No. 4658 Equity

the said John E. Hurly and Mary Ann Hurly, his wife, Daniel Toms Hiram Toms and Selina Toms his wife, John H. Toms and Martha Toms his wife, and Susan Toms, of Frederick County, Maryland, and Thomas B. Toms and Amy Amelia Toms, his wife, and Abraham Toms Jr and Julia Toms his wife, of Washington County, Maryland, commanding them to be and appear in this Court on some certain day to be therein named to answer the premises and abide by and perform such decree as may be passed therein; and likewise that your Honors will pass an order of Publication notifying the said non-resident Jacob Toms of the of the object and substance of this Bill of Complaint and warning them to be and appear in this Court either in person or by Solicitor on or before a certain day to be therein named to answer the premises and abide by and perform such decree as may be passed therein

And as in duty bound will ever pray &c

John E. Motter
Solicitor for Complainant

Filed Jany 25. 1881

At the request of Abraham Toms the following Deed was recorded Jany 13th 1871.

Exhibit No 1

This Indenture, made thirtyeth day of March in the year of Our Lord One Thousand eight hundred and fifty five, between Samuel Toms and Susannah Toms his wife of Frederick County and State of Maryland of the one part and Abraham Toms of the County and State aforesaid of the other part Witnesseth that the said Samuel Toms and Susannah his wife for and in consideration of the sum Nine hundred Dollars current money of the United States to them the said Samuel Toms and Susannah his wife in hand paid by the said Abraham Toms at or before the ensealing or delivery of these these presents the receipt whereof the said Samuel Toms and Susannah doth hereby acknowledge and therefrom doth release acquit and discharge the said Abraham his heirs Executors and Administrators by these presents they the said Samuel Toms and Susannah his wife hath granted bargained and sold, and by these presents do grant bargain and sell unto the said Abraham Toms his heirs and assigns forever, all that tract or parcel of land and premises situate in the County and State aforesaid, being part of a tract of land called Three tracts all together Beginning at the end of seventeen perches on the 23rd line of the whole tract three tracts all together and running thence North fifty degrees West fifty-one perches to a stone - North forty three and one half degrees East Eighteen and six tenth perches - North fifty degrees West fifty one and two tenth perches South Seventy five degrees West forty six perches South forty two West fifty seven and seven tenth perches to a stone, South forty nine and one half degrees West Twenty four perches to stone South forty six and one quarter degrees East Sixty one and seven tenth perches to a stone North thirty eight and one half degrees East thirty five and four tenth perches South thirty six degrees East fifty one perches North fifty eight degrees East twenty two perches South Seventy two and one half degrees East forty eight perches North seven degrees West thirty six perches North forty one and one half degrees East seventeen perches to the place of beginning, Containing and now laid out for Seventy four acres thirty six perches of land, be the same more or less Together with all and singular the buildings orchards ways water water courses profits commodities hereditaments and appurtenances, whatsoever thereunto belonging or in any wise appertaining and and the reversions rents issues and all the estate right title interest whatsoever of them

Exhibit