

No. 4383 Equity

Petition & Report of Sales

John D. Whipp, Assignee of Thomas R. Jarboe, Mortgagee of Daniel Corbution, on Petition

No. 4383 Equity

In the Circuit Court for Frederick County, sitting as a Court of Equity May Term, 1878

To the Honorable the Judges of the Circuit Court for Frederick County, sitting in Equity

The Report and Petition of John D. Whipp assignee of Thomas R. Jarboe, Mortgagee of Daniel Corbution, respectfully shows unto your Honors that on the second day of May, in the year Eighteen Hundred and seventy eight, the said Daniel Corbution by his deed of Mortgage duly executed and recorded, did convey to the said Thomas R. Jarboe all the property therein described, situate in the County of Frederick and State of Maryland to secure to the said Thomas R. Jarboe, the sum of Two Hundred Dollars, with the interest thereon according to the tenor of his single bill of exchange date with said mortgage, payable on the first day of April, Eighteen Hundred and Seventy Eight, with interest payable annually, to the said Jarboe or order: the said Mortgage to be void upon the payment of the said sum of money, and the interest thereon - And the said Daniel Corbution, covenants among other things, that in default of payment of said Bill, or the interest thereon at the time aforesaid, then it shall be lawful for the said Jarboe to sell the mortgaged premises, at public sale by public auction for cash, after giving at least twenty days previous notice of the time, place and terms of sale in some newspaper published in said County and State prior to the day of sale Your Petitioner further states, that the said Jarboe, on the second day of March Eighteen Hundred and Seventy Eight, assigned and transferred for value, the said single Bill and Mortgage to your Petitioner, all of which matters and things will fully and at large appear by reference to a certified copy of said Mortgage herewith filed marked "Exhibit J. D. W.", which together with the paper marked "Exhibit A." and all other Exhibits herewith filed or to be filed your Petitioner prays may be taken and considered as part of this his petition Your Petitioner further states, that the said Corbution has not, nor any one in his behalf, paid the money or the interest thereon, at the time specified in said Mortgage and single Bill, and sometime having elapsed since the same was due and payable Your Petitioner having first giving bond to the State of Maryland, as required by law in a form approved by the Clerk of the Circuit Court for Frederick County, advertised the mortgaged property for public sale for more than twenty days prior to the day of sale in the "Valley Register", a paper published in Frederick County, Maryland, as will appear by reference to said "Exhibit A.", after which your Petitioner sold at public sale in Bushkillville in said County and State on Saturday the 15th day of May A.D. 1878, on the terms and at the time and