

No. 5710 Equity

Charles V.S. Levy Assignee
of Mortgage from George S. Fox
and Mary E. Fox his wife
to Ellen V. Payne
on
Petition

No. 5710 Equity

In the Circuit Court for Frederick
County, in Equity.

To the Honorable, the Judges of said Court

The Petition and Report of Sale of Charles V.S. Levy assignee of Mortgage from George S. Fox and Mary E. Fox his wife to Ellen V. Payne respectfully states

1. That on the twentieth day of May in the year Eighteen hundred and Eighty six a certain George S. Fox and Mary E. Fox his wife by their deed of Mortgage duly executed, acknowledged and recorded in Liber W.S.P No 2 folio 572 of the Land Records of Frederick County conveyed unto a certain Ellen V. Payne a certain parcel of land with the buildings and improvements thereon, situated in Frederick County in the State of Maryland and fully described in said deed of Mortgage to secure the payment of a note for five hundred dollars bearing even date with said Mortgage payable five years after date with interest from date payable semi annually in advance which Mortgage contains a proviso that if default should be made in the payment of said promissory note at maturity or of any installment of interest thereon according to the tenor of said promissory note, the whole Mortgage debt should become due and payable and it should be lawful for said Ellen V. Payne to sell said mortgaged premises at public sale at the City Hotel in Frederick City Frederick County in the State of Maryland for cash after having first given at least twenty days notice of the time, place, manner and terms of sale by advertisements inserted in one or more of the newspapers published in Frederick County, and to apply the proceeds of sale as specified in said power of Sale, all of which will appear more fully from a certified copy of said Mortgage herewith filed as part hereof marked Exhibit No. 1.
2. That said Mortgage has been duly assigned to your petitioners as will appear from the assignment duly recorded and a certified copy of which forms a part of said Exhibit No. 1.
3. That no part of the principal of said mortgage debt had been paid and one or more installments of interest are over due and not paid whereby the whole mortgage debt becomes due and payable and there was such a default as authorized the exercise of said power of Sale.
4. That your petitioners after having given bond as required by law which bond has been duly approved and filed in the Office of the Clerk of your Honorable Court and after having given more than twenty days public notice of the time, place and terms of sale by advertisements inserted once a week for more than three successive weeks prior to the day of sale in "The Weekly News" a newspaper printed and published in Frederick County and also by handbills did in pursuance of such notice attend at the City Hotel in Frederick County on Saturday the twenty first day of June A.D. 1890 at eleven o'clock A.M. and then and there proceeded to sell said mortgaged property by public

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