

Henry George, Residuary Trustee under the last Will and Testa- ment of Russell Samuel Gordon, deceased	"	No. <u>15857</u> Equity.
	"	
On	"	In the Circuit Court
	"	
Petition	"	for Frederick County.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Henry George, Residuary Trustee under the last Will and Testament of Russell Samuel Gordon, deceased, respectfully represents unto your Honorable Court:

FIRST: That Russell Samuel Gordon died leaving a last Will and Testament dated December 20, 1938, and recorded in Liber R. L. L. No. 1, folio 329, one of the Will Records in the office of the Register of Wills for Frederick County, a certified copy of which is filed herewith marked Exhibit No. 1 to this Petition.

SECOND: That in said Will the Testator provided as follows:

"Item 5. I give, bequeath and devise to my friend, Henry George, of Loudoun County, Virginia, in trust, nevertheless, all the rest and residue of my property and estate, wherever the same may be located, to hold, manage, invest and reinvest the same, and to pay the income arising, therefrom, unto my grandchildren, share and share alike, with the express stipulation that, if in my said trustee's good judgment, a home should be provided for my grandchildren or any one of them, then he shall have full authority and power to invest said fund or any part of the same in such property as he may deem advisable and required. It being my desire, that when the youngest of my grandchildren shall have become of age, this trust shall terminate and equal division be made. The child or children of any deceased grandchild to take the share of such deceased grandchild. "It is my will that any substitute or successor trustee under the foregoing trust shall have all the powers, rights and duties herein before specified and conferred upon the above named trustee."

THIRD: That the assets in Frederick County consist of a dwelling house located in Petersville District, valued at approximately \$2500.00, the remaining assets in said estate being located in Loudoun County, Virginia, and are being administered under the jurisdiction of the Circuit Court for Loudoun County.

FOURTH: That your Petitioner is unwilling to accept the trust to be administered in Frederick County and respectfully recommends the appointment of Farmers & Mechanics National Bank of Frederick, a body corporate, as substituted trustee.

FIFTH: That the Farmers & Mechanics National Bank of Frederick,