utors therein a certain J. Travers Thomas and David D. Thomas, who have qualified as such executors as is evidenced by exemplification of letters testamentary filed herewith marked exhibit AA. as a part of this Bill of Complaint.

4. That on the 24th dsy of March 1876 Jacob R. Kline and wife conveyed uhto Anna Mary Thomas (called Mary Thomas in said deed) for and during her natural life and no longer and at her death to Adelaide S. Thomas, wife of J. fenton Thomas Mary Catherine Thomas, Margaret Ellen Thomas and Flora MAy Thomas, the four children now in being of the said MAry Thomas, and any other children which she may hereafter have and to their heirs and assigns of said children forever etc., etc., which is more fully shown by Exhibit A., filed with these proceedings.

5. That on the 21st day of March 1894 Anna Mary Thomas, together with Adelaide S. Thomas (wife of J. Fenton Thomas and the mother of thePlaintiffs in this cause) Margaret Ellen Padgett, (Margaret Ellen Thomas in Exhibit A) Flora May Day (called Flora May Thomas in Exhibit A) and Mary Chaterine Thomas attempted to convey the property and premises mentioned in exhibit A to a certain Robert E. L. Kanode which is shown by Exhibit B herewith filed.

6. That the property nebtioned and described in Exhibit A., was conveyed and reconveyed by various persons and at various times until the same is shown to have again vested in ahna Mary Thomas all of which will be more fully shown by reference to exhibits C. D. E. and F. filed herewith.

7. That after the execution of exhibit B Adelaide S. Thomas, one of the grantees mentioned therein departed this life she having died on or about March 15th 1895, she leaving surviving her a husband J. Fenton Thomas who is still living and the Plaintiffs mentioned in this Ameded Bill of Complaint.

8. That under the terms and xonditions mentioned in Exhibit A, the said Anna Mary Thomas was to have an estate for life only, in the property and premises mentioned therein and after her death the same was to pass to Adelaide S. Thomas, Mary Catherine Thoams, Margaret ELlen Thomas and Flora May thomas and any other children which she the said Mary Thomas may hereafter have.

9. That the aforesaid children, towit, Adelaide S. Thomas, Mary Catherine Thomas, Margaret Ellen Thomas and Flora MAy Thomas, were the only children that were born unto the said Anna Mary Thomas and that they are all living except the said Adelaide S. Thomas and are residents of Frederick County, and are defendants mentoned in these proceedings.

10. That Flora May Thomas intermarried with one a certain Richard R. Day; that Margaret Ellen Thomas intermarried with one a certain John C. Padgett and that Mary Catherine Thomas is a widow.

11. That Mary Catherine Thomas, widow, and one of the defendants aforesaid, executed a deed of trust for the benefit of her creditors and appointed as her trustees, J. Howard Allnutt to whom she conveyed all of her property real, personal and mixed said deed of trust bearing date January 14th 1914, a certified copy being filed herewith marked Exhibit 10.

12. That under the terms of rhe will of Anna Mary Thomas she devised all the rest residue and remainder of her property to be equally divided among her grand children, which is shown by a copy of saidWill filed herewith marked Exhibit 11.

13. That your complainant aver and charge that the conveyance mentioned and set forth in Exhibit F., and those prior thereto (except the conveyance Exhibit A) are null and void and are of no binding effect upon your complainants, and it should be so decreed by Your Honorable Court.