No. 5048 Equity

your Orator of the Said Sums of money and interest to which he may be entitled and that Subpoena may issue to the Said John Ritchie and J Alfred Ritter of Frederick County and to Albert Ritchie of Baltimore City Commanding them and Each of them on a certain day therein to be named to be and appear in your Honorable Court to answer the premises and that Your Orator may all such other and further relief in the premises as his Case may require; and as in duty bound he will ever pray &c &c

Wm P. Maulsby Jr
Solicitor for Compltt.

Filed February 2. 1885.

The Separate Answer of Albert Ritchie

The Separate answer of Albert Ritchie to the bill of Complaint of William P. Maulsby of Carroll County against him and others in the Circuit Court for Frederick County in Equity Exhibited:

This respondent respectfully says:

1. He admits that for the purpose of indemnifying Said Complainant to the extent of his (Said respondents) interest in Said premises, he joined in the execution of Said mortgage, marked Exhibit A.

2. Further this respondent shows that long prior to Said mortgage Exhibit A. viz: On August 3rd 1867 another mortgage on the Same premises was executed by Said John Ritchie and wife and this respondent, this respondent joining therein as Surety for Said John Ritchie, to the Frederick County Building Association that Said prior mortgage was afterwards assigned to and is now held by William P. Maulsby Jr. and has never been released on the records; and that this respondent has within the last few days been informed that there is due by Said John Ritchie and unpaid under Said prior mortgage a balance of about four hundred dollars

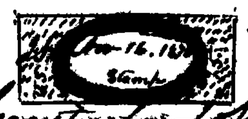
3. That if any balance remains unpaid under Said prior mortgage, then the Same is over due and in default, and the Said William P. Maulsby Jr assignee as aforesaid ought to be a party to this Cause.

4. That this respondent has no personal knowledge of the other matters and things in Said bill alleged and therefor can neither admit nor deny them, but he consents to the passing of a decree for the Sale of Said premises Subject to Said prior mortgage or to a decree of Sale which shall provide that the proceeds shall be, after costs and expenses taxes &c first applied to the payment of whatever balance if any, may be unpaid under Said prior mortgage, and that the balance of Said proceeds be applied to the payment of whatever the evidence or proceedings may show that Said Complainant is entitled to receive in the premises and as in duty &c

Filed February 2 1885.

Albert Ritchie

Exhibit A.



This Mortgage made this Sixteenth day of November in the year Eighteen hundred and Seventy by John Ritchie of Frederick County and Albert Ritchie of Baltimore City State of Maryland, Witnesseth Whereas William P. Maulsby and J Alfred Ritter of Frederick City have become Sureties of Said John Ritchie in a promissory note in favor of B. A. Cunningham, Secretary of the Frederick Town Savings Institution for the Sum of Three thousand dollars, bearing date the fourteenth day of November in the year Eighteen hundred and Seventy, payable Six months after date, and whereas when the Said William P. Maulsby and J Alfred Ritter became Sureties in Said note it was agreed by the Said John Ritchie and Albert Ritchie they would execute this mortgage to indemnify Said William P. Maulsby and J Alfred Ritter and each of them from all loss on account of Said Suretyship in Said note and in any renewals thereof until the Said Sum of Three thousand dollars, and all interest that may accrue