

No. 4584 Equity.

Securing the payment of the said sealed note at maturity, and the interest thereon annually, I the said Jacob H. M. Eastonday do grant, in fee simple unto the said William A. Hemp, all my right title claim and undivided interest and estate, whatsoever, both at Law and in Equity, in and to fifty six and one quarter Acres of Land situate and lying in Jefferson District, in the County of Frederick and State of Maryland, being the same property and premises of which my mother Sarah A. S. Eastonday late of Frederick County deceased, did seized and possessed and which by her last Will and testament, dated the 4th day of March in the year 1857, and now recorded in the office of the Register of Wills for Frederick County, aforesaid, she devised to her children Rachel Ann, Sarah C., Jacob H. M. and Joanna Eastonday, as by reference to said will, will appear.

Provided that if I the said Jacob H. M. Eastonday shall pay to the said William A. Hemp, the sealed note aforesaid at maturity, and shall the interest thereon annually according to the tenor of said note, then this Mortgage shall be void. Provided that until default be made in the payment of the sealed note aforesaid, or of the interest thereon annually the said Jacob H. M. Eastonday shall possess the mortgaged premises, as of his present estate therein;

Exhibit No. 3.

And provided that if default shall be made in the payment of the said sealed note at maturity, or of the interest thereon annually, according to the tenor of said note, then it shall be lawful for the said William A. Hemp his personal representatives or assigns to 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 County, one week prior to the day of sale, and to apply the proceeds of such sales to the payment, in the first place of the expenses attending such sale including Counsel fees and Commissions, and then to the payment of the said debt and interest and the surplus if any to pay the same over to the said Jacob H. M. Eastonday.

Witness my hand and seal.

Sub. Jacob H. M. Eastonday 

W. Mahony

Which is thus endorsed (viz):

State of Maryland, Frederick County, to wit:

I hereby certify that on this third day of January, in the year Eighteen hundred and seventy six, before me the subscriber a Justice of the Peace of the State of Maryland, in and for the County of Frederick aforesaid, personally appeared Jacob H. M. Eastonday, and acknowledged the aforesaid Mortgage to be his act; And, at the same time before me also appeared William A. Hemp the Mortgage therein named, and made oath in due form of law on the Holy Evangelists of Almighty God, that the consideration is true and bona fide as therein set forth.

W. Mahony J. P.

State of Maryland, Frederick County, to wit:

I hereby certify that the aforesaid is a true copy of the Original Mortgage as recorded in Liber S. G. No. 4, folios 298 and 299, one of the Land Records of Frederick County.

In testimony whereof, I hereunto subscribe my name and affix the seal of the Circuit Court for Frederick County this twentieth day of April A. D. 1880.

Adolphus Fearhake Jr., Clerk,



Filed April 21, 1880