No. 4831 Equity

lot, tract or parcel of land lying in Frederick County aforesaid, it being part of that tract or parcel of land called "The Resurvey on Wingfields Delight," which was conveyed by Daniel Biddinger and Magdalene Biddinger his wife, to the said Jacob Eberly by deed dated April the twentieth in the year Eighteen hundred and forty six, and duly recorded in Liber J. B. No. 5, folio 185, one of the Land Records of Frederick County, by reference to which deed, the metes and bounds of the land hereby mortgaged will fully and at large appear. Provided that if I the said Jacob Eberly shall pay the said sum of twelve hundred Dollars when the same shall fall due together with the interest that shall have accrued thereon according to the promissory note aforesaid, then this Mortgage shall be void. And I the said Jacob Eberly for myself my heirs and personal representatives hereby covenant that I will pay the sum of money aforesaid according to the tenor of the promissory note aforesaid, and I the said Jacob Eberly further covenant that I will keep the Dwelling House and out-buildings standing on said land, fully insured in some responsible Insurance company against loss by fire for the benefit of R. Nelson Norwood.

Provided that if the said Jacob Eberly shall make any default in the payment of the money aforesaid, or the interest thereon when the same shall become due, according to the tenor of the said Promissory Note, then it shall be lawful for the said R. Nelson Norwood to sell the mortgaged premises by public auction for cash, after giving at least twenty days public notice of the time, place and terms of sale in some newspaper published in Frederick County 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, including the usual Commissions and a reasonable Counsel fee, then to the payment of the said debt, and the surplus if any, to the said Jacob Eberly.

Witness my hand and seal

Test: Robert Stokes

Jacob Eberly (Seal)

State of Maryland, Frederick County, set:

I hereby certify that on this seventh day of May in the year Eighteen hundred and eighty one before me the subscriber, a Justice of the Peace of the State of Maryland, in and for Frederick County, personally appeared Jacob Eberly the Mortgagor in the above Mortgage and acknowledged the said Mortgage to be his act and deed; and at the same time before me also appeared R. Nelson Norwood the Mortgagee in the above mortgage and made oath in due form of law that the consideration mentioned in said Mortgage is true and bona fide as therein set forth.

Robert Stokes J. P.

State of Maryland, Frederick County, to wit:

I hereby certify that the foregoing is a true copy of the Original Mortgage, as Recorded in Land Record, Liber A. F. No. 4, folio 322 &c, one of the Land Records in the Office of the Clerk of the Circuit Court for Frederick County.

In testimony whereof, I hereto subscribe my name and affix the seal of the Circuit Court for Frederick County this 16th day of October A. D. 1882.

PLACE OF SEAL

Adolphus Fearhake Jr., Clerk.

Filed Oct. 16, 1882

At the request of Jacob Eberly the following Deed is Recorded April 22, 1876.