

to intersect the 1st line of Lot No 1 aforesaid, and with said 1st line, South 73 1/2° East 37 1/2 perches to the end of the 2nd line of the whole 137 acres deed aforesaid, and with the outlines of said deed, South 73 1/2° East 171 perches, North 18 3/4° East 37 1/4 perches South 80 1/2° East 40 perches, North 4 3/4° East 35 perches, then by a divisional line between this line and the part sold Easterday, North 81° West 201 perches to the place of Beginning, Containing, exclusive of a small piece of land lying in Magruder's field and heretofore deeded said Magruder by Claggett, the quantity of 78 1/4 Acres of Land. ~

The Part sold Easterday, -

Part of the "Resurvey on Daniel's Small Tract" being part of the 137 acres conveyed by J. Williamson to said Thomas Claggett, 26th May 1848. ~

Beginning for the same at the end of five perches reversed, on the 6th line of the 137 acres aforesaid, and with the outlines thereof, North 4 3/4° East 5 perches, North 23 3/4° East 24 perches to the beginning of whole 137 acres, etc with the outlines North 65 1/2° West 183 perches, South 28 1/2° West 88 perches to a stone, then by a divisional line between this land and the portion sold Harriaffely, South 81° East 201 perches to the place of Beginning. Containing 68 1/2 Acres. ~

Geo. A. Fearhake Jr
Surveyor, Frederick County

Also sold Easterday

Lot No. 2 containing 41.1.53 ~
Filed Nov 2nd 1868 ~

Subpoena

Maryland, Oct

The State of Maryland, To James O. Easterday, John Easterday, and Gamaliel Easterday of Frederick County Greeting. You are hereby commanded that all excuses set apart, you personally appear before the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity, to be held at the Court House in Frederick's town, in and for said County, on the second Monday of December 1868, to answer the Bill and Complaint of Thomas Claggett, against you in our said Court exhibited, and so forth.

Hereof, fail you not, as you well answer the contrary at your peril. Witness the Honorable Madison Nelson, Chief Judge of our said Court, the 21st day of September 1868. ~

Issued the 2nd day of November 1868. ~

To the Sheriff of Frederick County ~

Charles Mantz, Clerk

Endorsed "Summoned"

Filed Dec 17th 1868 ~

M O Neighbors, Sheriff

Interlocutory Decree

Thomas Claggett
vs
James O. Easterday
John Easterday and
Gamaliel Easterday

No 3425 Equity

In the Circuit Court for Frederick County
in Equity. ~

September Term 1869 ~

The Defendants having been duly summoned to appear to the Bill of Complaint, and having appeared to the Bill of Complaint, but failing to file their answers thereto, and within the time prescribed by the rules of the Court ~

Order
to be allowed

Answer
James
and Gamaliel
Easterday