

No. 4819 Equity

Publication heretofore passed in this Cause, having been duly published, and the non-resident defendants James P. Hedges, Isaac Hedges, Louisa Ban Meter, and Newton Ban Meter having failed to appear. It is thereupon this 8<sup>th</sup> day of February, A. D. 1883 by the Circuit Court for Frederick County a Court of Equity, and by the Authority thereof, adjudged, ordered and decreed that the Complainants are entitled to relief in the premises, as against said Defendants but because it doth not certainly appear to what relief they are entitled it is thereupon adjudged and ordered that a Commission issue to the Standing Commissioners to take testimony to support the allegations of the Bill of Complaint.

John A. Lynch  
Judge of the Cir. Court.

Filed Feb 3<sup>d</sup> 1883.

{ At the request of Randolph M. Whitmore the following deed is recorded July 22, 1871

U.S. Rec. Book  
#6.10  
Corrected

This deed made this 22<sup>d</sup> day of July in the year Eighteen hundred and seventy-one by John M. Whitmore and Joseph G. Miller acting Executors of the Last Will of Nicholas Whitmore, late of Frederick County, deceased, under a power contained in a will contained, in consideration of the sum of Six thousand and fifty dollars, to us in hand paid have bargained and sold to Randolph M. Whitmore of the County aforesaid, and of the State of Maryland, all that parcel of Land, being part of a tract of Land called "Altogether," and part of a tract called "Shaper's Part," being the same which was conveyed to Nicholas Whitmore, by John M. Whitmore by deed bearing date June 22<sup>d</sup> Eighteen hundred and fifty-four, and recorded in Liber J. W. L. C. No. 1 folio 655, one of the Land Records of Frederick County, beginning at the beginning of the first part of the deed by William Tyler to Wm. S. Johnson dated the 29<sup>th</sup> of September 1853, it being at the end of the 34<sup>th</sup> line of the aforesaid tract called "Altogether," and running thence by and with the first part of said deed two courses and distances, correcting the same to agree with the original location thereof N 46 1/2 East 95 1/2 ps. to the south side of the Spout Spring Turnpike Road, and with the south side thereof N 28 1/2 West 6 ps. to a stone at the beginning of the deed from said Wm. S. Johnson to William S. Preston & Hester A. R. Preston for Twenty two acres One and fourteen perches of Land, then by and with said deed reversed three courses North 53 1/2 W 24 ps. to the middle of the Turnpike Road aforesaid, and with the middle thereof N 47 1/2 W 38 1/2 ps. to N 59 1/2 W 59 1/4 ps. then S 85 1/4 W 6 1/2 ps. to 26 and 18 minutes N 105 1/2 ps. to a stone at the end of 20 1/2 ps. on the 49<sup>th</sup> and closing line of the first part of the deed aforesaid from Wm. Tyler to said Wm. S. Johnson then by and with said closing line, correcting same S. 64 1/4 E 75 1/2 ps. to the place of beginning, containing Sixty acres two rods and twenty-nine perches of Land, being the same piece or parcel of land which was conveyed to John M. Whitmore by Edward Shriver Trustee in No. 3020 Equity, reference thereto being had will more fully appear.

Witness our hands and seals

Test  
W. Mahony

John M. Whitmore  
Joseph G. Miller

Which is thus endorsed of

State of Maryland Frederick County to wit:

I hereby certify that on this 22<sup>d</sup> day of July in the year Eighteen hundred and seventy-one, before me the subscriber a

Exhibit No. 3  
Bill of Complaint

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