your orators and if it be necessary and proper that the said Wm. Webb and Peter Mong may be decreed and ordered to settle their trust under the direction of this Honorable Court, and that the claims of your orators may be decreed thereby to be satisfied. And that your orators may have such other and further relief as to your Honors shall seem proper and shall be agreeable to equity and good conscience. May it please your Honors to grant to your orators a writ of subpoena to be directed to the said William Webb Peter Mong Marmaduke W Boyd, Daniel Berger, Polly Berglar, Benjamin Garver and Barbara his wife, David Bugher, George Hills, Abraham Stouffer, John Koons and his wife and William Hale, commanding them at a certain day and under a certain pain therein to be inserted, personally to be and appear before this Honorable Court then and there to answer the premises and to stand to and abide such order and decree therein, as to your Honors shall seem agreeable to equity and good conscience. And your orators shall ever pray &c.

Jervis Spencer, Sol. for Compt.

The Deed of Mortgage recorded in Liber E. E. folio 648, one of the Land Record Books of Washington County, and mentioned and referred to in the foregoing Bill of Complaint, is in the words and of the tenor following, to wit.

At the request of Frederick Bell the following Mortgage was recorded June 28th 1820.

This Indenture made this first day of February in the year of our Lord 1820 between Daniel Borger of the County of Washington and State of Maryland, of the one part, and Frederick Bell of the same County and State of the other part, Whereas the said Daniel Borger by his bond or obligation, duly executed, bearing even date with these presents, stands bound unto the said Frederick Bell, his executors, administrators and assigns in the sum of fourteen hundred, and two dollars and sixty cents, current money, with a condition thereunder written for the payment of the sum of seven hundred and one dollars and thirty cents, with legal interest for the same on or before the first day of March next, ensuing the date of these presents, as by the said bond and condition, may more fully appear. Now this Indenture witnesseth, that the said Daniel Borger in consideration of the said debt or sum of seven hundred and one dollars and thirty cents, lawful money owing to the said Frederick Bell as aforesaid and for the better securing the payment thereof, with interest to the said Frederick Bell, his executors administrators consideration or assigns, according to the condition of the said bond, and also in the condition of the further sum of one dollar, current money of the United States to him the said Daniel Borger by the said Frederick Bell in hand well and truly paid at or before the sealing and delivery of these presents, the receipt whereof the said Daniel Borger doth hereby acknowledge hath granted bargained and sold, released and confirmed, and by these presents doth grant bargain and sell, release and confirm unto the said Frederick Bell, and to his heirs and assigns, all that tract of land, situate, lying and being in the County of Washington and State of Maryland, the same being part of a tract of land called "Huckleberry Hall". Beginning to include this part at the end of twenty two perches on the second lines of said land, and running thence N. 62° E. 36 perches to the end of said line, then N. 78½° W. 30 P. to Christian Stouffers part of said land, and then by a straight line to the place of beginning, containing two acres and one fourth of an acre of land, and also all

that tract of land, lying and being in the County aforesaid called "Keysers Inheritance" granted to Frederick Keyser the thirty first day of May eighteen hundred and five, for one hundred and sixty acres and one quarter of an acre of land. To Have and To Hold the said tract of land and every part and parcel thereof, with the appurtenances thereunto belonging unto the said Frederick Bell, his heirs and assigns, to the only proper use and behoof of the said Frederick Bell his heirs and assigns forever, and to and for no other use intent or purpose whatsoever. Provided always and it is the true intent and meaning of these presents, and of the said parties hereunto, that if the said Daniel Borger his heirs, executors, or administrators, do and shall well and truly pay or cause to be paid unto the said Frederick Bell, his executors administrators or assigns the said full sum of seven hundred and one dollars and thirty cents, lawful money with legal interest for the same on or before the first day of March next, ensuing the day of the date of these presents according to the condition of the above in part recited bond or obligation without any deduction or abatement whatsoever, then and from thenceforth these presents, and every matter and thing therein contained shall cease and be utterly null and void, any thing herein contained to the contrary thereof in any wise notwithstanding. In witness whereof the said Daniel Borger hath hereunto set his hand and affixed his seal the day and year first above written.

Signed, Sealed & delivered
in the presence of
David Barr, John Barr,

Daniel Borger, (Seal)

Washington County, to wit. On the 19th Feby 1820, personally appeared before us the subscribers, two Justices of the peace for said County, Daniel Borger within named, and acknowledged the within instrument of writing to be his act and deed, and the land and premises therein mentioned to be the right and estate of the within named Frederick Bell his heirs and assigns forever, according to the true intent and meaning within specified. Acknowledged before. Jno. Barr. Jacob Schnebly.

True Copy. Test. O. H. Williams, Clk.

The exhibit mentioned and referred to in the foregoing Bill and marked Exhibit A. is in the words and of the tenor following to wit.

Know all men by these presents that I Daniel Borger of Washington County in the State of Maryland, are held and firmly bound to Frederick Bell of the same County and State, in the just sum of fourteen hundred and two dollars and sixty cents, current money, to be paid to the said Frederick Bell or his certain attorney, executors, administrators or assigns, for which payment well and truly to be made, I bind myself my heirs, executors and administrators firmly by these presents, sealed with my seal, dated the first day of February in the year of our Lord, one thousand eight hundred and twenty.

The condition of this obligation is such, that if the above bounden Daniel Borger, his heirs, executors, or administrators, do and shall well and truly pay or cause to be paid unto the above named Frederick Bell, his executors, administrators or assigns, the just and full sum of seven hundred and one dollars and thirty cents, lawful money, with legal interest for the same, on the first day of March next, ensuing the date of the above