

No. 5926. Equity.

adjacent to the Baltimore Turnpike and the Baltimore and Ohio Rail Road in
 Annapolis County. the one containing 48.75 1/2 and 30 perches and the other
 containing 3 1/2 acres, the legal title to both of which is now held by a certain
 John A. Holloway of Baltimore City, the larger tract having been conveyed
 to him by your petitioner Thomas P. Mullinix by deed dated Feb. 9 1888
 and the smaller tract having been conveyed to him by Henry B. Wilson
 by deed dated April 29. 1889. Certified Copies of which are herewith filed
 marked Exhibits Nos 1 & 2 and prayed to be taken as part of this petition,
 That said tracts of land were formerly purchased by your petitioner Thos. P.
 Mullinix, the large one from Lewis F. Ditrick for \$429.²⁵ and the smaller
 one from Henry B. Wilson for \$365.²⁵ and the said conveyances to said Holloway
 although absolute upon their face were really made to secure an indetention
 from your petitioner T. P. Mullinix to said Holloway and with the understanding
 said Holloway would convey the same to your petitioner Thomas P. Mullinix
 upon the payment of his said indetention.

10 That since your petitioner Thomas P. Mullinix purchased the larger of said
 tracts of land he greatly improved the same by erecting thereon a sub-
 stantial and commodious dwelling house with modern conveniences
 and running water through the same, also by erecting a barn, carriage
 house, a wind pump with dairy and many other out buildings, by
 dividing said tract of land into fields of convenient size under good
 fencing and by planting an orchard of choice fruit trees and
 many other fruit and ornamental trees, said improvements having
 been made at a cost of about three thousand and five hundred
 dollars, and the buildings upon the same are now insured for
 3300 — Dollars.

11 That said two tracts of land with the improvements thereon
 as aforesaid cost said Thomas P. Mullinix over six thousand dollars
 and at their present value afford a safe investment for thirty three
 hundred dollars.

12 That said J. A. Holloway is willing to convey said two tracts
 of land to your petitioner Mary Charles Mullinix for and during
 her natural life and at her death in remainder to her children
 upon receiving the sum of _____ Dollars, and your petitioner
 Thomas P. Mullinix is willing to release any claim he might
 have to any Equity of redemption in said two tracts of land, in
 favor of his said wife and children upon such conveyance being
 made and in that event he prays that this petition may be
 considered such a release.

13 That said Francis W. Smith, in whose hands the said sum
 of \$3354.²² now is, is willing to invest the same as your
 Honorable Court may direct.

And your petitioners pray for the following relief.

First - That said Francis W. Smith may be authorized and directed to
 invest the sum of thirty three hundred & fifty four & ²²/₁₀₀ Dollars paid
 over to him as aforesaid, in the purchase of said two tracts of land
 with the improvements thereon by paying said sum of money
 or so much thereof as may be left after paying therefor
 the costs of this proceedings, to said J. A. Holloway, upon