

TO FRANCIS M. WALKER, Esqr.

Register of Wills for the

County of New Castle in the State of Delaware.

In the Matter of the Administration of the :
Goods, Chattels, Rights and Credits : PETITION
of FEDERICO EVARISTO SCHEMEL, Deceased :

The Petition of Carel Nicolaas Winkel, a resident of Willemstad, Island of Curacao, Dutch West Indies, belonging to the Kingdom of The Netherlands, the attorney in fact for Evelina Hernandez de Schemel, widow of Federico Evaristo Schemel and of Evelina Hernandez de Schemel, guardian of Carlos Schemel, Jose Schemel and Maria Schemel, minor children of Federico Evaristo Schemel, deceased, and Evelina Del Carmen Schemel de Winkel, Tirso Augusto Schemel and Federico Evaristo Schemel, Jr., who presents this Petition for the purpose of contesting the jurisdiction of the Register of Wills for the County of New Castle aforesaid in the above estate respectfully showeth:-

That he is the husband of Evelina del Carmen Schemel de Winkel, who is the daughter and one of the heirs of Federico Evaristo Schemel, deceased; that your Petitioner is the attorney-in-fact of Evelina Hernandez de Schemel, the widow of Federico Evaristo Schemel, deceased, and of Evelina Hernandez de Schemel, guardian of Carlos Schemel, Jose Schemel and Maria Schemel, the minor children of Federico Evaristo Schemel, deceased; that he is also attorney-in-fact for Evelina del Carmen Schemel de Winkel, Tirso Augusto Schemel and Federico Evaristo Schemel, Jr.;

that the above named parties constitute the widow and all of the heirs at law of the said Federico Evaristo Schemel, deceased; that the said Federico Evaristo Schemel died on the fifteenth day of July A. D. 1912 at Willemstad, Island of Curacao, Dutch West Indies; that under the Laws of the Republic of the United States of Venezuela, of which the deceased was a citizen at the time of his death, all of the lands of which the deceased was seised at the time of his death in the Republic of Venezuela descended to and devolved upon the said widow and children of the said decedent; that at the time of the death of the said decedent he was seised of a one-half interest in certain coal lands in the said Republic of Venezuela, which lands were thereafter on or about the fifteenth day of October 1912 conveyed by the said widow and children of the said decedent through their attorney-in-fact, your Petitioner, to the Caribbean Coal Company; that upon said conveyance and in consideration thereof, shares of stock in the said Company were issued in the name of Federico Evaristo Schemel; that at the time of such issue the said Federico Evaristo Schemel had been dead for upwards of three months; that the issue of the stock in the name of the said Federico Evaristo Schemel as aforesaid was at the instigation and upon the advice of Julian A. Arroyo, who was at that time Secretary of the said Caribbean Coal Company and who is now acting as the Attorney for Joseph J. Paris; that the said Joseph J. Paris was at the time of the said conveyance and issue of stock Vice-President of the said Caribbean Coal Company; that the said Caribbean Coal Company is a corporation of the State of Delaware, incorporated the ninth day of September A. D. 1912, nearly two months after the death of the said Federico Evaristo Schemel; that on the tenth day of September A. D. 1912

1913 Joseph J. Paris, a resident of the City of New York, filed his Petition in the matter of the administration of the goods, chattels, rights and credits of Federico Evaristo Schemel, deceased, addressed to the Register of Wills for the County of New Castle aforesaid, averring that he the said Paris was a creditor of the estate of Federico Evaristo Schemel, deceased, and that the said deceased was possessed of goods, chattels, rights and credits to the value of Sixty thousand dollars, consisting of shares of stock in the Caribbean Coal Company, a domestic corporation of the State of Delaware, with its main office in the City of Wilmington; that upon said Petition the said Register of Wills thereafter appointed Wilmington Trust Company administrator of the estate of Federico Evaristo Schemel, deceased; that the said Federico Evaristo Schemel was not a resident of the State of Delaware at the time of his death and had not then nor at any time been seised or possessed of any estate, personal or real, in the said State of Delaware.

Therefore your Petitioner respectfully prays that the Letters of Administration heretofore issued to the Wilmington Trust Company in the estate of Federico Evaristo Schemel, deceased, be revoked and set aside, and that the said Wilmington Trust Company be removed as such administrator of said estate.

And your Petitioner will ever pray &c.

Carl Nicolaas Winkler

Attorney in fact.

Walter G. P. P. P.
Solicitor.