

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, IN EQUITY.

John N. Clary, Trustee named
in a Mortgage from Emma J.
Smith to the Real Estate,
Mortgage and Investment Co.

No. 9720 EQUITY.

On.
P E T I T I O N .

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TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition and report of sales of John N. Clary, Trustee, in the above cause, respectfully represents: L. That a certain Emma J. Smith, for the purpose of securing the payment to the mortgage, the sum of three thousand dollars, and the interest thereon to accrue, executed and delivered to the Real Estate, Mortgage and Investment Company, a mortgage dated August 20, 1915, and recorded amongst the land records of said Frederick County, in Liber H.W.B. No. 313, at folio 511.

That amongst other things said mortgage provided that if said mortgagor made default in the payment of said mortgage debt or the interest thereon, then it should be lawful for John N. Clary, to enter upon and sell the real estate mentioned in said mortgage, according to the provisions mentioned in said Mortgage, which is herewith filed as part of this report and marked "Exhibit 1", and that default was made in said payments and in other respects, authorizing the said John N. Clary to exercise said power of sale.

That after filing with the Clerk of this Court his duly approved bond, for the faithful performance of his trust, and after having complied with all other prerequisites, as required by law and said mortgage, and giving at least three weeks public notice of the time, place, manner and terms of sale, in the Frederick News, a newspaper published in said Frederick County, once a week for three successive weeks prior to the day of sale, and also by hand bills, put up at conspicuous places, your Trustees did attend pursuant to said notice, at the Court House door, in Frederick City, Frederick County, Md on Saturday December 8, 1917, at the hour of 11 o'clock A. M., and then and there proceeded to sell said real estate in the manner following, to wit:-

Your Trustees offered at public sale to the highest bidder, the property mentioned in said Mortgage, situate on the South side of East Third Street, in said Frederick City, having a frontage on said street of 36 feet and a depth of 131 more or less, being part of lot No. 115, and more particularly described in said Mortgage, and that said property was bid to thirty-four hundred dollars, and no higher bid could be obtained.

And your trustees sold said property to Casper E. Cline for said sum of \$3400.00, he being at that price the highest and best bidder therefor, and took his acknowledgement of purchase which is herewith filed and marked "Exhibit 2".

Your trustees reports the gross amount of sales to be \$3400.00, and prays that said sale may be ratified and confirmed by your Honorable Court.

Respectfully submitted.

John N. Clary
Trustee.

H. K. DeLauter
Solicitor for trustee.

I hereby certify that on this 14th day of December, 1917, before me, the subscriber, the Clerk of the Circuit Court for Frederick County, personally appeared the above named Trustees, John N. Clary, 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 to the best of his knowledge and belief and that the same therein reported was fairly made.

Eli G. Haugh.
Clerk.

(Filed December 14, 1917)

"Exhibit 1"

THIS MORTGAGE, Made this 20th day of August in the year 1915, by me, Emma J. Smith, unmarried, of Frederick City, Frederick County, Maryland, WITNESSETH, That in consideration of the sum of Three Thousand