

LILLIE M. COOLEY, A : NO. 18,315 EQUITY
BENEFICIARY UNDER THE :
LAST WILL AND TESTAMENT : IN THE CIRCUIT COURT FOR
OF EDWARD CHARLES SEARS, :
DECEASED : FREDERICK COUNTY,
ON :
IN EQUITY

P E T I T I O N

PETITION OF SUBSTITUTED TRUSTEE TO SELL REAL ESTATE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Talmadge N. Cecil, Substituted Trustee in the above cause, respectfully represents unto your Honorable Court:

FIRST: That on the 16th day of February, 1956, your Honorable Court assumed the jurisdiction of the Trust mentioned in these proceedings, and your Petitioner, as Substituted Trustee, was duly appointed and did qualify by giving his Bond and Security for the due execution of the said Trust.

SECOND: That in pursuance of the terms of the Last Will and Testament of the decedent, Edward Charles Sears, it provided in Paragraph "THIRD" thusly:

"; and after the death of all my brothers and sisters, then I direct the said Trustee, successor or successors, to sell and convey by good and sufficient Deed, the said farm at public sale first having given public notice in some newspaper published in Frederick County, State of Maryland, once a week for three successive weeks and after deducting the necessary costs for conducting the said sale, then I direct that the proceeds be divided equally, share and share alike, among my nephews and nieces, then living and to the children of my deceased nephew or niece, the said children of the deceased nephew or niece taking per stirpes and not per capita, excepting and excluding my nephews and nieces, whom are the children of my sister, Minnie J. Gregg, as I have provided for them from the proceeds of my personal property as hereinbefore set forth..."

THIRD: That the last surviving sister, a certain Lillie M. Cooley, there having been no surviving brothers of the said Edward C. Sears, died on the 12th day of November, 1964; that your Petitioner, in pursuance of the terms of the aforesaid Will, desires to proceed with the public sale of said real estate, making distribution and terminating the Trust as aforementioned.

WHEREFORE, your Petitioner prays that your Honorable Court will pass an Order authorizing and directing your Petitioner, as Substituted Trustee, to

W. JEROME OFFUTT
ATTORNEY AT LAW
FREDERICK, MD.