

said son, James Sappington, I give and bequeath the aforesaid tracts of land unto the child or children of the said James Sappington in equal shares. In case the said James Sappington leaves no child or children surviving him then I give and devise the aforesaid tracts of land unto my legal heirs."

FIFTH: That the said James Sappington, late a resident of Frederick County, State of Maryland, departed this life on or about the twenty-fifth day of September, Nineteen Hundred and Forty-nine, survived by the following children: a son Lyman S. Sappington, whose wife is Margaret M. Sappington, the Complainants herein; and a son Thomas L. Sappington, whose wife is Viola S. Sappington; and a daughter Mittie S. Thomas, whose husband is Carl M. Thomas, all adult residents of Frederick County, Maryland.

SIXTH: That the aforesaid real estate will not admit of being divided among the parties entitled thereto without great loss and injury to them, and that it would be advantageous to the Complainants and the Respondents for the said real estate to be sold and the proceeds distributed according to the respective interests therein.

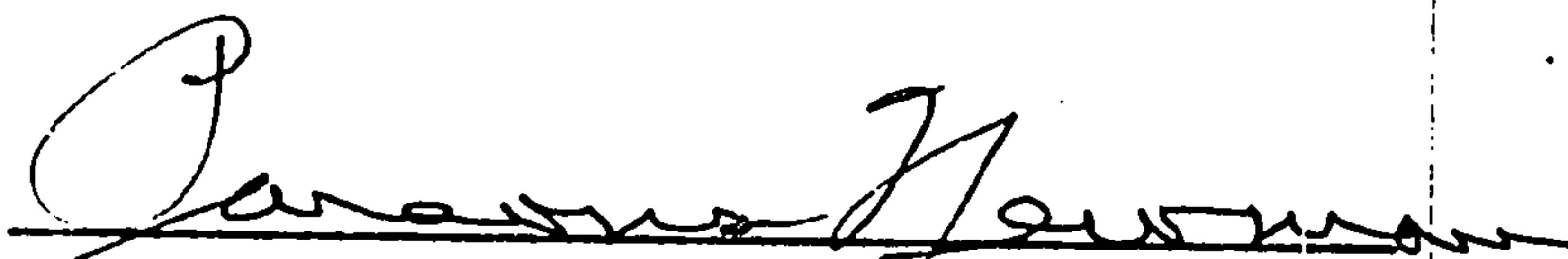
WHEREFORE, your Complainants pray for a sale of the said real estate and premises heretofore mentioned and for the appointment of a trustee or trustees to make said sale.

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

TO THE END THEREFORE:

That It May Please Your Honorable Court to grant unto the Complainants the writ of subpoena against the said Thomas L. Sappington and Viola S. Sappington, his wife, and Mittie S. Thomas and Carl M. Thomas, her husband, all of Frederick County, commanding them to be and appear in this Court at some certain date to be therein named to answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.

  
Parsons Newman

  
Attorneys for Complainants  
Byron W. Thompson