premises and abide by and perform such decree as may be passed therein and as in duty bound.

Filed Feby. 2nd 1876.

William J. Rose
Charles W. Rose
Sols for Complainant

Exhibit No. 1

At the request of Eli Waskey the following Mortgage was Recorded May 25th. 1859.

This Mortgage made this twenty fifth day of May, in the year Eighteen Hundred and fifty nine, by William Hale and Catharine, his wife, of Frederick County, in the State of Maryland, of the one part, and Eli Waskey of the County, & State aforesaid of the other part Witnesseth, that in consideration of the sum of Eighteen hundred dollars, with interest thereon from the 25th. day of May A.D. 1859, now owing from the said William Hale to the said Eli Waskey do grant unto the said Eli Waskey all those parts or parcels of a tract of land called "Fildered", situate, lying and being in the County and State aforesaid, upon which the said William Hale now resides & containing about seventy five acres of land, more or less, and which were conveyed to the said William Hale by John Whip David Hale, George E. Cook and wife, James H. Besant, Trustee and others by Deeds duly executed, acknowledged and recorded amongst the land records of the County aforesaid, reference thereto being had will more fully appear Provided that if the said William Hale shall pay on or before the 25th day of May, in the year Eighteen hundred and sixty to the said Eli Waskey, the sum of Eight hundred dollars, with interest thereon from the 25th. day of May A.D. 1859, according to the tenor of his promissory note under seal dated the 25th. day of May A.D. 1859, then this Mortgage shall be void, and the said William Hale covenants that he will pay the aforesaid money and he further covenants that on default of payment the said Eli Waskey may enter, Provided, that until default of payment the said William Hale shall possess the premises

Witness our hands and seals.

Test:
William Higgins
J. M. Harding

William Hale (Seal)
Catharine Hale (Seal)

Which is thus endorsed:

State of Maryland, Frederick County, Sct: I hereby certify that on this twenty fifth day of May A.D. 1859, before the subscriber a Justice of the Peace in and for the County, and State aforesaid personally appeared William Hale and Catharine Hale his wife and acknowledged the above and foregoing Mortgage to be their respective act and Deed.

J. M. Harding

State of Maryland, Frederick County, Sct: On this 25th. day of May A.D. 1859, before the subscriber, a Justice of the Peace in and for the County and State aforesaid personally appeared Eli Waskey, and made oath in due form of law, that the consideration in the said Mortgage is true and bona fide as therein set forth

J. M. Harding

1872, June 8th. I hereby assign the aforegoing Mortgage to Jacob M. Buskey for value received. Witness my hand and seal. Eli O Waskey (Seal)
Test. C H Baughn