

No. 6234. Equity.

Samuel Claggett, Assignee of  
Ann Claggett Mortgage of Amos  
Thomas and wife.

No. 6234. Equity.

In the Circuit Court for Frederick County, in  
Equity.

on  
Petition

To the Honorable the Judges of the Circuit Court for Frederick  
County, sitting as a Court of Equity.

The Petitioner and Report of Samuel Claggett, Assignee of Ann Claggett, Mortgage  
of Amos Thomas and Harriet C. Thomas his wife, of Frederick County, State of  
Maryland, respectfully shows unto your Honors: -  
1<sup>st</sup>. That a certain Amos Thomas and John B. Thomas, being indebted  
unto Mrs Ann Claggett, by their promissory note, bearing date on the 18<sup>th</sup> day of  
October in the year 1856, payable five years after date to Ann Claggett in the  
sum of Twelve thousand dollars, with interest at the rate of five per cent  
per Annum from date, stood indebted unto the said Ann Claggett in  
the sum of money in said promissory note recited, and for the purpose  
of securing the payment of said note, and all interest may accrue thereon  
when the same shall become due and payable by the terms of said mort-  
gage and for the better securing the payment of said note at maturity and of  
the interest thereon, the said Amos Thomas and Harriet C. Thomas his wife,  
by their deed of mortgage bearing date on the 18<sup>th</sup> day of October in the year  
1856, conveyed to the said Ann Claggett, all that farm, situate lying and  
being in Frederick County, State of Maryland, containing One hundred and  
fifty five acres, three woods and thirteen perches of land more or less, it  
being the same tract of land which the said John B. Thomas and wife  
conveyed to the said Amos Thomas, by deed dated on 21<sup>st</sup> day of August  
1852, and recorded in Liber A. F. 86 5<sup>th</sup> folio 73, one of the Land Records  
of Frederick County, and which said mortgage there was a Condition annexed  
that if default should be made in the payment of said note at  
maturity or of the interest thereon, then it shall be lawful for the  
said Ann Claggett, her personal representatives and assigns, to sell  
the said mortgage premises at the City Hotel in Frederick City, Maryland,  
by public Auction for Cash, after giving at least three weeks public  
notice of the time place manner and terms of sale, in some one or  
more newspapers published in Frederick County, once a week prior  
to the day of sale, as will fully appear by reference to said promissory  
note and a certified Copy of said mortgage herewith filed, which is proposed  
to be taken as part of this petition and report of sales, said note and  
Copy of mortgage being marked Exhibits A. and B.

2<sup>d</sup>. And said petitioner further reports that on the 1<sup>st</sup> day of Novem-  
ber, 1856, the said Amos Thomas and wife by their deed of that  
date recorded in Liber W. R. P. No. 1 folio 57, one of the Land Records  
of Frederick County, reconveyed said land to the said John B. Thomas,  
as will appear by the aforesaid deed marked Exhibit C. herewith  
filed.

3<sup>d</sup>. That on the 24<sup>th</sup> day of January 1854, the said Ann Claggett  
the mortgage, for value received, assigned the same promissory  
note and mortgage to your petitioner Samuel Claggett as will appear  
by the assignment on said mortgage and note,