

No. 4713 Equity

Lycurgus A Phillips Acting Exr
 of the last will of Elizabeth G. Barrick
 Mortgage of John M. Luby & wife
 or
 Petitione

Report of Sales

To the Honorable the Judges of the Circuit
 Court for Frederick County, sitting in Equity.

The Petition and Report of Sales of Lycurgus
 St. Phillips, acting Executor of the last will of Elizabeth G. Barrick, late of Frederick
 County, deceased, respectfully shew to your Honor, that a certain John M. Luby of Frederick
 County State of Maryland, being indebted to a certain Elizabeth G. Barrick
 in her life time by his seal note dated on the thirteenth day of March in the year Eighteen
 Hundred and seventy seven and payable to the said Elizabeth G. Barrick or order.
 Twelve months after date for the sum of Two hundred Dollars with interest from date, and in-
 tending to secure the payment of the said seal note the said John M. Luby in conjunction
 with his wife Mary M. Luby, executed their deed of Mortgage to the said Elizabeth G. Bar-
 rick, dated on the thirteenth day of March in the year Eighteen Hundred and seventy seven
 conveying all that piece or parcel of Land, called Wolf's Delight originally Spring Plains, and
 part of a tract of Land, called the Runny or Joseph's Runship, as described in said Mort-
 gage, and in which said Mortgage there was, a condition that in default in the payment of the
 money aforesaid therein, at the time or in the manner aforesaid, then the said Elizabeth G.
 Barrick was empowered to sell said mortgage premises at Public Auction as provided by
 said Mortgage. All of which will fully and at large appear by reference to a certified Copy
 of said Deed of Mortgage and the seal note aforesaid herewith exhibited, marked Exhibits
 Nos. 1 & 2, which said Petitioner prays may be taken and considered, as part of this his Pe-
 tition and Report of Sales.

Applicant
 Acting Exr

And said Petitioner further reports that the said Elizabeth G. Barrick the Mortga-
 gee aforesaid died in the month of June in the year 1880, having first made her
 last will, and testament, and in which said Petitioner and a certain Willard A. Hump
 were named as Executors - that said will was duly admitted to probate in the Orphans
 Court of Frederick County, and letters testamentary thereon issued to your Petitioner and
 Lycurgus St. Phillips the acting Executor the said Willard A. Hump having resigned and re-
 nounced said Court as will appear by certified letters of Exemplification herewith exhibit
 as Exhibit No. 3.

And your Petitioner further states that default having been made in the payment of
 of the Mortgage debt, and all the rights and power under the same having devolved upon
 said Petitioner the acting Executor of said deceased Mortgagee by virtue of the statute in
 such case made and provided, and being about to make sale of the Mortgaged premises
 under the power in said Mortgage contained - he filed his Bond to the State of Maryland
 with sureties duly approved, in the penalty of Five hundred Dollars, in the Clerk's Office
 of your Honorable Court, and having first advertised the said Mortgaged premises, in
 the Examiner's newspaper published in Frederick County, State of Maryland at least ten-
 ty days, giving notice of the time place manner, and terms of sale and also by handbills
 extensively circulated in the neighborhood of said mortgaged premises - he did pursuant
 to said notice attend at James M. Smith's Hotel in Woodborough Frederick County Ma-
 ryland on Thursday the 21st day of July 1881, at One O'clock P.M. and there and
 there offered said mortgaged premises for sale as follows,

Your Petitioner was offered, at Public Sale to the highest bidder, all that Tract or