

SIXTH: That while the Executors of the Estate of James F. Wantz are given the power to sell all of his real estate, they could only sell the one-half undivided interest in said real estate and if this power were exercised it would result in a sacrifice of the interest of the parties heretofore mentioned and they have obtained an order from the Orphans Court to be made a party Plaintiff in this case so that the said real estate, which is not susceptible to division among the parties without material loss and injury to their respective interests, may be sold as a whole.

SEVENTH: That all of the above mentioned heirs at law are adults.

EIGHTH: That the said real estate mentioned and described in this cause and of which the said James F. Wantz and Lora E. Wantz died seized and possessed is not susceptible of division without material loss and injury to all the parties to this cause and it would be to the best interest of all parties that the said real estate be sold under a decree of the Court and the proceeds divided among the parties according to their respective rights and interest therein.

To the end therefore:

1st. That a decree may be passed for the sale of the said real estate and a division of the proceeds among the parties in interest.

2nd. That a trustee may be appointed to make said sale.

3rd. And that your Complainants may have such other and further relief as the nature of their case may require.

And your Complainants pray for the following process:

May it please your Honors to grant unto your Complainants the writ of subpoena directed to the said Laura Musbaum, who resides at