

payments in the first place of the expenses attending such sale, and then to pay the said debt, and the surplus if any, to be paid to said Jacob Furcks Jr. - And your Petitioner does aver and charge that said Furcks failed to pay said debt as commanded by said Mortgage and was in default thereof, whereupon your Petitioner after having given bond with security approved by the Clerk of your Honorable Court, advertised said property at public sale on the premises on the 4<sup>th</sup> day of April 1870, after having given at least twenty days public notice, of the time, place, manner and terms of sale, by advertisement in the Republican Citizen a newspaper published in Frederick County, prior to the day of sale, and did in accordance with said notice attend on the premises on said day and offered said property at public sale to the highest bidder, when the sum of four hundred and sixty one dollars was bid therefor, which, your Petitioner deeming an inadequate price, he withheld the sale, and re-advertised said property, and after again giving at least twenty days public notice, prior to the day of sale, of the time, place, manner and terms of sale by advertisement in the Republican Citizen a newspaper published in Frederick County, and by hand bills extensively circulated, he did pursuant to said notice attend on the premises on the 30<sup>th</sup> day of April 1870, at one O'clock P.M. and then and there offered said real estate at public sale, to the highest bidder, and your Petitioner purchased the same himself, being the highest and best bidder thereon at and for the sum of Four hundred and ninety dollars, and your Petitioner alleges that on the said day of sale, there was due him from said Furcks on said Mortgage, the sum of Four hundred dollars principal debt, and the sum of Thirty five and 7/10 dollars interest, and your Petitioner prays your Honor to satisfy and confirm the said sale, and refer this case to the Auditor to state an account thereon and distribute the proceeds of sale, according to said Mortgage. - And your Petitioner will ever pray &c.

Milton G. Warner  
Solicitor for Petitioner

State of Maryland Frederick County, Sch:

I hereby certify that on this 5<sup>th</sup> day of May 1870, before me, a Justice of the Peace in and for the County and State aforesaid, personally appeared Samuel Purall, and made oath in due form of Law that the matters and things stated in the foregoing petition, are true to the best of his knowledge and belief, and the sale therein reported, to be fairly made

Filed May 28<sup>th</sup> 1870

W. Mahoney J.P.

Order nisi  
Samuel Purall, Mortgagee  
of Jacob Furcks Jr  
vs  
Petitioner

No 3558 Equity  
In the Circuit Court for Frederick County, sitting  
in Equity  
February Term 1870

Ordered this 5<sup>th</sup> day of May 1870, that on the 28<sup>th</sup> day of May 1870 the Court will proceed to act upon the Report of Sales this day filed by Samuel Purall, Trustee in the above case, unless cause to the contrary be shown before said day; provided a Copy of this order be inserted in some newspaper published in Frederick County, for three successive weeks prior to said day. The Report states the amount of sales at \$490.<sup>00</sup>

Filed May 28<sup>th</sup> 1870

Charles Monty Clerk  
of the Circuit Court for Fred<sup>l</sup> County