

filed herewith as Exhibit No. 6.

(6) All that tract of land described in a deed from Jacob Dorcus and Ellen J. V. Dorcus, to Anderson Etzler, dated March 31, 1893, and recorded in Liber J. L. J. No. 3, Folio 633, a certified copy of which is filed herewith as Exhibit No. 7. leaving in the said original tract about six and one half acres of land, more or less.

THIRD: That the said Jacob Dorcus left a last Will and Testament recorded in Liber W. B. C. No. 1, Folio 82, one of the Will Records in the office of the Register of Wills for Frederick County, by which he devised said real estate to his wife during her lifetime and at her death to the unmarried daughters and the survivor, for and during the term of their natural life, and the mother being dead and your Complainant being the last survivor, unmarried, daughter, whereby she becomes entitled to a life estate in and to the whole of said tract or parcel of land improved with a two story dwelling house, a certified copy of which Will is herewith filed marked Exhibit No. 8.

FOURTH: That your Complainant, Elsie I. Dorcus, occupied said property as life tenant, together with her brother, William H. Dorcus, who made his home with her until recently when he died and upon his death it became impossible for your Complainant to continue to occupy said real estate alone and said real estate has been unoccupied since immediately after the death of the Complainant's brother; by reason of said vacancy said dwelling house on said real estate is exposed to greater hazard of risk on account of being destroyed by fire and to carry vacancy permit as required by the insurance policy is almost prohibited during the period said property is unoccupied, Complainant being unable to procure a tenant to lease said property and receives absolutely no income therefrom. And in addition thereto Complainant is subject to the loss of taxes levied on said property annually. And said property being closed and unoccupied it is rapidly deteriorating and lessening in value and Complainant avers and charges that it would be to the benefit, especially, to your Complainant the life tenant, as well as to the remaindermen that said property be sold under Decree of your Honorable Court and the proceeds arising therefrom be invested under an Order of your Honorable Court, your Complainant receiving the income and revenue arising therefrom and at Complainant's death the corpus of said trustfund be divided among the heirs at law, defendants in the above entitled cause, or the parties entitled thereto. And Complainant is advised that she is entitled to invoke the jurisdiction of your Honorable Court to secure a Decree for the sale of said real estate and invest the proceeds arising therefrom under an Order of your Honorable Court, Complainant to receive the income therefrom during the term of her natural life and distribute the corpus of the same to the parties entitled as the heirs at law of Jacob Dorcus, deceased.

And Complainant prays for the following relief:

1st. That your Honorable Court will assume jurisdiction of said trust estate, decree a sale of said real estate and invest under the Order of your Honorable Court the proceeds arising therefrom for the use and benefit of Complainant during her life time and upon her death to distribute the same to the parties thereto entitled.

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

May it please your Honors to grant unto your Complainant the Writ of Subpoena directed to Edwin S. Dorcus, Elkton, Maryland, Myrtle Baker and Ernest Baker, her husband, of Port Deposit, Maryland, Roy M. Dorcus and Mildred Dorcus, his wife, 3123 N. Calvert Street, Baltimore, Maryland, Ella Witmer, Hanover, Pennsylvania, Harry C.