

husband's name is William Montague, whose address is 2700 - 19th Street, N. W. Washington, D. C.; a daughter, Josephine Jefferson, widow, whose address is 230 West 129th Street, Apt. 12A, New York 27, N. Y.; a (grand)son, William Jefferson, Jr., whose wife's name is Elaine Jefferson, whose address is 4507 "D" Street, S. E. Apt 201, Washington, D. C.; a daughter, Evelyn Wright, whose husband's name is Elmer Wright, whose address is 7103 Walnut Avenue, Pikesville, Maryland.

Fifth: That Bernice P. Williams, one of our Petitioners, alleges and avers and verily believes that the said William Joseph Proctor did not "mark off" and "locate" during his life any of the devised five (5) parcels out of the Moody Tract and that she has in the past been paying the State and County Taxes on a tract of land, containing 58 1/4 acres of land, more or less, together with the improvements there on, assessed to Proctor, William J. "Estate" c/o Mrs. Bernice P. Williams, R. 1, Germantown, Md., as evidenced by the attached 1961 State and County Tax Bill, paid in the sum of \$32.07, prayed to be taken as a part hereof and marked Exhibit "C".

Sixth: That the said real estate is not susceptible of partition without material loss and injury to the parties entitled to interests therein as above stated, and that, in order to make division of said interests, it will be necessary that said real estate be sold, and the proceeds thereof divided amongst the parties according to their several interests, under the supervision and direction of your Honorable Court.

TO THE END, THEREFORE:

(1) That a decree may be passed for the sale of the said real estate mentioned and described hereby by a Trustee or Trustees to be appointed by your Honorable Court.

(2) That the proceeds of sale may be distributed among the parties to this cause entitled thereto, after deducting first, the usual costs and expenses of sale, according to their respective rights and interests.

(3) That your Petitioners may have such other and further relief as the nature of this cause may require.

May it please your Honors to grant unto your Petitioners the Writ of Subpoena, warning the Defendants in this cause to be and appear in this Court on some certain day to be named therein to answer said premises and abide by and perform such decree as may be passed herein.