

to your Orators, and Isaac Motter as Executors of Lewis Motter dec'd in the sum of four hundred and sixty five dollars and ninety three cents by a judgment obtained in the Circuit Court for Frederick County on the 24th day of October in the year 1837 for said sum with interest from the 3^d day of February 1835 as will appear by a true and certified copy of said judgment herewith filed as Exhibit No. 2 that in order to secure the payment of said sums of money so as aforesaid due on said single bill and said judgment, the said William Welty, John S. Welty, Elias Welty, Mary A. Welty, Sarah Welty, Catharine Welty and Susannah Welty by their deed bearing date the said 28th day of March in the year 1842 convey to your Orator Joshua and heirs certain real estate lying in said County of Frederick and particularly described in said deed, to which said deed there is a certain condition annexed that it be void on the payment by said William Welty, John S. Welty, Elias Welty, Mary A. Welty, Sarah Welty, Catharine Welty and Susannah Welty to said Joshua Motter, of the said sum of three hundred and seventy one dollars and fifty four cents with interest from the date of said deed and on the payment to the said Executors of Lewis Motter of said sum of four hundred and sixty five dollars and ninety three cents with interest from said 28th day of March in the year 1842, when thereto demanded by said Joshua Motter, as will fully appear by reference to said deed herewith filed marked Exhibit No. 3. Your Orators further states that after the execution of said deed of mortgage, the executors of said Lewis Motter assigned said judgment to Mary M. Motter, who has since died having previously by her last will and testament constituted and appointed said Joshua and Lewis M. Motter her executors who have obtained from the Orphans Court of said County letters testamentary on her estate and are entitled to receive and collect said sum of money so due on said judgment, as will appear by the assignment on said judgment endorsed and by the exemplification of letters herewith filed as Exhibit No. 4 - that no part of the money specified in said single bill and judgment or any of the interest thereon has been paid, except what is thereon credited through payment has been demanded by said J. Motter but the whole of said sums of money, except said credits, are still due and owing as hereinbefore stated - that since the execution of said deed of mortgage, William Welty, one of said grantors has conveyed his entire interest in said real estate to said Elias Welty by deed duly executed, acknowledged and recorded, a true and certified copy whereof is herewith filed as Exhibit 7 - that John S. Welty, another of said grantors after the execution by him of said deed of mortgage, conveyed all his interest in said real estate to Mary A. Welty by deed duly executed, acknowledged and recorded a true and certified copy whereof is herewith filed as Exhibit No. 8. - To the end therefore that the said William Welty, John S. Welty, Elias Welty, Mary A. Welty, Sarah Welty, Catharine Welty and Susannah Welty may answer the several matters and things hereinbefore stated as fully as if the same were here again repeated and they thereunto particularly interrogated and that the said defendants or some one of them may, by a short day to be named by your Honor, pay said sums of money with the legal interest due thereon, may it please your Honor to order and decree that said real estate or so much thereof as may be necessary, be sold by a trustee to be appointed by your Honor for that purpose and may it please your Honor to grant unto your Orators all such other and further relief as the nature of the case may require and to your Honor shall seem meet, and may it please your Honor to grant unto your Orators the State of Maryland's writ of Subpoena to be directed to the said William Welty, John S. Welty, Elias Welty, Mary A. Welty, Sarah Welty, Catharine Welty and Susannah Welty all of Frederick County, thereby commanding them to be and appear before your Honor in this Court, on a certain day therein to be named, to answer the premises and to stand to, abide and