No. 6618. Equity.

Samuel M. Biely Mortgagee of Samuel H. Willet and wife on Petition

No. 6618. Equity
In the Circuit Court for Frederick County sitting as a Court of Equity.

To the Honorable, the Judges of said Court:

The Petition and Report of sale of Samuel M. Biely, Mortgagee as hereinafter set forth respectfully shows unto your Honors:

1st That a Certain Samuel H. Willet of Frederick County formerly, now Adams County Pennsylvania being indebted to Samuel M. Biely on his promissory Note dated the 20th Day of April 1892 in the sum of five hundred Dollars payable one year from date with interest from date and intending to secure the payment of the same did in Conjunction with his wife Anna S. Willet on the 20th day of April 1892 Convey by their deed of Mortgage duly executed and recorded in Liber J.R.J. No 2 folio 595 one of the Land Records of Frederick County to the said Samuel M. Biely All that lot and house and all that tract of land, situated and lying in said Frederick County, the said tract or parcel of land Containing seven acres and forty six perches, both of which said pieces or parcels of real estate Estate are fully described in the said Deed of Mortgage: to which said deed of Mortgage there was a Condition annexed that if Default shall be made by said Samuel H. Willet in the payment of the said sum of five hundred Dollars or the interest thereon when said note is Due and payable then it shall be lawful for the said Samuel M. Biely and he is so empowered to make sale of the above described property at public sale for Cash at the above described real Estate after first giving notice of the time, place manner and terms of sale by advertisement in some newspaper published in Frederick County once a week for three successive weeks prior to the day of sale and likewise by hand bills and apply the proceeds of said sale as set forth in the said Mortgage, all of which will fully appear by reference to the said note and deed of mortgage which are hereunto filed as part hereof marked respectively Exhibits No. 1 & 2.

2nd That Default having been made in the terms and Conditions of said Mortgage and in the payment of the aforesaid Mortgage Debt and interest, your petitioner having first filed his duly Approved bond to the State of Maryland and in the penalty of dollars in the Clerks office of your Honorable Court, and having advertised the mortgaged premises in the "Catoctin Clarion", a newspaper published in Frederick County for more than three successive weeks prior to the day of sale and also by hand bills circulated in the neighborhood of said property, giving notice of the time place manner and terms of sale, a Certified Copy of which advertisement is hereunto filed as part hereof, marked Exhibit No. 3, did pursuant to said notice attend at the premises of the said lot and house on Friday the 11th Day of Sept 1896 at the hour of 3 O'clock P.M.