

Bill

N. 3406 Equity

To the Honorable, the Judges of the Circuit Court for Frederick County sitting in Equity. ~

The Bill of Complaint of Francis Markell of said County respectfully sheweth unto your Honors that a certain William H. M. Pherson, being indebted unto your Orator in the sum of One hundred and seventy five dollars, for the purpose of securing the payment of the same, did by his deed bearing date on the second day of October on the year Eighteen hundred and sixty five, duly executed, acknowledged and recorded, convey to your Orator a certain lot of ground situate on the South side of West All Saints Street in Frederick, said lot being 31 feet front, and annexed to said deed a proviso that the same be void on the payment by said William H. M. Pherson to your Orator, on or before the first day of October 1866 of said sum of One hundred and seventy five dollars with legal interest from the date of said deed, all of which will fully appear by said deed of Mortgage filed herewith as Exhibit A, which your Orator prays may be taken as a part of this his Bill of Complaint.

Your Orator further states that no part of the aforesaid sum of money or of the interest accruing thereon has been paid, though the time limited by said proviso for the payment thereof, has passed, and payment thereof has been duly demanded, but the whole of said sum of money and interest remains due and owing to your Orator ~

To the end therefore that the said William H. M. Pherson may answer the matters and things hereinbefore stated fully and particularly and that said premises may be sold for the payment of your Orator's claim with interest as aforesaid, and that your Orator may have such other and further relief in the premises as the nature of the Case may require. May it please your Honors to grant unto your Orator the State of Maryland's writ of Subpoena to be directed to the said William H. M. Pherson thereby commanding him to be and appear before your Honors, 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 thereon, as to your Honors shall seem meet, and he will ever pray &c.

Filed July 13th 1868 ~

Grayson Cichelberger
Att. for Complainant.

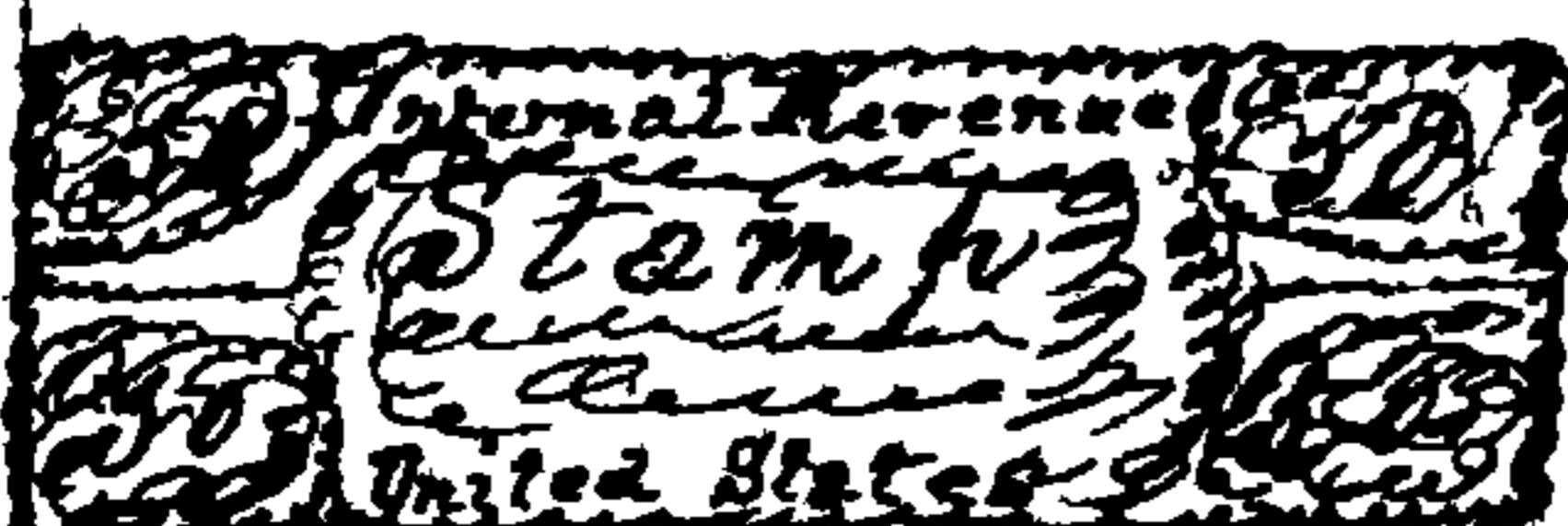


Exhibit A-1

This Mortgage, made this second day of October, on the year Eighteen hundred and sixty five, by us William H. M. Pherson and Lauretta M. Pherson his wife, of Frederick County in the State of Maryland, Witnesseth, that for and in consideration of the sum of One hundred and seventy five dollars now due from the said William H. M. Pherson to Francis Markell, of said County and State, and for the better securing the payment thereof with interest thereon to the said Francis Markell, we, the said William H. M. Pherson and Lauretta M. Pherson his wife, do grant unto the said Francis Markell, all that piece or part of a lot or portion of ground situate and lying on the South side of West All Saints Street in Frederick town, County and State aforesaid fronting on All Saints Street thirty one (31) feet for width and running back the same width, one half of the distance between All Saints Street and South Street for depth, it being the same piece or part of a lot of ground which the said William H. M. Pherson obtained from Francis Markell and wife, by deed dated the second day of October in the year Eighteen hundred and sixty five. Provided, that if the said William H. M. Pherson shall pay, on or before the first day of October, in the year Eighteen hundred and sixty six to the said Francis Markell the said sum of One hundred and seventy five dollars, with legal interest thereon from the date hereof, then this Mortgage shall be void ~

And the said William H. M. Pherson, for himself his heirs and assigns

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