

No. 4968 Equity

Alexander J McKenna, Judgment  
Creditor of Bushrod Poole  
or  
Petitioner

No 4968 Equity  
In the Circuit Court for Frederick County  
Sitting in Equity

To the Honorable Judges of the Circuit Court for Frederick County sitting as a Court of Equity  
The Petition of Alexander J McKenna respectfully shews unto your Honors, That on the twenty  
eight day of November 1883 the said Bushrod Poole confessed Judgment to your Petitioner  
in the sum of Two hundred and two dollars and fifty four cents with interest from date  
and stay of execution for three years, all of which appears by a certified copy of said Judgment  
herewith filed marked Exhibit No 2.

Your Petitioner further shews that a certain property of the said Bushrod Poole to wit a house  
and lot in the Village of Buckeys town was sold by virtue of a power of sale contained in a Mont-  
gage from the said Bushrod Poole to Theresa A Simmons under the proceedings in No 4968  
Equity as appears by the papers in said Cause. Your Petitioner further shews that after the payment  
of the said Mortgage debt and the costs and expenses of sale a surplus in the hands of the  
Trustee. Your petitioner therefore prays the Court to cause said surplus to be applied to the payment  
and satisfaction of your Petitioner's Judgment by virtue of its being next in priority of lien, the same  
being a claim upon the Equity of redemption in said property.

And your Petitioner further prays that your Honors will grant your Petitioner such other and  
further relief as the nature of the Case may require, and as in duty bound your Petitioner will  
ever pray &c.

Filed June 5, 1884

Benjamin F Reich  
Attorney for Petitioner

The foregoing Petition having been read and considered it is therefore this sixth day  
of June 1884 ordered by the Court that the Auditor shall proceed to audit the surplus re-  
maining of the said proceeds of sale after the payment of the Mortgage debt and expenses and  
Commissions of sale in the manner as prayed in the above Petition and that a copy of said  
petition and of this order be served on said Bushrod Poole or his attorney or Solicitor on or  
before the 20th of this month

John A Lynch  
Judge of the Cir Court

Filed June 6<sup>th</sup> 1884.

In the Circuit Court for Frederick County

OP No Alexander J McKenna

No. 187 Totals September Term 1883

28  
187

Do

Case docketed by consent An Ple  
Mort. authority to confess & mort filed & Court order for Judgment  
1883 November 28 Judgment by Confession of defendant in favor  
of Plaintiff for Two hundred and two dollars and fifty four cents  
(\$202<sup>54</sup>/<sub>100</sub>) with interest from date & stay of Execution for three  
years ( By order of Judgment of Court)

Exhibit No 2

Res The Bushrod Poole

Plaintiff's Costs \$1.90

Defendants do \$5.45

State of Maryland, Frederick County, Set:  
I hereby certify, That the foregoing is a true short copy of the  
Docket Entries and Judgment in the above entitled Cause, taken from the Record of Proceedings  
of the Circuit Court for Frederick County; and I further certify, that said Record contains no  
entry to show that the Judgment aforesaid has been satisfied either in whole, or in part

In testimony whereof, I hereto set my hand and affix the seal of the said Court  
this fifth day of June A.D. 1884



Filed June 5, 1884

Adolphus Fearhake Jr  
Clerk of the Circuit Court for Frederick County