No. 4646 Equity

(Stamp 50¢ cancelled)

Exhibit No. 1

One year after date I promise to pay to Nicholas Fogle or order, the sum of Three hundred Dollars, for value received, with interest from date, Witness my hand and seal

Test by 18th 1865
Test
Jno. S. Repp
Filed Dec 8, 1880

William Bostian (Seal)

Exhibit No 2

William Bostian
To
Nicholas Fogle

Copy Mortgage

At the request of Nicholas Fogle, the following Mortgage was recorded February 20th 1865

This Mortgage made this 18th day of February Anno Domini One thousand eight hundred and sixty five by William Bostian of Frederick County, and State of Maryland Witnesseth that in consideration of the sum of three hundred dollars, with interest thereon from the date aforesaid now due from the said William Bostian to Nicholas Fogle of Frederick County, and State aforesaid, do grant unto the said Nicholas Fogle all the following described parcels of land, being part of tracts of land called "Worst of All" & "The Resurvey on good Neighborhood, Beg for the entire tract of "Worst of All" & running thence courses and distances to correspond with former locations North 63½° East 32 pers North ½° West 96 pers to a stone, North 46½° West 40 pers to a stone then leaving out lines aforesaid by a dividing line North 31¼° West 20 9/10 pers to an Original Stone, the beginning of a tract called "Fat Mutton enlarged" with the closing thereof reversed South 89½° West 93 9/10 pers to a stone, then S 56¼° W 15 9/10 pers, S 36° E 42 9/10 pers, S 59° W 27 9/10 pers S 20¾° E 3 9/10 pers, S 71¾° E 31 9/10 pers, S 45¾° E 53 9/10 pers S 24° E 70 pers, S 44° E 14 3/4 pers, S 52½ E 11 9/10 pers Containing 84 A 3 R 31 pers of Land, said land was conveyed to the said Wm Bostian by Lydia A. Blessing Exr of Geo Blessing June 3d 1864, Provided that if the said Wm Bostian shall pay on the 18th day of February 1866 the said three hundred dollars with interest from this date, according to the tenor of his promissory note, payable to the said Nicholas Fogle, then this Mortgage shall be void.

And the said Wm Bostian covenants that he will pay the aforesaid money, and he further covenants that in default of payment the said Nicholas Fogle may enter, Provided that until default of payment the said William Bostian shall possess the premises, and Provided that if default shall be made in the payment of the money aforesaid, then it shall be lawful for the said Nicholas Fogle to sell the said mortgaged premises, or the premises by public Auction for cash, after giving at least three weeks public notice of the time, place, manner, and terms of sale in one or more newspapers published in Frederick City, at least twice a week for three successive weeks prior to the day of sale, to pay the the debt and the surplus if any over to the said William Bostian

Witness my hand and seal

Test
Jno S Repp

William Bostian (Seal)

Which is thus endorsed

State of Maryland, Frederick County, to wit

I hereby certify that on this 18th day of February Anno Domini One thousand eight hundred hundred and sixty five before the subscriber, a Justice of the Peace in, and for said County personally appeared William Bostian and did acknowledge the aforegoing Mortgage to be his act, and at the same time also appeared before me Nicholas Fogle, and made oath in due form of the Law that the consideration in the said mortgage is true and bona fide, as therein set forth. Jno. S. Repp

The note of hand named in the Instrument has been duly stamped