

LEGAL EFFECT, COULD CONVEY ONLY THE UNDIVIDED ONE-FOURTH INTEREST OF THE SAID JESSE E. CLARY, AND THE LIFE ESTATE OF THE SAID LAURA N. CLARY IN THE REMAINING UNDIVIDED THREE-FOURTHS INTEREST, IN THE PARCELS OF LAND THEREBY INTENDED TO BE CONVEYED, THEY WERE PRESUMABLY EXECUTED WITH A VIEW TO THE EVENTUAL VESTING OF COMPLETE TITLES TO SAID PARCELS OF LAND IN SAID RESPECTIVE GRANTEEES, BOTH OF WHOM, AS YOUR ORATORS ARE INFORMED, ARE NOW DECEASED, AND UNDER THE CIRCUMSTANCES YOUR ORATORS PROPOSE THAT PROVISION BE MADE, IN THE DECREE TO BE PASSED IN THIS PROCEEDING, FOR THE EXCLUSION OF SAID TWO PARCELS OF LAND FROM THE FARM TO BE SOLD UNDER SAID DECREE, AND FOR AN EQUITABLE ADJUSTMENT, IN THE DISTRIBUTION OF THE PROCEEDS OF SALE OF SAID FARM, WITH RESPECT TO THE AMOUNTS RECEIVED BY THE SAID JESSE E. CLARY FOR SAID PARCELS; AND YOUR ORATORS BELIEVE AND AVER THAT SUCH PROVISIONS IN THE DECREE WOULD BE JUST AND EQUITABLE AND FOR THE BENEFIT AND ADVANTAGE OF THE INFANT DEFENDANT AND ALL OF THE OTHER PARTIES IN INTEREST.

WHEREFORE YOUR ORATORS PRAY FOR THE FOLLOWING RELIEF: THAT A DECREE MAY BE PASSED FOR THE SALE OF THE AFORESAID FARM AND WOOD LOT, RESERVING THE RIGHT OF THE SAID JESSE E. CLARY TO THE USE AND OCCUPANCY OF SAID FARM UNTIL OCTOBER 2, 1941, AND FOR THE DIVISION OF THE PROCEEDS OF SALE OF SAID REAL ESTATE AMONG THE PARTIES ENTITLED ACCORDING TO THEIR RESPECTIVE INTERESTS; AND THAT YOUR ORATORS MAY HAVE ALL SUCH OTHER AND FURTHER RELIEF AS THE NATURE AND EQUITY OF THE CASE MAY REQUIRE.

AND YOUR ORATORS PRAY FOR THE FOLLOWING PROCESS: THAT THE WRIT OF SUBPOENA MAY BE ISSUED AGAINST THE DEFENDANTS, JESSE E. CLARY, RESIDING IN UNION BRIDGE, CARROLL COUNTY, MARYLAND, DONALD G. ENGLAR, INFANT, RESIDING WITH HIS MOTHER, MRS. MYRTLE ENGLAR, IN JOHNSVILLE DISTRICT IN FREDERICK COUNTY, MARYLAND, AND THE UNION BRIDGE BANKING AND TRUST COMPANY, COMMANDING THEM AND EACH OF THEM TO BE AND APPEAR IN YOUR HONORABLE COURT ON THE DAY TO BE NAMED IN SAID WRIT TO ANSWER THE PREMISES AND ABIDE BY AND PERFORM SUCH DECREE OR DECREES AS MAY BE PASSED IN THIS PROCEEDING.

AND AS IN DUTY &c.,

*Harwood Clary*

SOLICITOR FOR THE PLAINTIFFS.

Filed May 22, 1941