

PETITION AND COURT'S ORDER

Kate Lee Burck, Helen M. Eberstadt and
Fred J. Eberstadt, her husband,

On

Petition.

No. 13824 Equity.

In the Circuit Court for

Frederick County,

in Equity.

To the Honorable, the Judges of said Court:

The petition of Kate Lee Burck, Helen M. Eberstadt and Fred J. Eberstadt, her husband, respectfully shows unto your Honors:

Ist. That Ann Catherine Burck, the mother of your petitioner Kate L. Burck and the grandmother of your petitioner, Helen M. Eberstadt, died in the year 1907, seized and possessed of the hereinafter describer real estate, leaving a last will and codicil thereto, both of which were duly probated in the Orphan's Court for Frederick County, and recorded in Liber W. B. C. No. I, folio 456 &c., one of the Will Records in the office of the Register of Wills for Frederick County, a certified copy of which said will and codicil thereto are filed herewith, marked Exhibit W. C. and prayed to be taken and considered as a part hereof.

2nd. That in her will, bearing date of February 2nd. 1903, the said Ann Catherine Burck devised her house and lot then known as No. 50 West Fourth Street, in Frederick City, Maryland, to her daughter, the said Kate Lee Burck, absolutely, and also devised to her son, Lewis A. Burck, who she also appointed her Executor, her house and lot then known as No. 52 West Fourth Street, in said City, adjoining ~~the~~ the above described property, in trust to collect the rents and profits therefrom and after paying taxes and other expenses to pay the balance of the income to the said Kate Lee Burck, for and during the term of her natural life. That in said will the testatrix further provided that after the death of the said Kate Lee Burck said property should be sold and that Four Hundred Dollars of the proceeds of sale be paid to her son, the said Lewis A. Burck, and that the sum of Two Hundred Dollars of the proceeds of sale be paid to her daughter, Genevieve R. Leilich, and further provided that in the event either or both of them be dead then said sums should be paid to their or his or her children, and that the remainder of the proceeds of sale be equally divided among her children, share and share alike, the child or children of any deceased child to take the share or portion its parent would have taken if living, as will more fully appear by reference to said will.