

part of a tract called 'Blackland' but should have been called 'Blackland' containing 202 acres being the same as conveyed by Elias L. Delashmuth & wife to the said Saml J. Benton by deed bearing equal date with these presents as by reference to the said deed will more fully appear - also all that part of two tracts of land lying & being in the County and State aforesaid being part of a tract called 'Williams Chanc'd' and part of a tract called 'Salva vint' &c. containing together 130 acres more or less being the same parcels of land deeded by John J. Mason to Matthew B. Holland as by reference to the said deed among the land records of the County aforesaid will fully and at large appear - and also all that part of a tract of land called 'Ship' containing 60 acres more or less lying contiguous to the above 130 acres and which the said Saml J. Benton inherited from his father reference being had to the land records of the County aforesaid the same will more fully at large appear.

To have and to hold the within described parcels or parts of tracts of land & premises & every part & parcel thereof with the buildings improvements & appurtenances thereto belonging to them the said Jacob Markell & Isabella Dill their heirs & assigns forever to their own use and behoof, provided always and it is the true intent & meaning of these presents and of the parties to the same that if the said Saml J. Benton his heirs Executors & administrators do and shall well & truly pay or cause to be paid to the Frederick Town Savings Institution the amount of the aforesaid note for fifteen hundred dollars at such time or times as he may be thereto required by the said Institution, and truly pay or cause to be paid to the said Elias L. Delashmuth the amount of the aforesaid four several notes of land each for the amount of five hundred seventy four dollars, thirty seven & a half cents, and shall in every and in all respects save them the said Jacob Markell & Isabella Dill harmless indemnified and free from all loss or liability in having become & in consenting to continue sureties for him the said Saml J. Benton on the note aforesaid to the Frederick Town Savings Institution or such other note or notes as may be substituted in its renewal & in having become sureties on the aforesaid four several notes of land to Elias L. Delashmuth, then these presents & every matter and clause therein contained to be utterly null and void any thing herein contained to the contrary in any wise notwithstanding. In Witness whereof the said Saml J. Benton hath hereunto set his hand & seal on the day & year first hereinbefore written.

Signed Sealed & deliv^d in the presence of
 Thomas H. O'Neal - Charles Cole

Saml. J. Benton

Which was then endorsed as follows.

State of Maryland Frederick County Sh: It is remembered that on this 19th day of June 1849 before the subscribers two justices of the peace of the State of Maryland in and for the County aforesaid personally appeared Samuel J. Benton he being known to us of our own personal knowledge to be the person who is named & described as & professing to be the party to the foregoing mortgage deed or instrument of writing & doth acknowledge the same to be his act & deed - And we the subscribers justices of the peace as aforesaid do further certify that at the time of taking the foregoing acknowledgment personally appeared Isabella Dill & Jacob Markell the mortgagors in the foregoing indenture & made oath on the Holy Evangelist of Almighty God that the consideration mentioned therein is true & bona fide as set forth therein.

Sworn before and certified by
 Thos. H. O'Neal
 Charles Cole

State of Maryland Frederick County Jct:rs

I hereby certify that the foregoing is a true copy taken from the original indenture as recorded in Liber W. S. D. No 10 folio 257th One of the Land Records of said County -
 In testimony whereof I hereunto set my hand & affix the seal of the Circuit Court for Frederick County this 7th day of May 1866.

J. W. L. County Clerk

Claims against the Estate of Samuel J. Benton late of Frederick County dec^d Liquidated

Liquidation