No. 5447 Equity

William H. Nicodemus, Secretary of The Franklin Savings Bank of Frederick, a Body Corporate.

vs

Petition

No. 5447 Equity —
In the Circuit Court
for
Frederick County,
In Equity.

To the Honorable the Judges of said Court:—

Your Orator complaining, says:—

1st That by virtue of a Power of Sale contained in a Mortgage from David Butter, and Arabella Butter his wife to the Franklin Savings Bank of Frederick a body corporate, which Mortgage is herewith filed as Exhibit No 1. William H Nicodemus Secretary of the said Franklin Savings Bank of Frederick was empowered to sell the Property mentioned, and conveyed in said deed of Mortgage at public auction at the Court House Door in Frederick City, Maryland, in Case of Default by the said David Butter, and the said Arabella Butter his wife, in the Payment of the said Promissory Note at maturity, or of any renewal thereof at maturity, or if default shall be made by the said David Butter and the said Arabella his wife in the performance of any of the Covenants in this Mortgage —

Petition & Report of Sale of Wm. H. Nicodemus, Secy. of Bank.

2nd That there has been a default in complying with the Terms of said Mortgage by David Butter and Arabella Butter his wife, entitiling the said William H. Nicodemus to enter and sell the said property on account of which the said William H. Nicodemus advertised the said Property in the "Times", a Weekly Newspaper published in Frederick County, for three successive Weeks prior to the 9th day of July 1888 for Sale at the Court House Door in Frederick City, Maryland at eleven O'clock A. M., and did offer the said Property at public auction at eleven O'clock A. M. on the 9th day of July in the Year 1888, and the said property was then and there sold to William G. Baker for the Sum of four hundred and fifty Dollars, he being then and there the highest and best bidder for the same which will appear by the acknowledgment of purchase herewith filed marked Exhibit No 2

3rd And your orator prays for the following relief — 1st That this Honorable Court finally ratify and confirm the sale reported in this petition and Report

Wm. H. Nicodemus, Trustee —

State of Maryland, Frederick County, Sct.—

I hereby certify that on this 11th day of July in the Year 1888, before the Subscriber, a Justice of the Peace of the State of Maryland in and for Frederick County, personally appeared Wm. H Nicodemus 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

W. R. Johnson J. P.