

No. 6354. *Equity*

the said John C. Matter in pursuance of said decree has borrowed of F. Marion Faubel, the said sum of two hundred and seventy five dollars to be paid one year from this date with interest from date and whereas it is the desire of the said John C. Matter trustee and in pursuance of said decree to secure unto the said F. Marion Faubel the payment of the said sum of two hundred and twenty five dollars when due and payable, and to that end is willing to and does execute this mortgage, now therefore in Consideration of the premises and one dollar in hand paid to the said John C. Matter as said trustee and by virtue of the Authority of the above mentioned decree hereby grant unto the said F. Marion Faubel all the right, title and interest of all the parties to said cause mentioned and grant unto him the said real estate as follows all those lots and parcels of ground with the improvements thereon situated on the north side of East Fifth street in Frederick City Maryland and known on the plat of as lot No. 235 it being the same property that was conveyed to Adam Freshour by William H. Albaugh and wife by two separate deeds dated respectively the 21 day of April A.D. 1847 and March 20, A.D. 1849 and recorded respectively in Liber W.B.S. No. 14 folio 345 and in Liber W.B.S. No 10 folio 204 two of the Land Records of Frederick County which by reference thereto will more fully appear, Provided that if the said John C. Matter trustee shall pay the said sum of two hundred and seventy five dollars and the interest thereon when it becomes due and payable to F. Marion Faubel then this mortgage shall be void, and provided that if the said John C. Matter as said trustee shall make default in the payment of the said sum of two hundred and seventy five dollars or of the interest thereon when it becomes due and payable as provided by the decree then it shall be lawful for the said F. Marion Faubel his personal representatives or assigns to sell the said mortgaged premises at the City Hotel in Frederick City Maryland by public Auction for Cash after giving at least three weeks ^{public} notice of the time, place manner and terms of sale in some newspaper published in Frederick County Maryland and to apply the proceeds of said sale in the first place to the expenses attending such sale including a reasonable Counsel - the usual Chancery Commissions to the Mortgagee for making such sale and to apply the proceeds in second place to the payment of the aforesaid sum of money and the interest thereon and then to pay over the surplus if any to the said John C. Matter trustee,

in witness my hand and seal.

W. B. Johnson

John C. Matter
Trustee

State of Maryland
Frederick County to wit:

I hereby Certify that on 10 day of February in the year Eighteen

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