

Samuel Eichelberger, all the remaining part of a tract of land called 'Shepherd's Delight' situate in Frederick County containing 144 acres and 7/8 of an acre, being the same lands this day conveyed to the said Samuel C. Eichelberger as by reference will more fully appear, provided the said Samuel C. Eichelberger shall pay the aforesaid notes when they severally become due and the interest thereon from this date, then this mortgage shall be void.

Subscribed in presence of Witnesses, my hand and seal
Samuel C. Eichelberger

Leonard Picking
William Beason

Which is then Enrolled
State of Maryland Frederick County

Shery Certify that on this first day of April in the year 1865 before the subscriber a Justice of the Peace of the State of Maryland in and for Frederick County personally appeared Samuel C. Eichelberger and acknowledged the aforesaid mortgage his act. At the same time and place also appeared Samuel Eichelberger the mortgagee and made oath in due form of law that the consideration in said mortgage set forth is just and true as therein set forth.

William Beason

State of Maryland Frederick County

Shery Certify that the aforesaid is a true copy taken from the original mortgage as recorded in Liber P. B. P. No 4 folio 275. One of the Land Records of Frederick County.

In testimony whereof I hereunto set my hand and affix the seal of the Circuit Court for Frederick County, this 8th day of June 1865.

John L. Carty Clerk

Subpoena

Maryland

The State of Maryland, To George Milton Eichelberger John Warden and Samuel Eichelberger of Frederick County Shery, You are hereby commanded that all manner 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 Martha S. Eichelberger Guardian of P. against you in our said Court exhibited, and do forth. Hereof, fail you not, as you will answer the contrary at your peril. Witness the Hon. Madison Nelson Judge of our said Court, the 13th day of February 1865. Issued the 8th day of June 1865.

To the Sheriff of Frederick County.

H. P. Mc

John L. Carty Clerk

Enrolled 'Summoned'

Geo. H. Steiner Sheriff

Answer of John Warden

The separate answer of John Warden of Frederick County to the bill of Complaint of Martha S. Eichelberger Guardian of P. of George Milton Eichelberger against this respondent and others in the Circuit Court for Frederick County sitting in Equity exhibited.

This Respondent for answer to said bill of Complaint admits to be true the several matters and things in said bill of Complaint contained so far as he is concerned, and that he was the Executor named in the said Last Will of the said Samuel C. Eichelberger and took upon himself the administration of the estate of said testator, and has fully administered the same, and that all the assets of said Estate have been applied to the payment of the debts of the said Samuel C. Eichelberger, other than those named in said bill, and that there are no assets of said Estate for the payment of said debts mentioned in said bill of Complaint.

John Warden

Answer of Saml Eichelberger

Commission