No. 6474. Equity.

for the sum of Four Hundred dollars with interest from date, he the said Upton Beall did on said date execute and deliver to your petitioner a Deed of Mortgage to secure the payment of said Note at the maturity thereof and also to secure the payment of all interest that might accrue thereon, Conveying to your petitioner by way of Mortgage as aforesaid, all those several lots and parcels of land situated in Woodsboro, district in Frederick County State of Maryland, lying on the South side of the woodsboro, and Creagerstown Turnpike road and adjoining certain Lands therein mentioned, Containing seven acres of land more or less, being parts of tracts or parcels of land Conveyed to the said Upton Beall by Mrs. Nancy Daniels, Widow of Christian Daniels, deceased, by deed dated May 27th 1865, and by Mrs Mary E. Beall, by deed dated June 22nd 1892. all of which will appear by reference to said note and a Certified Copy of said Mortgage filed herewith as exhibits Nos. 1 & 2.

2nd. To which said mortgage there was a proviso annexed that if default should be made in the payment of the amount of said Note or if default should be made in the payment of the interest thereon at the time and in the manner specified, then it should be lawful for the said Jacob H. Hollenbaugh, to sell the said mortgaged premises at Public Auction for Cash, after giving at least twenty days public notice of the time, place, manner and terms of sale, in some newspaper published in Frederick County, prior to the day of sale, and to apply the proceeds of such sale in the manner therein directed.

3rd. That default having been made in the payment of the promissory note aforesaid at the maturity thereof, whereby the said Jacob H. Hollenbaugh was authorized by the terms and conditions of said mortgage to sell the said property at public sale, in the manner and upon the terms in said mortgage set forth and your petitioner electing to exercise said power of sale, and having first filed his duly approved bond, as by law required, and given notice of the time place, manner and terms of sale by advertisement inserted in the "News" a newspaper published in Frederick County, for more than twenty days prior to the day of sale, he did pursuant to said notice, attend at Anders' Hotel, in Woodsboro, Frederick County Maryland, on Wednesday November 13th 1895, at the hour of eleven O'Clock A.M. and then and there proceeded to sell said real Estate as follows:- Your petitioner then offered at public sale to the highest bidder the property in said mortgage Contained, and above described, less such portions heretofore Conveyed to Louis Hill: thereby excepting the several portions of said property Conveyed to one Charles Louis Hill, since the execution of the mortgage aforesaid, by the said Upton Beall by deed dated January 4th. 1895, and recorded in Liber J.R.J. No 7 folio 570, one of the Land Records of Frederick County, and in which said deed your petitioner joined for the purpose of releasing the lien of his mortgage on the portions Conveyed, and sold the property offered to Emma A.

Nisi on Sales,