

Order of  
Publication

The object of this suit is to procure a decree for a sale of certain mortgaged premises situated in Potomac District Frederick County Maryland which were on the 13th day of January 1854 mortgaged by William J. Ross and Worthington Ross Trustees to the Frederick Town Savings Institution. The Bill charges that in the month of April 1850 John H. Hilleary and Mary E. Hilleary his wife by deed conveyed certain Real Estate, Situate in Frederick County, State of Maryland consisting of certain pieces or parts of a tract of land called Maryland containing three hundred acres of land more or less to William J. Ross and Worthington Ross in trust with power to said Trustees or the survivor of them to sell dispose of, or to borrow money and mortgage the said lands thus conveyed to, secure the payment of the money borrowed upon and for the purposes of the trusts as contained and set forth, in said deed of trust. That the said William J. Ross and Worthington Ross in pursuance of the powers vested in them, by said deed on the 22<sup>d</sup> day of December 1853, borrowed from the Frederick Town Savings Institution the sum of Six Thousand Dollars with interest from date the interest to be paid semi-annually, and on the 13th day of January 1854, the said William J. Ross and Worthington Ross executed a deed of Mortgage to the said Savings Institution conveying the land therein described to secure the payment of the said sum of money and the interest due thereon on the 22<sup>d</sup> day of December 1854. That the interest on the said mortgage debt, has from time to time been paid up to the 23<sup>rd</sup> day of November 1877, and that the whole of said sum of Six thousand Dollars with interest from the 23<sup>d</sup> day of November 1877 is still due owing and unpaid. That Worthington Ross one of said Trustees died in the year 1854 and that William J. Ross the surviving Trustee resides in Frederick County. That Franklin Waters the Trustee named in said deed of Trust to whom the property was to be conveyed, after the Trusts mentioned and set forth, in said deed of Trust, was satisfied and who was to hold the property subject to the mortgage aforesaid for the sole separate and exclusive use of Mary E. Hilleary for and during her life or widowhood in case she survived her husband and after her death to convey the same to the children of the said John H. Hilleary and Mary E. Hilleary his wife being incapacitated from holding said trust upon Bill of complaint filed in the Circuit Court for Frederick County, in Equity No 3673. Equity William Hammond was by decree of Court substituted as Trustee in the place of said Franklin Waters and William J. Ross surviving Trustee was ordered and directed to convey said real estate subject to the mortgage aforesaid to said William Hammond Trustee. That in obedience to said decree and order of the Court said William J. Ross surviving Trustee conveyed said real Estate by deed dated on the 16th day of June 1871 to said William Hammond That said Mary E. Hilleary died in the month of

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William  
Hammond  
and wife  
and others