

At the Request of the Fredericktown Savings Institution
the following Mortgage was recorded January 13th 1854
Received of \$ 3 1/2 Stamp duty, Just. Edward Shrover Clerk

Exhibit
No 3.

This Indenture made this thirteenth day of January in the Year Eighteen Hundred
and fifty four by and between William S. Ross, and Worthington Ross Trustees
of Frederick County and State of Maryland of the one part and the Frederick
town Savings Institution of the other part Witness that whereas
John Hanson Hillary and Mary E Hillary his wife by a deed now the
16th day of April in the year 1850 conveyed all the real and personal Estate
mentioned and described in said deed to the said William S. Ross and
Worthington Ross the Survivor of them in Trust to sell such real or personal
Estate or so much of either of them as may be necessary to pay all costs
Commissions and all such debts of the said John H. Hillary and to have
power in said Trustee or the Survivor of them to mortgage the said
real Estate or any part thereof in fee for an amount of money suffi-
cient to pay all the Just. debts of said John H. Hillary and the expenses
connected with said trust or any balance of debts which may remain
after appropriating the proceeds of sale arising from the sale of any part of the
real and personal Estate or parts of both in extinguishment of the debts of
said John H. Hillary and after payment of all costs commissions ex-
penses taxes Mortgage Judgments liens and encumbrances and ^{all} other
Just. debts due or owing by the said John H. Hillary and upon further
trust after payment of all costs commissions Expenses and Just.
debts of John H. Hillary to convey the remainder of the real Estate hereinafter
remaining unsold or in case the real Estate shall have been mortgaged in
fee according to the provisions of said deed by the said Trustee or the Sur-
vivor of them to convey the Equity of redemption thereof to Franklin Water
his heirs and assigns to hold the same for the sole use and benefit of Mary E.
Hillary wife of John H. Hillary according to the provisions of the said deed
and upon her death or Marriage should she survive her husband and marry to
convey said real and personal Estate to the children of the said John H. Hillary
and Mary E. Hillary his wife their heirs and assigns and whereas the said
William S. Ross and Worthington Ross in pursuance of the powers
vested in them by said deed as by reference to the said deed recorded
in Liber H. B. J. No 11 folios 316. one of the Land records of Frederick
County will more fully and at large appear have borrowed from
the Fredericktown Savings Institution the sum of Six Thousand Dollars
on the 22^d day of December in the Year 1853 to be paid in one year from
the date with interest thereon from the date the interest to be paid
thereon semi-annually for the purpose of paying the balance of the
debts due owing or contracted by the said John H. Hillary and to
secure the said sum of money so borrowed at the time specified for the
payment thereof and to secure the payment of the interest thereon semi-
annually in each and every Year having in pursuance of the powers
vested in them by said deed of trust agreed to mortgage in fee simple
to the Fredericktown Savings Institution their Successors and
assigns the real Estate hereinbefore conveyed to the said Trustee by

in or
1854
Exhibit
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