without material loss and injury to the parties entitled to interests therein as above stated, and that, in orderto make division of said property it will be necessary that said real estate be sold and the proceeds thereof be divided amongst the parties according to their respective interests, and that it would be to the best interest and advantage of the said parties to sell said real estate or to ratify the sale which has already been made on behalf of said infant, and to divide the proceeds amongst or between said parties entitled thereto according to their respective rights and interests.

4. That a contract has been made, by the said Clara H.Boyer on behalf of herself and the said infant, India P.Boyer, for the sale of said real estate, unto one James G.Linthicum of said Frederick County, in the State of Maryland, at and for the sum of $35.00per acre or the total of Three thousand seven hundred and seventy one dollars and fourty four cents($3771.44)and that the James G.Linthicum, has entered into possession of the said real estate and now holds the same and stands ready and willing to pay the said purchase price upon delivery to him of a good and sufficient deed conveying all the interests of the said parties to him, in and to said real estate.

5. That your complainant believes that your Honorable Court after an examination into all the circumstances, will believe, and think as she now thinks, that the said sale of said real estate, is for the interest, and advantage of boath the said infant India P.Boyer, and of herself the said Clara H. Boyer the persons interested in said land under and by virtue of said last will, and to that end confirm said sale.

6. That the property devised in said last will and Testament, as aforesaid, and of which a contract of sale to the said James G.Linthicum, has been entered into as aforesaid, is more fully described in the following named deeds, to-wit:--A deed to John Wesley Hank Boyer from J.E.R.Wood and M.G. Urner, trustees, dated April 7,1888, and recorded in Liber W.I.P.No.6, folio 401, one of the land records of said County; A. deed to John Wesley Hank Boyer from August G.Boyer, dated March 1,1888, and recorded in Liber W.I.P.No.6, folio 17, one of the Land Records of said Frederick County, A deed to John Wesley Hank Boyer, dated April 4,1888, and recorded in Liber W.I.P.No.6, folio 154, one of the Land Records of said Frederick County; A deed to John Wesley Hank Boyer from Lebben Griffith dated March 3,1870, and recorded in Liber C.M.No.4, folio 680 etc., one of the Land records of said Frederick County, less two lots or small tracts or parcels of land sold off the above by the said John Wesley Hank Boyer, in his lifetime, one of which containes about one and one-seventh acres of land and was conveyed to Daniel B.Snyder and Rachael R.Snyder, his wife, from the said John Wesley Hank Boyer, and wife, by deed dated on the 21st day of June, in the year 1895, and duly recorded among the land records of said Frederick County, in Liber J.L.J.No.11, folio 193; The other of said tracts of land sold off as aforesaid, was conveyed to HArriet R.Snowden, his wife, from the said John Wesley Hank Boyer, and wife, by deed dated on the 30th day of October, in the year 1908, and duly recorded in Liber S.T.H.No.286, folio 109, one of the land records of said Frederick County, Leaving in said tract of land, sold as aforesaid one hundred and seven acres, three roods, and eighty-eight one hundredths square perches of land as aforesaid, a partcular description of which will appear by paper entitled Description of the John Wesley Hank Boyer propertyand filed herewith as a part hereof, marked Exhibit B. To the end thereof,

(1) That a decree may be passed by your Honorable Court, retifiing the said contract of sale unto the said James G.Linthicum of said real estate for the sum of $3771.44.

(2) That the proceeds of said sale may be distributed between your oritrix, and the said India P. Boyer according to their respective rights, the share Of the said Infant India P.Boyer to be invested under the directions of your Honorable Court for her benefit.

(3) That a trustee may be appointed by your Honorable Court to grant and convey unto the said purchaser a good and sufficient title for said real estate conveying, therein, to the said purchaser all the interests of all the parties to this cause.

(4) That Your oritrix may have such other and further relief as her cause may require.

May it please your Honors to grant unto your oritrix the writ of subpoena, directed to the said India P.Boyer, infant, residing in said Frederick County, State of Maryland, commanding her to be and appear in this Court at some certain day, to be named therein, and answer the premises and abide by and perform such decree as may be passed therein. And as in duty bound etc.,