No. 4277 Equity

your Orators as compelling a sale of the reversionary interest of your orators separate & apart from a sale under said Mortgage to enable your Orators to obtain support & maintenance. Your orators represent the said Thomas W. & Jane R. being utterly without means & yr. orators having none other means than the property herein mentioned. And Your Orators further show it will be very greatly to their advantage to retain possession of said property or such part thereof as may remain after the satisfaction of said Mortgage that a part can be sold off from said lands & a sufficiency remain as yr. orators are advised believe & charge to sustain yr. orators — That said Mortgagees in said Mortgage mentioned are willing to assent to a sale of part of said lands upon the condition & provided that a sufficient part thereof shall be sold to pay off said Mortgage in full but that unless such a decree can be obtained they will sell said property under their said Mortgage to the great loss & damage of your orators.

And your Orators show that a sale of sufficient part of said property to pay said Mortgage debts will be of the greatest possible benefit to yr. orators & a failure so to sell and a sale under said Mortgage will be utterly ruinous to yr. orators.

And your orators further represent that the said Jane R. & Thomas W. Anderson some time since sold to a certain Lewis Brenner, Catherine Hopwood and John J. Nottingale the rights and lands mentioned in Exhibits F. G. & H. and in the deed Exhibit "B." reserved the corn crop now growing upon said lands in Exhibit B. mentioned.

To the end therefore that of the lands & premises mentioned in the Bill excepting what has been received out thereof so sold from the same as in Exhibits B. F. G & H. mentioned may be sold so much as may be necessary to pay off said Mortgage in full and the Expenses of these proceedings, and that the same may be paid in full principal and interest and that if a part of said lands can not be sold without great loss the whole thereof may be sold and said Mortgage may be paid off in full and that your orators may have such further & other relief as their case may require.

May it please your Honors to grant unto your Orators the writ of subpoena addressed to the said George Wm Smith, Caleb C. Magruder and Samuel Darrell, William Anderson & Thomas Turner Anderson, commanding them & each of them to be and appear in your Honorable Court to answer the premises and show cause if any they have why a decree should not pass as prayed.

And as in duty bound &c &c

Wm P. Maulsby Jr
Solicitor for Complts.

And thereupon a Subpoena was accordingly issued for said defendants and the same was returned to Court here thus endorsed
"Summoned as to William and Thomas Turner Anderson
John Sweadner, Sheriff"

Filed July 31, 1877.

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