

The Frederick Town Savings Institution

N^o 2431. Equity. In the Circuit Court for Frederick County, sitting in Equity.

vs Edward Mary Bowles adm^r of W^m Bowles & Oth^rs.

January Term 1853.

Ordered by the court this 17th day of

February 1853 that the report of the auditor, as made in this cause be, and the same is hereby, finally ratified & confirmed no cause to the contrary thereof having been shown, although said report appears to have been given as directed by the court. The trustee is directed to pay out the funds as audited, with a due proportion of Interest accrued or to be received

e. U. Nelson.

Davis Richardson vs Henry B. Maring Nicholas Brooke sur^s and others

N^o 2364 Equity in the Circuit Court for Frederick County sitting as a Court of Equity Filed April 26th 1851 in the words and figures following viz

To the Honorable the Judges of Frederick County Court sitting as a Court of Equity

The Bill of Complaint of Davis Richardson of Frederick County humbly sheweth, that your orator being indebted to a certain Mellicent Marney then of Montgomery County in the State of Maryland, in the sum of eight thousand eight hundred and eighty dollars for land purchased by your orator from her, as trustee under the last will and testament; of Henry Marney then late of Montgomery County aforesaid dec'd the late husband of said Mellicent your orator did for the purpose of securing to her the payment of said sum of money execute and deliver to her his writing obligatory, in the penal sum of 17000 dollars dated on the 1st day of April 1844 with a condition thereunder written for the avoidance of the same on the payment of said principal sum of eight thousand, eight hundred and eighty dollars in six equal successive yearly payments from said date, with interest on the whole unpaid amount payable yearly from said date, and your orator did, together with his wife Elizabeth Richardson on the 16th day of October in the year 1844 execute and deliver to said Mellicent their deed of mortgage in due form of law, a copy of which marked No 1. is herewith exhibited and which your orator prays may be taken and considered by your honors as a part of this his bill of complaint whereby your orator and his said wife conveyed to said Mellicent and her heirs and assigns the land therein fully and particularly described upon the premises and condition however that if your orator should well and truly pay or cause to be paid to said Mellicent Marney her executors administrators or assigns the writing obligatory aforesaid, according to the tenor and effect of said writing obligatory, and of the condition thereunder written, that then the said deed of mortgage should be utterly null and void, as by reference to the said deed of mortgage will more fully and particularly appear And your orator further represents unto your Honors that he has fully paid the whole amount of his said writing obligatory to said Marney, except a small balance on the last instalment, which he is ready and willing to pay as soon as a proper release of said deed of mortgage is executed and delivered to him by the heirs at law of said Mellicent she being now dead and having left heirs at law That the said Mellicent Marney in the year 1847 or 1848 died intestate in Montgomery County leaving the following persons her only heirs at law, to wit, Henry B. Marney, a son, who resides in Montgomery County John P. Marney also a son, who resides in the District of Columbia, Mary Ann Brooke a daughter, who is married to Nicholas Brooke and both of whom reside in Montgomery County, Matilda M. Hill a daughter and now a widow, who

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