contrary at your peril. Witness the Honorable Robert N. Martin Chief Judge of our said Court this 21st day of April 1851. Issued the 27th day of June 1851. Henry Bruce Clerk.

Allegany County Sct: The State of Maryland To George A. (Seal) Thurston — Whereas, Darby Monahan and Patrick Gorman of Allegany County have exhibited to the Judges of Allegany County Court sitting as a Court of Equity their bill of Complaint against you George A. Thurston for relief in Equity and to enjoin and strictly prohibit you from selling and disposing of all or any part of the Real Estate mentioned and conveyed by Norman Bruce Sheriff of Allegany County to Thomas Sammon and afterwards conveyed by said Thomas Sammon by deed of mortgage dated 17th of September 1850 to Darby Monahan and Patrick Gorman, — the said George A. Thurston hath lately set up a claim to the said Real Estate under and by virtue of a deed of trust to him as Trustee for the benefit of the creditors of George S. Greene an Insolvent debtor. We do therefore hereby command, enjoin and strictly prohibit you George A. Thurston from selling & disposing of the said Real Estate or any part thereof or in any manner intermeddling with the same, until the further order of this Court. Witness the Honorable Robert N. Martin, Chief Judge of our said Court the 21st day of April 1851. Issued the 27th day of June 1851. Henry Bruce Clk.

At which said first Monday of July in the year last aforesaid being the return day of the aforegoing Subpoena, the Sheriff of Allegany County to whom the same was delivered to be served made return thereof to the Court here thus endorsed "Summoned" and the Sheriff aforesaid to whom the writ of Injunction was in form aforesaid delivered to be served, made return thereof to the Court here, thus endorsed "Enjoined."

Afterwards to wit: on the seventh day of the same month Thomas Sammon by his solicitor George A. Pearre Esquire and the said George A. Thurston in propria persona filed in Court here the separate and several answers in the words following to wit: —

The separate answer of Thomas Sammon of Allegany County to the Bill of Complaint — Darby Monahan and Patrick Gorman in Allegany County Court sitting as a Court of Equity against him and George A. Thurston exhibited. This defendant admits that complainants "Exhibit A." was executed and acknowledged by this defendant as alleged in the said bill of complaint, and that no part of the sum of money intended thereby to be secured to the said complainants has ever been paid by this defendant although the time limited by the said deed for the payment of the same hath long since expired, but the whole sum of Twelve Hundred dollars with interest thereon from the seventeenth day of September in the year Eighteen Hundred and fifty still remains due and unpaid to the said complainants. This defendant further answering says that the Real Estate, mentioned and conveyed by the aforesaid deed marked Complainants "Exhibit A" was purchased by this defendant at public sale from Norman Bruce Sheriff of Allegany County on the fifth day of May 1847 under and by virtue of two writs of Venditioni Exponas issued out of Allegany County Court on the 25th day of February in the year 1847 founded on writs

of Fieri facias and judgments as in the said bill are alleged. That the said Real Estate had been previously purchased by the said Greene from a certain William Chiswell executor of Mary Ann O'Neale. That the said Real Estate was sold under and by virtue of the said writs to satisfy the purchase money for the same which had never been paid by the said George S. Greene. That this defendant was not aware at the time of his aforesaid purchase from the said Sheriff that the said George S. Greene had ever applied for the benefit of the Insolvent Laws of Maryland; that he was not aware nor had he ever heard of the appointment of the said George A. Thurston as trustee for the benefit of the creditors of said Greene, nor of the execution of any deed from the said Greene, to the said Thurston, nor of any pretended claim or title to the said Real Estate on the part of the said Thurston, but on the contrary this defendant believes that the said Thurston was present, at the time of the said sale, interposing no claim and making no objections thereto. That this defendant never heard of any pretended claim to the said Real Estate on the part of the said George A. Thurston, until within a few weeks past and long since the execution of Complainants "Exhibit A." That this defendant took actual possession of the said Real Estate, shortly after the sale to him and has continued in the undisturbed possession of the same from that time to the present; and that this defendant had no notice, nor to his knowledge had the complainants any notice whatever of the application of the said George S. Greene for the benefit of the Insolvent Laws of Maryland or of the appointment of the said George A. Thurston or the execution of any deed to him for the benefit of his creditors, until within a few weeks past: And this defendant is willing that a decree for the sale of the said Real Estate shall pass as prayed by the said complainants in their said Bill of Complaint.

Thomas Sammon.

Allegany County, to wit: On this 5th day of July 1849 before the subscriber personally appeared Thomas Sammon and made oath that the matters and things set forth in the foregoing answer are true to the best of his knowledge, information and belief. Sworn Before. John White J.P.

The Answer of George A. Thurston, Trustee of George S. Greene an Insolvent debtor to the bill of Complaint of Patrick Gordon and Darby Monahan in Allegany County Court as a Court of Equity exhibited. This defendant knows nothing about the mortgage set forth in the complainants Bill. This defendant admits the purchase by Thomas Sammon as stated in the bill on the 5th of May 1847; and states that said George S. Greene applied for the benefit of the insolvent laws on the 14th February 1847, and his appointment as Trustee &c: and this defendant further states that he sold all the personal property of said insolvent and said insolvents right, title and interest in the Real Estate, but not in that stated particularly in the bill, in pursuance of an advertisement of sale, a copy of which is hereto annexed and considered as part of this answer. This Defendant did not sell said Lots 35. 36. 37 & 38 purchased by said Sammon, because this defendant was aware that they had been levied upon as stated in the Bill and this defendant believed at that time that he had no right as Trustee to sell the same, though the same