of Balt: County Court will upon reference more fully and at large appear, subject, nevertheless to the equity of redemption therein set forth that is to say that if he the said John W Watkins his executors administrators or assigns or any of them should well and truly pay or cause to be paid unto your complainant his executors administrators or assigns the aforesaid sum of five hundred and sixty dollars agreeable to the tenor and effect of the said Indenture of mortgage and the said promissory notes therein mentioned and recited without any deduction or abatement of any kind or nature whatsoever then and in that case the said indenture of mortgage and every clause, matter and thing therein contained should cease and become utterly null and void and of none effect also to be and remain in full force and virtue in law as by the said Indenture of mortgage duly executed and acknowledged and recorded according to law among the land records of Balt: County Court aforesaid in Liber I.K. No: 248 folio 91 &c will upon reference more fully and at large appear and which is herewith filed marked H. I. and which your complainant prays may be received and taken as part of this his bill of complaint. Your complainant further states unto your Honor that the said John W Watkins after the execution and delivery of the said Indenture of mortgage paid to him the following sums of money in part payment and discharge of the interest on the said mortgage claim aforesaid to wit on the fourteenth day of July 1838 the sum of fifteen dollars on the fourth day of January eighteen hundred and thirty nine the sum of fifteen dollars and on the tenth day of July eighteen hundred and thirty nine the further sum of fifteen dollars for which your complainant gave to the said John W Watkins proper acquittances. Your complainant further states and verily believes that the said John W. Watkins after the execution and delivery of the said Indenture of mortgage to him and the payments aforesaid granted bargained and sold unto a certain Nathaniel Warfield of the City of Balt: all that the aforegoing lot piece and parcel of ground and premises so as aforesaid particularly described and contained in the said Indenture of mortgage from the said John W Watkins to your complainant and did then in pursuance of said sale by his certain Indenture of assignment duly executed and acknowledged according to law grant assign and convey the same with the appurtenances unto him the said Nathaniel Warfield his executors administrators and assigns, subject to the payment and discharge of your complainants mortgage and interest thereon as aforesaid mentioned. Your complainant further states unto your Honor that the said Nathaniel Warfield after the conveyance and assignment aforesaid by the said John W Watkins to him of the said lot and parcel of ground so mortgaged by the said John W Watkins to your complainant paid him on the twenty fourth day of July eighteen hundred and forty the sum of forty five dollars in part payment and discharge of the said Mortgage claim and interest aforesaid and for which payment your complainant gave to the said Nathaniel a receipt and also on the thirteenth day of March eighteen hundred and forty one the further sum of fifteen dollars in payment of interest on said mortgage claim which was credited on the paid mortgage by your complainant.

Your complainant further states that since the execution and delivery of the paid Indenture of Mortgage marked Exhibit H. I by the said John W Watkins to your complainant and the transfer and assignment of the said lot and parcel of ground by him to the said Nathaniel Warfield aforesaid the said John W Watkins hath applied for the benefit of the Insolvent laws of Maryland, and upon said application Charles Gilman of the City of Balt: was by the commissioners of Insolvent debtors appointed the permanent Trustee for the benefit of the creditors of the said John W Watkins and that the said John W Watkins in conformity with the directions of the said commissioners of Insolvents and of the acts of the General Assembly of Maryland in relation thereto, made executed acknowledged and delivered to the said Charles Gilman his executors administrators and assigns a deed of all his property real personal and mixed will appear. Your complainant further states that there is now due to him the sum of five hundred dollars the balance of the said mortgage claim aforesaid with interest thereon from the twenty third day of January eighteen hundred and forty one and that the said John W Watkins hath not nor has any person on his behalf paid to your complainant the amount of the balance and interest aforesaid of his said mortgage claim aforesaid but that the said John W Watkins hath refused to pay and discharge the same agreeably to the provisions contained and set forth in said Indenture of mortgage aforesaid altho often applied to for that purpose by your complainant all which acting and doings of the said John W. Watkins are contrary to equity and good conscience and tends to the manifest wrong and injury of your complainant. In consideration thereof and for as much as your complainant hath no remedy in the premises but through the aid and interposition of this Honorable Court where matters of your complainants are alone cognizable, To the end therefore that the said John W Watkins may be decreed to pay to your complainant the full amount of the balance of the said mortgage claim aforesaid and interest thereon from the date aforesaid and before stated and so contained in the Indenture of mortgage aforesaid and in one of the promissory notes aforesaid agreeably to the conditions of the said Indenture of mortgage aforesaid by a short day to be appointed by your Honor together with your complainants costs of suit and in default thereof the said lot and parcel of ground and premises contained in the said Indenture of Mortgage aforesaid, and that your complainant may have such other and further relief in the premises as the nature and justice of his case may require and to your Honor shall seem proper and correct. May it therefore please your Honor to grant unto your complainant the State of Maryland writ of subpoena to be directed to the said John W Watkins, Nathaniel Warfield and Charles Gilman of the city of Baltimore, commanding them and each of them to be and appear in this Honorable Court then and there to answer the premises upon their respective corporal oath and to abide by fulfil and perform such decree or order in the premises as to your Honor shall seem proper and consistent with equity and your complainant will ever pray &c.

R. H. Moale
Solr for complainant

Balt: January 1842.