

NO. 9133 EQUITY.

William B. Cutshall, Mortgagee,
of Edward L. Stitely and Anna M.
Stitely.

ON.
Petition.

No. 9133 Equity.
In the Circuit Court for
Frederick County, sitting
as a Court of Equity.

To the Honorable Judges of said Court--

The petition and report of sales of William B. Cutshall, mortgagee of Edward L. Stitely and Anna M. Stitely his wife, respectfully represents unto Your Honorable Court--

1. That the said Edward L. Stitely and Anna M. Stitely his wife, did on the 19th day of December 1912, execute their mortgage conveying certain real estate situated in Johnsville District, Frederick County Maryland, to Your petitioner, to secure the payment of a promissory note executed by the said Edward L. Stitely and Anna M. Stitely his wife, for the sum of \$1500, said mortgage being recorded in liber H. W. B. no. 301, folio 582, the original of which is herewith filed as exhibit NO. 1 to this report.
2. That said mortgage contained a covenant that if the said Edward L. Stitely and Anna M. Stitely his wife, should default in the payment of the promissory note at its maturity, then it should be lawful for your petitioner, the mortgagee, to exercise the power of sale in said mortgage contained; that the said Edward L. Stitely and Anna M. Stitely his wife, did default in the payment of said promissory note, whereupon petitioner became authorized and empowered under the terms of said mortgage, to sell the real estate so conveyed, and petitioner thereupon gave his bond to the State of Maryland, conditioned upon the faithful discharge of his duties in the premises, and three weeks public notice of the time, place manner and terms of sale, by publication in the News, a newspaper printed and published in Frederick County, Maryland, and pursuant to said notice did attend in front of the Woodsboro Savings Bank, in Woodsboro, Maryland, Saturday, January 31st, 1914, at the hour of 2 o'clock P. M., being the time and place mentioned in said mortgage, and then and there offered, pursuant to said notice, the real estate conveyed by said mortgage, and advertised to be sold subject to a first mortgage held by the Woodsboro Savings Bank, and the accrued taxes, which were liens likewise against said real estate, prior to petitioner's Mortgage, and then and there sold said real estate to Luther F. Shank at and for the sum of \$1750.00 he being the highest and best bidder therefor, taking his certificate of purchase for the amount of the purchase money, which is herewith filed as Exhibit No. 2, to this petition and report of sales. Petitioner reports the aggregate amount of said sales to be \$1750.00 and prays that the same may be ratified and confirmed.

And as in Duty etc.

Stoner & Weinberg
Solicitors!

Wm. B. Cutshall
Mortgagee.

State of Maryland, Frederick County, to wit--

I hereby certify that on this 7th day of February, 1914, before the subscriber, the Clerk of the Circuit Court for Frederick County, personally appeared William B. Cutshall, and made oath in due form of law that the matters and things set forth in the foregoing petition and report of sales, are true and bona fide as therein set forth, and that said sales were fairly made.

Harry W. Bowers,
Clerk of the Circuit Court for Frederick County.

ORDER NISI ON SALES.

Ordered that on the 24th day of March 1914, the Court will proceed to act upon the report of Sales of real estate, reported to said Court by William B. Cutshall, assignee of mortgage in the above cause, and filed therein as aforesaid, to finally ratify and confirm the same, unless cause to the contrary thereof be shown before said day; provided a copy of this order be inserted in some newspaper published in Frederick County for three successive weeks prior to said day.