by which he recommitted said mortgage & after the payment of his debts devised & bequeathed the whole residue of his personal estate to his widow Ann Cook & appointed the said Henry Dare the executor of his said last will & testament, but the said Henry departed this life before the said Aaron & did not enter upon the trust, but after the death of the said Aaron, the Orphans Court of Somerset County appointed a certain James Wallace of said county administrator with the will annexed, of all & singular the goods & chattels &c of the said Aaron & the said James accepted of & the said trust & still acts in said capacity. And your orator further charges that of the death of the said Henry & of either of the letters of administration as aforesaid granted to him, the legal estate of the said mortgaged mortgagor has passed into the hands of your orator, & he is advised & believes that they are still charged with the payment of the said debt & interest, & that the time limited by the said Bill of Sale for the payment thereof has elapsed & no part of the aforesaid principal & interest thereon has been paid, except the sum of twenty nine dollars & fifty four cents on the 17th day of April 1844 & the further sum of one hundred dollars on the 20th of November 1844, which are credited on the ~~back~~ said Bill of Sale, & admitted to have been paid. Your orator herewith files a copy of said mortgage marked "Exhibit B" which may be considered as part of this Bill. Your orator further shows that there is an insufficiency of the personal estate of the said Aaron deceased to pay the debts of the said Aaron, & that the said personal estate beyond these has been exhausted.

To the end therefore that the said defendants hereinafter named may answer the several matters & things hereinafter stated as fully & particularly as if they were severally and separately & the said defendants may be specially interrogated, & that the said mortgagor as aforesaid may be foreclosed, or so many of them as may be necessary for that purpose may be sold for payment to your orator aforesaid of his claims aforesaid & that your orator may have such other & further relief as his case may require & may it please your Honors to grant the State's writ of subpoena to the said James Wallace administrator of Aaron Cook & Anne Cook of Somerset County, commanding them to appear in this Honorable Court at some certain day to be therein named to answer the premises & abide by such decree as may be passed & as in duty bound &c.

Saml. Crumpton
Solr. for compt.