are identically the same also Conclusion or any other name containing 1 43½ a which is the same as the other farm mentioned in the Bankrupts Schedule, also the House and lot at the Ferry which is the same described in the Bankrupts Schedule as one house and lot adjoining Crotchers Ferry and land attached called Cripples and marsh Containing about 70 acres. That the aforesaid tracts of land were actually sold as will appear to the Court by the Sheriffs Certificate which is hereunto appended and which is marked Exhibit B. your orator proceeded to obtain a Copy of the papers from the Clerk for the purpose of obtaining an injunction in the above Case, but owing to a mistake by the Clerk, he was induced to believe that the fieri facias upon which the Venditioni Exponas was issued before the petition of the said Thomas Smoot, in which Case he was aware that a sale by the Sheriff would be good, but as he has been advised that an Execution issued against the property of the Bankrupt would be unlawful if done after the petition of the Bankrupt, and as he rather believes, that a sale of his property under such circumstances Could give no title to a purchaser he has so far acted upon that opinion as to postpone the sale of Smoots property to the 17th June He was induced to postpone it because after proceedings under the Sheriff the property would have sold for nothing scarcely, and in the meantime he hoped that he could obtain some instructions from your Honorable Court in the premises, and he therefore does pray the instructions of the Court in regard to his future proceedings in the sale of the aforesaid lands if the Court shall in their wisdom deem it proper to give him any; and your Orator will ever pray

Wm. W. Laird assignee of Thomas Smoot

June 7. 1843.

Venditioni Exponas

(Exhibit A)

Dorchester County, to wit.

The State of Maryland To the Sheriff of Dorchester County Greeting:

Whereas at a County Court held at the County aforesaid before Ara Spence Esquire and his associates the fourth Monday in October eighteen hundred and forty we Command you that of the goods and Chattels, Lands and Tenements of Thomas Smoot late of Dorchester County yeoman, if in your Bailiwick they should be found you Cause to be made and levied a certain debt of two hundred and twenty five dollars Current Money, as also the further sum of $7.36⅔ and $5.81⅓ Current Money Damages whereof the said Thomas Smoot was Convicted as of Record is manifest and when you have the same so made and levied, or any part thereof the same in your Custody should safely keep so that you should have the same before the Judges of our County Court to be held at Cambridge, in the said County on the first Monday in April next to satisfy unto William Rea Exor of W. S. Harper the debt and damages aforesaid, at which to day to wit, the said first Monday in April eighteen hundred and forty three you returned to us that you had taken the Lands and Tenements of the said Thomas Smoot to wit Pekohoth being lot No 1 and 2 Containing 107 a Pekohoth Containing 29. a Pekohoth pt. Containing 89. a. Conclusion or any other name 143½ a old saw mill seat House and lot at the Ferry - Vienna District No 3 unimproved lot at Crotchers Ferry, But the same remained in your hands unsold for want of buyer. We therefore Command you that the property so as aforesaid taken you expose to sale and the money arising from the sale thereof you have before the Judges of our County Court aforesaid to be held at