ninety eight and an half acres more or less for the sum of nine dollars per acre — That said Darnall agreed to make the following payments to wit on the first of January 1817, Two thousand dollars and the balance of the purchase money in two equal annual instalments from the said first of January with legal interest on the said whole balance, That said Plater upon the payment of said purchase money agreed to execute a deed to said Darnall, That said Darnall entered upon said land and continued in the possession thereof until his death — That said Darnall by his will devised said land to a certain Elizabeth Darnall who intermarried with a certain Philemon Watson to Charles Darnall and Sarah Jones wife of Edward Jones — That said John Darnall by his will appointed the said Edward Jones and a certain Benjamin Sollers his executors — That said Sollers soon afterwards departed this life and that said Jones is the sole executor — That letters testamentary were granted to said Sollers and Jones — That said John Darnall and the said executors made several payments on account of the purchase of said land — and there is a balance due to the complainant on said purchase of the sum of two thousand three hundred and nine dollars with interest — That said John R Plater hath departed this life without conveying said land to said John Darnall and that the legal title to said land is in the following persons the heirs at law of said John R Plater to wit — William Plater, Stephen and Elizabeth Gough, Edward Plater, William G Ridgely and Sophia his wife, John Rousby Forbes, John Plater, Charlotte Matilda Plater, and Ann Elizabeth Plater and that letters of administration on the personal estate of said John R Plater hath been granted to the complainant William Plater — That the defendants Charles Darnall and William G Ridgely and Sophia his wife and Philemon Watson and Elizabeth his wife reside out of the State of Maryland — It is thereupon ordered that the complainant by causing a copy of this order to be published in some newspaper once in each of three successive weeks before the 30th day of May next give notice to the said non resident defendants of the substance and object of the Bill that they may be warned to appear in this Court in person or by a solicitor on or before the 27th day of September next to shew cause if any they have why a Decree should not be passed as prayed —

Theodorick Bland, Clk —

And afterwards at the same Term came the complainant aforesaid by his solicitor aforesaid and filed in the said cause his Bill of Review against William Jones, Washington Jones, Susan Jones, Edward Jones and Charles Jones in the words following to wit —

To the Honorable Theodorick Bland Chancellor of Maryland —

Humbly complaining sheweth unto your Honor, your orator William Plater adm^r of John R Plater that on or about the ninth day of October in the year eighteen hundred and thirty two he exhibited his original bill in this Court, against Edward Jones and Sarah his wife and others praying for relief &c as in and by said bill upon reference thereto will appear, that since the filing of said bill the said Edward Jones and Sarah his wife have died, is hereby the said suit as to them hath abated — That the said Jones and wife died leaving the following children, their only

heirs at law and legal representatives to wit, William Jones, Washington Jones, Susan Jones and Edward Jones of full age, and Charles Jones a minor, and all residents of Calvert County — Your orator prays that subpoenas may issue directed to the said William Washington, Susan, Edward and Charles Jones commanding them to appear in this Court and answer your orator's said bill, and stand to, and abide such decree, as your Honor may be pleased to pass therein — That the said bill and proceedings thereon may be revived and stand in the same plight and condition as before the death of the said Jones and wife — and that your orator may have such other and further relief as the nature of his case may require and to your Honor may seem right, and he will ever pray &c — J. Johnson, Sol^r for Compl^t

And thereupon a writ of subpoena was accordingly issued against the said defendants, William Jones, Washington Jones, Susan Jones, Edward Jones and Charles Jones to Calvert County as prayed for by said bill of review returnable to the next Term of the said Court to wit, July Term 1838 — and afterwards to wit on the 7th day of June 1838 came the complainant aforesaid by his solicitor aforesaid and filed in the said cause a certificate of the due publication of the order of publication against the non resident defendants in the words following to wit —

William Plater, adm^t of John R Plater —
vs.
Charles Darnall, and William G Ridgely and Sophia his wife, and Philemon Watson and Elizabeth his wife and others —

In Chancery 27th April 1838 —

The object of the bill filed in this cause is to obtain a decree for the payment of the sum due on account of the purchase of the land hereinafter mentioned, by a sale of the same, in case the personal estate is insufficient, and for a conveyance — The bill states that John R Plater in the year 1817 sold to a certain John Darnall a tract or parcel of land called "Great Elkton Head Manor" containing nine hundred and ninety eight and a half acres, more or less, for nine dollars per acre, that said Darnall agreed to make the following payments, to wit, on the first of January 1817, Two thousand dollars, and the balance of the purchase money in two equal annual instalments from the said first of January, with legal interest on the said whole balance, that said Plater, upon the payment of said purchase money, agreed to execute a deed to said Darnall, that said Darnall entered upon said land, and continued in the possession thereof until his death; that said Darnall, by his will devised said land to a certain Elizabeth Darnall, who intermarried with a certain Philemon Watson to Charles Darnall and Sarah Jones wife of Edward Jones, that said John Darnall by his will appointed the said Edward Jones and a certain Benjamin Sollers his executors that said Sollers soon afterwards departed this life, and that said Jones is the sole executor, that letters testamentary were granted to said Sollers and Jones, that said John Darnall and the said executors made several payments on account of the purchase of said land, and there is a balance due to the complainant on said purchase of the sum of two thousand three