

## BILL OF COMPLAINT.

Edward S. Delaplaine, Assignee  
of Commercial State Bank of  
Frederick, Maryland, Mortgagee  
of C. Ruby Landis and Norma B.  
Landis, his wife.

On P E T I T I O N.

No. 11798 EQUITY.

In the Circuit Court

For Frederick County,

Sitting as a Court of Equity.

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TO THE HONORABLE THE JUDGES OF SAID COURT; -

The Petition and Report of Sales of Edward S. Delaplaine, Assignee of Commercial State Bank of Frederick, Maryland, Mortgagee, respectfully represents unto your Honorable Court;

FIRST; That on the 15th day of January, in the year 1920, C. Ruby Landis and Norma B. Landis, his wife, of Frederick County, Maryland, executed their deed of mortgage conveying certain real estate therein described, and situated in Frederick City, Frederick County, Maryland, unto the said Commercial State Bank of Frederick, Maryland, a body corporate, a certified copy of the said mortgage being filed herewith as a part hereof and marked Exhibit "A" the said mortgage having been executed to secure the payment of a promissory note for the sum of Three Thousand (\$3000.00) Dollars, bearing date on the 15th day of January, in the year 1920, and payable to the Commercial State Bank of Frederick, Maryland, or order, six months after date, the said promissory note being filed herewith as a part hereof and marked Exhibit "B".

SECOND; That the said mortgage, as appears therein, contains a provision that in the event default shall be made by the said C. Ruby Landis and Norma B. Landis, his wife, in the payment of said promissory note at maturity, or of any renewal thereof at maturity, or if default shall be made in the performance of any of the covenants in said mortgage, then it shall be lawful for Hammond Clary, cashier of said Bank, or any Assignee of the said mortgage, to sell the mortgaged premises at the Court House door, in Frederick City, Frederick County, Maryland.

THIRD; That the said C. Ruby Landis and Norma B. Landis, his wife, did make default in the payment of the said promissory note, when due and payable, and the said Commercial State Bank, of Frederick, Maryland, body corporate, did assign the said mortgage on the 4th day of December, in the year 1928, to Edward S. Delaplaine, your Petitioner, for the purpose of foreclosure, whereupon the said Edward S. Delaplaine became authorized to exercise the said power of sale.

FOURTH; That by virtue of the power and authority aforesaid, your Petitioner, after having given Bond as required by law, did advertise the said property as described in the said mortgage, to be sold at public sale at the Court House door in Frederick City, Frederick County, Maryland, on Thursday, December 27th in the year 1928, at the hour of eleven o'clock A.M. the advertisement of the said sale having been published for at least three weeks prior to the day of sale, in the Frederick News, a daily newspaper published in Frederick City, Frederick County, State of Maryland, as will appear by the Printer's Certificate of Advertisement, annexed hereto, and marked Exhibit "C" and your Petitioner did also advertise the said property for public sale by large posters exhibited in conspicuous places in Frederick County, Maryland.

FIFTH; That at the time and place aforesaid, your Petitioner did in person attend and offer the said real estate at auction to the highest bidder for cash, and then and there your Petitioner sold the said property, as described in the aforesaid mortgage, unto Casper E. Cline, of Frederick County, Maryland, he being the highest and best bidder for the same, at and for the sum of Five Thousand and Twenty five (\$5,025.00) Dollars, and your Petitioner then and there did cause the said Casper E. Cline to execute an Acknowledgement of Purchase, which is filed herewith as a part hereof and marked Exhibit "D",

Your Petitioner reports the amount of sales to Five Thousand and Twenty-Five (\$5,025.00) Dollars, and prays that the said sale may be finally ratified and confirmed by your Honorable Court. And as in duty bound, etc.

Edward S. Delaplaine Petitioner.