that since her said intermarriage her said husband William Power has departed this life having duly made his last will and testament in and by which he bequeathed and devised to your said Oratrix Elizabeth Power all his property and Estate as well more fully appear by reference to a certified copy of said last Will & testament hereunto filed marked "C." and prayed to be taken as a part of this bill of Complaint so that the Persons now owning the property mentioned in the aforesaid deed of Mortgage subject however to the operation and Effect of said deed, are the said Thornton A. Jenkins as tenant by the Courtesy and the said Virginia Jenkins and Sarah Jenkins who together represent the undivided moiety or half part of the aforesaid Anna, devised by her father as aforesaid. And your Oratrix Elizabeth Power who represents to every the other undivided moiety of said property as devised of her aforesaid husband William Power. And your Complainants Ann Power and Isabella Power charge that a large amount of their aforesaid respective annuities remains due and unpaid to them although the time limited for the payment thereof by the Condition in the mortgage aforesaid has passed and payment thereof has been duly demanded of the said Mortgagors and those claiming under them. And your Oratrix Elizabeth Power charges that the property mentioned in the aforesaid deed of Mortgage is held in common in fee between the aforesaid Thornton A. Jenkins, Virginia Jenkins and Sarah Jenkins who together represent and own an undivided half part of said property subject to the effect and operation of said mortgage and the remaining undivided moiety or half part belongs to your Oratrix the said Elizabeth subject to the effect and operation of said mortgage deed, and that said property is not susceptible of a division by metes and bounds between said owners, And your Oratrix Elizabeth Power further charges that it will be for the interest and advantage ~~of all parties~~ both of the said Elizabeth and of the said Thornton A. Jenkins, Virginia Jenkins and Sarah Jenkins to sell the aforesaid property and after investing under the order of your Honor a sufficient amount of the proceeds of such sales to produce an annual interest or revenue sufficient to pay and discharge the aforesaid annuities of your Complainants Ann Power and Isabella Power as they may become respectively payable under said mortgage; and after paying to the said last mentioned annuitants any balance which may be found to be due and unpaid at the time of said investment upon their respective annuities aforesaid as limited and directed by said mortgage, to divide the rest and residue of the proceeds of such sales between the aforesaid Thornton A. Jenkins, Virginia Jenkins, Sarah Jenkins and your Oratrix the said Elizabeth Power in the proportions and according to their respective interests aforesaid; but that the aforesaid Virginia Jenkins and Sarah Jenkins are infants under the age of twenty one

years, and your Oratrix Elizabeth Power is therefore advised that a sale of said property cannot be had without the aid of this Court. And your Complainants the said Ann Power & Isabella Power further charge that the rents, issues and profits of the property mentioned in said deed of mortgage are insufficient after paying taxes, repairs and insurance upon the same to discharge & satisfy their aforesaid respective annuities and they are advised and humbly insist, that the whole of the property mentioned in said deed of mortgage be sold and that after paying to them all arrears due upon said annuities out of the proceeds of such sales that a sufficient amount of the residue of such proceeds of sale shall be invested under the orders of your Honor as will yield an annual income or revenue sufficient to pay their aforesaid respective annuities as they become due and payable under the provisions of said deed of mortgage. To the End therefore that the said Thornton A. Jenkins, Virginia Jenkins & Sarah Jenkins may answer on oath the several matters and things hereinbefore stated as fully and particularly as if they were herein again repeated and that a decree may be passed for a sale of the aforesaid property and the proceeds of said sale be applied and invested and distributed in the manner for the purpose and in the proportions hereinbefore stated and that your Oratrixes and each of them may have such other and further relief as their or her case may require. May it please your Honor to grant unto your Oratrixes the Writ of Subpoena against the said Thornton A. Jenkins, Virginia Jenkins and Sarah Jenkins, commanding them and each of them to be and appear in your Honorable Court at some certain day to be named therein, to answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound &c.

Geo W. Teackle Jobson Solr for Compt

The Exhibits marked A and B and C referred to in the aforegoing Bill of Complaint are as follows, to wit:

John Power's Last Will and Testament

"Exhibit A"

I, John Power of the City of Baltimore a citizen of the United States do make this my last Will and Testament

First, that all my debts which are but few shall be first paid as soon as my brother James Power and my friend Nathan Rogers may deem proper. Second, that I leave and bequeath to my beloved wife Ann the house and lot on the corner of Eutaw and Hoff streets now in fee during her natural life and also Seven Hundred Dollars for to support the house with as much of the furniture as she may require to furnish it but should she not accede to the same she is then to have one thousand Dollars a year during her natural life, and to which of either she agrees to, at her death the amt of above with whatever may accumulate of the same is to go Equal halves to my two children