

FIFTH: That the same James O. Bussard died seized and possessed of three parcels of real estate situate in Middletown, Frederick County, Maryland, the same having been acquired by the said James O. Bussard by deed from Charlotte E. Coblentz, dated January 7, 1902, and recorded in Liber D. H. H. No. 13, Folio 104 &c., one of the Land Records for Frederick County, a certified copy of which is filed herewith marked Exhibit No. 3, which together with all other exhibits is prayed may be considered a part of this Bill of Complaint.

SIXTH: That said real estate consists of three parcels, one of which is improved with a dwelling house and are so constituted that they cannot be divided among the parties hereto without loss and injury, and it would be to the best interest and advantage of all the parties concerned that the same be sold under a Decree of your Honorable Court and proceeds be distributed to the parties hereto.

WHEREFORE Your Complainant prays for the following relief:

1st. That the real estate hereinbefore mentioned be sold under a Decree of your Honorable Court.

2nd. That the proceeds arising from said sale be distributed among the parties hereto after the payment of all the costs and expenses.

3rd. And for such other and further relief as the nature of the case may require.

And your Complainant prays for the following process:

That a Writ of Subpoena may issue in the usual form directed to the said Ida E. Lighter, Lorenzo Lighter, her husband, Anna Kate Wagaman, Samuel M. Wagaman, her husband, Olive Frances Beall, Louis C. Beall, her husband, Mary E. Wagaman and Frank G. Wagaman, her husband, commanding them to be and appear in your Honorable Court on some day certain to be named therein, either in person or by Solicitor, and show cause, if any they have, why the relief prayed for should not be granted.

William M. Storm

Leslie N. Coblentz
SOLICITORS FOR COMPLAINANT.

(Filed February 11, 1931)

EXHIBIT # 1.

Frederick City, Maryland.

May 22nd A. D. 1924.

IN THE NAME OF ALMIGHTY GOD AMEN. I James Oliver Bussard, of Middletown, Md being of sound mind and good understanding do hereby make, publish and declare this to be my last will and testament and do hereby revoke all former wills made by me.

FIRST: I devise all my real estate lying in Middletown Frederick County, Maryland to my daughter Olive Francis Beall in trust during her lifetime and after her death said real estate shall be sold at public sale to the highest bidder and said proceeds of said sale shall be divided equally among her living children or heirs at law.

SECOND: I bequeath (5) Five shares of the capital stock of the Citizens National Bank of Frederick City Maryland to my daughter Olive Francis Beall in trust during her life and after her death said stock shall be sold at public sale to the highest bidder and said proceeds of said sale shall be equally divided among her children or her heirs at law which shall be her entire interest in my estate.

THIRD: I have given my daughter Mrs. Ida E. Lighter (\$5,000.00) Five Thousand dollars I gave Mrs. Anna Kate Wagaman my daughter \$5,000.00 Five Thousand dollars I gave my daughter Mary E. Wagaman \$5,000.00 Five Thousand dollars.

FOURTH: It is understood that Ida E. Lighter, Anna Kate Wagaman, Mary E. Wagaman, my daughters shall each of them pay to my widow May Bussard during her natural life semiannually \$150.00 making \$300.00 each per year.

FIFTH: I hereby delegate to my widow, Mrs. May Bussard the power to collect the foregoing