

and being submitted, the Bill, Exhibits and answers were read and considered. It is thereupon this 28th day of February in the year Eighteen hundred and fifty five by the Honorable Madison Nelson Circuit Judge of the fourth Judicial Circuit of the State of Maryland, and by the authority of the Circuit Court for Frederick County, as a Court of Equity adjudge, ordered and decreed, that there be a partition of the tract or parcel of land in the proceedings mentioned, called The Runway on Maryland; containing 102 2/3 acres of land and also on the Mountain lot containing about twenty acres of land, among the parties to this suit so that there be an even and equitable division of the said land between the said Robert S. Carlisle and Mary Amelia S. J. Morrison, now the wife of W. S. Morrison, and to make this Court to make the said partition, it is further adjudge, ordered and decreed that a Commission issue in the usual form to Samuel Malt, Hanson Marlow, Patrick West, Michael W. Post and Peter Arnold of Frederick County State of Maryland, authorizing them or any four or three of them, to enter upon, walk over and survey the said land, and to divide the same into two equal parts having regard to quantity and quality, whereof one part shall be allotted to the said Complainant Robert S. Carlisle and the other part shall be allotted to the defendant Mary Amelia S. J. Morrison, now the wife of William S. Morrison, and that the said Commissioners make out or cause to be made out a plat or certificate of said land, and of the divisions thereof with the beginning and courses and an accurate description of the said Estate, and of the parts thereof, and to the said Commission there shall be annexed the usual oath of Office. And if the said Estate cannot be divided equally and fairly between the parties interested according to their just proportions, then the said Commissioners or a majority of them shall view and value the said Estate in current money and make such return to the Court of their judgment and the reason upon which the same was found,

W. Nelson,

True Copy of Just Will L. Carty Clerk



This is to Certify that on this 16th day of May in the year 1865 before the subscriber a Justice of the Peace of the State of Maryland in and for Frederick County personally appeared Michael W. Post, Samuel Malt and Peter Arnold and made oath in due form of law that they will enter upon, walk over and survey the tract called The Runway on Maryland containing one hundred and two and one third acres of land and divide the same into two equal parts having regard to quantity and quality whereof one part shall be allotted to the said Complainant Robert S. Carlisle, and the other part shall be allotted to the defendant Mary Amelia S. J. Morrison, and if the said Estate cannot be divided equally & fairly between the parties interested according to their just proportions, then we the said Commissioners will value the said estate in current money and make such return to the Court of our judgment and the reason upon which the same was found.

Sworn to before Joseph Goddard C.

To the Honorable Madison Nelson, the Circuit Court of Frederick County Maryland sitting in Equity. This is to certify that Samuel Malt, M. W. Post, Patrick West, Hanson Marlow and Peter Arnold were appointed in the Circuit Court of Frederick County Maryland as will be seen by reference to No 3216 Equity in the case of Robert S. Carlisle and his wife the wife of W. S. Morrison and Mary A. J. Morrison his wife and were directed by said decree to enter upon the lands therein described and in compliance therewith we Samuel Malt, M. W. Post and Peter Arnold, named in said Commission or decree did enter upon said

Agreement of R. S. Carlisle wife

Agreement of W. S. Morrison wife

R. S. Carlisle's Election to take at valuation &c

Notice to Wm