

is a lien on said House and Lot and that said House and Lot is liable to be sold for the payment of said purchase money which is now actually due and owing by the said Alexander A Cook to your Orators as the bona fide assignees of said judgment, and that the said Cook is unable and unable to pay said judgment without the sale of the said House and Lot, and that it is necessary as your Orators are advised to obtain a decree for the sale of said property to pay the purchase money due thereon said purchase money being an Equitable Lien on it.

Your Orators further show unto your Honor that the said Samuel Bowler is dead, and that he died intestate leaving no property, and that no letters of administration have been granted upon his Estate, he in his lifetime (to wit) on the 2nd day of January 1857 having made a deed of Trust to Stephen B. Bowler of all his property, including his interest in said House and Lot a true and certified copy of said deed of Trust is here exhibited marked Exhibit A No 1.

He tender consideration whereof, and for that your Orators are remediless 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.

It is the end therefore that the said Sifford and Henry Loreutz parties by the name and style of Sifford and Loreutz, Alexander A. Cook and Stephen B. Bowler the Trustees of S. Bowler may full, true, direct and perfect answers make to all and singular the charges and matters aforesaid as fully as if they were here again repeated and they themselves particularly interrogate. May it please your Honor to order, adjudge and decree that the said described House and Lot be sold by a Trustee appointed for that purpose and that your Orators may have all such other and further relief as the nature of the case may require and as to your Honor may seem meet. May it please your Honor to grant unto your Orators the State of Maryland's writ of Subpoena to be directed to John Sifford, Henry Loreutz, Alexander A. Cook and Stephen B. Bowler thereby commanding them and each of them at a certain day therein to be specified to be and appear before your Honor in your Honorable Court, and there to answer all and singular the premises aforesaid, and to stand to perform and abide such order direction and decree therein as to your Honor shall seem meet, and your Orators shall ever pray.

J. W. Palmer
Sole for Complainants

At the request of Jace Herbert the following deed was recorded November 11th 1857.

This Deed made this 2nd day of November in the year of our Lord one thousand Eight hundred and fifty seven, by Isaac Michael, Witnesseth that in consideration of the sum of one thousand dollars in hand paid, the Isaac Michael doth grant unto Jace Herbert the House and Lot in Middletown, purchased of the heirs of Frederick Pier (dec'd) known and distinguished by No 1. Beginning at a bounded stone standing at the East side of the main road, and running thence South 11 deg west one perch to the middle of said road, then running with the said road South 8 deg East 5 perches then North 11 deg East 15 perches to intersect the end of 8 1/2 ft. on the 9th line of a tract of land called Smithfield; then reversing said line South 78 deg West 21 1/2 perches, then by a straight line to the beginning, and the said Isaac Michael covenants that he will warrant generally the property hereby conveyed.

Witness my hand and seal.

J. P. Ewing

Isaac Michael

Which is thus Endorsed viz

Shereby certify that on this 2nd day of November in the year 1857 before the subscriber a Justice of the peace of Frederick County in the State of Maryland personally

Exhibit A
No 1.