

No. 9868. Equity,

with, marked Exhibit, F. and another piece or parcel of said land, lying contiguous to the first parcel, containing 3 acres and 66 sq. perches of land more or less, contained conveyed unto the said John Mentzer by deed executed by William J. Kepler et al., bearing date the 1st day of March A,D, 1862, and duly recorded among the land Records of Frederick County, as will appear by a certified Copy of said deed filed herewith, as a parthereof, marked "Exhibit G". and another one of said pieces or parcels of land, containing 3 Acres and 15 sq. ps of land, more or less, which was conveyed unto the said John Mentzer by deed executed by William J. Kepler and wife, bearing date, the 20th day of December A,D, 1875, and recorded among the land records of Frederick County, as will appear by reference to a certified copy of said deed filed herewith marked "exhibit H". the said three parcels of land lying contiguous to and adjoining each other and constituting one farm.

That the said John Mentzer at the time of his death was likewise possessed of two mountain lots situated in Frederick County, Maryland, being parts of a tract of land called "Coal Spring", containing 10 acres each, and which were conveyed to the said John Mentzer by deed executed by Peter G. Schlosser and wife, bearing date the 16th day of December A,D, 1867; and by deed from William Keller and wife, bearing date the 12th day of June A, D, 1875; both of which deeds are recorded among the land records of Frederick County, as will appear by reference to certified copies thereof filed herewith, marked Exhibit, "I". and "exhibit G". respectively.

V.

That the said John Mentzer, being seized and possessed of the lands mentioned in the foregoing paragraph, departed this life in or about the year 1894, leaving a last will and testament in which he gave, devised and bequeathed to his daughter Ann R. Derr, all of his real estate, of every kind and wherever found, during her lifetime, and at her death to go to her daughter and her daughter's children, subject to the payment by the said Ann R. Derr of the sum of Twelve Hundred Dollars, all of which will appear by reference to a certified copy of said Will of John Mentzer, filed herewith marked "exhibit" K.

VI.

That the said Ann R. Derr paid the said Twelve Hundred Dollars to the widow of the said John Mentzer as in said will provided, and that, at the time of her death a number of years ago, all of said land formerly owned by the said John Mentzer and described in Exhibits F,G,H. I and J. became the property, of Sarah A. E. Miller, the only daughter and child of the said Ann R. Derr and her children.

VII.

That the said Sarah A. E. Miller departed this life intestate on or about The 10th day of October A,D, 1918, leaving surviving her no husband, but the following children as her heirs at law; - George L., a son, whose wife's name is Orpha; Lewis D., a son whose wife's name is Bettie; Hacet A., a son whose wife's name is Mabel; Ella C., a daughter whose husband's name is Lester E. Dutrew; William C., a son whose wfi's name is Irene., Anna F., a daughter whose husband's name is J. Hubert Irving; Mary C., a daughter whose husband's name is William A. Gilbert., Carrie A, a daughter who is unmarried; all of whom are adults, over the age of twenty one, years, and reside in the state of Maryland, except the said Harry A. Miller, and his wife, Mabel Miller, who reside near Germantown in the State, of Ohio and William c, Miller and his wife, Irene Miller who reside at Altenna Pennsylvania, the said Sarah A. E. Miller also left, in addition to the aforementioned adult Children the following infant children; - Sarah V. Miller, a daughter who is an infant twenty years of age; Oscar C, Miller., a son, who is an infant Nineteen years of age; Edna E, Miller a daughter an infant who is sixteen years of age; and