

the income and profits arising thereout and therefrom, for and during the term of her natural life and no longer, and after the death of my said wife, I direct my Executor hereinafter named to sell all of my property and estate, real, personal and mixed, at public or private sale," etc. as by reference to said Will will more fully appear.

9- That after the death of the said Mollie M. Staley and the sale of his property, the said Charles A. Staley made two special bequests to the Evangelical Reformed Church, a body corporate, of Frederick, Maryland, in the amount of \$2,000.00 each, and one special bequest of \$500.00 to the George W. and Agnes Hoffman Orphanage, of Littlestown, Pennsylvania.

10. That the said Charles A. Staley, by his said Will, further provides that after the sale of his said property and estate, as aforesaid, and the payment of the aforesaid special bequests, the rest and residue of his property and estate then remaining shall be distributed as follows:

A one-fourth equal part to Frances C. Smith upon the conditions set forth in said Will.

A one-fourth equal part to Staley Vincent Sanner.

A one-fourth equal part to Charles Irving Staley.

A one-fourth equal part to Joseph Richard Staley.

11. That on the 16 day of June, 1943, Mollie M. Staley, the surviving widow of the said Charles A. Staley, deceased, filed her renunciation of said Will in the Orphans' Court of Frederick County, Maryland, and elected to take her legal share of both the real and personal estate of her said husband, as will fully appear by reference to a duly certified copy of said renunciation herewith filed as part hereof and marked "Exhibit No. 3."

12- That at the time of the death of the said Charles A. Staley he was seized and possessed of a valuable farm situated at Yellow Springs in Frederick County, containing in the aggregate 155 acres 3 roods and 10 square perches of land, more or less, and being the same real estate conveyed by Joseph E. Staley and wife to said Charles A. Staley, by deed dated March 30, 1911, and recorded in Liber H.W.B. No. 206, Folio 96 &c., one of the Land Records of said Frederick County, duly certified copy of said deed being herewith filed as a part hereof and marked "Exhibit No. 4," and also included in the aforesaid farm is seven acres of land, more or less, which was devised to the said Charles A. Staley by Albert W. Burkhardt, said Will being recorded in Liber W.B.C. No. 2, Folio 210, one of the Will Records of said Frederick County, a duly certified copy of said Will being herewith filed as a part hereof, marked "Exhibit No. 5."

13.- That the said Charles A. Staley died seized and possessed of a valuable lot of ground and improvements thereon situated on the North side of Dill Avenue in Frederick City, in said Frederick County, it being the same real estate conveyed by Lester E. Shafer, et al. to said Charles A. Staley, by deed dated April 3, 1926, and recorded in Liber No. 356, Folio 544&c., one of the Land Records of said Frederick County, a duly certified copy of said deed being herewith filed as a part hereof, marked "Exhibit No. 6."

14- That the said Charles A. Staley died seized and possessed of a valuable farm situated East of Frederick City, in Frederick District, Frederick County, Maryland, containing 229 3/4 acres of land, more or less, and being the same real estate conveyed by Oscar L. Staley to Charles A. Staley, by deed dated September 4, 1931, and recorded in Liber No. 380, Folio 322 &c., one of the Land Records of Frederick County, a duly certified copy of said deed being herewith filed as a part hereof, marked "Exhibit No. 7."

15- That the personal property of which the said Charles A. Staley died seized and possessed is insufficient to pay the special legacies and to pay the said Mollie M. Staley her share as provided by law.

16- That in order to pay unto the said Mollie M. Staley her legal share of said estate