the 7th day of April 1860 and placed in 2909 Equity) all that parcel of ground, situated nn Frederick County being part of a tract of land called "Rmasburgs Content" and part of a