4th. That Anna Kate Tyson, the present holder of the life estate in said property, being a dwelling house and lot of ground on the North side of East Second Street, in Frederick City, Maryland, did, on the 23rd, day of April, A.D. 1909, procure from Walter H. McDannel, a conveyance to her of his estate in remainder in the said real estate mentioned in said Equity cause No. 7188, for a consideration of Three Hundred Dollars ($300.00) and now proposes and has offered in writing to purchase the one fourth of one third interest in remainder in said real estate of Abram S. McDannel, infant, at and for the like sum of Three Hundred Dollars, and to purchase the one third interests in remainder in said real estate of the said Fred Bragonier Aubert and Catherine Aubert Tyson for the sum of Twelve Hundred Dollars each, as will appear by a paper writing filed herewith as a part hereof marked Exhibit No. 3.

5th. That there is no revenue derived or to be derived from said real estate for the use and benefit of the said infants, Abram S. McDannel, Catherine Aubert Tyson and Fred Bragonier Aubert, during the life time of the said Annis Kate Tyson; and that the said sum of $300.00 as to the said infant, Abram S. McDannel, and the said sum of $1200.00 each to the said infants, Fred Bragonier Aubert and Catherine Aubert Tyson, is a fair and reasonable price to be paid for their respective interests, and that it would be for the benefit and advantage of the said infants that a decree for such sale should be passed, and that the money arising from said sale may be invested for the benefit of the said infants by their respective guardians.

6th. That said infant, Abram S. McDannel, is a non-resident of the State and now resides at Bethany Orphans Home, Womelsdorf, Pennsylvania, and that the said infant, Fred Bragonier Aubert, now resides at Washington, D.C., but is at present within the jurisdiction of this Court, and the said Catherine Aubert Tyson, infant, resides in Frederick County, Maryland, with her parents.

To The End, Therefore.

(1) That a decree may be passed by your Honorable Court ratifying and confirming the offer of purchase as made by the said Annie Kate Tyson for the interests in remainder in said real estate of Abram S. McDannel and Fred Bragonier Aubert, infants, and Catherine Aubert Tyson, infant.

(2) That a Trustee may be appointed to convey the interests of the said Abram S. McDannel, Catherine Aubert Tyson anD Fred Bragonier Aubert, infants, in and to the said real estate, to the said Annie Kate Tyson, the purchaser thereof, and upon the payment to him of the said purchase money.

(3) And that said funds arising from said sale of said interests may be paid by said Trustees, so appointed to convey said real estate and receive said purchase money, to the parties designated to receive the same by the future order of this Court, upon said it stated.

(4) And for general relief.

May it please your Honors to grant unto your Orators the writ of subpoena in the usual form and according to the practice of this Honorable Court, commanding the said Fred Bragonier Aubert and Catherine Aubert Tyson, infants, to be and appear in this Honorable Court on some certain day to be named therein, to answer the premises and abide by and perform such Decree as may be passed herein. And that an Order of Publication may be passed giving notice to the said Abram S. McDannel, infant, of the object and purpose of the Bill of Complaint, and warning him to be and appear in this Honorable Court, either in person or by solicitor, on some day certain to be named in said Order,