fully appear, Together with all the buildings, improvements and appurtenances thereunto belonging. To have and to hold the same to her the said Sophia Simmons her heirs and assigns forever, — provided always and it is the true intent and meaning of these presents and the parties hereunto, that if the said Israel Mathews, do and shall well and truly pay to the said Sophia Simmons the whole amount of the note above described, with all interests and costs thereon accruing, so that the said Sophia Simmons shall sustain no loss therefrom, thenceforth these presents and every matter and thing therein contained shall cease and be utterly null and void — But if default shall be made by the said Israel Mathews in paying the principal and interest of said note or any part thereof at the time limited for the payment of said note, then these presents are upon this further trust and it is hereby agreed that the said Sophia Simmons her Executors, administrators or assigns may and he or they are hereby authorized to sell the above mortgaged property and all the Estate, right, title and interest of the said Israel Mathews and Eveline his wife and all those claiming from or under them in and to the said mortgaged premises and every part thereof to the highest bidder for cash or on time as may be thought best or agreed upon by the parties, after giving notice by advertisement in some paper published in Frederick County, for at least one month, of the time, place and terms of sale and to convey to the purchaser as full a right to said property as the said Israel Mathews and Eveline his wife could now do. —

In testimony whereof the said Israel Mathews and Eveline his wife have fixed their hands and seals, the day and year first above written.

Signed Sealed & Deliv.d in presence of Dennis Etzler } Israel his + mark Mathis (Seal) Eveline her + mark Mathis (Seal)

State of Maryland Frederick County to wit:

Be it remembered and it is hereby certified that on the 27th day of May 1861 before me the subscriber a justice of the peace of the State of Maryland, personally appeared Israel Mathews and Eveline his wife, and acknowledge the within mortgage to be their act and deed; And at the same time personally appeared Sophia Simmons the mortgagee above named and made oath in the Holy Evangely of Almighty God, that the consideration mentioned in the above or foregoing deed or mortgage is true and bona fide as therein stated.

Acknowledged before and certified to by Dennis Etzler

Sophia Simmons Mortgagee } No. 3128 In the Circuit Court for Frederick County, sitting as a Court of Equity.

vs

Petition

October Term 1863

Ordered this 9th day of November 1863 that on the 5th day of December next the Court will proceed to act upon the report of sales this day filed in the above case by Sophia Simmons the mortgagee named in the mortgage from Israel Mathis and Eveline his wife, dated the 27th day of May 1861 and recorded in Liber B.G.F. No. 1 folio 1, One of the Land Records of Frederick County, — Provided a copy of this order is inserted in some newspaper printed in Frederick for three successive weeks prior to said day.

The report states the sale of five lots of ground for $525, two = B.G. Fitzhugh Clerk of the Cir. Court for Frederick County.

Examiner Buildings, Frederick M.d Dec.r 5 1863.

This is to certify, that the annexed order nisi in No. 3128 Equity was published in The =