Mortgagees from loss by reason of their several suretyships upon certain bonds and upon certain Promissory notes fully set forth in said Mortgage which Mortgage contained a proviso that if the said Jonathan Rentzahn shall fail to pay the notes aforesaid or any one of them so that the said Mortgagees or either shall become liable therefor or if the said Jonathan Rentzahn shall fail to save harmless and keep free from loss the said Mortgagees or either of them by reason of their respective suretyships upon said bonds, or if the said Mortgagees or either of them shall suffer any loss or be compelled to pay any money by reason of their respective suretyships or endorsements as aforesaid then it shall be lawful for the said Joseph Rentzahn William D Bowers and Jacob Hefauver or any other person whom the said Mortgagees or a majority of them shall appoint in writing for the purpose to sell the said Mortgaged premises at Middletown by public auction for cash after giving at least twenty days public notice of the time place manner and terms of sale in some newspaper printed in Frederick County for three successive weeks prior to the day of sale and to apply the proceeds of such sale to the payment in the first place of the expenses attending such sale and then to the payment of the said note or notes then due or the money that may be due upon said bond or bonds as the case may be and then to the payment of all the rest of said notes and money due upon said bonds that may be due and owing at the time until all of said notes and bonds shall be fully paid with the expenses thereon, and then to pay the surplus of said proceeds of sale if any to the said Jonathan Rentzahn all of which will more fully appear from a certified copy of said Mortgage herewith filed marked Exhibit No 1 which with all other Exhibits herewith filed or to be filed your Petitioner prays may be taken as part of his Petition and Report as if the same were herein inserted at length

Your Petitioner further states that your Honorable Court on the 3rd day of February in the year 1875 passed a Decree directing and decreeing all the Real Estate embraced in said Mortgage save and except that hereinafter described in this Report of sales to be sold under such Decree as will appear from the proceedings in No. 4039 Equity in your Honorable Court.

Your Petitioner further states that default was made by the said Jonathan Rentzahn so as to authorize the execution of the power of sale contained in said Mortgage, he having failed to pay the said notes which became due and payable and that the said Joseph Rentzahn and William D Bowers being a majority of the said Mortgagees appointed your Petitioner to sell said Real Estate except that which was directed to be sold by the Decree hereinbefore referred to which appointment is in writing as required by said Mortgage and is herewith filed marked Exhibit No. 2.

Your Petitioner further states that having been thus appointed in writing for the purpose and having given bond to the State in such penalty and with such security as was