

No. 5444 Equity

William P. Maulsby, Jr Permanent Trustee in Insolvency.

No. 5444 Equity. In the Circuit Court for Frederick County in Equity.

Francis Sanderson, & Edward C. Schellbeger et al, of W.P. Sanderson

To the Honorable the Judges of the Circuit Court for Frederick County in Equity. The Bill of Complaint of William P. Maulsby Jr respectfully shows to your Honors:-

Bill of Complaint

1st That he was elected by the creditors of David C. Heim of Frederick County, Permanent Trustee in Insolvency of David C. Heim, which election was approved by your Honors, and Plaintiff gave bond as required by the order of your Honorable Court, and by law and entered upon the discharge of his duties as such Permanent Trustee; all of which will appear by the proceedings in the case of David C. Heim an applicant for the benefit of the Insolvent Laws of Maryland, now on file in your Honorable Court.

2nd That the Estate of said David C. Heim which possesses any value is the real estate of which said Heim was in possession at the time of his application as aforesaid

3rd. That said Lands all lie in Frederick County, and are four tracts in number as follows; 1st A tract of 136 acres, about mentioned in a deed for the same, a copy of which is filed herewith, and is prayed to be taken and considered, as part hereof, together with all other Exhibits which may be filed herewith, 2nd. A Tract of about 33 Acres of land, a copy of the deed for which is filed herewith, Exhibit B; 3rd. A Tract of about 38 Acres, a copy of the deed for which is filed herewith as Exhibit C; 4th. A Tract of about 57 Acres, a copy of the deed for which is filed herewith as Exhibit D; and that the copy of the Deed of the first Tract filed herewith is marked Exhibit A.

4th. That the land mentioned, as the 1st in 3rd paragraph hereof is subject to a mortgage for the sum of \$1500. dated April 14th 1870 made by said Heim and wife to Defendants Testator in his lifetime, as will appear by a copy of the same filed herewith as Exhibit E, that said Tract of land, in common with all the real estate herein mentioned is subject to the lien of a Judgment against said Heim now owned by a certain Henry Culler as will appear by a short copy of the same filed herewith as Exhibit F, that said 1st Tract is also subject to a mortgage to the said Defendants Testator by said Heim a copy whereof is herewith filed as Exhibit G. which said mortgage is for the sum of \$1500 and also covers the 2nd. Tract mentioned in the 3rd Paragraph hereof; that the 3rd Tract of land mentioned in said 3rd Paragraph hereof, is subject to a mortgage for a part of the purchase money thereof, the amount due on the same being now about the sum of \$600, a copy of which mortgage is filed herewith as Exhibit H, and which said mortgage has been assigned to Plaintiff in his personal Capacity; that the 4th. Tract mentioned in 3rd Paragraph hereof is subject to a mortgage held by a certain Henry Culler of Frederick County, which said mortgage also is a lien upon all the other three tracts mentioned in said 3rd Paragraph

5th. That Plaintiff has obtained from all the Mortgagees, and from Henry Culler

Exhibit