

his wife, and Joab W. Davis, Jr., a non compos mentus, as aforesaid, all adults and residing in Sykesville, Carroll County, Maryland, commanding them and each of them to be and appear in this Court either in person or by solicitor on or before a certain day to be named therein, to show cause, if any they have why a decree ought not to be passed as prayed, and also the order of publication giving notice to the said Mollie Davis, Alfred Davis and Louise Davis, his wife, and Grover Davis, adults of the State of Indiana as aforesaid, who are non-residents of this State, of the object and substance of this bill, and warning them to appear in this Court, in person or by solicitor on or before a certain day, to be named therein, to show cause, if any they have why a decree ought not to be passed as prayed.

And as in duty etc.

Arthur D. Willard.

Solicitor for Plaintiffs.

EXHIBIT A.

I, George F. Kindley Sr., of Frederick County, State of Maryland, do make, ordain and publish this my last will and testament, in the manner and form following, to-wit--

After my just debts and funeral expenses are paid, I give, devise and bequeath as follows--I give, devise and bequeath to my wife Hepzibah Kindley for and during her life, all my estate, real, personal and mixed, After the death of my said wife I give and devise to my son Sebastian Kindley, all that part of my Home Farm, situated in Frederick County, State of Maryland, and contained within the following courses and distances metes and bounds, beginning at a large white oak tree, standing near the home spring and running thence N 25° W 103 perches, S 71° W 16 perches, S. 175 perches, E 50 perches S. 20 perches, N 88° E 187 perches to a stone, N 33° E 36 perches, then N 70° W 110 perches to a stone, then N 46° W. 68 perches to the end of 12 perches on the 15th line of the original plat, then S 62° W 38 perches then with a straight line to the beginning containing one hundred and twenty-two acres two roods and thirty two perches of land, more or less. But in case the said Sebastian Kindley shall die without leaving child or children living at his death, I then give and devise the said land, to my children then living, and to the descendants of any child or children who may then be dead, to be divided per stirpes.

I give and devise to my daughter Miranda E. Boyer, the residue of my Home Farm not hereinbefore devised to my son Sebastian, and containing one hundred and twenty seven and a half acres more or less but in case my said daughter Miranda E. Boyer shall die without leaving lawful child or children at her death, I then give and devise the land so devised to her, to my children then living and to the descendants of any child or children who may then be dead, to be divided per stirpes. I give and devise to my son George Frederick Kindley all those pieces or parts of tracts of land situated in Frederick County, State of Maryland, containing two hundred and two acres of land, more or less, heretofore conveyed by Celius W. H. Owings to George F. Kindley by deed recorded in liber H. S. No. 18 folio 410 &c., one of the land records of Frederick County, he paying into my estate, in two equal annual payments from the death of my wife the sum of seven hundred and forty dollars, But in case my son George Frederick Kindley shall die without leaving lawful child or children living at his death, I then give and devise the land so devised to him as aforesaid to my children then living, and the child or children, or descendants of any of my children who then be dead to be divided per stirpes,

I give and devise to my son William J. Kindley all those pieces or parts of land situated in Frederick County, State of Maryland, containing ninety eight acres of land more or less, heretofore conveyed by Upton Worthington and wife to George F. Kindley by deed recorded in liber E S No. 1 folio 429 & 430 one of the land records of Frederick County, but in case of his death without leaving lawful child or children living at his death, I then give and devise the land so devised to him to my children then and there living and to the child or children or descendants of any of my children who may then be dead to be divided per stirpes.

After the death of my said wife, I authorize and empower my executors hereinafter named to sell all my personal estate, and also all my real estate not hereinbefore devised, and the proceeds of such sales of my personal and real estate, and collect in of debts and all the residue of my estate I