Louisville Kentucky - And your Orators further charge that the said real Estate is susceptible of partition amongst the parties aforesaid - And that if it cannot be divided between them with advantage to all parties, then that your Orators will be entitled to have the same sold & the proceeds distributed among the parties in proportion to their respective interests.

To the end therefore that the said Mordecai Haines Mary Haines, Nicholas Hardy & his Wife Eleanor, John Haines & William Augustus Haines all of Howard District & John Haines of Louisville Kentucky may answer the premises; & that a decree may be passed for a partition of said real estate amongst the parties aforesaid; or in case a partition thereof cannot be effected then that the same may be sold under the direction of this Court, & the proceeds thereof distributed amongst the said parties in proportion to their respective interests, and that a commission may be issued to any two persons in the discretion of Your Honor as Commissioners Authorising them or either of them to appoint a Guardian to answer for said John Haines of Louisville & to take the answer of said Guardian - And that your Orators may have such further or other relief as their case may require.

May it please Your Honor to grant unto your Orator the writ of Subpoena against the said Mordecai Haines, Mary Haines, Nicholas Hardy and his Wife Eleanor, John Haines & William Augustin Haines all of Howard District - Commanding them to appear in the Court at some certain day to be therein named, & answer the premises, & to abide by and perform such decree as may be passed therein and as in duty bound &c.

Robert J. Brent
Solicitor for Complainants

In Chancery 6th April 1849.

On motion of the Complainants Solicitor it is ordered that a commission issue to James W Osborne and Thompson W. Gill of Louisville Kentucky to take the answer of the infant defendant to this bill.

John Johnson Chr.

And thereupon a writ of Subpoena was accordingly issued against the said defendants to Howard district of Anne Arundel County, returnable to the next term of the said Court To Writ term 18

And afterwards, to Writ on the twenty fourth day of May 1849 came Mary Haines one of the Respondents aforesaid in her own proper person and filed her answer in the words and tenor following to Writ

To the Honorable John Johnson Chancellor of Maryland

The Answer of Mary Haines to the bill of Complaint of Benjamin F. Haines, Edward P. Ridgely, and others against her and others in Chancery Exhibited -

This respondent admits that the said Nathan Haines died sometime in the year eighteen hundred and forty eight possessed and seized of certain land situated in Howard District, and that as to such land he died intestate - She further admits that the children of the said Nathan are correctly named that the deaths and marriages mentioned in said bill are correct, and that his heirs at Law are those named therein except as regards John Haines the alleged infant son of Nathan Haines Jr. of whom this respondent knows nothing - This respondent further answering says that she does not know, whether it will be to the advantage of those entitled to have a partition made of said land as prayed by said bill upon the contrary her belief is that a large amount of said land will have to be sold for the payment of the debts of the said deceased Nathan Haines, from a deficiency of personal effects for that purpose - And this respondent further answering says, that as she learned from said Nathan Haines deceased the said Nathan gave a farm to his daughter Eleana Hardy and her husband Nicholas Hardy, and put them some years ago in possession thereof, and that he also gave another farm to his said son Mordecai and put him in possession thereof also some years ago and that said farms were given as the portions of the said Eleanor and Mordecai, in the real estate of the said Nathan, and that the said Eleanor and Mordecai were not to have any further or other part of his the said Nathans real estate. And this Respondent therefore claims that if the said Mordecai and Eleanor and her said husband shall hold and be entitled to said farm so given to them as aforesaid, that they shall not be allowed a share of the real estate of the said Nathan of which he died seized - And this Respondent prays to be dismissed hence, with her reasonable costs in this Cause sustained - And as in duty she will ever pray &c.

Mary Haines

State of Maryland Howard district of A.A. County to Writ
Be it remembered that on this fifteenth day of May in the year 1849 before me the Subscriber a Justice of the Peace of said State in and for said district personally appears the respondent Mary Haines mentioned in the aforegoing answer and makes oath that the facts and statements in the said answer contained are true to the best of her knowledge and belief.

Sworn to before me

W. H. Cowan J.P.

On the same day to Writ on the 21st day of May 1849 came Nicholas Hardy and Eleana Hardy, Respondents aforesaid in their own proper person and filed their answer in the words and tenor following to Writ.

To the Honorable John Johnson Chancellor of Maryland