

equally, share and share alike.," as will further appear by reference to a certified copy of said last will and testament, herewith filed as part hereof, marked Exhibit "A".

2d. That the said lot of ground improved by two two-story brick houses, mentioned in said will, is fully described in a deed from James McSherry and John C. Hardt, Trustees, to the said David A. Castle, dated April 8th, 1876, a certified copy of which is herewith filed marked Exhibit "B".

3d. That the children of the said Edward M. Halley, mentioned in said will are the Plaintiffs, Louise M. Shelley, now the wife of Creston C. Shelley, Anna E. Depro, now the wife of Albert E. Depro, Nan. C. Rodda, now the wife of Sydney A. Rodda, all of whom are adults over the age of twenty one years, and the defendants, David A. Halley, Frank M. Halley, and Edward M. Halley, Jr., all of whom are unmarried infants under the age of twenty one years.

4th. That the infant defendant, David A. Halley, is a non-resident of the State of Maryland, and when last heard from was in the State of Virginia, that the infant defendant, Frank M. Halley, is at present a resident of Frederick County, Maryland, being now a patient in the Frederick City Hospital, and the infant defendant, Edward M. Halley, Jr., is a non-resident of the State of Maryland, Charles Halley and Mary Halley, his wife, are residents of Baltimore City, Maryland, and Bradley Halley and Lillian Halley, his wife, are residents of Frederick County, Maryland,.

5th. That the said Trustees, at the instance and request of the said Ellen C. Castle, life tenant, and believing it would be to the advantage of the trust estate, entered into a contract on behalf of themselves and all the parties interested in said real estate for the sale of the same, to James R. Conen, at and for the sum of Fifty four hundred dollars, (\$5400.00), less agent's commission of One hundred and fifty dollars, (\$150.00), making the net price to the estate, Fifty two hundred and fifty dollars, (\$5250.00), of which Five hundred dollars (\$500.00), was paid in cash and the balance of said purchase money is to be paid on or before April 1st, 1923, said contract of sale having been made subject to the ratification of the sale by your Honorable Court, as will more fully appear by reference to said contract of sale herewith filed marked Exhibit C.

6th. That it would be for the interest, benefit and advantage of all the parties interested in said real estate, as aforesaid, infants as well as adults, for said contract of sale to be ratified and confirmed by your Honorable Court, and for your Honors to pass an order directing said real estate to be conveyed to the aforesaid purchaser upon the payment of the balance of said purchase money.

7th. And your Orators pray for the following relief; - By your Honors

(1) That said contract of sale may be ratified and confirmed by your Honors according to the true intent and meaning thereof, and

(2) That your Orators may have all such other and further relief as the nature of their case may require.

8th. And your Orators pray for the following process.

(1) The writ of subpoena directed to Bradley Halley, and Lillian Halley, his wife, adults and Frank M. Halley, an infant, of Frederick County, Maryland, and Charles Halley and Mary Halley, his wife, adults, residing in Baltimore City, Maryland, commanding them and each of them to be and appear in this Court on some day certain to be named therein, and answer the premises and abide by and perform such decree as may be passed therein,

2d. An order of publication giving notice to the said David A. Halley, an infant, non-resident of the State of Maryland, now of the State of Virginia, and Edward M. Halley, Jr., an infant, a non-resident of the State of Maryland, residing in the District of Columbia,