NO. 10346 Equity.

George Stewart, individually and as Executor of the last Will and Testament of Ann Maria Hammond, late of Frederick County, deceased.

Vs.

John Hammond, unmarried, Lewis Shamwell and Mary Stewart Shamwell, his wife, Parris Hammond and Louise Hammond, his wife, Frances Bowie and Andrew Bowie, her husband, George Stewart and Emma Stewart, his wife, Manzler Smith, Stana Thompson, Rena Taylor, unmarried, Ellen Hackey and John Hackey, her husband, Annie Hammond, widow, George Hammond, unmarried, Minnie Hammond, widow, and Grafton Smith, Frances E. Russell and Annie B. Russell, infants.

No. 10346 E Q U I T Y

In the Circuit Court for Frederick County, sitting as a Court of Equity.

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To the Honorable, the Judges of said Court ;-

Your Orator who sues as well for himself as for all other oreditors of Ann Maria Hammond, late of Frederick County, deceased, who will come in and contribute to the expense of this suit complaining says;-

1. That on the 12th day of March in the year 1912, Ann Maria Hammond, a resident of Centerville, Urbana District, Frederick County, Maryland, departed this life without personal estate sufficient to pay her debts.

2. That on the 24th day of August in the year 1904, the said Ann Maria Hammond executed her last will and testament wherein she committed her soul to Almighty God and her body to the earth to be decently buried at the discretion of her executors therein named and after her debts and funeral charges were paid, she authorized and empowered her executors to collect moneys due her and to perform all other acts that may be necessry to warry out her intentions as set forth in her said last will and finally appointed your Orator, George Stewart, her sole executor, all of which will appear by reference to a certified copy of said will which is herewith filed as part hereof and marked "Exhibit A." which together with all other exhibits herein produced it is prayed may be taken and considered as part of this Bill of Complaint.

3. That in compliance with the directions and under the authority in said will contained your Orator employed a certain George W. Peter, an undertaker conducting his business in Urbana District of Frederick County, Maryland, to furnish the requisite casket and services for a proper funeral and burial of said testatrix and paid him therefor the sum of Fifty dollars on the 14th day of March, 1912, and took therefor a receipt which is filed herewith as "Exhibit B.," the interest thereon accruing being the sum $29.50, making the total indebtedness of said estate to your Orator of a sum aggregating $79.50.

4. That the said Ann Maria Hammond at the time of her death was seized and possessed of a piece or parcel of land called "Daniels Small Tract" in Centerville of said County, containing two acres of land, more or less, a full and definite description of which will appear by reference to a deed for same from William J. Kindley and M. E. Kindley, his wife, to the said Ann Maria Hammond, dated the 21st day of July in the year 1893, and recorded in Liber J.L.J. No. 5, folio 432, one of the Land Records of Frederick County, a certified copy of which deed is herewith filed and marked "Exhibit C."

5. That prior to the death of said testatrix she sold to her daughter, Emma Stewart, one of the parties this proceeding, from and off of the above tract of land, a small lot or parcel of land described as follows; Beginning at the South-East Corner of the above tract of land and running with the outlines of the whole tract N. 30-5/8° E. 158 feet, thence N. 53-7/8° W. 55 feet, thence S. 30-5/8° W. 55 feet, thence S. 30-5/8° W. 158 feet, thence S. 62-1/8° E. 55 feet to the place of beginning and