No. 5784 Equity.

Objections to ratification of sale

In the matter of Report of sales of Theodore Geesey Mortgagee of John T. Dronenburg & wife

No. 5784 Equity. In the Circuit Court for Frederick County in Equity.

To the Honorable the Judges of the Circuit Court for Frederick County in Equity.
The Petition of John T. Dronenburg respectfully shows to your Honors.
That he objects to the ratification of the sale made in this cause for the following reasons.—
1. Because he says that all of the property mentioned and reported as sold in the cause No. 5783 Equity should have been included in the Report made in this cause.
2. Because he says that all of the real estate mentioned in the proceedings in the cause No. 5783 in yr. Honable Court was embraced in the mortgage in this case and but one sale should have been made and reported viz a sale under the Mortgage in this case: that such sale should have been embraced all the property embraced in this Mortgage and no other sale should have been made & reported by yr. Honors.
3. That the sale made in 5783 Equity appears by the terms of the Bond filed for the same to have made under the default made in the 3 mortgages mentioned in the cause No. 5783 and that by the mentioning of the default made in the Mortgage in this case, one sale under bond sufficed for all 4 mortgages & that to split up & divide the Reports so as to make two Reports is to multiply costs & a needless wrong & oppression which should not receive the sanction of a Court of Equity—
And Petitioner moves to consolidate the Report of sale in 5783 Equity in yr. Honorable Court with the Report in this cause & allow only one set of costs for the whole.
And Petitioner further shows that there was in fact but one sale as will appear from the proceedings in this cause & in the cause No. 5783 Equity—
And Petitioner prays that the foreclosure sale as reported may be not ratified.

And as in duty bound &c

W. P. Manlehy Jr.
Atty for Petitioner & Excepts.

Filed March 5. 1891.

Courts opinion & order ratifying sales & consolidation

Theodore Geesey, Mortgagee of John Jackson & Dronenburg on Petition

Nos. 5783 & 5784 Equity
In the Circuit Court for Frederick County
March Term 1891.

In these two Equity cases it appears that John T. and Susan C Dronenberg Executed to Theodore Geesey four Mortgages for four different sums of money: in each, there was a provision that if the mortgagors made default in the payment of