

in said Mortgage there was a condition, that if default should be made by the said Joel Wood in the payment of the said sum of money and the interest thereon according to the tenor of said promissory note, on or before the 26<sup>th</sup> day of June 1850, that then it should be lawful for the said M<sup>r</sup> R Poole or her assigns to sell said Mortgaged property at public auction to the highest bidder, upon the following terms, one third of the purchase money to be cash, one third in six months, and the balance in twelve months, by first giving three weeks notice by advertisement &c. ~

And your Petitioner further states that the said Joel Wood did make default in the payment of said Money, whereupon your Petitioner after giving more than three weeks public notice of the time, place, manner and terms of sale by advertisement in the "Banner of Liberty" a newspaper published in Frederick County, and by hand bills extensively circulated, attended according to said notice at Unionville on Saturday, the 5<sup>th</sup> day of Nov: 1840, at 2 O'clock P.M. and then and there offered the said property at public sale to the highest bidder, and your Petitioner purchased the same himself, being the highest and best bidder for the same, at and for the sum of Four hundred dollars. ~

And your Petitioner would further state, that there was still due and owing on said promissory note and Mortgage debt, on the day of the sale of said property, the sum of four hundred and forty & 2/100 Dollars, and your Petitioner prays your Honors to ratify and confirm said sale, and grant your Petitioner such other and further relief as the nature of his case may require and to which he may be entitled. ~ And your Petitioner will ever pray &c. ~

Milton G. Wren  
Sol for Petitioner

State of Maryland, Frederick County, Sep: ~

I hereby certify that on this seventh day of November 1840, before me a Justice of the Peace, in and for the County and State aforesaid personally appeared Geo. Kline, and made Oath in due form of law, that the matters and things stated in the foregoing report and Petition are true to the best of his knowledge and belief, and the sale therein reported was fairly made. ~

James J. English J.P.

Order Made

George Kline Assignee  
of Margaret R. Poole  
Mortgage of Joel Wood  
on  
Petition

No. 3603 Equity. ~

In the Circuit Court for Frederick County, sitting  
in Equity. ~

September Term 1840 ~

Ordered this 9<sup>th</sup> day of November 1840, that on the 3<sup>rd</sup> day of December 1840, the Court will proceed to act upon the Report of Sales, this day filed by George Kline Assignee 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 \$400<sup>00</sup> ~

Charles Meantz Clerk  
of the Circuit Court for Fred<sup>d</sup> County

Final Report

No. 3603 Equity, in the Circuit Court for Frederick County ~

Sept. Term 1840 ~

Ordered by the Court this 8<sup>th</sup> day of Dec. 1840, that the foregoing Report