SECOND: That the said Edwin F. Nikirk, and Dorothy J. Nikirk, his wife, are the parents, natural guardians, and next friends of Edwin F. Nikirk, II, and Thomas C. Nikirk, infants.

THIRD: That the said Edwin F. Nikirk, II, is an infant, eighteen years of age, and that the said Thomas C. Nikirk, is an infant, now sixteen years of age, and are both residing with their natural parents.

FOURTH: That on the 10th day of September, 1962, your Petitioners herein entered into a written agreement with Uriel D. Kline and Annabelle Kline, his wife, which by the terms and provisions thereof, subject to the approval and confirmation of your Honorable Court, your Petitioners did agree to sell unto the said Uriel D. Kline and Annabelle Kline, his wife, the real estate hereinbefore described for a consideration of Nine Thousand Two Hundred Fifty Dollars ($9,250.00), upon the terms and conditions more particularly set forth in said Contract of Sale, a copy of which is filed herewith and marked Petitioners' Exhibit 5, and which is prayed to be taken and considered as a part hereof.

FIFTH: That the said real estate is not susceptible to division without material loss and injury to the parties entitled, and that it would be to the best interests and advantage of the said Edwin F. Nikirk, II, and Thomas C. Nikirk, infants, and all other parties interested in said real estate, that the said Contract of Sale be confirmed by your Honorable Court, and that the said real estate, upon payment of the purchase price hereinbefore mentioned, be conveyed to the purchasers thereof by such person or persons as your Honorable Court may appoint for that purpose.

WHEREFORE, your Petitioners pray your Honorable Court may ratify and confirm the aforesaid Contract of Sale, and appoint some person or persons to convey the interests of all the parties in and to the said real estate unto the purchasers thereof upon the payment of the purchase money as set forth in said Contract of Sale, and to bring said purchase money into your Honorable Court for distribution or disposition for the benefit of the infants herein mentioned in such manner as your Honorable Court may direct.