Benjamin P Crampton
vs
Martha A Crampton
Sarah Ann Hamilton
Oscar P Crampton and
Thomas A Crampton

Be it Remembered that heretofore to wit: on the 24th day of February Anno Domini 1869, Came the said Complainant, by Wm P Maulsby and Wm P Maulsby Jr. his Solicitors in said Court here setting as a Court of Equity and filed in said Court the following Bill and Exhibits. ~

To the Honorable the Judges of the Circuit Court for Frederick County sitting in Equity ~

Humbly Complaining Sheweth unto your Honors, your Orator Benjamin P Crampton of Frederick County, that on the 8th day of November 1868, Benjamin Philpot late of said County, died, leaving a last Will and Testament in writing, which was duly admitted to probate by the Orphan's Court of said County, a Copy of which is herewith filed, Marked Exhibit A, and which with all other Exhibits herewith filed, your Orator prays may be taken and Considered as part of this Bill of Complaint, and that your Orator was appointed Executor thereof, and has duly qualified as such, and that letters testamentary have been duly granted to your Orator ~ And your Orator further shews that on the 2nd day of February 1856, the said Benjamin Philpot and your Orator purchased as partners, or tenants in Common from Oscar P Crampton and Thomas A Crampton Trustees appointed in the Cause No. 2618, on the Docket of your Honorable Court to make sale of the Real Estate of which Thomas Crampton had before then, died seized, A Farm or parcel of Land containing One Hundred and twenty two Acres, Three Roods, and twenty perches which is fully described in the paper filed as Exhibit No 1, in said Cause, at the price of $10458.93¾, and that the same is mentioned in the report of sales, made and filed by said Trustees in said Cause, and reported, as having been sold to said Benjamin Philpot, but your Orator alleges that the same was in fact purchased by the said Benjamin and your Orator as Tenants in Common, and that they went into joint possession thereof immediately after said sale, and Continued in said joint possession and occupancy, from that time to the death of said Benjamin carrying on said farm as partners, for the equal and joint benefit of both, and that all the stock and farming implements and personal property, on, and used for the purposes of carrying on said Farm were the joint property of the said Benjamin and your Orator as partners, and that your Orator paid the one half of all the purchase money which has been paid for said farm except a small amount beyond his half which was paid by said Benjamin, and which is mentioned in the said last Will of said Benjamin, and therein devised to your Orator, and that all the purchase money for said farm has been paid by the said Benjamin and your Orator to the said Trustees, except a balance of between Three and Four thousand Dollars which is still due and unpaid to said Trustees and your Orator states that the said Land and premises, is the same which is mentioned in the said Will of the said Benjamin Philpot, and therein described as the Real Estate, which is now owned by the said Testator and your Orator, share and share alike, or equal – And your Orator further states that the said Land and premises never were conveyed by the said Trustees to the said Benjamin Philpot, or to him and your Orator, or to either, and that the legal title remained in said Trustees at the death of said Benjamin Philpot, and that he is advised that the title remained in said Trustees at the death of said Benjamin