No. 5465 Equity

Charles V. S. Levy, assignee of Mortgage of Simon P. Perkins, and Martha Perkins his wife
vs
Petition

No 5465 Equity.
In the Circuit Court for Frederick County as a Court of Equity.

Petition and Report of Sales

To the Honorable the Judges of said Court – The Petition and Report of Sales of Charles V. S. Levy assignee of Mortgage of Simon P. Perkins and Martha Perkins his wife respectfully states –

1 That on the thirtieth day of July A. D 1884 a certain Simon P Perkins and Martha Perkins his wife by their deed of Mortgage duly executed – acknowledged and recorded conveyed unto a certain Joseph Ennis certain Real Estate situated in Frederick County in the State of Maryland described in said deed of Mortgage to secure the payment of the Sum of One hundred and fifty dollars and interest thereon which deed of Mortgage contained a proviso that if default should be made in the payment of said sum of money or the Interest thereon at the time the same became due and payable to – wit on the thirtieth day of July A.D. 1887 that then it should be lawful for said Joseph Ennis to sell said Mortgaged property at public sale for cash after giving at least twenty days Notice of the time, place, manner and Terms of Sale in some Newspaper published in Frederick County Weekly for three successive Weeks and to appropriate the proceeds of sale to the payment first of all costs and expenses attending the sales, secondly to the payment of the Mortgage debt and interest due thereon and then to pay the surplus if any to said Simon P Perkins all of which well fully appear from a certified copy of said Mortgage herewith filed as part hereof marked Exhibit No. 1.

2 That said Joseph Ennis died and William Ennis his Executor transferred said Mortgage by order of the Orphans Court of Frederick County and under the Provisions of the Will of said Joseph Ennis to William Ennis and the said William Ennis transferred and assigned said Mortgage to your Petitioner both of which assignments were duly recorded as well appear from said Exhibit No. 1.

3. That default was made in the payment of said Mortgage debt such as to authorize the exercise of the power of Sales contained in said Mortgage, all of the Principal debt being due and unpaid and the interest being unpaid except that three years interest was paid –

4. That your petitioner after having given bond as required by the Code of Public General Laws of the State of Maryland which bond is on file in the Office of the Clerk of Your Honorable Court and has been duly approved and recorded, and after having given Notice of the time, place, manner and Terms of Sale by advertisements inserted in "The Valley Register" a Newspaper printed and published in Frederick County Weekly for three successive Weeks prior to the day of Sale, and also by hand-bills circulated in the vicinity of said property attended, on Monday the twentieth day of August A.D. 1888 about the hour of three O'clock P.M. at the Store of J. Hightman & Son in Burkittsville in Frederick County and then and there offered said Property at public Sale to the highest bidder for Cash, and then, and there sold the same to Filghman P. Alexander at and for the sum of two hundred and Seventy Dollars he being the highest bidder therefor, And took his Written Acknowledgment of Purchase