

Final Ratified

John Dixon & Jane Dixon his wife
vs
Henry Adolphus Marshall et al.

N^o 3323 Equity
In the Circuit Court for Frederick County in Equity
Ordered by the Court this 30th day of August 1867, that
the report of the Auditor as made in this case, be, and the
same is hereby finally ratified and confirmed, no cause to the contrary having been shown al-
though the order nisi has been duly published. The Trustee is ordered to pay out the funds
as audited.
Madison Nelson

Bill of
Complaint

James G. Lenthicum
vs
Horace L. Murphy
Charlotte D. Murphy et al.

N^o 3327 Equity
In the Circuit Court for Frederick County sitting as
a Court of Equity. Filed December 6th in the words and
figures following viz
To the Honorable Madison Nelson, Judge of the
Circuit Court for Frederick County, sitting as a Court of Equity

The Bill of Complaint of James G. Lenthicum humbly shews unto your Honor, that
on or about the 29th day of October in the year 1864, a certain Horace L. Murphy, now of
Montgomery County, bought of George A. Pearre and James Pearre, Executors of
the last Will of William Pearre, deceased, certain lands of said Testator lying in
Frederick County, and described in the proceedings in Cause N^o 3273 Equity
Docket in your Honorable Court, at and for the sum of \$3115.80, on the following terms
viz One third in Cash, the balance in one and two years thereafter, to be secured by the
single bills of said Murphy with your Complainant as security, the said Executors
releasing a vendor's lien, and not to convey said land till the payment of the whole of the
said purchase money. Your Complainant further shews, that at said Murphy's
request, he advanced the said cash payment, amounting to \$1038.60 for said Murphy,
and at said Murphy's request, and for his accommodations and benefit, became surety
for him to said Executors on two single bills, duly stamped, dated October 29th 1864
and payable respectively, with interest, in one and two years after date each in the
principal sum of \$1038.60, copies of which single bills are herewith filed, respectively as
Exhibit A, and Exhibit B, which exhibits your Complainant prays, may, with all other
of his Exhibits hereun produced, be taken as part of this his Bill of Complaint. And
your Complainant further states that in pursuance of previous agreement to that effect
to secure your Complainant the repayment of said Cash advance of \$1038.60 with the
interest thereon, on the first day of November, in the year 1866, and to indemnify and
save him harmless from all loss or damage by reason of his said securityship on
said single bills, the said Horace L. Murphy and Charlotte D. Murphy, his
wife, did execute a Deed of Mortgage on the 7th day of November AD 1864 to said
Complainant, conveying to him the land so purchased as aforesaid from said
Executors, and also certain other lands and premises, situate in said Frederick
County described in said Mortgage as "that tract or part of a tract of land which
constituted the Home Farm of William Murphy at the time of his death, by whatever
name the same may be called"; to which said Deed of Mortgage there is a condition
annexed that it shall be void on the repayment to your Complainant of the said Cash ad-
vance of \$1038.80 and interest as aforesaid, and on saving him harmless from all loss
or damage by reason of his said securityship on said two single bills as aforesaid
as by reference to a certified copy of said Deed of Mortgage, herewith filed
as Exhibit C will fully appear. And your Complainant further shews that
said Murphy failed to comply with the terms of sale of said land bought as aforesaid
of said Executors, and did not pay said single bills at maturity to said Executors,
and on said Murphy's said default, said Executors, under their said vendor's lien

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