

NO. 9268 EQUITY.

Nannie E. Whitehill, Ambrose S. Whitehill
 Madge Sappington, Mary E. Sappington, Edna
 Sappington, Estella Angell and Artie B. An-
 gell, her husband, Charles W. Sappington and
 Nettie M. Sappington, his wife, Lillian Sapping-
 ton, Sarah A. Sappington and Helen Sappington.

Vs.

Mellie Sappington, Cora Sappington, Anne Sap-
 pington and Carrie M. Sappington, infants, and
 S. Raymond Senseney.

No. 9268 Equity.

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

To the Honorable the Judges of the Circuit Court for Frederick County, sitting as a Court of
 Equity.

The Bill of Complaint of Nannie E. Whitehill, Ambrose S. Whitehill, Madge Sappington, Mary A.
 Sappington, Edna Sappington, Estella Angell and Artie B. Angell, her husband, Charles W. Sapping-
 ton and Nettie M. Sappington, his wife, Lillian Sappington, Sarah A. Sappington and Helen Sap-
 pington, respectfully shows--

1. That Greenbury R. Sappington, late of Frederick County, Maryland, died on or about the 12th
 day of February, A. D. 1914, leaving a last will and testament dated August 14th A. D. 1907,
 which was duly admitted to probate in the Orphan Court for Frederick County, Maryland, on the
 4th day of March A. D. 1914, and recorded in liber S. D. T. No. 1, folio 378, one of the will rec-
 ords in the office of the Register of Wills for Frederick County, a certified copy of which said
 will is herewith filed, marked Exhibit No. 1, and prayed to be taken as a part hereof.

2. That the said Greenbury R. Sappington never was married, and at his death left considerable
 personal property, more than sufficient to pay and discharge all claims against his estate, and
 also died seized and possessed of valuable real estate, a portion of which he devised to R. Fan-
 nie and Charles B. Sappington, and the balance of his real estate, for the sale of which this
 Bill is filed, he disposed of in the manner following--

"After my debts are paid, and funeral expenses are paid and a monument erected over my grave all
 the balance of my property of every kind to be divided into three parts; One third to the chil-
 dren of Elizabeth S. Whitehill, one third to the children of Richard C. Sappington one third to
 the children of William A. Sappington," and appointed James M. Sappington, of Liberty-town, in
 Frederick County, Maryland, Executor of said last will and testament, but did not authorize said
 Executor to make sale of any of his real estate, as will appear by reference to said last will
 and testament.

3. That the said Elizabeth S. Whitehill died prior to the death of the testator, leaving the fol-
 lowing children, a son Ambrose S. Whitehill, unmarried, and a daughter Nannie E. Whitehill, un-
 married, both of whom are living, are adults and reside in Carroll County Maryland, That the
 said Richard C. Sappington died prior to the death of the testator, leaving the following chil-
 dren, all unmarried daughters, namely, Madge Sappington, an adult; Mellie Sappington, an infant,
 both of whom are living and residing in Frederick County, Maryland; Mary E. Sappington and Edna
 Sappington, both of whom are adults, and Annie Sappington, an infant, all of whom are living and
 reside in Baltimore, City, Maryland, and Helen Sappington, an adult, who is still living and re-
 sides at Newport News, in the State of Virginia. That the said William A. Sappington is still
 living and at the time of the death of the testator had the following children, who are still liv-
 ing, namely, Estella Sappington, who is now married to Artie Angell, both of whom are living, are
 adults and reside in the City of Baltimore, in the State of Maryland, Charles W. Sappington, who
 intermarried with Nettie M. Lugeenbeal, now Nettie M. Sappington, Lillian Sappington, unmarried,
 Sarah A. Sappington, unmarried, all of whom are living, of full age, and reside in Frederick Coun-
 ty, Maryland, Cora Sappington and Carrie M. Sappington, both of whom are infants, are living, un-