and Benjamin Cooley Senr if they shall be found in your bailiwick and them safe keep so that you have them before the Judges of Montgomery County Court sitting as a Court of Equity to be held at the Court House in Rockville on the the first Monday of July next to answer as well touching a certain contempt by them committed in not appearing to the bill of complaint of Isaac A Poole against them in said Court exhibited as to such other matters and things as shall be then and there exhibited against them. Hereof fail not at your peril and have you then & there this writ. Witness the Honble J. B. Dorsey Chief Judge of our said Court the 7th day of March 1842. Issued the 11th day of May 1842. B. Selby, Clk.

At which said first Monday of July in the year of our Lord 1842 and the day of the return of the writs aforesaid, comes again into Court here the said Complainant by his attorney aforesaid and the Sheriff of the County aforesaid, to whom the said writs were sent, makes return thereof to the Court here thereon thus endorsed, to wit. attach^d & Sum^d

Thos F. W. Vinson, Shff.

Whereupon on motion of the Complainant by his attorney aforesaid, the Court pass the following Interlocutory decree vizt.

Poole, vs. Piles & others. } July Term 1842. In Montgomery County Court, sitting as a Court of Equity. The defendants having been duly summoned to appear to the bill of complaint and having failed to appear thereto. It is thereupon this 4th day of July 1842 by Montgomery County Court sitting as a Court of Equity and by the authority of this Court adjudged ordered and decreed that the complainant is entitled to relief in the premises, but because it doth not certainly appear to what relief the Complainant is entitled. It is further adjudged and ordered that a commission or commissions issue to such person or persons as shall be named by the complainant to take testimony to support the allegations of the bill. J. H. Wilkinson

Commissioner, Robt. W. Carter.

Whereupon the Court continue the proceedings aforesaid to the second Monday of November next. At which said second Monday of November in the year of our Lord 1842 comes into Court here as well the complainant by his attorney aforesaid as the said John Piles by John G. England his attorney and the said John Piles by his said attorney files in Court here his answer to the complainants bill aforesaid, in manner following, to wit.

To the Honorable the Judges of Montgomery County Court as a Court of Equity now sitting. The answer of John Piles to the bill of complaint of Isaac A Poole, this defendant reserving to himself all benefit of exception to the many errors contained therein for answer thereto or so much thereof as he is advised it is material for him to answer saith that it is true as stated in the plaintiffs bill of complaint that he executed three single bills and for the amount set forth in complainants bill and he admits that he executed a mortgage as set forth in said bill to secure the payment of the payment of the same. He knows nothing personally or has certain knowledge of the several assignments spoken of in said bill of complaint but he does deny the correctness of the credits on said single bills referred to as exhibit No. 1, and as set forth in the said bill of complaint and says for the board and livery of Benjamin Cooley & his horse, the original owner

and holder of said single bills, he is entitled to the sum one hundred dollars, and that the said endorsements or credits were made without his knowledge privity or consent, and your respondent prays to be hence dismissed with costs &c. J. G. England, for defendant.

Maryland Montgomery County to wit.

On this 16th day of November 1842 personally appears before the subscriber a Justice of the peace of the State of Maryland in and for Montgomery County, John Piles, and makes oath on the Holy Evangels of Almighty God that the facts stated in the within answer are true to the best of his knowledge & belief. Saml C. Veirs.

Thereupon the said Complainant by his attorney aforesaid comes and enters "Genl refs" to said answer.

Whereupon the Court continue said proceedings until the first Monday of March next succeeding. At which said first Monday of March in the year of our Lord 1843 the parties aforesaid come into Court here by their attornies aforesaid. Thereupon the Court upon consideration of the aforegoing proceedings, and on motion of the said Complainant by his attorney aforesaid pass the following decree vizt.

Poole, vs. Piles. } In Montgomery County Court, sitting as a Court of Equity. March Term 1843. This cause, standing ready for hearing and being submitted on bill & answer, the proceedings were read & considered.

It is thereupon this thirteenth day of March eighteen hundred and forty three, by this Court and the authority thereof adjudged ordered & decreed that unless the defendant shall on or before the first Monday of May next pay or bring into this Court to be paid unto the complainant the sum of five hundred & ninety dollars with interest thereon from the seventeenth day of August eighteen hundred and thirty three (deducting one hundred dollars for livery of horse and board) until paid or brought in as aforesaid, together with the complainants costs of this suit to be taxed by the Clerk of this Court, the Mortgaged premises in the proceedings mentioned or so much thereof as may be necessary for the purpose be sold.

That John Brewer of Montgomery County be and he is hereby appointed Trustee to make such sale, and that the course and manner of his proceeding shall be as follows, He shall first file with the Clerk of this Court a bond to the State of Maryland executed by himself with a surety or sureties to be approved by this Court or one of the Judges thereof in the penalty of fifteen hundred dollars conditioned for the faithful performance of the trust reposed in him by this decree or which may be reposed in him by any future order or decree in the premises. He shall then proceed to make sale of the said mortgaged premises having first given at least three weeks previous notice inserted in some newspaper printed in Rockville and such other notice as he may think proper of the time place, manner & terms of sale, which terms shall be as follows, the whole of the purchase money to be paid on the day of sale or on the ratification thereof by this Court. and as soon as may be convenient after any such sale or sales, the said Trustee shall return to this Court a full and particular account of the same, with an affidavit of the truth thereof and of the fairness of such sale or sales annexed, and on the ratification of such sale or sales by this Court and the