

in the month of August 1852 & afterwards mortgaged to Samuel Maught on the thirty first of May 1853 The Bill states that on the 6<sup>th</sup> of August 1852 Wm Maught, being indebted to Frederick Slagle, in the sum of Five Hundred Dollars by way of securing the payment thereof, executed, a mortgage to said Slagle and that the said William Maught being also indebted to Samuel Maught in the sum of Five Hundred Dollars, and intending to secure the payment thereof executed to said Samuel Maught on the 31<sup>st</sup> of May 1853 a deed of Mortgage for the same property mortgaged to Frederick Slagle & an additional parcel of land That William Maught has since died, not leaving a sufficiency of other property, independent of said mortgaged property for payment of said claims and leaving the following persons, his heirs at law, to wit Daniel Maught a brother Samuel Maught a brother Henry Maught a brother, Catharine Stream Henry & Rhoder Catharine Wertz, wife of Cornelius Wertz, Children of Catharine Wertz Rhoder a de<sup>d</sup> sister Nancy Euss child of Barbara Ellen Euss who was a daughter of said Catharine Rhoder de<sup>d</sup> Thomas J. Maught, Andrew C. Maught Barbara Ann Whip, wife of George Whip Catharine Schatt wife of Joshua Schatt Sarah Ellen Maught Eliza Ann Maught and Juliana Maught, Children of John Maught, a de<sup>d</sup> brother, all of whom are adult & all of whom reside in Frederick County, except Daniel Maught who resides in Ohio The Bill then prays a decree for sale of mortgaged premises It is thereupon adjudged & ordered - that the Complainants by causing a copy of this order to be inserted in some newspaper published in Frederick Town, once a week, for one month, before the fifth day of January 1854, give notice to the said absent defendant of the object & substance of this Bill, and warn him to be and appear in the court in person or by solicitor, on or before the 10<sup>th</sup> day of April 1854 to answer the premises and show cause if any he has why a decree ought not to pass as prayed

E. Shaver clk of the  
County Court for Fredk Co

Schlager et al } N<sup>o</sup> 2526 Equity In the County Court for Frederick County  
" }  
Maught et al }  
That on the 29<sup>th</sup> Nov 1853 they filed their Bill, in this case against Daniel Maught & others That by mistake, they omitted to name Conrad W Maught a son of John Maught de<sup>d</sup> as defendant, and also Barbara E Euss daughter of Catharine Rhoder de<sup>d</sup> & her husband Samuel Euss as defendants, all of whom are right-fully defendants, in this case, and by mistake also made a Barbara Ellen Euss as defendant when in truth there is no such person  
Your Petitioners therefore pray your Honor to grant them leave to amend their Bill in these respects, and as in duty &c  
c. W. Suckett Solic.  
For Petrs

Ordered by the Court this 7<sup>th</sup> day of January 1854 That the Petitioners had leave to amend their Bill as prayed, and that this Petition & Order stand as such amendment  
W. Nelson

The following answer of Danl Maught was filed 7 January 1854  
Schlager & Maught } N<sup>o</sup> 2526 Equity In the County Court for Frederick  
" } County Oct Term 1853 The answer of Daniel  
Maught & Others } Maught to the Bill of Complaint in this case exhibited  
This defendant admits the facts stated in said Bill & is willing that a decree should pass as prayed  
Danl Maught -