

Peter Thomas of Gt.  
vs  
Mattie Cunningham  
Benjamin Cunningham  
Roscoe Cunningham  
James L. Daves

No. 3618 Equity ~

In the Circuit Court for Frederick County sitting as a Court  
of Equity. ~

May Term 1870. ~

Be it remembered that heretofore to wit: On the 4<sup>th</sup> day of January  
in the year of our Lord One thousand Eight hundred and Seventy, came the said  
Peter Thomas of Gt. into Court here sitting as a Court of Equity, by his solicitor  
John Ritchie Esq. And filed here the following Bill of Complaint, with the  
Exhibits therein mentioned ~

Richd. I. Bowie, Chief Judge  
John A. Lynch } Associate Judges  
W. Viers Bowie }  
Of the Circuit Court for Frederick County

Bill of Compl<sup>ts</sup>

To the Honorable the Judges of the Circuit Court for Frederick County  
Sitting as a Court of Equity. ~

The Bill of Complaint of Peter Thomas of Gt. of Frederick County and  
State of Maryland, who sues as well in his own behalf as in behalf of all other credi-  
tors of John A. Cunningham, late of said County deceased, who may hereafter come  
in as parties to this proceeding, respectfully shews, that the said Cunningham in  
his lifetime was indebted to your Complainant in the principal sum of Nine  
hundred dollars (\$900.00) upon a promissory note bearing date April 14<sup>th</sup> in  
the year 1868, and payable with interest, twelve months after date, and also in  
the further principal sum of Eleven hundred Dollars upon a certain other prom-  
issory note, bearing date January 14<sup>th</sup> in the year 1870, and payable with interest  
thirty days after date; And your Complainant avers and charges that  
the whole of said indebtedness principal and interest is still unpaid due and  
owing, except 2 years interest on said first note. ~

And Complainant further states that said John A. Cunningham  
in his lifetime became seized and possessed of a tract of land situate in  
said County, containing about 44 1/2 Acres, being formerly the home  
farm owned by John Hasselback deceased, at the time of his death, and  
also of a tract of land or wood lot, containing about 7 1/2 Acres, situate on  
or near the Sugar Loaf Mountain in said County; And which tracts of land  
the said Cunningham acquired by devise in the last Will and Testament of  
said Hasselback, said Hasselback having died on the 13<sup>th</sup> day of January  
in the year 1840, and his said last Will having been duly admitted to  
probate by the Orphans Court for Frederick County on the 20<sup>th</sup> day  
of January A. D. 1840 ~ All which will appear by reference to a certified  
extract from said last Will, which is herewith filed as Exhibit J. A. and  
which with all other Exhibits herewith produced your Complainant  
prays may be taken as part of this his Bill of Complaint.

And your Complainant shews that a full description of said Wood  
Lot may be had by reference to the Deed of the Bank of the U. States  
conveying the same to said Hasselback; a certified Copy of which is  
herewith filed as Exhibit N. B. ~

And your Complainant further states that said John A. Cunningham