

No. 4551 Equity

Philip Coblentz and John Coblentz

Mary Ann Smith, William H. Smith & Susan Smith his wife, Robert Smith et al

To the Honorable the Judges of the Circuit Court for Frederick County sitting as a Court of Equity

Bill of Complaint

The Bill of Complaint of Philip Coblentz and John

Coblentz of Frederick County in the State of Maryland respectfully represents unto your Honors that a certain Eli Smith of said County being indebted unto your Complainants in the sum of two hundred and thirty dollars, he together with his wife Mary Ann Smith on the fourth day of May in the year eighteen hundred and seventy four made and executed to your Complainants, a certain deed of Mortgage, conveying to your Complainants certain real estate lying and being in Frederick County, Maryland for the purpose of securing to them the payment of said sum of money as will appear by reference to a certified copy of said mortgage as recorded among the Land Records of Frederick County herewith filed marked Exhibit A to this bill of Complaint, which Exhibit with all others by Complainants filed they pray may be considered as a part hereof a renewal of said note is herewith filed as Exhibit B also your Complainants further represent and charge that the time for the payment of said Mortgage debt has passed, that the same is due and the larger part thereof amounting to One hundred and seventy dollars with some interest is yet unpaid, that the Conditions of said mortgage not having been fulfilled your Complainants are entitled to have the premises sold for the payment of their debt

Your Complainants further represent and charge that the said Eli Smith in the month of October last died intestate with reference to his real estate and that personal estate is involunt, that he left surviving him his widow Mary Ann Smith and the following children and heirs at law, to wit: William H. Smith who is married and whose wife's name is Susan Smith, Robert Smith, James Smith who is married and whose wife's name is Jennie Smith, Lewis Smith, Ida Smith, Laura Smith, Eli Smith and the following children of his deceased daughter Ellen Jones who departed this life intestate before the death of the said Eli Smith, viz, Frank Jones, Ida Jones, Ellen Jones and Eli Jones, that the said William H. Smith & Susan his wife, reside in Baltimore city, Maryland; Mary Ann Smith, Robert Smith, James Smith & Jennie his wife, Lewis Smith, Ida Smith and Laura Smith reside in Frederick County, Maryland; that Frank Jones, Ida Jones, Ellen Jones and Eli Jones with their father George Jones live in Washington County, Maryland and that Eli Smith is a non-resident of the State of Maryland and when last heard of resided in the State of Pennsylvania, that the said Lewis Smith, Ida Smith, Laura Smith, Frank Jones, Ida Jones, Ellen Jones and Eli Jones are infants under twenty one years of age

These Complainants further represent that the real estate mentioned in said Mortgage vested in the above named children and grand children of the said Eli Smith deceased as tenants in common subject however to your Complainants Mortgage

To the end therefore that a sale of the mortgaged premises may be had by decree of this Court for the payment of the debt due your Complainants, may it please your Honors to grant the writ of Subpoena directed to the said William H. Smith and Susan Smith, his wife of Baltimore City, Mary Ann Smith, James Smith and Jennie Smith his wife, Lewis Smith, Ida Smith, and Laura Smith of Frederick County George

Exhibit