

No. 4737 Equity.

Your Complainants further represent that on the fifth day of January, in the year Eighteen hundred and fifty nine, the said Samuel Getzendanner, made and executed unto your Complainants the said Lydia Ann Getzendanner, now Lydia Ann Stone, wife of George Stone, now deceased, Martha Ann Getzendanner, now Martha Ann Hull, wife of George Hull and Mary Ann Getzendanner, together with Sarah Ann Getzendanner, now deceased, a certain deed of Mortgage, the same being a second Mortgage upon the said same land described in the above deed, for the purpose of securing to them the sum of money therein mentioned, the same being recorded in Liber 18. G. L. No. 2, folio 692. &c. one of the Land Records of Frederick County, a certified copy of which Mortgage is herewith filed, marked Exhibit Number A., which is prayed to be taken as part of this Bill of Complaint.

Bill of Complaint

And the said Complainants charge that the Promissory Notes, which were made by the said Samuel Getzendanner to the said Mortgage, the said George Smith and others in said Mortgage expressed to secure the payment of which the said Mortgage was executed, are now in the possession of the said Samuel Getzendanner.

Your said Complainants further show, that the time for the payment of the Mortgage debt has passed, that the condition expressed in the last Will and Testament of said Sarah Getzendanner, to wit, that the said Samuel Getzendanner, Mary Ann Getzendanner and Lydia Ann Stone should enjoy the benefit accruing from the said (first) Mortgage, so long as they should have a home together, has been broken that the home spoken of has been broken up and home relations dissolved between said parties, that the said Mortgage debt is due and 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, and to the end, therefore that a sale of the Mortgaged premises may be had by a decree of this Court, for the payment of the debt due to your Complainants, and for all such further and other relief as this case may require.

May it please your Honors to grant the Writ of Subpoena directed to the said Samuel Getzendanner, in his individual capacity, and Samuel Getzendanner, as Executor, commanding him to be and appear in this Court on some certain day to be therein named and to answer this Bill, and show cause if any, he has, why a decree should not pass as prayed,

And as in duty &c

Chas. W. Coffey
Wm. Wileyson
Solicitors for Complainants

Filed Mar. 3^d 1851.

1856, April 12th Exam'd & del'd.
to Grantee.

At the request of Saml Getzendanner the following deed was recorded Feb 2^d 1856.

Rec 71 Stamp duty. Lett E. Shriver, Clerk.

This Indenture, made this 19th day of November, in the year of Our Lord One thousand eight hundred and fifty-five between James W. Castle, and his wife Louisa E. Castle of Frederick County and State of Maryland of the one part and Samuel Getzendanner of the other part Witnesseth, that the said James W. Castle and his wife, for and in consideration of the sum of Forteen Hundred Dollars, current money, by the said Samuel Getzendanner to the said James W. Castle in hand paid at & before the sealing & delivery of these presents the receipt of which he doth hereby acknowledge, the said James W. Castle hath bargained and sold, aliened and conveyed, and by these presents doth give, grant bargain and sell, alien, convey, release, convey and confirm unto the said Samuel Getzendanner, his heirs and assigns, all the the following tracts and parcels of land, situated