John T. Stallings
Moza Stallings & others
vs.
Ezekiel Stallings

Be it Remembered, That now here, on the first Monday in June being the first day of the said month in the year of our Lord one thousand eight hundred and Sixty three the Judge of the Fourth Judicial Circuit of Maryland, in pursuance of the directions of the act of Assembly in such case made and provided, transmit to the Court of Appeals here the Record of Proceedings of a cause which was lately depending before him in the Circuit Court for Allegany County between Ezekiel Stallings Complainant and John T. Stallings, Moza Stallings and others defendants and wherein the said Circuit Court passed a decree for the said Ezekiel Stallings against the said John T. Stallings, Moza Stallings and others and from which said decree the said John T. Stallings, Moza Stallings & others appealed to the Court of Appeals here, the tenor of which said Record of Proceedings is in form following, to wit:

State of Maryland
Allegany County, to wit:

At a Circuit Court of the Fourth Judicial Circuit of Maryland, composed of the Counties of Washington and Allegany, begun and held, as a Court of Equity, at the Court House in the City of Cumberland, in and for Allegany County, on the second Monday of October, being the thirteenth day of the same month in the year eighteen hundred and sixty two, were

Present
The Honorable Daniel Weisel, Judge
Thomas G. McCulloh Sheriff
Horace Resley Clerk

At which said Court as a Court of Equity, among other were the following proceedings, to wit:

Ezekiel Stallings
vs.
John T. Stallings
Moza Stallings & others
} No 826 Equity

Be it remembered that heretofore to wit on the first day of May in the year eighteen hundred and fifty, a certain Ezekiel Stallings, by his Solicitors Thomas J. McKaig and William W. McKaig, filed in Court here his bill of Complaint in the words following to wit:

To the Honorable, the Judges of Allegany County Court sitting as a Court of Equity

The Bill of Complaint of Ezekiel Stallings of Allegany County humbly shewes unto your Honors that Samuel Stallings in his lifetime, to wit, on the first day of April in the year one thousand eight hundred and forty four, was seized and possessed of a large and valuable real estate lying and being in said Allegany County and State of Maryland consisting of the following tracts or parcels of land, to wit, one tract of

land called "Fifteen Mile" containing six hundred and eight acres and three fourths of an acre; also a tract of land called "Deer Park" containing three hundred and eighty seven acres and one fourth of an acre; also one other tract of land called "Deer Park" containing one hundred and ninety acres; also the half of one other tract of land called "Deer Park" containing ninety five and a half acres and thirty seven perches; and also part of the other half of the said last mentioned tract of land called "Deer Park" containing twenty acres more or less; and also one other tract of land called "High Lock" and containing 20 acres more or less.

Your Orator further charges that the said Samuel Stallings by deed bearing date on the said first day of April in the year one thousand eight hundred and forty four, conveyed part of the said real estate into a certain Charles Stallings, Moza Stallings and Silinda Stallings, by way of an advancement upon their proportion of the real estate of which the said Saml. Stallings was then seized and possessed all his the said Samuel Stallings interest in and to the one half of a tract of land called "Deer Park" containing ninety five and one half acres and thirty seven perches more or less, and also twenty acres of land more or less of the other half of said tract of land called "Deer Park"; also one other tract of land called "High Lock" containing twenty acres more or less, as by reference to said deed, a certified copy of which is herewith filed and which it is prayed may be taken as part of this his Bill of Complaint may more fully and at large appear.

Your Orator further charges that the said lands so conveyed as aforesaid to the said Charles Stallings, Moza Stallings and Silinda Stallings, were of large value, to wit, of the value of at least two thousand dollars.

Your Orator further charges that in or about the month of May in the year 1849 the said Samuel Stallings departed this life intestate, leaving your orator Ezekiel Stallings and John T. Stallings, Moza Stallings, David Howse and Polly his wife, Silinda Stallings and Charles Stallings, all of whom are above the age of twenty one years, his children and heirs at law and that the said Samuel Stallings, deceased, left no debts whatever.

Your orator further charges that the said defendants Charles Stallings, Moza Stallings and Salinda Stallings have received the said lands by way of an advancement as aforesaid upon their proportion or share of the real estate of the said Samuel Stallings and that they ought in justice and Equity to be compelled to bring the same into Hotchpot, so that the lands aforesaid may be distributed amongst the said parties in proportion to their respective interests.

Your orator further charges that the said lands of which the said Samuel Stallings died seized are not suscept-