

No. 3964 Equity

To the Honorable the Judges of the Circuit Court for Frederick County,
sitting as a Court of Equity.

The Report of Sales of George William Smith Executor of the last Will and Testament of George Smith late of Frederick County deceased, Mortgagee of (Richard) W. Holland respectfully shows to your Honors that the said (Richard) W. Holland being indebted to a certain George Smith Executor of the last Will and Testament of John J. Smith deceased by his two single Bills bearing date on the 1st day of April in the year 1869 each for the sum of Twenty five hundred dollars and payable respectively in One and two years after date with interest from date, the interest payable semi-annually and intending to secure to the said George Smith Executor the payment of the said sum of Five Thousand dollars with interest thereon semi-annually according to the tenor and effect of the two single Bills mentioned aforesaid. The said (Richard) Holland by his deed of Mortgage dated on the 29th day of April in the year 1869 did grant unto the said George Smith Executor all that Lot or portion of ground situate lying and being in Frederick Town, Frederick County and State of Maryland known and distinguished on the plat or plan of said Town by number 29 and fronting on Patrick Street 30 feet and running Southwardly bounding on Public Alley 365 feet more or less being the premises known as the Central Hotel, and being the same half Lot or portion of ground conveyed by the said George Smith Executor to the said (Richard) Holland, and to which said Mortgage there was a condition annexed, that if the said (Richard) W. Holland shall pay to the said George Smith Executor the said sum of Five Thousand dollars with interest thereon semi-annually according to the tenor and effect of the two single Bills then said Mortgage shall be void, but if default shall be made by the said (Richard) Holland in the payment of the said sum of Five Thousand dollars or in the payment of the interest thereon semi-annually according to the tenor and effect of the two single Bills then the said George Smith his Executors or Administrators were authorized & empowered to sell the Mortgaged premises at Public Auction for the payment of said Mortgage debt, all of which will more fully and at large appear by reference to said single Bills and said Mortgage herewith exhibited marked Exhibits Nos 1283, which said Mortgage frays together with all other Exhibits hereinafter produced may be taken and considered as part of this last Report of Sales. Said Trustee further reports that no part of the principle of said sum of Five Thousand dollars has been paid but that the interest on the said sum of money has been paid to the first day of October 1873, and that the whole of said sum of Five Thousand dollars with interest on the same from the first day of October 1873 is still due owing and unpaid. Said George W. Smith as Executor of George Smith Mortgage further reports that the said George Smith the Mortgagee in said Mortgage died on or about the 21st day of September in the year 1873 and that letters testamentary on the Estate of said George Smith were by the Orphans Court for Frederick County granted to said George W. Smith Executor who has duly Bonded and entered upon the trust therein reposed as will appear from certified copies of letters of exemplification herewith filed marked Exhibits Nos 4. And said George W. Smith Executor of George Smith further reports that default having been made in the payment of the money mentioned in said single Bills and in the payment of the interest due thereon and said Executor being duly authorized and empowered by the terms of the Mortgage to make sale of the