No. 8259. Equity.

required him to pay the same with the interest thereon being the said sum of fifteen hundred dollars and the interest thereon from the 16th. day of October A.D. 1909. which said sum is now due, and owing the said Lester S. Birely from the said Harry E. Stimmel. That default having been made as aforesaid, your petitioner having filed his duly approved bond, as required by law, in the office of the Clerk of the Clerk of the Circuit Court for Frederick County, and after having given more than twenty days public notice of the time, place, manner and terms of sale by advertisement in the Catoctin Clarion, a newspaper published in Frederick County, prior to the day of sale, a Certified Copy of which said advertisement is herewith filed as part hereof marked Exhibit No. 3, and also having given proper notice of said sale, by hand Bills extensively circulated and posted, did attend on the premises, in Thurmont Frederick County, Maryland, on Saturday May 14th. A.D. 1910. at two o'clock P.M., the time and place mentioned in said advertisement, and there offered for sale by public auction all that portion of the said real estate described in said mortgage being lot No. 4 and part of lot No. 5, situated on the South side of East Street in the town of Thurmont, Frederick County, State of Maryland, beginning for the same at the North West Corner on East Street, and running South Sixty seven and one half degrees East ninety feet to James Orndorff's land, thence South twenty two and one half degrees West one hundred and seventy eight feet to a twelve foot alley, thence with said alley North Sixty seven and one half degrees West ninety feet to an alley running from Main Street to Railroad avenue thence with said alley north twenty two and one half degrees East One hundred and seventy eight feet to the South side of East Street the place of beginning, together with the improvements thereon, and did then and there sell the same to himself the said Lester S. Birely he being the highest and best bidder therefor at and for the sum of Sixteen hundred dollars ($1600.00), and said purchaser has signed and acknowledgment of said purchase which is herewith filed as part hereof marked Exhibit No. 4.

The balance of said Lot No. 5, and lot No. 6 were not offered for sale being claimed by James A. Orndorff who claims title through Charles E. Currens who he alleges purchased them from the said Harry E. Stimmel, and Bessie O. Stimmel