

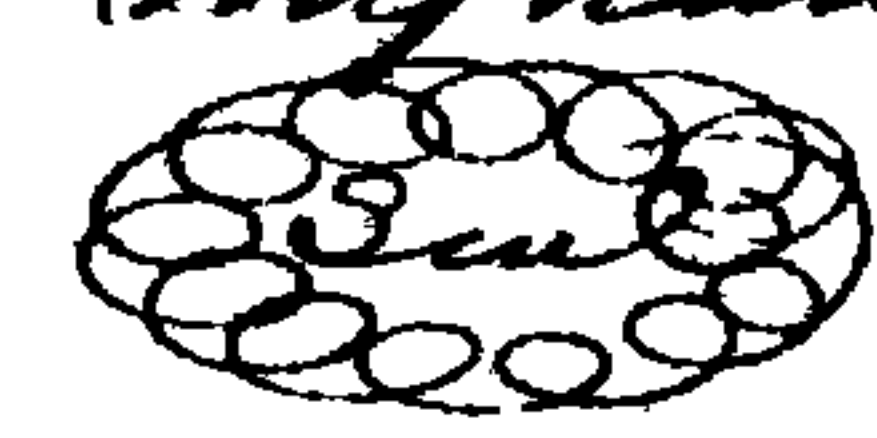
to the Condition of the said recited obligation, then the said Deed to be void all which matters will more fully & at large appear, reference being made to the said Deed of Mortgage herewith exhibited marked No 2.

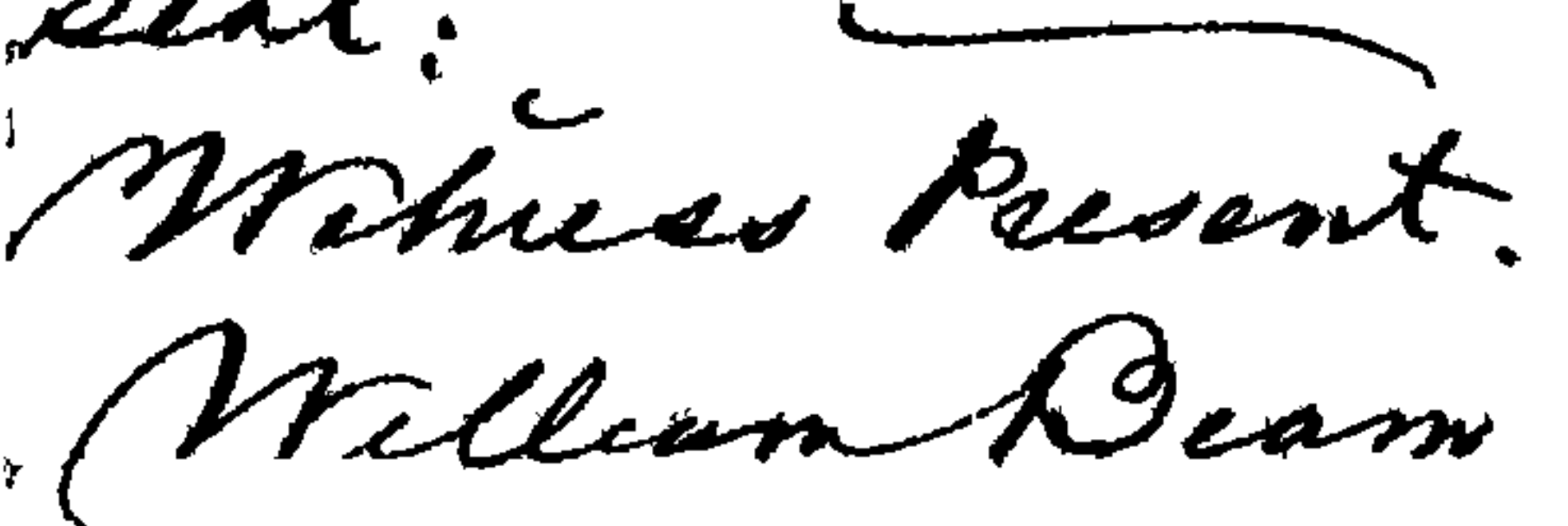
Your Complainants further state that the said Daniel Rouger, died in the year eighteen hundred and fifty, having duly made his will & appointed your Complainants executors thereof, and that your Complainants have filed their Bond, and duly entered on the duties of their office as executors, as will fully appear by a certified Copy of the letters of exemplification of the letters Testamentary granted to your Complainants by the Orphans Court of Frederick County herewith exhibited marked exhibit No. 3. Your Complainants further state, that the said Daniel Shaper, on the seventeenth day of February eighteen hundred, and forty two paid to the said Daniel Rouger Thirty five Dollars & eighteen Cents which is credited on the said note - that the said Daniel Shaper paid no other sum of money, in part payment of said note, to the said Daniel Rouger, in his life time or to your Complainants as his executors since his death, and that the whole of said note except the credit entered thereon is still due, and unpaid, and that said Daniel Shaper neglects & refuses to pay the same, to your Complainants, In Tender consideration whereof, and for as much as your Complainants are remediless in the premises by the strict rules of Common law, and only relievable in a Court of Equity, where matters of such nature are properly cognizable, and to the end that the said Mortgage property, may be sold, under a decree of your Honorable Court to satisfy and pay the debt secured thereby, and that your Complainants may have all such other, and further relief, in the premises - as may be consistent with equity, and the nature of their case may it please your Honors, to grant to your Complainants the writ of Subpoena, in the usual form, directed to the Sheriff of Frederick County, Commanding him to Summon Daniel Shaper to be and appear in this Court, by a certain day, and then & there answer the several matters & things charged in this bill of Complaint, on his Corporal Oath, and shew cause, if any he have - why a Decree should not pass, as prayed, and your Complainants, will ever pray to

(W. J. Koss.)
Soll p. Complts.

Exht Frederick County February 16 1842

No 1. For 924.524 Twenty four months after date, I promise to pay to Daniel Rouger, or order Nine hundred and Twenty four Dollars & fifty two Cents, with Interest from date Value received: Witness my hand & seal:

Daniel Shaper. 

Witness Present.  "Endorsed" Recd. February 17. 1842.

(William Deam.) on the within note Thirty five Dollars & 18 cents. \$35.184

Exhibit This Indenture, made this sixteenth day of February, in the year of our Lord one thousand eight hundred, and forty two, Between Daniel Shaper, of Frederick County, and State of Maryland of the one part and Daniel Rouger of the County & State aforesaid of the other parts Witnesseth - That whereas the said Daniel Shaper in and by a