

original papers in any case, or abstracts and transcripts to be produced before him, wherever he may be in his circuit.

P. G. L., (1860,) art. 16, sec. 58. 1852, ch. 16, sec 5 1870, ch. 450, sec. 1.

**72.** Whenever lands lie partly in one county and partly in another, or partly in a county and partly in the city of Baltimore, or whenever persons proper to be made defendants to proceedings in chancery reside, some in one county and some in another, or some in a county and some in the city of Baltimore, that court shall have jurisdiction in which proceedings shall have been first commenced; provided, that all proceedings for any partition of real estate, to foreclose mortgages on land, or to sell lands under a mortgage, or to enforce any charge or lien on the same shall be instituted in the court of the county or the city of Baltimore where such lands lie; or if the lands lie partly in one county and partly in another, or partly in one county and partly in the city of Baltimore, then such proceedings may be commenced in either county or in the city of Baltimore; provided, that in case of any sale of lands under a decree of a court in any county where part only of the lands lie, a copy of the bill, decree and trustee's report of sale, and in case of partition of real estate, a copy of the bill and the final decree of partition, certified under the official seal by the clerk of the court in which the proceedings were commenced, shall be filed in the clerk's office of the court of the county, or of the city of Baltimore where any other part of such lands shall lie; and on receipt of such copies by the clerk of such court, it shall be his duty forthwith to docket and index the said bill and other proceedings in his chancery docket, and to record the same as though said cause had originated in his court. When the defendants, or any of them, reside in a different county from that in which the land lies which is to be affected by a suit, the circuit court for the county (or Baltimore city,) where the land or any part thereof lies, shall alone have jurisdiction; and process may be sent to the county or counties wherein the defendants respectively reside, to be served by the sheriff of such county or counties upon the defendants named therein, and returnable as directed in the summons.

Johnson v Johnson, 52 Md. 668.