

Ordered this 12th day of May 1863 that on the 3rd day of June next the Court will proceed to act upon the Auditor's report this day filed in the above case, provided a copy of this order is inserted in some newspaper printed in Frederick for two successive weeks prior to said day. —

B. G. Fitzhugh Clerk of the Circuit Court for Fredk County.

Examiner Building, Frederick June 3rd 1863. — I hereby certify that the annexed order nisi in No 3064 Equity was published in the Examiner, printed in Frederick town for two successive weeks prior to this day.

Schley Keefe & Co

Thomas C. Keller

No 3064 In the Circuit Court for Frederick County sitting as a Court of Equity on February Term 1863.

vs
Amanda C. Keller & others
— going report of the auditor be, and the same is hereby ratified and confirmed, and the trustee is directed to apply proceeds accordingly, with a due proportion of interest, as it has been or may be received

Ordered this third day of June 1863, by the Court, that the afore-
going report of the auditor be, and the same is hereby ratified and confirmed, and the trustee is directed to apply proceeds accordingly, with a due proportion of interest, as it has been or may be received

W. Nelson

No 2989 Equity

State of Maryland Frederick County Sch

At a Circuit Court for the third judicial Circuit of the State of Maryland, sitting as a Court of Equity held at the Court House in Fredericktown in and for the County aforesaid on the 15th day of August 1863. — Present The Hon Madison Nelson Circuit Judge

Michael H. Haller Esq. Sheriff and Benjamin G. Fitzhugh Clerk

Among other were the following proceedings to wit

Upton Worthington vs Benjamin F. Schwartz
Be it remembered that heretofore to wit on the 20th March 1861, came the said Upton Worthington in Court here sitting by Bradley S. Johnson Solicitor and filed in Court here the following Bill and Exhibits. —
To the Honble Madison Nelson Judge of the Circuit Court for Frederick County sitting as a Court of Equity.

The Bill of Complaint of Upton Worthington of said County, humbly complaining respectfully sheweth, — First, that heretofore to wit on the twenty fifth day of November in the year Eighteen hundred and fifty four, one Benjamin F. Schwartz duly executed his single bill to one Philemon W. Smith Jr for the sum of four hundred and forty five dollars and seventy seven cents payable six months after the date thereof with interest from date, and together with Susan Schwartz his wife, after some time executed to said Philemon W. Smith Jr, their deed by way of mortgage to secure the payment of said single bill and the money due thereon conveying to said Smith two lots of ground, lying in "Nixdorffs Addition to Urbana", in said State and County, which were conveyed to said Schwartz, by Henry Nixdorff and wife by deed dated Novr 20th 1854, to which conveyance and mortgage there is condition annexed that it be void on payment by Schwartz to Smith of said sum of money on or before the twenty fifth day of May 1855, all of which will appear by said single bill and mortgage herewith filed as parts of this bill marked Exhibits Nos one and two, — Second, your orator further shews that afterward to wit on the 10th day of August 1856, the said Philemon W. Smith Jr assigned and delivered to your orator for a valuable consideration the said single bill and the mortgage to secure the same as will appear by his assignment to