promises and agreements due from or owing or contracted in his individual, as also in a copartnership capacity by him before the aforesaid twenty seventh day of November in the year of our Lord one thousand eight hundred and twenty seven, provided that any property which he shall hereafter acquire by gift descent or in his own right by bequest, devise, or in any course of distribution, shall be liable for the payment of the said debts.

And afterwards to wit on the twenty fifth day of March in the year of our Lord one thousand eight hundred and twenty nine S. B. Coley and others creditors of the said Samuel Merryman filed in Court here the following petition to wit,

To the Judges of Baltimore County Court. The petition of the subscribers creditors of Samuel Merryman an insolvent debtor of Baltimore County respectfully represenetth, that the said Samuel Merryman obtained from this Court a final discharge under the insolvent Laws of this State at March Term 1828. that John Sands who was the provisional trustee, was appointed by the Commissioners of Insolvent debtors for the City and County of Baltimore the permanent trustee of said Merryman. But the said Sands hath hitherto declined to give bond with security as such trustee, and he doth decline to accept the trust. Wherefore your petitioners pray that Samuel Kilbourn of the City aforesaid may be by this honorable Court appointed Trustee to take charge of the property of said insolvent, and to dispose of the same according to Law for the benefit of the creditors of said Merryman &c. and as in duty bound they will pray &c.

Saml. Merryman.

S. B. Coley
Saml. Samuels
Nick. Kelly
John M'Gee
Saml. Kilbourn
Benjamin Shipley
D. B. Ferguson, Creditor
Wm. Woodey, Creditor
Richd. Donovan

Which being read and heard the Court passed the following order to wit,

In Baltimore County Court. March Term 1829.

Upon the within petition Samuel Kilbourn therein named is on this twenty fifth day of March 1829 appointed the permanent trustee of the within named Samuel Merryman, and it is hereby adjudged that the said Samuel Kilbourn do execute a bond as trustee as aforesaid with security to be approved in the penalty of seven thousand dollars within ten days from the date of this order.

S. Archer.

And afterwards to wit, on the first day of April in the year last aforesaid the said Samuel Kilbourn appointed permanent trustee of said Samuel Merryman as aforesaid filed in Court here the following bond to wit.

Know all men by these presents, that we Samuel Kilbourn, Samuel B. Coley and Samuel Samuels of Baltimore County are held and firmly bound unto the State of Maryland in the sum of seven thousand dollars current money to be paid to the said State, its certain attorney or assigns: to which payment well and truly to be made we bind ourselves our heirs executors and administrators firmly by these presents sealed with our seals and dated this thirtieth day of March in the year eighteen hundred and twenty nine. Whereas Baltimore County Court have this day appointed the said Samuel Kilbourn permanent trustee of Samuel Merryman of Baltimore County for the creditors of the said debtor, agreeably to the acts of Assembly in such case made and provided. Now the condition of the above obligation is such that if the above bound Samuel Kilbourn do and shall faithfully perform the duties required of him as permanent trustee as aforesaid and shall in all respects obey and perform the lawful orders and directions of Baltimore County Court in the premises, then the above obligation to be void, otherwise to be and remain in full force and virtue in Law.

Samuel Kilbourn (Seal)
Samuel B. Coley (Seal)
Saml. Samuels (Seal)

Signed, sealed and delivered in presence of Edward Hinkley for Samuel Kilbourn. Benj. Ellicott Jr. for S. B. Coley. D. Samuels for S. Samuels.

Annexed to which said bond is the following affidavit to wit,

City of Baltimore Sc. Be it remembered, that on this 31st day of March 1829 Wm. Shipley Junr. personally appeared before me the subscriber one of the Justices of the peace for said City, and made oath in due form of Law, that he is well acquainted with the securities to the within bond and from his knowledge of them he verily believes them to be good and sufficient security for the same.

Fielder Israel.

Which said bond is thus endorsed to wit.

"Bond approved S. Archer."

And afterwards to wit, on the fifteenth day of June in the year last aforesaid, the said Samuel Kilbourn as permanent trustee aforesaid filed in Court here the following deed to wit,

"This Indenture made this fifteenth day of June in the year of our Lord one thousand eight hundred and twenty nine, between John Sands of Baltimore County and State of Maryland of the one part and Samuel Kilbourn of the same County and State aforesaid of the other part. Whereas the said John Sands was heretofore appointed by the Commissioners of insolvent Debtors for the City and County of Baltimore, provisional trustee of a certain Samuel Merryman an Insolvent debtor, and whereas the Judges of Baltimore County Court have appointed the said Samuel Kilbourn permanent trustee of the said insolvent debtor and have by their