

No 5191 Equity.

William St Nicodemus, Secretary
of the Franklin Savings Bank, of
Frederick and Trustee under the
Mortgage of Mary Hammond to
the Franklin Savings Bank of Frederick

No 5191 Equity.
In the Circuit Court
for Frederick County
in Equity
April Term 1886.

To the Honorable, the Judges, of said Court:-
Your Orator complaining states:

1. Mary Hammond, on the 4th day of April in the year 1884
by her mortgage recorded in Liber A. F. No 8. Folio 367 of One
of the Land Records of Frederick County, conveyed to the Franklin
Savings Bank of Frederick the Real Estate, described in said Mortgage
and lying in Frederick County, Maryland, as said Mortgage herewith
filed marked Exhibit No. 1, shows.

2. In said Mortgage there is a condition that if the said Mary
Hammond shall pay to the Franklin Savings Bank of Frederick
at maturity the Promissory Note, given for an indebtedness of Two
Thousand Dollars on the 4th day of April in the year 1884 by
Mary Hammond payable six months after date, and made payable to William
St. Nicodemus Secretary of the said Franklin Savings Bank of Frederick
or order, or any renewal of said note, at maturity, then the said
Mortgage shall be void.

3. There is a proviso in said Mortgage, that if Mary Hammond aforesaid
shall make default in the payment of the said Promissory Note, at
maturity, or of any renewal thereof at maturity, then it shall be
lawful for the said William St. Nicodemus to enter, and possess
and sell the said Mortgaged premises.

4. Default has been made by the said Mary Hammond in the pay-
ment of the renewal of the said Promissory note, dated the 4th day
of April in the year 1885 at maturity, and which matured on
the 10th day of October in the year 1885. On account of which the
said William St. Nicodemus was authorized to enter, possess, and
sell the said Real Estate described in said Mortgage.

5. The said William St. Nicodemus, secretary of the said Franklin
Savings Bank of Frederick gave bond to the State of Maryland, in the
sum of Eight Thousand Dollars for the faithful performance of
his duties as Trustee under the Mortgage, then gave three weeks
public notice of the time, place, manner, and terms of sale by advertisement
in the "Republican Citizen" a Newspaper printed in Frederick County
for three successive weeks before the day of Sale, and also gave notice
of the time, place, manner, and terms of sale by hand-bills, exten-
sively circulated, and posted in the vicinity of the property, to be
sold, and elsewhere at public places in Frederick County.

6. The said William St. Nicodemus in accordance with said Notices
offered the said property, at Public Sale at eleven O'clock A. M., on
the 24th day of April A. D. 1886 and bought the said property himself
as agent for the Franklin Savings Bank of Frederick for the sum
of \$2300, he then, and there being the highest and best bidder for
the same, and the said \$2300. being, as your petition, the said William
St. Nicodemus believes not sufficient to pay the Mortgage of the