

To the Hon. William Nelson Circuit Judge of the Third Judicial Circuit of the State of Maryland, sitting in the Circuit Court for Frederick County, as a Court of Equity. The Bill of Complaint of Henry Bone of Frederick County, State of Maryland, sheweth to your Honor, that your complainant and his brother Conrad Bone were seized in fee of all those pieces or parts of Tracts of Land situated in Frederick County, State of Maryland, described in the draft of conveyance herewith Exhibited marked Exhibit No 1 containing 33 1/4 acres and 21 equal perches of Land, which exhibit your complainant prays together with all other Exhibits may be taken as part of this his bill of Complaint. Your complainant further charges that upon the 5th day of April in the year 1856 your complainant and his brother, the said Conrad Bone, entered into an agreement in writing with Jacob C. Hook (the original of which is now in the possession of Jacob C. Sullivan) for the purchase of the Land described in Exhibit No 1 and sold the same to the said Jacob C. Hook at, and for the sum of \$750 per acre making in the whole the sum of \$2500, 21, upon the following terms, \$100, on the third day of April 1857, and the residue in two equal annual payments from the 1st day of April 1857 with interest from that date thereof. Your complainant further states that on the first day of April 1857, the said Jacob C. Hook paid your complainant the sum of \$1200, part of the purchase money, and on the 1st day of April 1859, the said Jacob C. Hook paid to your complainant the further sum of \$1200, also a part payment of the purchase money of the Land aforesaid, but the residue of the purchase money, with interest, is still due and unpaid and the said unpaid purchase money, your complainant charges, is a lien on said Land. Your complainant further charges, that he and his brother the said Conrad Bone, have executed a deed and conveyed the said Jacob C. Hook, your complainant further charges, that the said Conrad Bone died intestate in the month of December, in the year 1859, leaving a widow Eliza Ann Bone, and three children his heirs at law, namely, Carlton H. Bone, Joseph P. Bone, and Amanda J. Bone, all infants, under the age of 21 years, and all of Frederick County, State of Maryland.

Your complainant further charges, that on the 7th day of February 1860, the said Jacob C. Hook confessed judgment to Peter Shaffer Jr. for the sum of \$1121, 50, with interest from the 7th day of February 1860, until paid, and on the day and year aforesaid mentioned the said Jacob C. Hook and Peter Shaffer Jr. confessed judgment to Randolph Shaffer and Robert Shaffer for the sum of \$1311, 71 with interest from date of said judgment, until paid, also the said Jacob C. Hook and Jacob Cullen on the 13th day of March 1861, confessed judgment to John Fleming of C. for Four Hundred and fifty four dollars and thirty cents, with interest from the 13th day of August 1859, until paid, and costs of suit, all of which will more fully appear by reference to certified copies of said judgments herewith Exhibited and Exhibits No 2, 3 & 4. Your complainant further charges, that the said Jacob C. Hook is no longer a resident of this State and lives beyond the jurisdiction of this Court, so that and therefore that the said defendants herein after named may answer the several matters in things herein before stated as fully and as particularly as if they were herein again repeated and they were there specially interrogated and that these matters in the proceedings mentioned may be sold for the payment of your complainant's claim of unpaid purchase money, with interest as aforesaid, and that your complainant may have and further and other relief as the nature and Equity of his case may require, May it please your Honor to grant unto your complainant an order of publication giving notice unto the said Jacob C. Hook, who is a non-resident as before stated, of the existence and object of this bill and desiring him to appear in this Court in person or by solicitor, on or before a certain day to answer the premises and show cause if any he has, why a decree should not be passed as prayed. And also may it please your Honor to grant unto your complainant writs of subpoena against Eliza Ann Bone, Carlton H. Bone, Joseph P. Bone, Amanda J. Bone, Peter Shaffer Jr. Randolph Shaffer, Robert Shaffer and John Fleming of C. all of Frederick County, State of Maryland, commanding them to appear in this Court on some certain day to be therein named to answer the premises and to abide by and perform such decree as may be passed.

Bill

W. J. Root, Charles W. Ross,
Solicitors for complainant.

Beginning at the end of the 5th line of the deed from John Lifford trustee to Henry Bone and son Exhibit red bone dated _____ and running thence S 87° 16' 16" W to pt; S 82° 5' E 60 p to the middle of the Middle town & Pottsville road thence with said road S 11° 5' W 32 3/4 p to S 63° 5' W 44 3/4 p; S 60° 5' W 47 1/2 p to intersect the 14th and last line of the deed from Conrad Bone & wife, to Henry Bone dated March 4th 1844, then leaving said road and with the line of said deed diverging crossing the course N 17° 5' W 43 3/4 p; to a stone formerly placed N 16° E 10 3/4