No. 6449. Equity.

date to Wm. H. Nicodemus Secretary of said Bank, executed and delivered to the said Bank a certain deed of Mortgage, whereby they Conveyed to the said Franklin Savings Bank of Frederick Certain real Estate situate in Frederick County, Containing 64 3/4 acres of land more or less and which is specifully described in said deed of mortgage, to secure the payment of said indebtedness, which deed of mortgage Contains a proviso that if default should be made by said Mortgagors in the payment of the said promissory note at maturity or of any renewal thereof at maturity or if default should be made in the performance of any of the Covenants in said Mortgage, then it should be lawful for William H. Nicodemus to sell the said mortgaged premises at the Court House door in Frederick City, Maryland for Cash after giving notice of the time, place, manner and terms of sale by advertisement in some newspaper published in Frederick City for at least three successive weeks prior to the day of sale and to apply the proceeds as set forth in said Mortgage, which said Mortgage was duly executed and recorded, and is herewith filed as part hereof marked Exhibit No 1, which with all the other exhibits herewith filed is prayed to be taken as part hereof. Exhibit No. 1

2d. And your petitioner further states that such default was made as to Authorize the exercise of the power of sale aforesaid no part of the principal sum of One thousand Dollars having been paid, and the whole of said principal sum being due and unpaid and also the interest thereon from the 8th day of June 1894, and your Petitioners files herewith as part hereof said note marked Exhibit No. 2.

3d. And your Petitioner further states that after having given bond to the State of Maryland in such sum and with such security as was approved by the Clerk of your Honorable Court for the faithful performance of the trust reposed in him and Conditioned as required by the Code of Public General Laws of Maryland, which bond was filed with the Clerk of said Court and after having given notice of the time, place, manner and terms of sale by advertisement in "The News" a newspaper published in Frederick City, Frederick County, for more than three successive weeks prior to the day of sale, and also by hand-bills circulated in the neighborhood of the property he did in pursuance of said notice attend at the Court House door in Frederick City, Frederick County Md, on Saturday the 24th day of August 1895 at 11 Oclock A.M. and then and there offered the said Mortgaged property at public sale to the highest bidder for Cash and then and there sold the same to George H. Davis at and for the sum of Three thousand Dollars he being the highest and best bidder therefor and to do his written acknowledgment of purchase which is herewith filed as part hereof marked "Exhibit G.H.D."

4. And your Petitioner prays your Honorable Court to ratify said sale and to grant unto your petitioner such other and further relief as the nature of his case may