

414 and Nathan Duvall, her husband, et al., respectfully represents unto your Honorable Court:

First: That a certain John W. Fisher died on or about the 16th day of June, 1931, in Frederick County, Maryland, intestate, unmarried, seized and possessed of the following real estate, to-wit:

(a) All that tract, part of a tract and parcel of land, situate in Buckeystown District, in Frederick County, Maryland, which the said John W. Fisher acquired by inheritance as the only heir at law of his mother, Catherine E. Fisher, deceased, it being the same tract and parcel of land that was conveyed to the said Catherine E. Fisher by deed from Elias L. DeLashmutt, Trustee, in No. 3323 Equity, in the Circuit Court for Frederick County, Maryland, and which deed is dated the 9th day of February, 1875, and duly recorded in Liber T. G. No. 2, folio 628, etc., one of the Land Records of Frederick County, Maryland, said tract and parcel of land containing 3 acres, 3 roods and 13 perches of land, more or less; a certified copy of which deed is filed herewith marked Exhibit "A", and which, together with all other exhibits filed, is prayed to be taken and considered as a part hereof.

(b) Also, all that tract, part of a tract or parcel of land, situate in Buckeystown District, in Frederick County, Maryland, which the said John W. Fisher acquired by inheritance as the only heir at law of his mother, Catherine E. Fisher, deceased, the same adjoining the tract described in Exhibit "A", it being the same tract and parcel of land that was conveyed to the said Catherine E. Fisher by deed from Ezra Michael, Mortgagee, in No. 4754 Equity, in the Circuit Court for Frederick County, Maryland, and which deed is dated the 10th day of April, 1883, and duly recorded in Liber A. F. No. 7, folio 142, etc., one of the Land Records of Frederick County, Maryland, said tract and parcel of land containing 19 acres, 3 roods and 20 perches of land, more or less; a certified copy of which deed is filed herewith, marked Exhibit "B", and which is prayed to be considered as a part hereof.

Second: That the said John W. Fisher died, intestate, as aforesaid, leaving surviving him no children, descendants, father, mother, brother or sisters of the deceased, and no child or children, grandchild or grandchildren of brothers or sisters of the deceased, or their descendants, and that the real estate described in Exhibits "A" and "B" filed herewith descended to "all collateral relations of the intestate (John W. Fisher) in equal degree."

Third: That the (collateral relations) heirs at law and next of kin of the said John W. Fisher, deceased, as aforesaid, are your Complainants, being all the living children of David E. Fisher, deceased, a brother of John M. Fisher, deceased, the father of John W. Fisher, the deceased intestate mentioned in these proceedings and being his first cousins, namely: Grace A. Cox, whose husband's name is Clement P. Cox, Eva V. Duvall, whose husband's name is Nathan Duvall, Edward L. Fisher, whose wife's name is Elizabeth Fisher, Minnie E. Howard, whose husband's name is James A. Howard, all of whom are adults, above the age of 21 years.

Also the following first cousins, as heirs at law and next of kin of the said John W. Fisher, deceased, as aforesaid, they being the children of another deceased brother of John W. Fisher, deceased, his name being Thomas W. Fisher, deceased, namely: John Fisher (unmarried), Blanche Engle, whose husband's name is Lewis Engle, Ella Kabrake, whose husband's name is William Kabrake, all of whom are adults and residents of Frederick County, Maryland.

Also the following first cousins, as heirs at law and next of kin of the said John W. Fisher, deceased, they being the children of another deceased uncle of John W. Fisher, deceased, his name being George W. Fisher, deceased, namely: Mary A. Barber, whose husband's name is Charles Barber, Samuel Fisher, whose wife's name is Ella Fisher, Benjamin Fisher, whose wife's name is \_\_\_\_\_ Fisher, all of whom are adults, residing in the City of Washington, in the District of Columbia.

All of the above first cousins are collateral relations of the said John W. Fisher, deceased, intestate, on his father's side.

Fourth: That the only first cousin known to your Complainants on the side of the mother