

No. 8077. Equity

et al. vs Franklin } Equity. In the Circuit Court
 Buchanan Smith, } for Frederick County, in Equity,
 on }
 Petition }

The Petition and Report of Sale of John Francis Smith, assignee of Mortgage from Mary Crimmis, et al. to Franklin B. Smith, respectfully represents unto your Honors:—
 First: That on the 2nd day of October, A. D. 1890 Mary Crimmis, William M. Crimmis, Johanna Crimmis, Daniel, and Edward Crimmis, being indebted unto the said Franklin B. Smith, in the sum of some hundreds of dollars, executed their deed of Mortgage conveying to the said Franklin B. Smith all that lot or parcel of ground situate on the East Side of North Market Street between Third and Fourth Streets in Frederick City, Frederick County, Maryland, fronting on North Market Street, twenty one feet nine and a half inches being the same property which was conveyed to Mary Crimmis, William Crimmis, Johanna Crimmis, Daniel Crimmis and John Crimmis by deed from John Crimmis, dated March 18th, A. D. 1873, and recorded in Liber C. M. No. 9, Folio 580, one of the Land Books of Frederick County.

Second: To which said deed of Mortgage there was a condition annexed that in case of default on the part of the said Mary Crimmis, et al. or their assigns in the payment of the said Mortgage indebtedness, at the time and in the manner specified therein it shall be lawful for the said Franklin B. Smith, or his assigns, to sell the said mortgage premises in the manner in said mortgage directed and distribute the proceeds of sale in the manner set forth in said mortgage.

Third: That there was a default in the payment of the said indebtedness, on the part of the said Mortgages and their respective assigns and heirs, as required by the terms of the Mortgage, and the note accompanying the same in such manner as to authorize the sale of the mortgaged premises, in the power of sale in said Mortgage contained, by John Francis Smith the assignee thereof to whom said mortgage had been duly assigned.

Fourth: That the said John Francis Smith, after advertising said property for sale as required by law and the terms of said mortgage, (said advertisements being inserted in the *Opfer*, a newspaper published in Frederick County