described and thereby mentioned to be assigned with the appurte-
-nances unto the said Elizabeth Jagart her executors administra-
-tors and assigns thenceforth for all the rest and residue of the
Term so as aforesaid granted and to come and unexpired therein
with the benefit of renewal forever, subject however to the payment
of the yearly rent aforesaid, Provided always and these presents are
upon this condition and it is hereby declared to be the true intent
and meaning hereof and of the said parties hereunto that if the
said Alexis A Delmas his heirs executors administrators or assigns
do and shall well and truly pay or cause to be paid unto the said
Elizabeth Jagart her executors administrators or assigns the
aforesaid sum of two thousand dollars lawful money and the
legal interest thereon according to the tenor of the promissory notes
so as aforesaid given for said principal and interest then and in
such case this Indenture and every clause matter and thing therein
contained shall cease determine and be absolutely void any thing
hereinbefore contained to the contrary thereof in any wise notwith-
-standing and the said Alexis A Delmas hereby declares his assent
to the passing of a decree by the Chancery Court of Maryland or by
Baltimore County Court sitting as a Court of Equity for a sale
of the hereby mortgaged property and premises in accordance with
the provisions of an act of the General Assembly of Maryland
passed at December Session one thousand eight hundred and
thirty three entitled an act relating to mortgages. In Witness
whereof the said Alexis A Delmas hath hereunto subscribed his
name and affixed his seal on the day and year first above written.

Alexis A. Delmas (Seal)

Signed Sealed and delivered in the presence of —
Thos. B. Pottinger — William Warfield —

Received on the day of the date of the foregoing Indenture from
Elizabeth Jagart the party of the second part thereto the sum of
one dollar lawful money the consideration within expressed to
be paid by her to me — Alexis A. Delmas. —

Witness, Thos. B. Pottinger —

State of Maryland, City of Baltimore Set, Be it remembered and
it is hereby certified that on this nineteenth day of November in the
year of our Lord one thousand eight hundred and thirty six before
the subscriber two Justices of the peace of the State of Maryland
in and for the City of Baltimore aforesaid personally appeared
Alexis A Delmas he being known to us to be the person who is
named and described as and professing to be a party to the foreg-
-oing deed or Indenture and doth acknowledge the said Indenture
or Instrument of writing to be his act and deed — In Testimony
whereof we hereunto subscribed our names on the day and year
aforesaid — Thos. B. Pottinger — William Warfield —

Received to be recorded the 19th day of November 1836 at 20 minutes
before five o'clock P.M. same day recorded among the land records
books of Baltimore County in Liber I.H. and examd. per —

Thos. Hall Clk.

Baltimore May 28th 1839 Received of William Brook of Baltimore

one thousand dollars and thirteen dollars and thirty three cents in
cash in part payment of a debt due from the late Alexis A Delmas of the
City of Baltimore to Elizabeth Jagart of Baltimore County amounting
to two thousand dollars and secured and secured by the within mort-
-gage claim by the said Delmas in favor of the said Elizabeth Jagart
also, ninety shares of Citizens Bank Stock and ten shares of Franklin
Bank Stock amounting at the present valuation of the same to nine
hundred and seventy two dollars and fifty cents the said stock to be
redeemable at the pleasure of said of said Brook on payment of the
sum of money in consideration of which it is transferred —

S. H. Jagart, atty for E. L. Jagart —

True Copy of Exhibit A filed in case of Griffith vs Jagart &c —

Test — Thos. Hall Clk —

Brook, vs McClellan } In Chancery —
We consent that this paper shall be read in evidence upon the trial of this cause —
Charles F. Mayer Sol. for Dft.
St. G. W. Teackle, Sol. for Compltt.

And on the day and year last aforesaid the defendants aforesaid by their
Counsel aforesaid filed in the said cause a copy of the proceedings in
Baltimore County Court as a Court of Equity in the case of Griffith
against Jagart and others with the agreement of the Counsel thereon
in the words following to wit. —

Israel Griffith, vs Elizabeth Jagart, Francis Delmas, Edward Larogue, Edward Chassaing, Victor Vallette } Be it remembered that heretofore to wit on the thirtieth day of May in the year of our Lord one thousand eight hundred and thirty nine came Israel Griffith into Baltimore County Court here sitting as a Court of Equity by David Stewart Esquire his solicitor and exhibited his Bill of Complaint in form following to wit. —

To the Honorable the Judges of Baltimore County Court sitting as a
Court of Equity, Humbly complaining sheweth unto your Honors your
orator Israel Griffith of the City of Baltimore that a certain Alexis
A Delmas being indebted unto your orator in the sum of two thou-
-sand seven hundred dollars on three several promissory notes dated
the twenty eighth day of October 1837 each for the sum of nine hun-
-dred dollars one of them drawn by said Delmas in favour of your
orator & payable three months after date and the other two drawn by
said Delmas in favour of the firm of Martin and Vallette or order and
by them endorsed payable at six and nine months after date did
for the purpose of securing the payment of the said promissory
notes at maturity execute and deliver unto your orator a mortgage
deed of a piece or parcel of ground situate in the City of Baltimore
which deed is herewith produced and filed, marked Complt. Exhibit
A. And which your orator prays may be taken as part of this his
bill of Complaint. And your orator further sheweth unto your
Honors that of the promissory notes aforesaid intended to be secured
by the mortgage aforesaid two have been paid but that at the time
for the payment of the remaining or other note hath long since
elapsed yet that the same has not been paid unto your orator and
there is now due and owing unto him the sum of nine hundred dollars