

## No 4557 Equity

herewith and marked "Exhibit No 1", and which with all other Exhibits herewith filed is prayed to be taken as a part hereof as fully as if here inserted in words and figures, that in said Mortgage there was a provision that if said William S. Preston should make default in the payment of the said sum of five thousand and eight hundred dollars with interest on or before the 1st day of November 1879 to your petitioner, or should make default in the payment of the same in or as aforesaid when due and when payment thereof shall be demanded, and release your Petitioner from liability as surety on said note as stipulated in said Mortgage, then it should be lawful for your Petitioner, Hester A. R. Preston, to sell the said mortgaged premises at the premises by public Auction, after giving at least three weeks public notice, as prescribed by said Mortgage, that said Wm S. Preston did make default in the payment of the said Mortgage debt and the interest, and in the payment of the note as aforesaid, whereupon by virtue of the said power of sale in said Mortgage, entrusted your petitioner after giving bond with approved security as required by law and giving more than three weeks public notice of the time, place, manner and terms of sale by advertisement in the "Examiner" a newspaper published in Frederick County and by hand bills extensively circulated, she did pursuant to said notice attend on the premises on Saturday the 31st day of January 1880 at 11 O'Clock a.m., and then and there offered said mortgaged property at public sale to the highest bidder: Your petitioner in the first place offered at public sale the Wood Lot of about one acre, more or less, described in said mortgage and sold the same to Hester A. R. Preston, your petitioner, she being the highest and best bidder therefor, at and for the sum of One dollar per acre, as will appear by her acknowledgment of purchase, herewith filed, marked "Exhibit H. A. R. P."

Your petitioner next offered for sale the undivided one half interest in the farm containing 238 Acres 3 Rods and 34 Perches of Land, more or less, described in said Mortgage, and sold the same subject to a Mortgage to the Frederick town Savings Institution for Five thousand one hundred and fifty dollars, to Hester A. R. Preston your Petitioner, she being the highest and best bidder therefor at and for the sum of Four thousand and two hundred dollars, as will appear by said acknowledgment of purchase. The amount of sales reported is Four thousand and two hundred and sixty dollars.

Wherefor your petitioner prays your Honor to ratify and confirm said sale and appoint some suitable person, as Trustee to convey the same to the purchaser, and that she may have such other, and further relief in the premises, as the nature of the case may require, and to your Honor shall seem just She will ever pray &c

Filed Feb 3, 1880

Hester A. R. Preston

State of Maryland, Frederick County, Ct

I hereby certify that on this 3<sup>d</sup> day of February A. D. 1880 before me the subscriber, Clerk of the Circuit Court for said County, personally appeared Hester A. R. Preston and made oath in due form of law that the matters and things contained in the foregoing Report are true to the best of her knowledge and belief and that the sale therein reported was fairly made.

Test

Adolphus Karhake, Jr. Clerk.