No. 4844 Equity

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

Petition of Jas. M. Hood.

The Petition of James M. Hood of Frederick County, State of Maryland respectfully shews to your Honors, that as Assignee of Charles W. Rose, Trustee, Mortgagee of J. Oliver Myers and Mary R. Myers, his wife, he sold at Public Sale, certain Mortgaged premises situate in Frederick town, for the sum of Thirty five hundred Dollars; that the Report of said Sale to your Honorable Court in the proceedings No. Equity, and said sale was by your Honorable Court finally ratified and confirmed.

Your Petitioner further states that the said Mortgaged premises sold for a sum more than sufficient to pay the Mortgage debt, and expenses of sale, and that your Petitioner holds a second Mortgage on the Mortgaged premises to secure the payment of a promissory note dated on the 17th day of February 1882, and payable twelve months after date, and executed by the said Mary R. Myers and J. Oliver Myers to your Petitioner. Your Petitioner therefore prays although said promissory note is not yet due that the surplus proceeds of the sale of said Mortgaged premises, may be audited to your Petitioner in part payment of his Mortgage debt, and that the Auditor may be directed in auditing said proceeds of sale to audit the same to your Petitioner, And as in duty &c.

Filed Dec. 23rd 1882 — James M. Hood

Exhibit to Petition

Frederick Feb. 17th 1882.

Twelve months after date we jointly and severally promise to pay James M. Hood or order, Eleven hundred Dollars for value received with interest from date.

$1100.00 — Mary Reid Myers, J. O. Myers

Filed Dec. 23rd 1882

Oath of Auditor and Auditor's Report.

State of Maryland, Frederick County, SS

I hereby certify that on this Twenty third day of December, 1882, before me the Subscriber Clerk of the Circuit Court for Frederick County, personally appeared James M. Hood, and made oath in due form of Law that the matters and things stated in the foregoing Petition are true to the best of his knowledge and belief.

Test Adolphus Fearhake Jr. Clerk.

Court's Order

Ordered by the Court this 24th day of December 1882, that the Auditor in Cause, audit to the Petitioner James M. Hood the surplus proceeds of sale after the payment of the Costs and expenses of these proceedings and the first Mortgage debt and interest in full and Report his proceedings to this Court for its further proceedings.

John A. Lynch, Judge of the Cir. Court

Filed

Special Auditor's Report.

Petition of Jas. M. Hood for Appointment of Special Auditor.

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

The Petition of James M. Hood respectfully shows to your Honors, that a cause in which he is interested, has, by an order of your Honorable Court, been referred