

1st. That a Decree may be passed by your Honorable Court, decreeing the sale of the above mentioned real estate and that a Trustee or Trustees may be appointed to sell the same and distribute the proceeds arising therefrom among the parties entitled according to their respective interests.

2nd. And for such other and further relief as the nature of the case may require.

William M. Storm
SOLICITORS FOR COMPLAINANTS.

(Filed November 17, 1931)

EXHIBIT #1.

KNOW ALL MEN BY THESE PRESENTS:- that I, Milton Burke of Frederick County, State of Maryland do make, ordain publish and declare this my last will and testament in manner and form following, After the payment of all my just debts and funeral expenses I give as follows:-

Item 1st. I direct and hereby authorize my executrix hereinafter named to pay to my son, James Edward Burke, out of my personal estate, coming into her hands as executrix the sum of one thousand dollars, absolutely.

Item 2nd. All the remainder of my estate, real, personal and mixed of whatsoever kind and character, I give and devise to my daughter-in-law, Willianna Burke, for her sole use and support for and during her natural life, or until her marriage and I further give to said Willianna Burke the right to devise by will out of my estate to any person or persons she may select the sum of one thousand dollars.

Item 3rd. I hereby authorize and empower said Willeanna Burke to take charge of, and to hold all my said property with power to sell, convey, transfer, invest or re-invest the same as she may deem expedient, and to the best advantage of said estate.

Item 4th. Upon the death or marriage of said Willianna Burke I give, and devise to my grand-daughter, Blanche Burke the sum of two hundred dollars, to my grand-daughter, Catherine Eleanor Burke the sum of one hundred dollars, to my grand-daughter, Daisy Stewart, the sum of one hundred dollars, and to my son James Edward Burke all the rest and residue of said estate for life.

Item 5th. Upon the death of said James Edward Burke the property so willed to him shall be equally divided among my said grand-daughters, Blanche Burke, Catherine Eleanor Burke and Daisy Stewart.

Item 6th. Should the said James Edward Burke not survive the death or marriage of said Willianna Burke then the said property upon her death or marriage, shall be divided equally among my said three grand-daughters; and in case of the death of either of my said grand-daughters the property so willed to her or them shall be given to the surviving grand-daughter, or grand daughters, equally.

And lastly, I hereby nominate, constitute and appoint said Willianna Burke to be the executrix of this, my last will and testament, without bond, hereby revoking and annulling all wills by me heretofore made, ratifying this, and none other, to be my last will and testament.

In testimony whereof I hereunto set my hand and seal this 31st day of January A. D . 1903.

MILTON BURKE (SEAL)

Signed, sealed, published and declared by Milton Burke the within named testator, as and for his last will and testament, in our presence, who at his request, in his presence and in the presence of each other have hereto set our names as witnesses hereto.

CHARLES W. ZIMMERMAN SEAL

THAD M. BISER SEAL

GEO. A. PEARRE, JR. SEAL



True Copy Test:

Melvin F. Shepley
Register of Wills for Frederick County, Md.

(Filed November 17, 1931)