In Baltimore County Court January Term 1846

George Gelbach Administrator of John Lamb deceased
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Joseph Stansbury Carroll Coty Emanuel Stansbury and Jane Stansbury his wife is

57 Eq 1845

14th June 1844 Bill filed subpoena issued to Carroll & Baltimore Counties. 22d June 1844, Wm. F. Frick Esquire appears for all the defendants sumd. ambo sumd Joseph 23d November 1844 Separate answer of Joseph Stansbury filed same day joint answer of Emanuel Stansbury & wife filed same day agreement for Commission filed same day Commission issued to John Carrere Esquire & John R Kenley Esquire 19 June 1845 Commission and return filed 18th October 1845 rule for hearing on 1st November 1845 order filed 14 January 1846 suggestion of Complainant and affidavit of James M Buchanan Esqr one of the Complainants Solicitors for removal to High Court of Chancery

Complainants Costs £60.52
Defendants Costs £39.26

In pursuance of the above suggestion and affidavit I herewith transmit to the High Court of Chancery of Maryland, all the papers in the above case

Seal

In Testimony whereof I hereto set my hand and affix the seal of Baltimore County Court this 14th day of January 1846.

A W Bradford Clerk Balt Coty Crt

And accompanying said certificate and then and there filed therewith were certain papers and proceedings theretofore had and taken in said County Court severally as follows

To the Honorable the Judges of Baltimore County Court. In Equity

The Bill of George Gelbach of Baltimore City Administrator of John Lamb deceased humbly shews, that said John Lamb was in his lifetime possessed of a Leasehold interest in the Lot of Ground and messuage hereinafter mentioned that said John Lamb was during his life time afflicted repeatedly with the palsy, whereby his mind was much weakened and deranged and so continued to be for many months before he departed this life, and your Orator also Shews that Jane Stansbury who is the daughter of said John Lamb married Emanuel Stansbury, and that said Jane and Emanuel took said Lamb shortly before he executed the deed hereinafter mentioned from the house of one Whitaker to the house occupied by said Jane and Emanuel, that long before and while said Lamb continued to be with said Jane and Emanuel they were aware that said Lamb was not of sound mind that while said Lamb was with them and shortly before he died they and one Joseph Stansbury or some or one of them caused to be prepared a written paper purporting to be an assignment by said Lamb to said Joseph Stansbury in trust for said Jane and Emanuel as therein stated of the Leasehold interest of said John Lamb in and to a Lot of Ground and premises situated in Baltimore to said Lamb by David Davis assigned by Deed dated 22 Dec 1829 recorded among the Land Records of this Honorable Court at Lib W.G. No 202 fol 268 &c. and your orator further shews and charges that said Emanuel and Jane and Joseph or some or one of them did on or about the 14th February 1844 cause said John Lamb to make a mark to said written paper purporting to be said assignment, that said assignment, that said Lamb was accustomed to write a fair and good hand and was at the time of

making said mark feeble in Body and ignorant of or unable to comprehend the Contents of the paper which he was so made to execute, and that said Jane, Emanuel and Joseph all and every of them well knew or believed said John Lamb was so unsound in mind. And your orator further shews and charges that said Jane, Emanuel and Joseph or some or one of them caused said John Lamb on said 14th of February to acknowledge said paper so signed as his act and deed said Lamb being at the time when he made said acknowledgment of unsound mind and said Emanuel Jane and Joseph all and every of them well knowing or believing said Lamb was of unsound mind, and your Orator further Shews & charges that said Emanuel and Jane were at the time of the signing and acknowledgment aforesaid and long theretofore residing in the house which is on the Lot and premises so pretended to be assigned to them, that said Lamb was then residing with them in said house whether they had taken him, and and that said Lamb there Continued to live till he died, and your Orator further shows and charges that as said pretended assignment was made and executed and acknowledged by fraud and practice as aforesaid of said Emanuel, Jane and Joseph or some or one of them, said Leasehold became on said Lambs death and the appointment of your orator vested in your orator and your Orator further Shews and charges that said Defendants or some or one of them possessed themselves by Contrivance and practice of the money and other the personal Estate of said John Lamb. But now said Emanuel, Jane and Joseph and all and every of them have not and will not deliver possession of said Leasehold and other property and money to your Orator, and said Jane Emanuel or Joseph or some of them pretend that said assignment was made of the free motion of said Lamb and not by the influence Compulsion or Contrivance of said Jane, Emanuel and Joseph or any of them, and that said Lamb was of sound mind when he signed and acknowledged said paper as his deed. Whereas your orator expressly charges that at the time when said assignment was signed and acknowledged said John Lamb had not power of body or mind to Converse or decide upon matters of business and that said instrument was either prepared by said Defendants or by their direction or at their suggestion, and not on the motion or suggestion of said John Lamb and your Orator also charges that at the time of the execution and acknowledgment thereof said John Lamb did not know or comprehend the Contents and effect thereof or of his said acknowledgment and that the same was executed not of his own motion and free will, but by the suggestion Compulsion and Contrivance of the defendants or some or one of them.

And your orator also further Charges that the money mentioned in said assignment as the Consideration thereof paid by said Joseph Stansbury to said John Lamb, never was paid to said Lamb by said Joseph Stansbury and your ___ further Charges that said Lamb left no wife living at his death and that he left living at his legal representatives Sarah Lamb his daughter and Ann his daughter and wife of your orator and Angeline his daughter who is dead and who before her death married Joseph Joyce by whom she had two Children now living and named Joseph Joyce and Frances Joyce and also Jane daughter of said John Lamb and wife of said