

180, one of the Land Records of Carroll County, Maryland, a certified copy of which said deed is filed herewith as Exhibit "No.6" and is prayed may be taken and considered a part hereof.

2. That the said Aaron Clary died testate leaving a Last Will and Testament dated April 15, 1898, and duly admitted to probate by the Orphans Court for Frederick County, and recorded in Liber C. E. S. No. 1, folio 310, one of the Will Records of the County aforesaid, a certified copy of which said will is filed herewith as a part hereof as Exhibit "No. 7", and by the terms thereof provides as follows:-

"First, I give and bequeath one half of my entire estate to my daughter Sarah F. Vansant wife of A. J. Vansant, now residing in the state of Kansas during her Natural life, and at her death to her children share and share alike.

"Secondly, I give and bequeath one half of my entire estate to Clinton E. Vansant, in trust, for the sole and separate use of my son Charles A. Clary, the proceeds therefrom to be paid over to my son Chas. A. Clary during his Natural life for the better maintenance and support, of my said son Chas. A. Clary-and at the death of my son Chas. A. Clary, to pay over the principal sum or the remaining part of said principal sum, to any child or children lawfully begotten, my said son may have living at the time of his death, and in default of any such child or children to my said daughter, Sarah F. Vansant to her sole and separate use and during her natural life, if she be living at the time of the death of my said son, and if not living then over to the children of my said daughter, and living at the time of her death, equally share and share alike.

"I hereby order and direct that my said son Chas. A. Clary shall have a home upon the farm, upon which I now reside during his Natural life, and that the said farm shall not be disposed of or sold during the life-time of my said son, Chas. A. Clary."

That the said Charles A. Clary died intestate on or about the 18th day of July, 1924, at Frederick, Maryland, surviving by no child or issue lawfully begotten, whereupon all interest of the said Charles A. Clary in and to the real estate hereinbefore described passed to the children of Sarah F. Vansant, daughter of the said Aaron Clary, excepting, however, Stella Spurrier specifically excluded from any share in and to any portion of the estate of the said Aaron Clary by the terms and provisions of a Codicil to the Last Will and Testament of the said Aaron Clary.

3. That the said Sarah F. Vansant died on or about the 21st day of February, 1923, in the State of Kansas intestate leaving surviving her the following children, to-wit: a son, Clinton Vansant; a daughter, Nettie Vansant Disney; a daughter, Fannie Vansant Athey; a daughter, Mabel Vansant Spurrier; a son, Reese S. Vansant; a daughter, Lucy Vansant Coe; a daughter, Estella Vansant Spurrier; and a daughter, Anna Vansant Disney, to whom the real estate hereinbefore described passed as provided by the Last Will and Testament of the said Aaron Clary, excepting and excluding the said Stella Spurrier as aforesaid.

That the said Reese S. Vansant died in the State of Kansas on or about the 8th day of December, 1935, leaving a Last Will and Testament dated the 19th day of April, 1933, and duly admitted to probate by the Probate Court for Shawnee County, State of Kansas, and appointed the National Bank of Topeka as Executor thereof, a duly authenticated copy of which said Will has been recorded in the Orphans Court for Frederick County, Maryland, a certified copy of which said will is filed herewith as Exhibit "No.8", and by the terms and provisions of said will the interest and estate of the said Reese S. Vansant in and to the real estate hereinbefore described was devised unto the following persons, share and share alike, to-wit: Reese Willard Spurrier, Stanley Disney, Lucy B. Coe, Mabel F. Spurrier, Nettie Disney, Anna Disney, Estella Spurrier, Fannie W. Athey,

That Clinton E. Vansant, son of Sarah F. Vansant aforesaid, departed this life on or about