

herewith produced to be taken as part of this Bill of Complaint. ~

That the said grantee entered upon said Real Estate under said deed, and the said Gesellschaft has fully possessed and enjoyed the same ever since. ~ That the said Gesellschaft through the said grantee paid four thousand dollars of said purchase money, and to secure the payment of the remaining four thousand three hundred dollars, the said grantee Ernst A. Le Foy & Co. Officers and Directors of said Gesellschaft as aforesaid, did by their deed bearing even date with said deed to them from said William Tyler and M. B. Tyler, reassign the said real estate to said William Tyler, to which said deed there is a condition annexed, that it be void, on payment by the said Ernst A. Le Foy & Co. Officers and Directors as aforesaid or their successors in office, to the said William Tyler of said balance of four thousand three hundred dollars on or before the first day of August in the year Eighteen hundred and Sixty Eight; as will appear from a certified Copy of said Mortgage deed filed herewith as part of this Bill of Complaint as Exhibit "B". ~

That on the twenty sixth day of July in the year Eighteen Hundred and Seventy, the said William Tyler in consideration of a sum of Money equal to that due upon said Mortgage, duly assigned said Mortgage to your Complainant; as will appear from a certified Copy of said Assignment on said Exhibit "C".

That said M. B. Tyler is dead. And your Complainant avers that by virtue of said Assignment, he has succeeded to all the rights and interest of said William Tyler, Original Mortgage, and that the sum of money intended to be secured by said Mortgage is due and payable to this Complainant.

And your Complainant further shows, that subsequently to the execution of the Mortgage aforesaid, to wit on the Fifth day of September A.D. 1868, the said Ernst A. Le Foy, President, Michael Seilich, Vice President, and George Estery, Secretary, and agents of the said Frederick Deutsche Schutzen Gesellschaft, in consideration of an advance of Six thousand two hundred and forty dollars, executed a deed of Mortgage of said Real Estate to the Livorno Building Association of Frederick City, a body Corporate of said County. A duly certified Copy of which Mortgage is herewith filed as part of this Bill as Exhibit "E". ~

And further shows, that subsequently to the execution of the foregoing Mortgages, to wit; On the Twenty first day of April in the year 1869, the said Ernst A. Le Foy, Michael Seilich, John W. Rively, George Estery, Frederick Schroeder, Charles Mauerndick, Jacob Heintz, Frederick Gumstein, Gustav Miller, Henry Baumgartner, Israel Schubart, Christian Bekstein and Christian H. Bekstein, Officers and directors of said Gesellschaft, in consideration of the sum of two thousand six hundred dollars due from the said Gesellschaft to Frederick Gumstein and John Rhodes, executed a deed of Mortgage of said Real Estate to said Frederick Gumstein and John Rhodes; And which Mortgage the said Gumstein and Rhodes on the 19th day of July in the year 1869 assigned to John C. Harsh and Simon Kiefer.

All which will appear from a certified Copy of said Mortgage and assignment herewith filed as part of this Bill of Complaint as Exhibit "D". ~

And further shows that subsequently to the execution of the aforesaid Mortgages, to wit; on the 27th day of November in the year 1869, the said Frederick Deutsche Schutzen Gesellschaft, in consideration of the sum of four thousand dollars due and payable from it on the 13th day of November A.D. 1870, with interest thereon from November 13th 1869 to Ernst A. Le Foy, Michael Seilich, Christian Bekstein, Frederick Gumstein