

No. 5705 Equity

payments of the promissory note aforesaid at maturity or of any renewal thereof, when such renewal note shall mature and fall due and payable and when payment thereof shall be demanded by the said First National Bank of Frederick of which default demand being made by said Bank upon the said surety in said note, for the payment thereof, it is hereby declared shall be evidence, then it shall be lawful for the said Thomas Gorsuch & his personal representatives to sell the said mortgaged property at the City Hotel in Frederick City Maryland by public auction for cash after having first given at least three weeks public notice of the time, place, manner and terms of sale in some newspaper published in Frederick County, once a week 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 reasonable counsel fees and commissions and then to the payment of the said promissory note or renewal thereof with all interest accrued upon the same, and the surplus, if any, to pay the same to the said George C. Derr his heirs and assigns.

Witness our hands and seals

Test: C. G. Barrick

Geo C Derr Seal  
Francis Derr Seal

State of Maryland Frederick County to wit:  
I hereby certify, that on this nineteenth day of January in the year Eighteen hundred and Eighty before me the Subscriber a Justice of the Peace of the State of Maryland in and for the County of Frederick aforesaid, personally appeared George C. Derr and Francis Derr his wife and did each acknowledge the foregoing mortgage to be their respective act; and at the same time before me also appeared Thomas Gorsuch the mortgagor therein named, and made oath in due form of law on the Holy Evangelists of Almighty God that the consideration in the said mortgage is true and bona fide as therein set forth  
Filed July 10, 1885. C. G. Barrick J.P.

\$1100. Frederick Md. July 28<sup>th</sup> 1881  
Society days after date, we jointly and severally promise to pay to the First National Bank of Frederick or order Eleven hundred and no Dollars value received, negotiable and payable at the said First National Bank of Frederick

Endorsed: 1881 Sept 28 Received payment by Thomas Gorsuch check for Eleven Hundred dollars given date

- 1882 Jan 7 Int for six months paid to March 27. 82 (holds aggregated receipt Thomas Gorsuch)
- 1882 May 4<sup>th</sup> Int for six months paid to Sept 27 1882 (holds aggregated receipt)
- 1882 Oct 4<sup>th</sup> Int for six months paid to March 27. 82
- 1883 March Interest p<sup>d</sup> to Sept 27. 83

Filed July 10, 1885.

This Mortgage made this first day of April in the year Eighteen hundred and Eighty one by us George C. Derr and Francis Derr his wife of Frederick County in the State of Maryland Witnesseth that in consideration of the sum of Twenty five hundred dollars now due from said George C. Derr and Francis Derr his wife to Thomas Gorsuch of said County and State upon a sealed note of even date herewith, payable to the said Thomas Gorsuch or order one year after date, with interest from date the interest to be paid semi annually and for the better securing the payments of the said sealed note at maturity and the interest thereon semi annually according to the tenor of said sealed note, we the said George C. Derr and

Exhibit No 5.