Benjamin Moffitt Jr and wife
vs
Benjamin J. Snouffer Etal

No 3252 Equity.

In the Circuit Court for Frederick County Sitting as a Court of Equity. February Term 1866.

Ordered by the Court this 11th day of June 1866 that the within report of the Auditor be and the same is hereby finally ratified and confirmed, no cause having been shown to the contrary though notice has been duly given and the trustee is hereby ordered to pay out the funds accordingly.

M. Nelson

No 3245 Equity.

State of Maryland Frederick County ss:

At a Circuit Court for the fourth Judicial Circuit of the State of Maryland, sitting as a Court of Equity held at the Court House in Frederick Town in and for the County aforesaid on the 31st day of May 1866. Present The Hon. Madison Nelson Circuit Judge.

William R. Tabler Esq. Sheriff and
Jno. L. Early Clerk.

Among other cases the following proceedings to wit.

Thomas Smith and
Francena Smith his wife
vs
James Sweeny Etal

Be it remembered that heretofore to wit on the 8th day of September 1865, came the said Complainants in Court here setting by Wm. T. and Charles M. Rice Solicitors and filed in Court here the following Bill and Exhibits.

Bill

To the Hon Madison Nelson Circuit Judge of the Fourth Judicial Circuit of the State of Maryland sitting in the Circuit Court for Frederick County as a Court of Equity.

The bill of complaint of Thomas Smith and Francena Smith his wife of the State of Pennsylvania respectfully shows to your Honor – that a certain James Caldwell of Frederick County dec^d by his last will and testament executed on the twenty third day of February Eighteen hundred and twenty eight "Gave and bequeathed unto Alexander Caldwell, John Caldwell, Elizabeth Caldwell and Mary Caldwell my natural brothers and Sisters his Plantation whereon he then resided known by the name of "The Resurvey on Dew Head" containing one hundred and thirty two and one fourth acres of land to have and to hold the same jointly during their natural lives and after the death of the above named Alexander Caldwell, John Caldwell, Elizabeth Caldwell and Mary Caldwell, then the above mentioned farm is and shall be to all intents and purposes the right and estate of David Caldwell and Christina Caldwell children of William Caldwell and their heirs forever – all of which will fully appear by reference to a Certified Copy of the will of James Caldwell herewith Exhibited marked Exhibit No 1. which together with all other exhibits hereafter produced your Complainants pray may be taken as part of this their bill of Complaint.

Exhibit No 1.

Your Complainants further state that the said Alexander Caldwell, John Caldwell, Elizabeth Caldwell and Mary Caldwell the parties entitled to a life estate in said farm under the provisions of the will aforesaid are all dead and that according to said will the estate vested in the said David Caldwell and Christina Caldwell.

Your Complainants further state that on the twelfth day of April in the year Eighteen hundred hundred and thirty four the said David Caldwell by deed dated on the day aforesaid conveyed unto unto Christina Caldwell – all of which will appear by reference to a Certified Copy of said deed herewith Exhibited marked Exhibit No 2.

Your Complainants further state that afterwards the said Christina Caldwell married James