June Term 1861.

Calvert County containing about 462 acres. The land is of excellent quality being well adapted to the growth of wheat corn and tobacco, a small portion of it is in wood. The improvements are a fine and large Brick Dwelling and good out houses. It adjoins the lands of Messrs John Parran and S. L. Brooke.

The terms of sale as presented by the decree are that one third of the purchase money shall be paid in cash on the day of sale or on the ratification thereof in the discretion of the Trustees, and the balance in equal instalments in one and two years the credit payments to be secured by the notes or notes of the purchasers with sureties to be approved by the Trustees. The sales to be at interest from the day of sale.

Thos G. Pratt Wm H. G. Dorsey Trustees

Afterwards to wit on the 15th day of December 1856 the Special Judge passed upon said petition the following order.

Ordered this 15th day of December 1856 that the Trustees in this case answer the foregoing petition on or before the 2nd Thursday of January next.

Thos Donaldson Special Judge

Afterwards to wit on the 7th day of January 1857 the Hon Nicholas Brewer Circuit Judge filed in said cause the following Paper.

Mary Kent James Kent and others
vs
Thos G. Pratt Wm H. G. Dorsey & others

In the Circuit Court for Anne Arundel County
I decline to act in above case on account of sickness, I am now sufficiently good health to act and to transact any business connected with it, which you will please enter on the Docket.

Nicholas Brewer Circuit Judge Jany 7th 1857.

Afterwards to wit on the 21st day of April 1857 Thomas G. Pratt and W. H. G. Dorsey Trustees filed in said cause their answer to the petition of Wm H. and David Caverns accompanied with an Exhibit marked No 1 in the words following to wit.

Mary Kent and others
vs.
Thos G. Pratt and others

In the matter of the real Estate of Jas Kent in the Circuit Court for A. A. County In Equity.

June Term 1861

The answer of Thos G. Pratt and Wm H. G. Dorsey Trustees appointed by the decree in the above case to the petition of Wm H. and David Caverns herein filed in said cause against them.

These Respondents for answer unto the said petition say that the land in said petition named was originally sold by them to one Thomas T. Garth as will appear by their Report of said sale on file in this cause that they had great difficulty in having the said land surveyed because of the refusal of the County Surveyor to survey the same as will also appear by their Report to this Honorable Court and that they subsequently were applied to by the petitioners to buy the said land they alleging that Mr Garth the former purchaser was willing to relinquish his purchase as will appear by their Letter herewith filed as a part of this petition. Wherefore Exhibit No 1 These Respondents state that they did upon receiving from their former Vendee Garth his written relinquishment of said purchase sell said land to the petitioners for the gross sum of seven thousand three hundred dollars as will appear by their Report of such sale filed in this case on the 7 Septr 1855. These Respondents state that they have examined the deed of said land from the trustees of said James Kent and that they believe from said deed that the said land was sold to the petitioner was a little more than 357 acres and that it was sold to them for 350 acres more or less These Respondents assuming in consequence of the ascertained difficulty of having an actual survey made to estimate it was containing that quantity and the Petitioners assuming to be held for that quantity without a survey. Your Respondents concur that it would be a very hard case upon the petitioners to be made to comply with their contract if in fact the deficit in the quantity of land actually exists as set forth in their Petition but your Respondents have no interest nor control over the matters complained of by the Petitioners and must submit the same to the discretion of the Court. Your Respondents must however suggest that in the event of your Honors