No 2455. Equity

The State of Maryland Frederick County to wit:
At a Circuit Court of the Third Judicial Circuit of the State of Maryland Sitting as a Court of Equity, begun and held at the Court House in Frederick-Town, in and for said County on the 22d day of September 1854

Present the Hon Madison Nelson Circuit Judge, Jerad C O'Neal Esq' Shff & Edward Shriver clerk.

Among other were the following proceedings.

Thomas A. Smith
Charles C Smith
Charles Ramsey & Ann E Ramsey his wife
"
Cornelia A. Smith
Philemon W Smith
David Rinehart & others. — —

Be it remembered that heretofore to wit on the 1st day of Novr 1852 Comes the said Thomas A Smith, Chas C Smith, Chas Ramsey & Ann E Ramsey his wife into the Court Sitting as a Court of Equity by Joseph W. Palmer & Jacob M. Kunkel Esquires — Solicitors & files in Court here the following Bill & Exhibits. viz

To the Hon. Madison Nelson Circuit Judge, for Frederick County, Sitting as a Court of Equity

Humbly Complaining Sheweth unto your Honor, your orators Thomas A Smith Charles C. Smith and Charles Ramsey & Ann E Ramsey his wife - That John A W Smith, late of Frederick County on the 22d. day of December 1849 made & executed his Testament and last will, in due form of Law and about the 1st of January 1850 departed this life without having in any manner revoked the same - a true & certified Copy whereof is here exhibited - marked Exhibit A which together with all other exhibits, your Orators, & orators pray may be taken, and considered as a part of this bill of Complaint as if here inserted in words and figures your orators & orators further show unto your Honor - that the said testator - John A. W. Smith in and by his Testament & last will devised as follows Ninth - I devise, and bequeath, all the rest and residue of my Estate, both Real & personal to be Equally divided among such of my Brother Philemon W Smiths - Send children as follows. Thomas A William A Chas C Ann E Mary A J & R Rachel Ann & Sue, which last mentioned clause in said will embraced all the Real Estate of which the said Testator died the owner, or in any way entitled to. your Orators, and Orators further show unto your Honor that the said John A W Smith died seized and possessed & the owner of a large, and valuable real Estate, lying & being in Frederick County which is now held & owned by the said Thomas A Smith Charles C Smith Ann E Ramsey the wife of the said Charles Ramsey Mary A Smith Joseph R Smith Rachel Ann Smith and Sue Smith as Tenants in Common, the said William A. Smith, one of the said Devisees, having died since the decease of the said John A W Smith the Tes=

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