

the interest thereon at the time or in the manner aforesaid, then it shall be lawful for the said James T. Hays to sell the said mortgaged premises at public auction for cash, after having first given at least three weeks public notice of time place and terms of sale in some newspaper published in Frederick County, once a week for three successive weeks prior to the day of sale, and to apply the proceeds arising from such sale, to the payment in the first place of the expenses attending said sale, including reasonable Council fees and usual Chancery commissions, and then to the payment of the promissory note aforesaid or so much as may still be remaining due and all interest due thereon and to pay the surplus if any to the said mortgagors according to their respective interest therein

Witness our hands and seals.

Anna R. Heiner (SEAL)
Elizabeth Heiner (SEAL)
Mary J. Heiner (SEAL)
Julia Ann Miller (SEAL)
William F. Miller (SEAL)

Test:
James F. Hickey.

State of Maryland, Frederick County, to-wit:

I hereby certify that on this 28th day of November in the year Eighteen hundred and Eighty Nine, before me the subscriber one of the Justices of the Peace of the State of Maryland in and for County aforesaid personally appeared Anna R. Heiner, Elizabeth Heiner, Mary J. Heiner, Julia Ann Miller and William F. Miller her husband and did each acknowledge the foregoing mortgage to be their respective act. And at the same time also appeared James T. Hays and made oath in due form of law that the consideration in the said mortgage is true and boni fide as therein set forth.

James F. Hickey J.P.

State of Maryland, Frederick County, to-wit:

I hereby certify that the foregoing is a true copy of the mortgage from Anna R. Heiner, Elizabeth Heiner, Mary J. Heiner, Julian Ann Miller and William F. Miller to James T. Hays, as the same is recorded in Liber W.I.P. NO. 10, folio 165 &c., one of the Land Records of Frederick County, Maryland,

In testimony whereof, I hereunto subscribe my name and affix the seal of the Circuit Court for Frederick County, at Frederick, Maryland, this 19th day of February, A.D. 1907.



Samuel T. Haffner

Clerk of the Circuit Court for Frederick County, Md.

Filed Feby. 19-1907.

EXHIBIT NOTE EXHIBIT NO. 2

\$750.00

Emmitsburg, Md., November 28th, 1889.

One year after date we jointly and severly promise to pay to James T. Hays or order seven hundred and fifty dollars for value received, with interest from date,

#The payment of this note is secured by mortgage of even date"

Anna R. Heiner (Seal)
Elizabeth Heiner (Seal)
Mary J. Heiner (Seal)
Julia Ann Miller (Seal)
William F. Miller (Seal)

Filed Feby. 19-1907.

EXHIBIT NO 3.

PUBLIC.....SALE.

By virtue of a power of sale contained in a mortgage from Anna R. Heiner, Elizabeth Hiner, Mary J. Hiner, Julia Ann Miller and William F. Miller, her husband, to James T. Hays, bearing date the 20th. day of November, A.D. 1889, duly recorded in Liber W.I.P. NO. 10, Folio 165, &c. one of the Land Records of Frederick County, the undersigned, mortgagee will sell at public sale on the premises, On Saturday, February 9, 1907, at two O'Clock P.M. all the following real estate situated in Frederick County, State of Maryland, about one mile North West of Rocky Ridge, along the Emmitsburg Railroad and adjoining the lands of Elias Valentine and others, containing 130 Acres of Land, more or less, about eighteen of which is well timbered the balance being fertile and productive and easy of cultivation. The said farm is improved by a Two-Story Dwelling House, a Barn, Smoke House, Hog Pen, and other out-buildings, near which buildings is a never failing spring of water flowing abundantly to supply all farm and domestic purposes. There is a good apple orchard of choice fruit on the premises, and also abundant of cherries and other small fruits. This farm is well located for markets, churches and schools the