

1st. That your Complainant was married to the said Charles E.T.Johnson,formerly of Frederick County,Maryland,and,after said marriage,your Complainant and the said Charles E.T.Johnson lived together as man and wife in the City of Philadelphia in the State of Pennsylvania until on or about the 28th,day of February,A.D.1902,when the said Charles E.T.Johnson died intestate leaving surviving him your Complainant as his wodon and one child,to wit,Charles Edward Johnson,who was born December 27,1901,and who is the infant Defendant in the above entitled cause.

2nd, That the said Charles E.T.Johnson at the time of his death was seized and possessed of a small parcel of land situated in or near the town of Middletown,in Frederick County,Maryland,containing one-fourth of an acre,more or less,which formerly belonged to a certain Edward Ellicott,and which was conveyed to him by deed executed by George Bear and wife bearing date the 18th,day of January 1854,and duly recorded among the Land Records for Frederick County,as will appear by a certified copy of said deed filed herewith marked "Exhibit A,"which,together with all other exhibits herewith filed,it is prayed may be taken and considered as a part of this bill of complaint,the said Edward Ellicott having died intestate about the year \_\_\_\_\_ in Frederick County,Maryland,and who left surviving him as his only child and heir at law,one daughter,Laura Ellicott,who was married to Henry T.Johnson,of Frederick County,Maryland,the said Laura Ellicott Johnson having died intestate in July 1876,leaving as her only child and heir at law the said Charles E.T.Johnson,to whom the said real estate mentioned in Exhibit A descended by inheritance,subject to the life estate of the said Henry T.Johnson,surviving husband of the said Laura Ellicott Johnson.

3rd. That the said Charles E.T.Johnson having died intestate as aforesaid leaving surviving him as his only child and heir at law the said Charles Edward Johnson,the said real estate mentioned in Exhibit A descended unto said infant subject to the dower right of his mother,the said Daisy E. Junius,nee Johnson,and subject to the life estate of the said Henry T.Johnson.

4th. That the said land mentioned in Exhibit A lies contiguous to a quantity of land owned in fee simple by the said Henry T.Johnson,and that,inasmuch as your Complainant and the said Charles Edward Johnson,the infant Defendant,though temporarily residing in Frederick County,permanently reside in Philadelphia,Philadelphiayour petitioner,acting in her own right and on behalf of said infant defendant,have sold their interest in the said land to the said Henry T.Johnson at and for the sum of Fifty Dollars(50.00),as will appear fully by an acknowledgment of purchase signed by the said purchaser and which is filed or to be filed as an exhibit to this bill of complaint.

5th. That the said sale made as herein set forth is an advantageous one to all the parties having an interest in the said land,and it would be decidedly to the interest and advantage of the said infant in this case if the said sale made of his behalf by your complainant would be ratified and confirmed by your Honorable Court and a trustee appointed to convey said land to the purchaser thereof,and the proceeds arising therefrom to be invested under the direction of your Honorable Court for the use and benefit of the said infant until he shall become twenty-one years of age.

TO THE END,THEREFORE.(a)That said sale may be ratified and confirmed by your Honorable Court.  
(b) that a trustee may be appointed to convey all the interest of the parties in this cause in the said land sold as aforesaid to the said Henry T.Johnson,the purchaser thereof.  
(c) That your Complainant may have such other and further relief as the nature and equity of her case may require.May It Please Your Honors to grant unto your Complainant the writ of subpoena in the usual form against the said Charles Edward Johnson,infant,who is now temporarily residing at Middletown,in Frederick County,Maryland,commanding him to be and appear in your Honorable Court on some day certain to be named therein to answer the premises and to abide by and perform such decree as may be passed herein.

And as in duty etc.,

Emory L. Coblentz  
Solicitor for Complainant.

Filed August 27th,1910.

EXHIBIT A.

At the request of Edward Ellicott the following deed was recorded October 28th,1856.

This Indenture made this 18th,day of January in the year One Thousand Eight hundred and fifty four,by and between George Bear and Mary his wife of Frederick County and the State of Maryland of the first part,and Edward Elliott of the County and State aforesaid of the second part:Witnesseth