your Petitioners are entitled to any surplus of the proceeds of sale in payment and satisfaction of their lien after the payment of these prior liens and expenses. Your Petitioners therefore, pray your Honors to pass an order directing the Auditor to allow the Mortgage debt of your Petitioners out of the surplus proceeds of sale of said Mortgaged premises, after the payment of all prior liens, costs of suit and expenses of sale, and as in duty &c..

Jacob N. Gibbons

State of Maryland, Frederick County, SS:

I hereby certify that on this 20th. day of December 1877, before me the subscriber Clerk of the Circuit Court for Frederick County, personally appeared Jacob N. Gibbons one of the said Petitioners 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.

Filed December 20th, 1877.

Thomas Grosh, Clerk.

In the Matter of the Petition of Jacob N Gibbons and David W Gibbons — No. 4310 Equity. In the Circuit Court for Frederick County, in Equity.

Ordered, by the Court upon the foregoing Petition & affidavit this 20th. day of December 1877, that the Auditor in said cause after the payment of all costs, Expenses of sale and payment of all prior liens, Audit to the said Petitioners their Mortgage debt out of the surplus proceeds of sale

John A Lynch
W. Veirs Bonie
Judges of the Circuit Court.

Filed December 20th. 1877.

Exhibit to Petition

Baltimore City Md April 1st 1876.

Twelve months after date I promise to pay J. N. & D. W. Gibbons Three hundred & four Dollars & fifty cents for Value with interest from date. The same being secured by Mortgage duly recorded according to law.

Filed Dec 20. 1877.

G. W. Norris

At the request of Jacob N and G. W. Gibbons the following Mortgage is recorded April 29th 1876.

This Mortgage made this 18th day of April in the Year Eighteen hundred and Seventy-Six by George W Norris and Lavinia Norris his wife of Baltimore City Maryland. Witnesseth that in consideration of Three hundred & four dollars & fifty cents with interest thereon from the first day of April Eighteen hundred & Seventy Six now due from me the said George W Norris to Jacob N and David W Gibbons We the said Geo W Norris & L Norris his wife do grant unto the said J. N. & D. W. Gibbons all that parcel of land described in a deed from the said J. N. & D. W. Gibbons bearing date April 1st 1874 and recorded among the Land records of Frederick County Maryland. Provided that if the said Geo W. Norris shall pay on or