No 4751 Equity

And the said Benjamin W Duvall hereby covenants that he will pay the aforesaid money, according to the tenor of his note, aforesaid. Provided that until default of payment of the said note, the said Benjamin W Duvall shall possess the premises as of his present estate therein. And provided that if default shall be made in the payment of the money aforesaid or the interest thereon at the time or in the manner aforesaid then it shall be lawful for the said B. Amos Cunningham his Executors or Administrators to enter upon and sell the said Mortgaged premises, at the premises by public Auction for Cash after giving at least three weeks public notice of the time, place, and terms of sale, in some newspaper published in Frederick Town, once a week prior to the day of sale, and to apply the proceeds of such sale to the payment in the first place, of the expenses attending said sale, and then to the payment of the said debt, and the surplus if any to pay to the said Benjamin W. Duvall

Witness our hands and seals

Test
W Mahony

Benjamin W Duvall (Seal)
Anna M. Duvall (Seal)

State of Maryland, Frederick County, to wit:

I hereby certify that on this fifteenth day of December in the year Eighteen hundred and seventy four before me the subscriber, a Justice of the Peace of the State of Maryland, in and for the County of Frederick aforesaid, personally appeared Benjamin W. Duvall and Anna M. Duvall his wife, and did each acknowledge the aforegoing Mortgage to be their respective act. And at the same time before me also appeared B. Amos Cunningham, and did solemnly sincerely and truly declare and affirm that the Consideration in the said Mortgage is true and bona fide as therein set forth.

W. Mahony, J. P.

☞ Advertisement of sale not among the papers

B Amos Cunningham Mortgagee of Benjamin W Duvall & wife on Petition } No. 4751 Equity In the Circuit Court for Frederick County, sitting in Equity. December Term, 1881.

Ordered this 24th day of December, 1881.

Order Nisi

that on the 19th day of January, 1882 the Court will proceed to act upon the Report of Sales this day filed by B. Amos Cunningham, Mortgagee, in the above case unless cause to the contrary be shown before said day; Provided a copy of this order be inserted in some newspaper published in Frederick County, for three successive weeks prior to said day.

The Report states the amount of sales at $3758.00.

Adolphus Fearhake Jr.
Clerk of the Circuit Court for Frederick County.

Filed Dec 24th 1881 (Examiner)

Office of "The Examiner"

Frederick, Md, Jan 19, 1882.

Printer's Certificate

This is to certify, that the annexed Order Nisi was published in Frederick County, once a week for three successive weeks prior to the 19 day of Jany 1882.

Keefer & Kemauff

Filed January 20th 1882