stances took & held said lot of ground subject to the conveyances by way of mort= gage hereinbefore recited and that your Orator and the other mortgage Creditors of said George I. Fischer are entitled to have said lot & works sold for the pay= ment of their mortgage claims and that said Isabella Gas Works are only entitled to the surplus of the funds remaining after the payment of the unsatisfied mortgage claims. In tender consideration whereof and for that your Orator is rem= ediless in the premises by the strict rules of the Common Law and relievable only in a Court of Equity where matters of this nature are properly cognizable. To the end therefore the said George I. Fischer, Alexander B. Hanson, Jacob Markell, Michael Keefer and the Isabella Gas Works may answer the matters and things here= in before stated as fully and particularly as if the same were here again repeated and they thereunto particularly interrogated' May it please your Honor to order and decree that the said mortgage premises be sold for the payment of your Orator's claim with the interest due thereon as aforesaid unless said de= fendants or some one of them shall by a short day to be named pay & satisfy said claim & may it please your Honor to grant unto your Orator all such other & further relief in the premises as the nature of the case may require & to your Hon= or shall seem meet; and may it please your Honor to grant unto your Orator the State of Maryland, writ of subpoena to be directed to the said George I. Fischer, Alexander B. Hanson, Jacob Markell, Michael Keefer and "The Isabella Gas Works" of Frederick County thereby commanding them and each of them to be and appear before your Honor on a certain day therein to be named to answer all and singular the charges and matters aforesaid and to stand to, abide & perform such order and decree in the premises to your Honor shall seem meet and your Orator will ever pray &c.

Grayson Eichelberger, Solicitor.

Exhibit No 1

State 5th Stamp 50 cents

$1000.00/100. Frederick May 7th 1850

Thirty days after date we jointly and severally promise to pay Grayson Eichelberger or order one thousand dollars with interest from date for value received,

G. I. Fischer
M Keefer
Jacob Markell
A. B. Hanson

"Endorsed" 1850 June 7. Received $500 00/100 in part of the within. G. E.
1852 Dec 7 Rec'd $75.00 int on this note & date G. Eichelberger

Exhibit No 2

At the request of Michael Keefer & Others the following Mortgage was recorded. December 17th 1849.

This Indenture made this 17th day of December eighteen & forty nine between George I Fischer & Isabella Fischer his wife of the County of Frederick & State of Maryland of the one part, and Michael Keefer, Jacob Markell & Alex= ander B. Hanson of the County & State aforesaid of the other part; Whereas the said George I. Fischer by his single bill bearing date the 28th day of August 1849 owes & stands justly indebted unto a certain Basil Norris in the sum of two thousand dollars with interest from the date thereof; and whereas the said George I. Fischer by his certain other two Single bills bearing date the 15th (fifteenth) day of August 1849 owes & stands justly indebted unto a certain Jacob M. Kunkel in the sum of twelve hundred dollars and unto a certain Henry McElfresh in the sum of twenty two hundred dollars with interest on said two last sums from the first day of August 1849 & whereas the said George I. Fischer by his joint