No 2805 Equity

State of Maryland Frederick County Set

At a Circuit Court for the third Judicial Circuit of the State of Maryland Sitting as a Court of Equity held at the Court House in Frederick Town in and for the County aforesaid

Present The Hon M. Nelson Circuit Judge
Jas M. Ebberts Esq Shff &
B. G. Fitzhugh Clerk

Among other orders the following proceedings to Wit

Charles E. Trail
vs
Peregrine Fitzhugh et al

Be it remembered that heretofore to Wit on the 15th day of October 1858 came the said Charles E. Trail in Court here suing by William L. Rose Solicitor and filed in Court here the following Bill and Exhibits

Bill

To the Honorable Madison Nelson Circuit Judge for the third Judicial Circuit of the State of Maryland Sitting in the Circuit Court for Frederick County in Equity

The Bill of Complaint of Charles E. Trail of Frederick County State of Maryland respectfully sheweth that Peregrine Fitzhugh of said County and State being the owner of large real Estate situate in the County and State aforesaid containing seven thousand acres of land more or less and known as the Catoctin Works and the lands thereto attached and being indebted unto your Complainant in the sum of seven thousand five hundred dollars by his sealed note executed by himself and Sophia Fitzhugh as his surety dated on the ninth day of November in the year 1854 payable three years after date with interest from the date, the interest payable semiannually did in conjunction with his wife L. Margaret Fitzhugh on the 8th day of December eighteen hundred and fifty four convey all their land tenements and real Estate situate in Frederick County State of Maryland by deed of Mortgage to secure the payment of the said sealed note all of which matters will be more fully seen reference being made to a certified Copy of said Mortgage herewith exhibited Marked Exhibit No 1 which your Complainant prays together with all other Exhibits hereinafter produced may be taken and Considered as part of this Amended Bill of Complaint. Your Complainant further State that the interest upon said Mortgage debt has been paid to the 9th day of May 1858 and that the principal sum and interest thereon from the ninth day of May 1858 is still due and unpaid and that the time for the payment thereof has long since elapsed

Your Complainant further Charges that the said Peregrine Fitzhugh and L. Margaret Fitzhugh his wife to secure to the Frederick Town Savings Institution the payment of a note