

and partition thereof, in the manner above mentioned, it is ordered, that a commission issue to *Joseph W. Patterson, George Hoffman, Solomon Etting, James Mosher, and Stewart Brown*, of the city of Baltimore, authorizing them, or any three of them, to go upon, walk over, and survey the said real estate and property in the proceedings mentioned, and to value and divide the same in the manner above mentioned, according to the rights and interests of the respective parties; that is to say, the said commissioners, or any three of them, shall divide the same among the said *George Howard, Benjamin C. Howard, William Howard, James Howard, Sophia Read* the wife of *William George Read, Charles Howard, James Howard McHenry, and John Eager Howard*, who are the children, or grandchildren and devisees of the said testator; allotting to each one of them so much and such a proportion of the real estate of which the said testator died seized, as, together with that which the said testator conveyed to them, or any of them, the said devisees as aforesaid, will be equal in value to one-eighth part of the whole of the said real estate herein directed to be valued, having regard to quantity and quality, and deducting the value of improvements as above mentioned. But the said commissioners are not to include in the said valuation and division, any real estate of the said testator for which he may have given bonds of conveyance, or which he has sold, or contracted to sell, and for which his executors are authorized to execute all necessary deeds to complete such contracts as are mentioned in his said last will and testament. And that the said commissioners be directed, in the commission, to make out a plot and certificate of the said real estate; and of the divisions thereof, and an accurate description of the same and of the several parts thereof, and the value of each; and to the said commission there shall be annexed, as usual, an oath of office.

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After which the commissioners made a return, that they had made partition of the real estate in pursuance of this decree, which, with the consent of the parties, was confirmed by a final decree in the usual form, awarding to each one of the eight devisees one share to be held in severalty.