

tion of all the property in the proceedings mentioned as described; except the lot of ground at the corner of Baltimore and Calvert streets in the city of Baltimore, which would not, in their opinion, admit of division; and that the interests of the parties required, that it should be sold. Whereupon the parties, by an agreement in writing, consented that it should be sold as recommended.

26th July, 1828.—BLAND, *Chancellor*.—*Decreed*, that the lot of ground at the corner of Baltimore and Calvert streets, as mentioned in the return of the commissioners, be sold; that *John Glenn* and *George Winchester* be appointed trustees to make the sale, &c. the terms of which shall be, one-fifth part of the purchase money to be paid in sixty days from the day of sale, the other four-fifths within six, ten, fourteen, and eighteen months from the day of sale, with interest on each instalment from the day of sale, to be secured by bonds with approved surety, &c.

Under the decree of the 7th of April, the parties took; and, on the 2d of September returned the depositions of sundry witnesses, and among them, that of the defendant *John Diffenderffer*, who consented to be examined as a witness on behalf of the plaintiffs. And the trustees, under the decree of the 26th of July reported, that they had made sale of the lot of ground, therein mentioned, to *John Clarke* for the sum of \$27,200; which sale, after publication of the usual order unless cause shewn, was absolutely ratified on the 25th of November, 1828. And the distribution of the proceeds thereof, as stated by the auditor, was ratified on the 10th of December of the same year.

13th October, 1828.—BLAND, *Chancellor*.—*Decreed*, that the return of the commissioners and the partition by them made be and the same is hereby ratified and confirmed.

And it is further *Decreed*, that *William S. Winder* and *Araminta Winder* his wife, in right of the said *Araminta Winder*, shall hold in severalty and not jointly with the other parties to this suit, one third of the real and leasehold estate within the lines of *Gallow Barrow* and *Rogers' Inspection*, of the estate of *Charles Rogers* deceased, and which is particularly designated and described by commissioners in their said return as follows, &c.: (So in like form as to the others).

And it is further *Decreed*, that each of the before mentioned parties, among whom the property and estate herein before mentioned, has been divided; and to whom it has been adjudged to be held in severalty by this decree, pay his or her own costs, to be taxed