

No. 10171, Equity,

To The Honorable, The Judges of said Court;-

The Bill of Complaint of George J. Kanode, and Lavada E. Kanode, his wife, Mollie C. Ricketts, and Benjamin F. Ricketts, her husband, David E. Kanode, and Manzella Kanode, his wife, Dora S. Whipp, and John D. Whipp, her husband, Elva S. Conner and Harry E. Conner, her husband, respectfully represents unto Your Honorable Court;-

1- That certain Charles E. Kanode, died on the 15th day of January, 1902, in Frederick County, Maryland, Seized and possessed at the time of his death of certain parcels of land, situated in Frederick County, Maryland, and fully described in two Deeds; The One dated February 8th, 1883, from Horace H. Beall, and Florence V. Beall, his wife, to the said Charles E. Kanode, for Sixty Seven and one-fourth ($67\frac{1}{4}$) acres of land, more or less, said deed being recorded in Liber A, F, No. 5, Folio 731, one of the Land Records of Frederick County, Maryland, and the other deed dated the first of November 1889, from James F. Beall and John W. House and wife, and others to the said Charles E. Kanode, for about One Hundred Acres (100) of land, more or less, and duly recorded among said aforementioned Land Records in Liber W, I, P. No. 9, folio 605, etc., certified copies of which Deeds are herewith filed marked Exhibits A, and B, respectively to this Bill of Complaint which together with all other exhibits, Plaintiffs pray may be taken, and considered as a part hereof,

2- That Charles E. Kanode left surviving him a Widow, Hester A. M. Kanode, and the following Children; George J. H. Kanode, a son, whose wife's name Lavada E. Mollie C. Ricketts, a daughter whose husband's name is Benjamin F., David E. Kanode, a son whose wife's name is Manzella, Dora S. Whipp, a daughter whose husband's name is John D. Whipp, Elva S. Conner a daughter whose husband's name Harry E. Conner, all of whom are adults and residents of Frederick County, Maryland, a daughter Virginia H. Turner who died in November, 1917, leaving a husband and William J. A. Turner and the following Children, namely; Catherine E. Turner, William John Alfred Turner, Jr., both of whom are adults, who live in Frederick County, Maryland, George Walter Turner, John Raymond Turner, William David Turner, Gordon Henry Turner, and Paul Edward Turner, all of whom are adults, and who live in Frederick County, Maryland, and George Walter Turner, and Paul Edward Turner all of whom are infants, under the age of twenty one years of age, and all reside in Frederick County, Maryland, and all reside with their mother and sister above named, of Frederick County, Maryland, and living with their Father, William J. A. Turner,

3- That at the time of his death the said Charles E. Kanode left a will and Testament, in which he gave and devised and bequeathed all his property, both real and personal. to his said wife, Hester A. M. Kanode, as long as she lived or remained his widow. and by a Second Paragraph in said will provided that if his said widow married, that all of his property should be divided, and one-third of the proceeds of his estate, should go to his said widow, and the remaining two-thirds to his Children, named therein, a certified copy of which will as is recorded in the Office of the register of Wills, of Frederick County, in Liber C, E, S, No. 1, folio 260, one of the Record Books for recording wills, is herewith filed and Marked Exhibit C,

4- That said Hester A. M. Kanode Died on April 17th, 1920, that she died on April 17th, 1920, that she died as the widow of the said Charles E. Kanode, never having married after his death, That said Hester A. M. Kanode, died intestate, leaving a personal estate of \$6000.00 or \$7000.00 and the land referred to, and described in Exhibit A, and B, hereinbefore mentioned,

5- That under and by the terms of said will all of the real estate, of the said Hester A. M. Kanode, descended to the Children, of her the said, Charles E. Kanode, her deceased husband, as owners thereof, and therefore the said real Estate, is the property of the said Children, George H. Mollie C. David E. Dora S. Eva S. and the said seven Children, of Virginia H. Turner, a deceased daughter Five of Whom Are infants,

6- that the said Hester A. M. Kanode has ample personal estate to pay her debts, Consisting--principally of the Physician and Undertakers Bills,