

to the payment in full of said mortgage debt and all interest thereon, and the surplus, if any, to be paid to the mortgagors or to whomever may be entitled to the same."

Fourth: That default having been made in said mortgage in the payment of the principal due thereon and the interest from April 6, 1932, the said Walter L. Spittle and Ersley May Spittle his wife, the owners of said mortgage, duly assigned the same unto your Petitioner, H. Dorsey Etchison, for the purpose of foreclosure, which said assignment was duly recorded as appears in said mortgage, a certified copy of which is exhibited herewith, as aforesaid.

Fifth: That thereupon, your Petitioner, after having duly qualified by giving his Bond, as required by law, advertised the property described in the mortgage at public sale, to be held on the premises in the village of Point of Rocks, Frederick County, Maryland, on Saturday April 22, 1933 at the hour of one o'clock P. M., all of which more fully appears by the Printers certificate, herewith filed as part hereof, marked Exhibit No. 3.

Sixth: That your Petitioner thereupon attended on the premises in the village of Point of Rocks, Frederick County, Maryland, on Saturday April 22, 1933, at the house of one o'clock P. M., the time and place mentioned in said advertisement of sale, and then and there sold the said property at public auction, unto John A. McCutcheon, at and for the sum of Six Hundred and Fifty Dollars (\$650.00) he being the highest bidder therefor, this being the best price obtainable.

Seventh: That your Petitioner caused the said purchaser John A. McCutcheon, to execute his acknowledgment of purchase, which is filed as part hereof, marked Exhibit No. 4.

All of which is herewith submitted to your Honorable Court to the end that the said sale may be duly ratified and confirmed.

Your Petitioner states the gross amount of sales of Six Hundred and Fifty Dollars (\$650.00).

And as in duty etc.

H. Dorsey Etchison

Assignee.

State of Maryland, Frederick County, Sct:

I hereby certify that on this 26th day of April, 1933, before the subscriber, Clerk of the Circuit Court for Frederick County, personally appeared H. Dorsey Etchison, Assignee, the Petitioner above named, 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 stated, and that the sale therein reported was fairly made.

Eli G. Haugh

Clerk of the Circuit Court for Frederick County,
Maryland.

(Filed April 26, 1933)

EXHIBIT NO. 2.

At the request of Walter L. Spittle and wife the following Mortgage is received for record and recorded Oct. 22, 1931 at 1:35 o'clock P.M.

Test: Eli G. Haugh, Clerk.

This Mortgage made this 6th day of October, in the year Nineteen Hundred and Thirty-one, by us, John W. Shry and Sarah Florence Shry, his wife, both of Point of Rocks, Frederick County, Maryland, Witnesseth: Whereas the said Mortgagors now stand indebted unto Walter L. Spittle and Ersley May Spittle, his wife both also of Point of Rocks, Frederick County, Maryland, in the sum of Three Hundred Dollars (\$300.00), payable one year after date, with interest at the rate of six per cent per annum, payable semi-annually, as evidenced by their promissory note of even date herewith, and to better secure the payment of said debt and interest, these presents are executed.

Now therefore, in consideration of the premises and the sum of five dollars, we, the said