against Holliday as set out in said bill, he has caused an execution of fieri facias to be issued directly to the Sheriff of Anne Arundel County which had been levied on all the interest of the said Holliday in said Land, and the other property specified in the said conveyance to the said Nicholas B. Worthington, and on certain other personal property in the possession of the said Holliday, which said Holliday claims to be subject to certain other special liens thereon, and your petitioners are advised that they are entitled to have said property sold for their benefit subject to such liens, and that for such purposes as are herein stated it will be necessary to file an amended and supplemental Bill, and which they therefore pray leave of this this Court to do and as in duty &c.

Frank H. Stockett for petitioners

Upon which said petition the Judge passed the following order.

Circuit Court for Anne Arundel County. In Equity 27th December 1852.

Ordered that the Complainants have leave to file an amended and supplemental bill as prayed. Nicholas Brewer Circuit Judge

Decr 27th 1852.

And afterwards, towit, on the 28th day of December 1852 the complainants N. C. Berry, Gerard Greer and William Hamilton Jr. filed in the said cause their supplemental Bill in the words following towit;

To The Honorable Nicholas Brewer Judge of the Circuit Court of Anne Arundel County in Equity: The amended and supplemental bill of Complaint of Nathan C. Berry, Gerard Greer, and William Hamilton Jr. of the City of Baltimore shows: That heretofore they filed their original bill of complaint in this Court against a certain William S. Holliday, Caroline Holliday his wife, Samuel Holliday their infant child and Nicholas B. Worthington praying among other things that a certain conveyance therein specified and a copy of which was filed with said Bill might be set aside, and the property therein contained sold for the payment of the debts of said William to your Orators set out in said Bill, and for other purposes as are in such bill more particularly and at large stated, to which Bill subpoenas have been issued but no return made thereto as they are advised, all of which will appear by the said Bill and Exhibits therewith filed and now in this Court. Your Orators further state that in said bill it is stated that the real estate therein referred to had been purchased from one certain Thomas S. Brice and John Brice by said Holliday who was still indebted unto them for a portion of the purchase money which was a prior lien on said Land, but that the said Thomas and John were not made parties to said Bill, but your Orators now charge that afterwards towit, some time in the year Eighteen hundred and forty seven the said Thomas and John conveyed the said Land to the said Holliday, and that on or about the twenty fourth day of December in the year eighteen hundred and forty seven that the said William Holliday and Caroline his wife reconveyed the said Land to the said Thomas and John by way of mortgage to secure to them the sum of five thousand six hundred and twenty five dollars as appears by a certified copy of said Mortgage herewith filed and marked Exhibit C.H. the whole of which principal sum they are informed is still due and the sum of One hundred and thirty seven dollars and fifty cents for interest due thereon up to the first day of January eighteen hundred and fifty three. And your Orators charge that in consequence of the aforesaid Mortgage on the said Land, your Orators are advised that no decree for the sale of said Land could give a clear title to the purchaser without the said Thomas and John being parties thereto, and to effect this object they make this their amendment to their original bill. And your Orators further charge, by way of supplement and amendment to their original bill that your Orator Nathan has caused an execution to be issued on his said judgment against said Holliday, which the Sheriff of Anne Arundel County to whom the same

was directed, did on the twenty first day of this month levy on the whole of the property mentioned in Exhibit A.B. as well as certain negro slaves and other personal property owned by and in the possession of said Holliday as will appear by a duplicate of said levy under the hand of the said sheriff herewith filed marked Exhibit C. and which they insist are liable to be sold for the payment of the debts of your said Orator Nathan, and thereby enure to the benefit of all his creditors, but your Orators aver that the said Holliday claims that said personal property is subject to certain special liens thereon held by said Thomas S. Brice and John Brice and one Edward Reynolds of the City of Baltimore whom your Orators pray may be parties to this suit, answer and disclose their said liens, and which if true, they insist is still responsible for their debts, subject to said special liens, and ought to be sold by decree of this Court. To the end therefore that the said Defendants hereinafter named may answer the said original bill and this amended and supplemental Bill in the same manner and on the same terms as the defendants to the original bill were required to answer the same, and that the said Thomas S. Brice and John Brice may be required to show what is actually due them by the said Holliday on their aforesaid mortgage, if either or a different sum is due thereon than is here stated, and that said Land may be sold under decree of this Court clear of all encumbrances and the proceeds of said sale brought into this Court for distribution among the parties thereto entitled: and that said William S. Holliday may show what are the special liens, to whom due and for what amount and on the said negroes and other personal property contained in said Schedule and that said property may also be sold & the proceeds brought into this Court for distribution: and that your Orators may have all the relief prayed for by their said original Bill, and such additional relief as they pray for herein, and any further relief which equity or the nature of their case may entitle them to in the premises: May it please your Honor to grant unto your Orators the writ of subpoena against the said William S. Holliday, Caroline Holliday, Samuel Holliday, Nicholas B. Worthington, Thomas S. Brice and John Brice of Anne Arundel County and the said Edward Reynolds of the City of Baltimore, commanding them to appear in this Court in person or by Solicitor by some day to be therein named to answer the premises and abide by and perform such decree as may be passed therein and as in duty &c.

Frank H. Stockett for Complts.

Exhibit C.H.

This Indenture made this twenty fourth day of December eighteen hundred and forty seven between William S. Holliday and Caroline Holliday his wife of Anne Arundel County in the state of Maryland of the one part and Thomas S. Brice and John Brice of the same County and State aforesaid of the other part: Whereas the said Thomas S. Brice and John Brice have this day sold and conveyed to the said William S. Holliday by deed bearing even date with these presents, a tract or parcel of land therein particularly described: And whereas the said William S. Holliday and Caroline Holliday have by their deed of assignment bearing even date with these presents transferred to the said Thomas S. Brice and John Brice a deed of mortgage executed by a certain Hamil Murall to the said Caroline Worthington befor her intermarriage with the said William bearing date the twenty fourth day of December eighteen hundred and forty five to cover the sum of three thousand seven hundred and forty four dollars, and the sum of one hundred and thirty one dollars the interest thereon to this date, out of the purchase money aforesaid, leaving a balance due the said Thomas S. Brice and John Brice of five thousand six hundred and twenty five dollars which it is the object and intention of this Instrument to secure. Now Therefore this