Stanislaus Coomes and others vs. Sarah Clements

Be it Remembered, That now here on the second monday in June being the eighth day of the said month, in the year of our Lord, one thousand eight hundred and eighteen the Justices of the orphans Court of Anne arundel County in pursuance of the act of Assembly in such case made and provided, transmit to the Court of appeals here the record of proceedings which was lately depending before them in the orphans Court of Anne Arundel County between Sarah Clements complainant and Stanislaus Coomes and Maria his wife, Alogsius Coomes, William Coomes, Mary Coomes, Eliza Green and John Green defendants and wherein the said orphans Court gave a decree for the said Sarah Clements against the said Stanislaus Coomes and Maria his wife, Alogsius Coomes, William Coomes, Mary Coomes, Eliza Green and John Green and from which said decree the said Stanislaus Coomes and Maria his wife, Alogsius Coomes, William Coomes, Mary Coomes, Eliza Green and John Green appealed unto the Court of Appeals here the tenor of which said record of proceedings is in form following, to wit:

State of Maryland Anne Arundel County to wit:

At an orphans Court of Anne arundel County begun and held in the City of Annapolis in the County aforesaid on the second Tuesday of December being the ninth day of the said month in the year of our Lord one thousand eight hundred and seventeen.

Present

The Worshipful James Mackubin, Horatio Ridout & Lewis Neth Junior — Gentlemen Justices of the orphans Court for anne arundel County.

Robert Welch of Ben sheriff — Jno Gassaway Regr.

In the record and proceedings of the said court amongst others were the following to wit:

Sarah Clements vs. Stanislaus Coomes and Maria his wife, Alogsius Coomes, William Coomes, Mary Coomes, Eliza Green and John Green.

Be it Remembered that heretofore to wit on the eleventh day of November in the year of our Lord eighteen hundred and seventeen Sarah Clements comes here into Court by Alexander Bellagnider and Nicholas Brewer Esquires her attorneys and files her petion in the words following to wit:

To the Honourable the judges of the orphans Court

of Anne arundel County.

The petition of Sarah Clements, widow of Francis T. Clements, lately of same County and now deceased respectfully represents. That by the will of said Francis, your petitioner and a certain Joseph Green were appointed his executors and accepted of the trust, and obtained letters testamentary: and your petitioner herewith exhibits a copy of said will Exhibit A, which she prays may be taken as part of this her petition. Your petitioner further states that by an order of this court a distribution of part of said Estate is directed to be made as by reference to the order of court, now a record, will appear. Further your petitioner states that said Francis T. Clements left no children and in his will left no part of his personal estate to your petitioner by reason of which your petitioner is advised that she as his widow is entitled to one half of the estate now to be distributed. Your petitioner prays your honors to pass an order thereby directing that in the distribution now about to be made of said estate, one half thereof be given to your petitioner as the widows reasonable part and right: and as in duty bound &c.

A Bellagnider p pet.

Exhibit A

In the name of God, Amen. This is the last will and testament of Francis T. Clements of the City of Annapolis, in the State of Maryland.

Imprimis. I give and devise to my nephew Francis Caleb Green and his heirs, all the land lying to the westward of the main road, leading from Port Tobacco to Piscattaway and which was devised to by my father, and is situate in Charles County.

Item. I give and devise unto my nephew Dr Stanislaus Coomes, and his heirs, all of said land situate in Charles County aforesaid which lies to the Eastward of the road leading from Port Tobacco to Piscattaway, including the land called the Mount —

Item. I give unto my nephew Alogsius Coomes and his heirs all the lands situate in Dorchester, Caroline, Worcester, Baltimore, anne arundel, Harford, Charles and Washington Counties, in which I am jointly interested with Lewis Duvall of the City of Annapolis; also all my interest in, and title to the City Tavern in Annapolis.

Item. I give and devise to my nephew William Coomes, and his heirs. a house and lot on South East street annapolis which I purchased of a certain Richard Tootell.

Item. I give and devise to my dear wife Sarah Clements and her heirs a lot of ground which I purchased of Nicholas Brewer, and which adjoins the large house in the City of Annapolis in which Mr Robinson now resides. also a lot of ground adjoining the tan yard in the City