No. 3294 Equity.

Robert McDuel & wife
vs
John McDuel Sal

In the Circuit Court for Frederick County sitting as a Court of Equity.
Filed March 27: 1866 in the words and figures following:

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

The Bill of Complaint of Robert McDuel & Julia Maria McDuel his wife of Frederick County State of Maryland shows that Henry McDuel late of Frederick County State of Maryland died intestate on or about the 12th day of March in the year Eighteen hundred & sixty six, seized & possessed in fee, of certain parts of tracts of land situate, lying & being in the County & State aforesaid being part of a tract of land called "Pinks Purchase"; part of a tract of land called "Friends Good Will" part of a tract of land called "Hemps Long Meadow"; and part of a tract of land called "Fielderis Manor"; containing one hundred & sixty one acres and seventeen perches of land more or less, heretofore conveyed by Daniel S. Prier to said Henry McDuel by two deeds copies of which are herewith Exhibited marked Exhibit No 1 and Exhibit No 2 which with all other Exhibits hereinafter produced your Complainants pray may be taken as part of this their Bill of Complaint. Also that said Henry McDuel died seized & possessed in fee of all those pieces or parts of tracts of land situate in the County and State aforesaid heretofore conveyed by John Pink to said Henry McDuel containing two acres and thirty two perches of land more or less a copy of which deed is herewith Exhibited marked Exhibit No 3 also of all that part of a tract of land heretofore conveyed by Otho S. Worley and wife to said Henry McDuel by deed, containing three acres three roods & twelve perches of land, a copy of which deed is herewith Exhibited marked Exhibit No 4 — also of all that part of a tract of land heretofore conveyed by John D. Garrott & wife to said Henry McDuel by deed containing fourteen acres & twenty two perches of land, a copy of which deed is herewith Exhibited marked Exhibit No 5. — Exhibit No

Your Complainants further state that said Henry McDuel also died seized & possessed of certain lands situate in Frederick County State of Maryland — heretofore sold to him by Jonathan Toby containing twenty six acres of land more or less — Also of certain lands situate in said County & State, heretofore sold to him by David P. Howe the number of acres not known. — Your Complainants state that no deeds for the said lands were ever executed by the said Jonathan Toby & David P Howe to the said Henry McDuel in his lifetime, though he the said Henry McDuel had fully paid for the same & taken possession thereof & died in possession of the same except all those parts of said land heretofore conveyed by said Henry McDuel to John Pink by deed recorded in Liber H.S. No 8 folio 371, one of the Land Records of Frederick County, and by said Henry McDuel to John Buchanan by deed recorded in Liber E.S. No 10 folio 141 one of the Land Records of Frederick County. — Your Complainants further state that the quantity of land of which said Henry McDuel died seized and possessed at the time of his death amounted to two hundred & three acres of land more or less situate in the County of Frederick State of Maryland — Your Complainants further state that the said Henry McDuel, died leaving a widow named Magdalena McDuel him surviving and the following brothers & sisters, and children of a deceased brother & sister his heirs at law — all of whom are adults to wit — John McDuel a brother married, his wife named Eliza McDuel who reside in the City of Washington District of Columbia — the following children of George McDuel a brother of the said Henry McDuel, who died before his brother the said Henry McDuel, to wit: — Ann Delinda Smallwood a widow — Elizabeth Susan who married George E. Kennedy John L. McDuel who married  all of whom reside in the District of Columbia — and Sarah Jennette a daughter who married William Hay & resides with her husband William Hay in the State of Pennsylvania Robert McDuel a brother your Complainant, who with his wife Julia Maria McDuel resides in Frederick County State of Maryland, and Jane McDuel a sister who married Michael Curley and now resides with her husband in the State of Wisconsin. — Your Complainants further state that the said lands & tenements whereof the said Henry McDuel died seized & possessed and which descended to his said brothers & sister, and to the children of his deceased brother hereinbefore mentioned