

NO 8170 Equity.

real estate lying, being and situated in said Frederick County, Maryland.

7th. That one of the defendants herein mentioned a certain Charles W. Nussner is the Executor of one Mary L. Nussner, deceased, who in her lifetime and at the time of her death, held two mortgages against the said Nicholas Baker (now deceased) and Leatee Baker, his wife on the property described in said Exhibit No. 3 upon the lands described therein and of which the said Nicholas Baker, deceased, died seized and possessed, subject to said mortgages, one for the sum of \$1500.

One for the sum of \$1000, dated December 12th, 1896, which is duly recorded in Liber J. L. J. No. 15, folio 759, and one for the sum of \$500, dated December 14th, 1903, and recorded in Liber S. T. No. 206, folio 55th, both Land Records for Frederick County, Maryland. Certified Copies are filed herein marked Exhibits Nos. 4, 5, and 6.

8th. That the said Charles W. Nussner, Executor, as aforesaid is an adult and a resident of the City of Washington District of Columbia.

9th. That one of the defendants, a certain George C. Selutz, on the 17th day of October in the year 1906, obtained a judgment against the said J. Bernard Baker, one of the defendants, who is an heir at law of the said Nicholas Baker, deceased, for the sum of \$11.63 and \$1.00 Cts. which said judgment is duly recorded upon the Magistrates Judgment Book in the office of the Clerk of the Circuit Court for Frederick County, Maryland, a Certified Copy of said judgment being filed herein marked Exhibit No. 7.

10th. That the said George C. Selutz, is also an adult and resides in Frederick County, Maryland.

11th. That one of the defendants, a certain A. W. Minson who is an adult, and resides in the County of Washington, State of Maryland, on the 14th day of May, 1906, also obtained a judgment against the said J. Bernard Baker, one of the defendants and an heir at law of Nicholas Baker, one of the decedents, for the sum of \$26.40 and \$1.00 Cts. which said judgment is duly recorded in the Magistrates Judgment Book in the office of the Clerk of the Circuit Court for Frederick County, Maryland, a Certified Copy of which is filed herein marked Exhibit No. 8.

12th. That a certain Harry J. Shipley and George S. C. Roper, Copartners trading as Shipley and Roper,