

2. That the said Charles W. Rice, Sr., left surviving him his widow, Nina M. Rice, and the following named children, to-wit: Grace L. King, Charles W. Rice, Jr., Walter M. Rice, Dorsey L. Rice, Clyde E. Rice, Beryl E. Gordon, Clarence C. Rice and Raymond C. Rice, all of whom are living, except the widow, Nina M. Rice, and all above the age of twenty-one years.

3. That the said widow, Nina M. Rice, died on or about the 8th day of June, in the year 1922, and that the said children and devisees of the said Charles W. Rice, Sr., herein and hereby desire and elect to take the said real estate described, as aforesaid, and devised to them by said will, in kind, without having the same sold by the Executors as authorized in said Will.

4. That the said children and devisees of the said Charles W. Rice, Sr., herein and hereby renounce any devise of any proceeds of mentioned in said Will and elect to take their undivided interests in said said real estate in kind. Real Estate

5. That the said Executors of said last Will and Testament herein and hereby surrender and renounce any interest, right or commissions they might have in and to said real estate or arising out of the same, as Executors as aforesaid, and agree that the said children of the said Charles W. Rice, Sr., deceased, shall take, have and hold said real estate in kind, free, clear and discharged of any claims, demands or commissions that they, or either of them, might have against said real estate, or arising out of the same, as Executors as aforesaid.

WHEREFORE your Petitioners pray your Honorable Court to pass an order authorizing and directing your Petitioners, the children and devisees of Charles W. Rice, Sr., to take said real estate mentioned and described in said last Will and Testament in kind, as hereinbefore elected by them, free, clear and discharged of any claims, demands or commissions that they, or either of them, might have against said real estate, or arising out of the same, as Executors as aforesaid.

And as in duty, etc.

GRACE L. KING

CHAS. W. RICE

WALTER M. RICE

DORSEY L. RICE

CLYDE E. RICE

BERYL E. GORDON

CLARENCE C. RICE

RAYMOND C. RICE

Children and devisees of Charles W. Rice, Sr., deceased