Stock-holders of said Corporation, and to a great degree upon the rights of Creditors other than Bond claimants against the Corporation, if said Corporation shall forbear to avail itself of said assets, and shall allow to be wrested from the Stockholders the Real Estate which is the valuable, operative and essential basis of the Corporate interprise, and the true worth of the Corporate interests of the Stockholders, acquired by them at large cost. ~

And your Orator (insisting that a Corporation, through its Directors, has no power to part with the real Estate which forms the basis of the Corporation, and which it is the province of the Directors only to preserve and make productive, save at utmost in an exigency of extreme necessity, and in absence of other resources) charges and claims that to allow such an extinction of a Corporation and of Corporate interests, to be worked under a Mortgage or Deed of Trust, and by an independent discretion of a Trustee absolved from all restraints and control of a Court of Equity, the power in a Trustee that may thus Operate, should be beyond all question clear in the estimation of a Court of Equity. ~

And your Orator on this latter ground insists and charges, that the said Trustee's present attempted Action is inequitable, and that without this Court — due ascertainment of the means of the Corporation apart from the Trust Estate and its adjudication of a necessity to resort to the Trust, to be determined on the Corporation's failure, by a day to be assigned, to pay the just and ascertained demand (as is prescribed in Cases of Mortgage Decrees) no sale under said Trust Security shall be allowed, and that upon this ground of itself, the said sale by the Trustee should be arrested. ~

And your Orator here begs to recur to the effect of the Resolutions of which he has exhibited a Copy, in their bearing upon the point of said Trustee's capacity to act for enforcement of said Bond Claims in regard to which a part is by said Resolutions assigned to him in the Capacity of President which (little as your Orator would disparage the high and noted moral worth of the Trustee) Your Orator charges, renders the Trustee the Judge in his own Case, and empowers him to protect himself in any irregularities of his Trust Administration so far as that may connect itself with his Presidential Capacity. ~

And your Orator states that said Trustee continued to be President until the 11 November 1852 ~ And your Orator further states that it is not pretended on behalf of the Bond Claimants, that any interest is demandable by them for a period prior to April 1852, up to that time it being admitted to have been paid, as your Orator understands and believes.

But now so it is that the said Chapman persists in his course to make said sale, and that the said Corporation instead of using the means before alluded to for paying any just Bond Claims that may exist, has failed to interpose in that way for the rights of the Stockholders and of your Orator as a creditor and to intercept by any step the action of said Trustee. ~

All which is much to the grievance of your Orator — In tender consideration thereof, and for as much as your Orator is remediless in the premises save in Equity where the protective offices of Equity Judicature are applied and vindicated — To the end therefore that said John G. Chapman, who is of Charles County in Maryland, may answer the premises, and that said Corporation "The Weverton Manufacturing Company" may so answer, and that said Chapman may be enjoined and prohibited from selling or attempting to sell as now by his said advertisement he offers and proposes to do, and that he may be perpetually enjoined from selling under said Deed of Trust and that your Orator may have such other and further relief in the premises as to this Court may seem proper — May it please the Learned to grant to your Orator the Writ of Subpoena to be directed to said John G. Chapman and to said Corporation, "The Weverton Manufacturing Company" commanding them to be in this Court to answer the premises, and therein to abide by and perform such order and Decree as to this Honorable Court shall seem proper — And may