No. 5567 Equity

the Bill and consents to the passage of a decree as prayed on condition that his mortgage be paid to him out of the proceeds of sale on May 15th 1890 in full, and all interest due thereon he receives the same full dues

Filed Sept. 14, 1889. J. Wm Payne

Decree.

Answer

The answer of E. Marshall Gilbert to the Bill of Complaint of the First National Bank of Frederick filed against this defendant and others in the Circuit Court for Frederick County sitting as a Court of Equity, in No. 5567 Equity.

This respondent admits that he holds a mortgage upon the real estate of which Hezekiah Delaplane, died seized and possessed, Executed by said Hezekiah Delaplane wife on the 15 day of April 1889. because the sum of fifteen hundred dollars with interest and that Plaintiffs Exhibit No. 6. is a copy of such Mortgage; that said Mortgage will not be due until the 15th day of April 1890. and this respondent is willing for a decree to pass for the sale of said real estate free and clear of his Mortgage claim thereon, provided his said Mortgage debt is paid to him when due, with interest to the time of payment, out of the proceeds of sales.

Filed Sept. 14. 1889. E. M. Gilbert

Consent.

The First National Bank of Frederick Md.
vs
Mary C Delaplane, Admx. of the personal estate of Hezekiah Delaplane dec'd & others

No. 5567 Equity

In the Circuit Court for Frederick County sitting as a Court of Equity.

I, Mary C Delaplane, widow of Hezekiah Delaplane, deceased, do hereby consent and agree that a decree shall be passed in the above case for the sale of the real estate of which said Hezekiah Delaplane died seized and possessed, free and clear of my right of dower therein, I to receive in lieu thereof such proportion of the proceeds of sale, to which I may be entitled, under the rules of the Court and the law of the State.

Mary C. Delaplane

Filed Sept. 14 1889

Recommendation

The First National Bank of Frederick
vs
John William Delaplane & others

No. 5567 Equity.

In the Circuit Court for Frederick County in Equity.

To the Honorable the Judges of said Court.

The undersigned heirs at law of Hezekiah Delaplane, deceased, respectfully recommend the appointment of Adam Rocer, brother of said Hezekiah Delaplane dec'd, as Trustee to sell the real estate described in the proceedings in the above case.

Mary C. Delaplane
Belle V. Delaplane
Laura K. Delaplane

Filed Sept. 14 1889.