

No. 1426 Equity

In the matter of the Petition of
Harry W. Horsey Mortgagee
of
Rebecca Lier

In the Circuit Court for Frederick County
in Equity

Court's Order

Ordered by the Court this Tenth day of December
1878, that the Auditor in this Cause after payment to the said Harry W. Horsey assignee
of Wm. P. Maulsby Jr and Milton G. Turner Mortgagees of Rebecca Lier of his claim
and all expenses attending said sale, out of the surplus proceeds of sale, allow the
Mortgage debt and interest due thereon of said Petitioner mortgagee of said Rebecca
Lier, or so much thereof as will satisfy his claim and report the same to this Court for
its further order

John A. Lynch
Judge of the Cir-Court

Filed Dec 23, 1878

Exhibit

Mortgage

H.W. Horsey

This Mortgage made this 27th day of September 1878 by me Rebecca Lier of
Frederick County in the State of Maryland witnesseth that for and in consider-
ation of One hundred and nineteen dollars and seventy five cents, I the said Re-
becca Lier do hereby sell and convey unto Harry W. Horsey all those tracts, parts of
tracts, or parcels of land, wherein I the said Rebecca Lier now reside and am
possessed of situated and lying in Frederick County in the State of Maryland
being all the land of which the said Rebecca Lier am seized and possessed
of, and lying in Woodville District in Frederick County adjoining the lands of
John Bartholomew, Anne Harby Brashear and Lydia Ann Cain.

Provided that the said Rebecca Lier shall pay to the said Harry W. Horsey
the sum of One hundred and nineteen dollars and seventy five cents with inter-
est from date hereof on, or before the twenty seventh day of September 1879, then this
mortgage shall be void, and provided that if default be made in the payment of
said sum herein mentioned at the time aforesaid it shall be lawful for the said Harry
W. Horsey to enter upon said land and to take possession thereof and it shall be law-
ful for the said Harry W. Horsey to sell said land at public sale by auction for
Cash upon the premises by giving at least three weeks public notice thereof by ad-
vertisement inserted in some newspaper published in Frederick City, prior to
the day of sale and to apply the proceeds arising from such sale to the pay-
ment in the 1st place of the expenses attending upon such sale, including a
commission of six per cent upon the gross amount of sales, in the 2nd, place to
the payment of the debt herein mentioned and interest thereon, and the surplus,
if any to pay the said Rebecca Lier or her heirs Witness my hand and Seal
at Frederick this 27th day of September 1878
Rebecca Lier
marks

John J. Smith

State of Maryland Frederick County Court.

On the 27th day of Sept. 1878 before the subscriber a Justice of the Peace
of the State of Maryland in and for the said County personally appeared Harry W.
Horsey and made oath on the Holy Evangelist of Almighty God that the consideration
as said mortgage expressed is true and bona fide as therein set forth, and at the same
time personally appeared Rebecca Lier and acknowledged this mortgage to be
her act

Filed Dec 7, 1878

John J. Smith J. P.