

BILL OF COMPLAINT.

Catherine Miller, individually, Donald : No. 10134 Equity.
 Miller, Rosella Miller, and Carl :
 Miller, infants, by Catherine Miller : In the Circuit Court
 their GrandMother and next friend. :
 : for
 vs. :
 : Frederick County.
 Donald Miller, Rosella Miller and :
 Carl Miller. :
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TO THE HONORABLE THE JUDGES OF SAID COURT:

The Bill of Complaint of Catherine Miller on her own behalf and Donald Miller, Rosella Miller and Carl Miller, infants, by Catherine Miller their Grand-Mother and next friend, respectfully represents unto your Honorable Court:

FIRST. That a certain Martin Miller, late of Frederick County, died intestate, on or about the _____ day of August, A. D. 1906, seized and possessed, in fee simple of several lots or parcels of real estate, situated in Frederick County, Maryland, devised to him by the last Will and Testament of Samuel Miller of J., deceased, recorded in Liber J.R.R. No. 1, folio 501, one of the Record Books for the recording of Wills in the Office of the Register of Wills for Frederick County, a certified copy of which Will, is herewith filed marked "Exhibit No. 1," to this Bill of Complaint, which together with all other Exhibits, Complainant prays may be taken and considered as a part hereof; which real estate, upon the death of said Martin Miller intestate, descended to his children as his heirs at law, subject to the dower of Catherine Miller, widow of Complainant in this cause, as follows: Adult daughter, Nellie Angleberger, whose husbands name is William Angleberger, and adult son, William Miller, whose wifes name is Elizabeth Miller, aduly daughter, Clementine Whitmore, whose husbands name is John J. Whitmore, adult son, Richard Miller, whose wifes name is Annie Miller, and adult son, Frank Miller, whose wifes__ is Rosa Miller, adult daughter Berdie Layman, whose husbands name is Jacob A. Layman, and the following infant children of Elmer Miller, decease son of Martin Miller, who died June 17th. A. D. 1905, intestate, to-wit: Donald Miller, Sixteen years of age, Rosella Miller, Sixteen years of age, and Carl Miller, Fourteen years of age, which said real estate, described in "Exhibit No. 1," descended to the aforesaid children and grand children, upon the death of Martin Miller, as tenants in common, subject to the life estate of Catherine Miller, widow of Martin Miller.

SECOND. That on the 29th day of March A. D. 1920, the said Catherine Miller acquired by deed in fee simple, all the right, title and interest of all the children and heirs at law of Martin Miller, deceased, save and except the Three infant children, hereinbefore mentioned; a certified copy of which deed is herewith filed marked "Exhibit No. 2," that on the 5th, day of April A. D. 1920, your Complainant Catherine Miller, on her own behalf, and as next friend of said infants, entered into a contract in writing to sell said real estate described in "Exhibit No. 1", of which Martin Miller died, seized and possessed, to John J. Whitmore, at and for the sum of Four Hundred (\$400.00) dollars, cash, said contract filed herewith "Exhibit No. 3" to be paid upon the execution of a fee simple deed; the purchaser assuming the payment of the mortgage debt standing upon said property, and subject to the ratification and approval of the Circuit Court for Frederick County.

THIRD. Your Complainant believes and charges that it is to the best interest and advantage of said infant children, that said sale be ratified and confirmed, especially in view of the fact that your Complainant is aged and infirmed, and unable to take care of and improve said real estate; and Complainant believes that said offer of Four Hundred (\$400.00) dollars, represents a full and adequate price for said property.

TO THE END THEREFORE:

FIRST. That said sale may be ratified and confirmed by your Honorable Court, and that a Trustee may be appointed to convey said real estate to the purchaser.