

William M. Storm, Assignee,
of George W. Young, Mortgagee
of Harriet Regina Lescaleet
and Gilmore Lescaleet, her
Husband.

On.

P E T I T I O N.

No. 11941 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 of Eugene A. Grove and Harry Grove respectfully shows unto your Honors;

FIRST; That on the Twenty-fourth day of August, A.D. 1929, the Real Estate of Gilmore Lescaleet and Harriet Regina Lescaleet was sold under foreclosure of a Mortgage for \$4000 held by George W. Young, and assigned to William M. Storm, Esq; for \$6400.00.

SECOND; That the next lien of record against the said property, after the said Mortgage, is a Judgment of the said George W. Young, in amount \$1000. and following this lien is a Judgment against the said Gilmore Lescaleet and Harriet Regina Lescaleet, held and owned by Eugene A. Grove and Harry Grove, in the amount of \$1215.75, with interest from June 15, 1929, and costs.

THIRD; That after the payment of the Mortgage and all costs and commissions, and said Judgment of the said George W. Young, and costs, there will be still remain a surplus, which should apply on the said Judgment on the said Eugene A. Grove and Harry Grove.

To the end therefore.

1. That your Honorable Court instructs, by its Order that the Auditor award any surplus, after the payment of the said Mortgage and all costs and expenses, and the Judgment of the said George W. Young, to your Petitioners, the said Eugene A. Grove and Harry Grove.

Alton Y. Bennett
Attorney for Solicitors.

It is thereupon this 23rd day of September, A.D. 1929, by the Circuit Court for Frederick County, Sitting as a Court of Equity, ordered that the Auditor, stating his account in this case, award any surplus, remaining after the payment of the said Mortgage, and all costs and expenses, and the said Judgment of the said George W. Young, to Eugene A. Grove and Harry Grove, to apply on their judgment against the said Gilmore Lescaleet and Harriet Regina Lescaleet, in the Circuit Court for Frederick County, subject to exceptions.

(Filed September 24, 1929)

John S. Newman.
Judge.

EXHIBIT MORTGAGE.

At the request of George W. Young the following Mortgage is received for record and recorded July 12, 1927, at 11.15 O'clock A.M.

Test; Eli G. Haugh, Clerk.

THIS MORTGAGE, made this 1st day of July, in the year Nineteen Hundred and Twenty-seven, by Harriet Regina Lescaleet and Gilmore Lescaleet, her husband, of Frederick County, State of Maryland.

WITNESSETH; - Whereas, we, the said Harriet Regina Lescaleet and Gilmore Lescaleet, her husband, by our joint and several promissory note for the sum of Four ~~Thousand~~ Dollars (\$4000.00) bearing even date with these presents, payable two years after date to George W. Young, or order, with interest from date at the rate of six per cent (6%) per annum, payable semiannually now stand indebted unto the said George W. Young in the sum of money on said promissory note recited, and for the purpose of securing the payment of said promissory note at the maturity thereof, together with all interest that may accrue thereon, have agreed to execute these presents.

NOW THEREFORE, in consideration of the above recited premises and of the sum of Five Dollars (\$5.00) in hand paid at and before the execution and delivery of these presents, the receipt of which is hereby acknowledged, we, the said Harriet Regina Lescaleet and Gilmore Lescaleet, her