

that your Orators are, remediless in the premises, by the strict rules of the Common Law and releasable only in a Court of Equity, where matters of this nature are properly cognizable.

To the end therefore that the said Andrew Annan, Mary Annan, Henry C. Annan, Henry Balt, and Annie C. Balt, his wife, David Gamble, George W. Rowe & the Central National Bank of Frederick, and Samuel C. Annan, may answer all and singular the charges and matters aforesaid, and that said defendants except Mary J. Annan, may be decreed to pay to your Orators the amount due upon their said Mortgage Claims, and that in default of such payment, by a day to be limited by your Honor, the said Mortgage Estate may be sold and the proceeds of sale applied to the payment of the claim of your Orators, and that they may have all such other and further relief in the premises, as the nature of the case may require, and to your Honor shall seem meet: ~ May it please your Honor to grant unto your Orators the State of Maryland's writ of Subpoena, to be directed to the said Andrew Annan, Mary J. Annan, Henry C. Annan, David Gamble, George W. Rowe, and the Central National Bank of Frederick County, and Samuel C. Annan, and Henry Balt, and Annie C. Balt of Carroll County, thereby commanding them to be and appear before your Honor on a certain day therein to be named to answer all and singular the premises, and to stand to, abide and perform such order and decree therein made your Honor shall seem meet, And your Orators will ever pray &c.

Grayson Beckelberger
Solicitor for Complainants -

Exhibit No. 1.

Know all men by these presents, that we, Robert Annan and Andrew Annan are held and firmly bound unto Joshua Motter, Isaac Motter, and Lewis M. Motter Executors, of Lewis Motter late of Frederick County, in the State of Maryland, deceased, in the sum of six thousand six hundred and sixty six dollars, and sixty six and two thirds cents, current money, to be paid to the said Joshua Motter Isaac Motter and Lewis M. Motter Executors as aforesaid, or to one of them, or to their or either of their certain Attorneys, executors, administrators or assigns, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs Executors and Administrators, firmly by these presents; sealed with our seals, and dated this 16th day of March, in the year of our Lord, One thousand Eight hundred and thirty eight ~

Whereas the said Lewis Motter late of Frederick County, deceased, did by his last will and testament, direct that his executors should place at interest the sum of three thousand three hundred and thirty three dollars and thirty three and one third cents of the distributive share bequeathed to his daughter Elizabeth wife of Dr. Andrew Annan, the interest of which is to be annually paid to the said Elizabeth Annan, whose receipt the Court to be a good release for the same. ~

The Condition of the above obligation is such, that if the above bound Robert Annan and Andrew Annan, or either of them, their or either of their heirs, Executors or Administrators, do and shall well and truly pay or cause to be paid unto the above Joshua Motter, Isaac Motter and Lewis M. Motter, Executors as aforesaid or either of them, their or either of their executors, administrators or assigns, the full sum of three thousand three hundred and thirty three dollars, thirty three and one third cents, current money, with legal interest for the sum on or before the sixteenth day of March next ensuing the date hereof then this obligation to be void, otherwise to remain of full force and virtue ~

Signed sealed and delivered in presence of
of William Murray, Thomas Hays

Andrew Annan (Seal) Robert Annan (Seal)