No. 6693. Equity.

said John D. Miller and wife on the 14th day of April in the year 1887 executed their deed of Mortgage conveying to the said Daniel C. Miller and Thomas W. Hoyle the below described real Estate, in which mortgage there was a power of sale authorized either of said mortgagees to sell said real Estate at Public Auction for cash upon giving three weeks notice of the time, place, manner and terms of sale by publication in some newspaper published in Frederick County in the event that the said John D. Miller should save harmless the said Daniel C. Miller and Thomas W. Hoyle from all, cost, costs, suits and damages by reason of their being sureties on said promissory note aforesaid, all of which will appear by reference to a Certified Copy of said Mortgage as recorded among the Land Records of Frederick County filed herewith marked Exhibit No. 1. which Exhibit with such others as the Petitioner may file herewith he prays may be considered as a part hereof.

2nd That the said John D. Miller has made a default in the payment of said promissory note and the said Daniel C. Miller has been compelled to pay the same, the said Thomas W. Hoyle contributing no part to the payment of the same, and said promissory note has been assigned to him and which is filed herewith marked Exhibit No. 2. to this report showing said assignment.

3d That by reason of said default and the payment of said promissory note by the said Daniel C. Miller he has suffered loss and injury and he became authorized and empowered to execute the power of sale contained in Exhibit No. 1. and proceeded to do so by executing a bond in the penalty of Three thousand Dollars to the State of Maryland for the faithful discharge of his duties in executing said power of sale, which bond was in conformity to the law, and was duly approved and filed in the office of the Clerk of the Circuit Court for Frederick County according to law, after which your petitioner advertised at public auction at said premises,

said real estate consisting of a house and lot situated on the west side of the public road leading from the National Turnpike to Myersville in the 3rd Election District of Frederick County Maryland and near Kellers Mill, it being the same property described in the above entitled Equity proceedings by advertisement in the Valley Register a newspaper published in Frederick County once a week for three successive weeks prior to the day of sale and by hand bills, giving notice of the time, place manner and terms of sale and on Saturday the 30th day of January in the year A. D. 1897 he attended at said place at the hour and on the day named in said advertisement and offered it to the highest bidder and sold the same to Harlan Keller he being the highest and best bidder for the same, at and for the sum of seven hundred and fifty dollars cash and your petitioner took a Certificate of purchase for said real Estate to which is attached a copy of said advertisement, which is filed herewith as Exhibit No. 3 to this report.

All of which is respectfully submitted. And as in duty bound &c

Daniel C. Miller.