of facts admitted and which is as follows.

Mary Whitehill vs Frederick Crabbs.

Action of Dower in 207½ acres of Land in Frederick County.

Facts admitted.

John Whitehill the husband of plaintiff died in 1829. plaintiff is the Widow of said John Whitehill and was married about 34 years ago, the Said John Whitehill was seized and possessed of the following parts of tracts of Land from the year 1810 to 1819. at which time they were sold and conveyed to John Crabs "Bedford" "Logsdons amendment" "The Resurvey on Brothers agreement" "Retirement conceded". deed of the above lands are recorded in Liber W. R. No 37 folios 410 & 453 and contg 207½ acres of land. Judgments were obtained against John Whitehill in 1818 at the suits of Jacob Stimmel use of Joseph McCromwell and at the suit of John Clemson. Executions were issued in the case of Stimmel to M.C. 1819 No 237 and levied on the above Lands. In the case of Clemson execution issued to M C. 1819 No 242 and levied as per No 237. 6 January 1819 Shff sold the above land under the said executions to John Crabs at 20$75 per acre. 22 Feby Shff deed to John Crabs for the above Land, consideration 4300$43 Liber J.S. No 8 folio 293. 4. 5. & 6 December Session 1825 chapter 212. An act passed entitled "an act for the relief of Mary Whitehill of Frederick County. (which law was passed at the instance and upon the application of the plaintiff)

"Chapter 212. An act for the relief of Mary Whitehill of Frederick County.

Sec 1. Be it enacted by the General Assembly of Maryland, That the interest, authority, power and control of John Whitehill in over and to the person and property of Mary Whitehill his wife, shall henceforth cease and determine, and the said John Whitehill shall not be liable for any debts hereafter contracted by the said Mary Whitehill, and the said Mary Whitehill is hereby deprived of all claims in or to the property of the said John Whitehill.

2. And be it enacted, That the said Mary Whitehill shall be and she is hereby declared capable to have, hold, take, receive, sue for and recover by compromise, suit or suits in law or equity, property of any kind, whether real personal or mixed, in as full and ample a manner as if she were a feme sole, and to hold use and enjoy the same for her own use and benefit, and the same to dispose of according to her will and pleasure, without the let, hindrance, molestation, interference or consent of her husband, in as full and ample a manner as if she were a feme sole, and may in her own name sue and be sued at Law and in equity in the same manner as if she were a feme sole.

3. And be it enacted, That the said Mary Whitehill be and she is hereby declared to be entitled to the custody and guardianship of her children during their minority, without the molestation, let, hindrance, interference or consent of the said John Whitehill.

Frederick Crabs the defendant claims title to the premises for which this action is brought through his father John Crabs the

purchaser from the Sheriff. If upon the foregoing statement of facts the Court shall be of opinion that the plaintiff is entitled to recover, then judgment to be entered for the pltff. If that the pltff is not entitled to recover, then judgment to be entered for the defendant. N.B. If the plaintiff should think it necessary at any stage of the cause to prove that a demand was made of her dower and a refusal by the deft to assign her, he dower, the defendants Council will require the proof of such demand and refusal.

7 October 1831. W. Ross for Pltff.

Filed the 5 November 1831. McNelson.

Whereupon comes into Court here the said Mary Whitehill by William Ross her attorney aforesaid, and on motion prays that the Court on the facts stated, for judgment to her declaration in the plea aforesaid against the aforesaid Frederick Crabbs, so as aforesaid against him brought. Therefore it is considered by the Court here, that the said Mary Whitehill recover against the said Frederick Crabbs her seizin of the third part of the aforesaid tracts of Land called "Retirement conceded" "Bedford" "Logsdons amendment" and part of a tract of land called "The Resurvey on Brothers agreement" lying and being in the County aforesaid, with the appurtenances, in her demand aforesaid specified. To hold to her in severally by metes and bounds. And it is also considered by the Court here, that the said Mary Whitehill recover the sum of seven dollars fifty three and one third cents by the Court here adjudged to her for her costs and charges by her about her suit in this behalf laid out and expended. And hereupon the said Mary Whitehill prays the writ of the State of Maryland of habere facias seisinam, to be directed to the Sheriff of Frederick County aforesaid, to cause her to have full seisin of the said third part of said four parcels of land with the appurtenances, parcel of said described premises, and it is granted to her, returnable &c.

And thereupon the said Frederick Crabbs by Joseph McPalmer now his attorney, prays that he may appeal from the said judgment of the Court here so as aforesaid rendered to the High Court of Appeals, and to him it is granted. Thereupon it is ordered by the said Court, that the record of the proceedings aforesaid, with all things thereunto relating be transmitted to the High Court of Appeals of the State of Maryland, and they are transmitted accordingly.

Test John Schley Clk.

Maryland Sc. I hereby certify that the foregoing is truly taken from the record of proceedings of Frederick County Court of the State of Maryland of the Western Shore. In Testimony whereof I hereunto subscribe my name and affix the Seal of the said Frederick County Court this twenty second day of November in the year of our Lord eighteen hundred and thirty one.

(Seal)

John Schley Clerk
Frederick County Court.

Plaintiffs Costs $10.53¾
Defendants D° 6.93¾