said Complainant her Executor – that said Henry W. Ruprecht on the 30th day of April 1850 mortgaged to Adam Richea and Joshua Dill lot No 137 to secure the payment of a note in the Central Bank for $600 wherein they were securities – that Adam Richea afterwards died and that said note was renewed on the 30th April 1862 for $370 with Joshua Dill and Christina Scholl as securities – that said Henry W. Ruprecht on the 17th day of December 1862 mortgaged said Lot No 137. to Henry F. and Henry W. Ruprecht Jr. to secure the payment of two notes due them as therein set forth – that at the February Term 1863, of the Circuit Court for Frederick County two judgments were rendered against said Henry W. Ruprecht, one in favor of Charles H. Taylor for $194.33 and costs and one in favor of Thomas S. Biggs for $193.95 and costs that said Taylor and Biggs are non residents of this State – that the time limited for the payment of said single bills to Complainant and Christina Scholl has passed and the same are unpaid and due with interest from the periods stated in said bill.

It is thereupon this 17th day of April 1863 ordered that the Complainant by causing a copy of this order to be inserted in some newspaper published in Frederick once in each of four successive weeks before the 24th day of May 1863 give notice to said absent defendants of the object and substance of this bill and warn them to appear in this Court in person or by Solicitor on or before the 26th day of August 1863 to answer the premises and show cause if any they have, why a decree should not pass as prayed.

B. G. Fitzhugh Clerk of the
Circuit Court for Fred'k County.

Subpoena

Seal

Maryland, Sct. – The State of Maryland, To Henry W. Ruprecht, Joshua Dill, Henry F. Ruprecht, Henry W. Ruprecht, Jr. The Fredericktown Savings Institution, The Mutual Insurance Company of Frederick County, The Franklin Savings Bank of Frederick, and the Central Bank of Frederick, of Frederick County, Greeting, You are hereby commanded that all excuses set apart, you personally appear before the Judge of the Circuit Court for Frederick County, sitting as a Court of Equity, to be held at the Court House in Fredericktown, in and for said County, on the first Monday of July next to answer the bill and complaint of David J. Markey against you in our said Court, exhibited, and so forth.

Hereof, fail you not as you will answer the contrary at your peril, Witness the Honorable Madison Nelson Judge of our said Court, the 9th day of February 1863. Issued the 17th day of April 1863.

To the Sheriff of Frederick County.

B. G. Fitzhugh Clerk

G. E.

Endorsed "Summoned" M. Zimmerman Shff

Answer of H. W. Ruprecht

David J. Markey
vs
H. W. Ruprecht & others } No 3089 Equity – In the Circuit Court for Frederick County in Equity.

The separate answer of Henry W. Ruprecht one of the defendants in this cause to the bill of complaint herein against him and others by the said David J. Markey Exhibited.

This defendant admits the several matters and things charged in said bill to be true so far forth as he is informed and believes and submits the passage of a decree as prayed and as may be right in the cause reserving all causes of exceptions, or matters in bar to any of said claims.

And as in duty bound &c.

James W. Sherry
Sol. for H. W. Ruprecht