

do and shall well and truly pay or cause to be paid, unto the said Philemon M. Smith jr. his executor, administrators or assigns, the said full sum of four hundred and forty five <sup>77</sup>/<sub>100</sub> dollars current money, with legal interest for the same, on or before the 25th day of May A.D. 1855, without any deduction or abatement whatsoever, then and from thenceforth these presents, and every matter and thing therein contained, shall cease and be utterly null and void, any thing therein to the contrary thereof, in any wise notwithstanding. In witness whereof, the said Benjamin J. Schwartz & Susan Schwartz, his wife, have hereunto set their hands and seals, on the day and year first above written.

Signed, Sealed & Deliv<sup>d</sup> in the presence of Adam Loreutz

Benjamin J. Schwartz  
Susan R. Schwartz

Which is thus Endorsed

State of Maryland, Frederick County Jct. Be it remembered, and it is hereby certified, that on this twenty fifth day of November A.D. 1854, before the subscriber a justice of the peace in and for said State and County, personally appeared Benjamin J. Schwartz and Susan R. Schwartz his wife, they being known to me, of my own knowledge, to be the persons, who are named and described as, and professing to be, the parties to the foregoing deed of mortgage, or instrument of writing, and do severally acknowledge the said indenture or instrument of writing, to be their respective act and deed, the said Susan R. Schwartz, having signed and sealed said indenture, before me, out of the presence and hearing of her husband, and the said Susan R. Schwartz, being by me examined, out of the presence and hearing of her said husband "whether she doth execute and acknowledge the same freely and voluntarily, and without being induced to do so by fear or threats of, or ill usage by her husband, or by fear of his displeasure declareth and saith, that she doth. In testimony whereof, I hereunto subscribe my name, on the day and year aforesaid.

Adam Loreutz

State of Maryland Frederick County Jct. On this 25th day of November A.D. 1854 before the subscriber, a justice of the peace in and for said State and County, personally appeared Philemon M. Smith jr, the mortgagee named in the within deed of mortgage or instrument of writing, and made oath on the Holy Evangelij of Almighty God, that the consideration set forth in the said within mortgage deed or instrument of writing, is true and bona fide as therein set forth, Sworn before Adam Loreutz

Which was further Endorsed as follows viz

I, Philemon M. Smith jr. in consideration of the sum of four hundred dollars to me in hand paid by Upton Worthington of Frederick County and State of Maryland, the receipt whereof is hereby acknowledged do hereby assign, transfer, convey and set over, unto the said Upton Worthington, the within indenture of mortgage, and the bond or note accompanying the same, and do authorize the said Upton Worthington in my name or otherwise, but at his own costs and charges to collect and obtain payment of the same, and I covenant that there is now owing for principal, the sum of four hundred dollars, and interest from the sixteenth day of August eighteen hundred and fifty six, and that I am the owner thereof and have good right to sell, the same, Witness my hand and seal this 11th day of August 1855.

Sealed & Deliv<sup>d</sup> in presence of Thomas A. Smith, Nathaniel B. Hendry

P. M. Smith jr

State of Maryland, Frederick County Jct. I hereby certify that the foregoing are true copies taken from the original mortgage and assignment, as recorded in Liber C.S. N<sup>o</sup> 6 folio 153 ff. and Liber C.S. N<sup>o</sup> 7 folio 678 v. two of the Land Records, of Frederick County. In testimony whereof I hereunto subscribe my name and affix the seal of the Circuit Court for Frederick County this 26th day of March 1861. B. G. Fitzhugh Clerk of the Circuit Court for Frederick County.