of said rents and profits accrued and received by the said Sarah after the time of her assent as aforesaid fixed and limited hereof to the said Trustees religious society or so much thereof ought to have been received by her and paid over to your Orator. And he is further advised that she is now fully accountable to them for the same, And your Orator has great reason to believe and charge that the said surplus rents and profits so withheld by the said Sarah amount in the aggregate sum to sum the interest of which and be equivalent to the annuity of Two dollars to which the said Sarah is now entitled, And he further avers that in consequence of the neglect of the said Sarah to keep the said premises in repair the rents and profits which ought otherwise to have been realized thereform have become greatly diminished. And he prays that an account of said surplus rents so received by the said Sarah as well of the rents and profits which ought by proper diligence have realized but for her failure to keep said premises in repair ought to be taken, And of the sum of fully ascertained in account against the said Sarah and ordered by her the same ought to be set off against and discounted from the future accruing arrears of the said annuity so far forth as the same will extend, And that of the said sum so found in the hands of the said Sarah shall exceed a proportionate sum which shall be fully equivalent to the value of the said annuity for the life of the said Sarah then that it ought to be declared that the said premises shall be discharged from the incumbrance thereof. And your Orator further avers that because of the sickness of her sons and from the mild and all weather affairs the said Sarah is wholly incapable of managing the said premises or collecting the rents and profits or superintending or directing the repair thereof except through the agency of other persons or persons. And that the agent or agents she have heretofore been employed by her or suffered to act in her name have wholly neglected the reasonable repair of said premises. He further avers that even in the present miserable condition thereof the said premises would sell for a large sum of money to wit for a sum the interest of which and exceed the said sum of Two dollars the annuity payable to the said Sarah as aforesaid, and that if the Court shall be of opinion that the said premises and the rents and profits thereof be hereafter realized thereform yet remain charged with the payment of the aforesaid yearly sum of with before the interest and advantage of the said Sarah it will as your Orator that said premises be sold, and that an adequate share of the proceeds of said sale be invested under direction of this Court to secure the payment of the said Annuity in future, and that if for any cause whatsoever Your Honor shall determine under a sale of the said premises as aforesaid that it would be more right to be appointed to take charge of said premises and to collect and apply the rents and profits thereof under direction of this Court.

To the end therefore that the said Elizabeth Melchior may answer the premises and stand to such decree and order as may be passed therein and inasmuch as the said Sarah resides out of the State of Maryland and it may be proper to serve the said process on her.

May it please your Honor to grant to your Orator an order of publication giving to the said Sarah Elizabeth Melchior notice of the object and substance of this Bill requiring her to be and appear in this Court on some certain day to answer the premises and show cause if any she hath why a decree ought not to pass as prayed and also to appoint a Receiver to take charge of said premises and the rents and profits thereof under the further order of this Court and as in duty bound will ever pray.

W. Schley
Th. J. Alexander Solicitors for Complt.

The Exhibits referred to in the foregoing Bill of Complaint are as follows to wit

Exhibit A

See pages 8, 9, 10, 11, 12, 13, 14, 15, 16 and 17 exhibiting that the aforegoing

defendants aforesaid might have been received by her from the time of forming a settling herself to the said Trustees of the Protestant Episcopal Church of the Holy Saviour Mary, And may be required to pay over to your Orator the arrears of rents and profits over and above the aforesaid annuity or yearly sum of two hundred dollars payable to her during the term aforesaid and on her failure to make such payment that it may be balanced that such arrears in the hands of the said Sarah shall be set off against and discounted from said annuity so far as it shall hereafter accrue so that a part of the said rents and profits hereafter to be received shall be paid to the said Sarah until such arrears in the hands of the said Sarah shall have been accounted for and applied as aforesaid, And of the said arrear in the hands of the said Sarah shall be equivalent to the value of the said annuity during the life of the said Sarah, And of the said Sarah shall fail to pay said arrear to your Orator that it may be adjudged and decreed that the said premises be discharged from the incumbrance of the said Annuity in future. And that it may be decreed that the liquid state in the said premises hath become forfeited to your Orator. And that the said Sarah may be compelled to surrender possession thereof into your Orator, or if the Court shall be of opinion that said trustees ought continue for any purpose that the said premises may be sold under direction of this Court and the proceeds applied under your Honors direction that a Receiver may be appointed to take charge of the said premises and collect and apply the rents and profits thereof under direction of this Court pending the litigation or for such other term as this Court may think fit and that your Orator may have such other and further relief in the premises as his case may require,

May it please your Honor to grant unto your Orator the writ of subpoena to be directed to the said Sarah E. Melchior commanding her to be and appear in this Court to answer the premises and abide by and perform such decree as may be passed therein and inasmuch as the said Sarah resides out of the State of Maryland and it may be proper to serve the said process on her.

May it please your Honor to grant to your Orator an order of publication giving to the said Sarah Elizabeth Melchior notice of the object and substance of this Bill requiring her to be and appear in this Court on some certain day to answer the premises and show cause if any she hath why a decree ought not to pass as prayed and also to appoint a Receiver to take charge of said premises and the rents and profits thereof under the further order of this Court and as in duty bound will ever pray.

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