

No. 5059 Equity

mortgage contains a power of sale, empowering your Petitioner upon default in payment of said mortgage debt or in payment of the interest thereon on or before the first day of April in the year Eighteen hundred and Eighty two, to sell said mortgaged premises at Auction 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 sale as therein set forth, all of which will more fully and at large appear from a certified copy of said mortgage filed as part hereof marked Exhibit No 1.

2. That default was made in the payment of said mortgage debt and in the payment of the interest thereon such as to authorize the exercise of the power of sale aforesaid, the entire principal being unpaid with interest from the nineteenth day of November A.D. 1883. and still being unpaid.

3. That default having been made as aforesaid, your petitioner, after having given bond as required by the Code of Public General Laws of the State of Maryland in such case made and provided in such sum and with security duly approved and after having given public notice of the time, place and terms of sale in the Valley Register a newspaper published in Frederick County for more than three successive weeks prior to the day of sale, did in pursuance of such notice attend in front of the Valley Register office in Middletown on Saturday the seventh day of March A.D. 1885. at 2 O'clock P.M. and then and there sold said mortgaged property at public auction for cash to the highest bidder and then and there sold the same to Samuel McKeefe at and for the sum of nine hundred dollars cash he being the highest bidder therefor and took his written acknowledgment of purchase which is herewith filed as part hereof marked Exhibit No 2.

4. Your Petitioner herewith reports his said sale to your Honorable Court and prays your Honorable Court to ratify the same and that the proceeds thereof maybe distributed under the order and direction of your Honorable Court, and your petitioner also prays for such further and other relief as he may be entitled to

5. The gross amount of sale herein reported is nine hundred dollars

C. S. Gory

Solicitor for Mortgagee

Lloyd H. Hyatt

Mortgagee

State of Maryland Frederick County to wit:

On this 11<sup>th</sup> day of March A.D. 1885 before the subscriber a Justice of the Peace of the said State in and for the County aforesaid personally appeared Lloyd H. Hyatt and made oath in due form of law that the matters and things stated in the foregoing Petition and Report are true to the best of his knowledge and belief and that the sale therein reported was fairly made

Filed March 12<sup>th</sup> 1885.

Edgar Winnick J.P.

At the request of Lloyd H. Hyatt the following Mortgage is recorded Apr 14<sup>th</sup> 1881

This Mortgage made this ninth day of April in the year Eighteen hundred and Eighty one by me Elizabeth Feik of Frederick County Maryland, Witnesseth, that in consideration of the sum of Eight hundred and seven dollars and seventy three Cents with interest thereon from April 1<sup>st</sup> 1881 now due from the said Elizabeth Feik to Lloyd H. Hyatt, I, the said Elizabeth Feik doth grant unto the said Lloyd H. Hyatt all that lot or parcel of ground situated in Frederick County which is described as follows: Beginning at a Stone planted N 9 1/2° 27' 10" West four and 7/100 from a Stone planted at the end of the first line of the above named tract of land called "Smith field" and running with the fence so made for a division line separating the lot hereby conveyed and the land of Peter Schlosser viz: N 9 1/2° 15' 57" 100 ps to the middle of the Baltimore and Frederick Turnpike Road then S 30° 11' in along middle of the road leading from Middletown to Burkittsville 23 1/100 ps then leaving said public road and running two

Exhibit No 1.