No. 4855 Equity

Thomas Gorsuch, Mortgagee of Michael Fouchman & Mary Fouchman his wife vs Petition	Proceedings Received May 24th 1883 Let Adolphus Frankenberg Clerk

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

Petition and Report of Sales

The Petition and Report of Sales of Thomas Gorsuch, Mortgagee of Michael Fouchman and Mary Fouchman his wife, respectfully represents — that on the fourth day of February A. D. 1878, a certain Michael Fouchman and Mary Fouchman his wife by their Deed of Mortgage duly executed and recorded, conveyed unto your Petitioner certain real estate situated in Frederick City, in Frederick County, in the State of Maryland, described in said Mortgage to secure the payment of the sum of Four hundred Dollars with interest thereon from the date of said Mortgage, which deed of Mortgage contained a proviso that if the said Michael Fouchman should pay on or before the — day of February, A. D. 1880, to your Petitioner the sum of Four hundred Dollars with interest from the date thereof payable in advance semi-annually, then said Mortgage should be void, and a further proviso that if default should be made in the payment of the Mortgage debt or the interest thereon at the time or in the manner therein set forth, then it should be lawful for your Petitioner to sell said mortgaged premises at the Dill House by public Auction for cash after giving at least thirty days notice of the time, place and terms of sale in some newspaper published in Frederick 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 commissions and Counsel fee and then to the payment of said debt, and the surplus if any to pay to the said Michael Fouchman all of which will more fully appear by reference to said Mortgage, a certified copy whereof is herewith filed as part hereof marked Exhibit No. 1.

Your Petitioner further states that default was made in the payment of the Mortgage debt such as to authorize the exercise of the power of sale contained in said Mortgage, the said Michael Fouchman having paid only the sum of Eighty-four dollars, which paid the interest up to the fourth day of August A. D. 1881, and that there is now due and unpaid the entire principal debt of Four hundred Dollars and interest thereon from the fourth day of August A. D. 1881. Exhibit

Your Petitioner further states that default having been made in the payment of said Mortgage debt, he gave bond as required by the Code of Public General Laws of the State of Maryland in such cases made and provided, and after having given notice of the time, place and terms of sale by advertisements inserted in "The Examiner" a newspaper published weekly in Frederick, in Frederick County, five successive times the first of which insertions was more than thirty days prior to the day of sale, and also by hand bills circulated in the vicinity of the property he did in pursuance of such notice on Monday the sixteenth day of October A. D. 1882, at 11 O'clock A. M., at the Dill House now known as the Carlin House the said property as follows —

In the first place was offered at Public Sale for Cash, a house and lot