said tract or part of a tract or parcel of land to be greatly enhanced by the passage through it of the said road of your orators, and if they will sell the same at all at the present moment will not do so but for a sum greatly more than they would have demanded before the said road of your orator was in contemplation. Further complaining sheweth to your Honor your orators that it has almost completed the construction of that portion of its road which passes through the said tract or part of a tract or parcel of land and is now entitled to and desires to obtain (to the full extent authorised by its charter) a specific performance of the contract aforesaid of the said Anne and the said Charles by having vested in it a legal title as well to that portion of the said tract or part of a tract or parcel of land occupied by and necessary for the bed of the said road as also to that other portion of the same now taken up by the Deposit aforesaid of excavated rock and stone, and to be so taken up until the same shall be removed by it for the construction of the road and its works, as also to the said excavated rock and stone which as material necessary for the construction of the said road and its works was granted it by the said Anne and the said Charles in and by their contract aforesaid and to this effect have made request to the said Anne and the said Charles. But now do it is, may it please your Honor, that not only do the said Anne and the said Charles refuse to accede to this reasonable request and deny to your orator a specific performance of their contract aforesaid, but are now actually engaged in carrying away and converting to their own use the said excavated rock or stone in violation of their contract aforesaid and greatly to the prejudice of your orator - all which actings and doings of the said Charles and the said Anne are contrary to Equity and good conscience and tend to your orator's manifest oppression and injury. In consideration whereof and for as much as your orator is remediless in the premises at the common law and can look for relief only to this Honorable Court where contracts are decreed to be specifically performed and as consequent thereon and thereto conducing their violation is restrained. To the end therefore that the said Anne Bockey and the said Charles R. Bockey may full true and perfect answer make upon their several corporal oaths to all and singular the premises and that as fully as if they were specially interrogated and that by a decree of this Honorable Court they may be adjudged and ordered to perform specifically and in the terms and according to the true intent thereof the contract aforesaid signed sealed and delivered by them to your orator and that in the mean time they and each of them, by themselves and through their agents may be enjoined and restrained from entering that portion of their tract or part of a tract or parcel of land lying in Baltimore County aforesaid which under their said contract they have in Equity given and granted to your orator for the site of its road and for the deposit of the rock and stone excavated to obtain such site with the view of removing or carrying therefrom or in anywise meddling or interfering with said excavated rock or stone, and that they may also be enjoined and restrained from touching taking removing carrying away or in anywise interfering with said excavated rock or stone, and that your orator may have all such further or other relief in the premises as it case entitled it to. May it please your Honor to grant unto your orator not only the State of Maryland's writ of Injunction to the said Charles R. Bockey and to the said Anne

Bockey to be directed enjoining and commanding them instantly to refrain give over and surcease, both by themselves their servants and agents from entering upon that portion of their Tract or part of a tract or parcel of land lying in Baltimore County which under their sealed contract they have in equity given and granted to your orator for the site of its road, and for the deposite of rock or stone excavated to obtain such site with a view to remove or carry therefrom or in anywise to meddle or interfere with the said excavated rock or stone and also from touching taking removing carrying away or in anywise interfering with said excavated rock or stone but also the State of Maryland's writ of subpoena to the said Charles R. Bockey and the said Anne Bockey of Baltimore County to be directed commanding them at a certain day and under a certain pain therein mentioned personally to be and appear before your Honor in this Honorable Court then and there to appear and answer the premises and to stand to perform and abide by such orders directions and decrees therein as to your Honor shall seem meet. And your orator will ever pray &c.

J. Mason Campbell, Compts. Solr.

State of Maryland City of Baltimore to wit. Be it remembered that on this 17th day of October 1836 before me the subscriber one of the State Justices in and for the city aforesaid personally appeared Charles Howard President of the Baltimore and Susquehanna Rail Road Company and made oath that all the matters and things stated in the aforegoing Bill of Complaint so far as he has knowledge of the same are true and so far as he is informed therein he believes to be true.

Saml. Purviance.

Exhibit A. To all whom these presents shall come Greeting. Whereas, The General Assembly of Maryland has passed a law incorporating the Baltimore and Susquehanna Rail Road Company for the purpose of opening and making a Road from Baltimore towards the Susquehanna River, and whereas the President and directors of the said company aware that the lands lying in the route that may be selected for the Road will be greatly enhanced in value by the passage of the road through or near them; and conceiving that the owners of such lands as an equivalent for that advantage should relinquish such portions thereof as may be required for the road, without making any charge upon the said Baltimore and Susquehanna Rail Road Company for the same unless in making the road, any buildings upon the lands should be destroyed, and then only for such sum, as upon a fair valuation to be estimated by disinterested persons may be determined to be their actual value, and should moreover permit stone gravel clay and such other materials as may be required for the construction of the road, and to which otherwise no value would be attached to be used for that purpose free of expense are desirous of ascertaining if the owners of lands lying in the several routes which have been contemplated or may be examined for the location of the road will consent to make the relinquishment, and grant the permission adverted to before the route for the road is determined on, as the advantages of two or more of the routes being otherwise equal, the preference would be given to that, to which these additional advantages may be accorded to the greatest extent: Now, therefore, we, the subscribers having been notified that our lands are supposed to be situated in the routes contemplated for the road referred to, and being