

PETITION FOR DECREE TO RE-SELL  
PROPERTY AT RISK OF JAMES  
SAPPINGTON OF S.

L. Cramer Powell and Irving S. Albaugh, partners trading as Powell & Albaugh, and Dr. Otis B. Stone	"	No. 13,497 Equity,
Vs.	"	In the Circuit Court
	"	for Frederick County.
Matilda Hammond, widow, Edgar Hammond, Jr., H. Bruce Hammond and Rachel Hammond, his wife, and the Peoples Bank of Liberty, judgment creditor	"	
	"	
	"	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Jacob Rohrback and William M. Storm, Trustees appointed by a Decree of your Honorable Court, to sell the property in the proceedings mentioned, respectfully represents unto your Honorable Court:

FIRST: That your Petitioners, pursuant to a Decree of your Honorable Court, sold the real estate mentioned in these proceedings to James Sappington of S, at and for the sum of \$510.00, taking his certificate of purchase thereof, which said sale was duly reported to and ratified by the Circuit Court for Frederick County, and demand made upon the said James Sappington of S to pay the balance due, that is, \$360.00 on said purchase price.

SECOND: That the said James Sappington of S, purchaser aforesaid, failed to pay said balance and your Petitioners did on the tenth day of July, 1937, file their Petition in your Honorable Court showing said facts and asking that the said James Sappington of S, be compelled to pay the balance of said purchase money with interest thereon or that a Decree be entered directing that the real estate be sold at the risk of the said James Sappington of S.

THIRD: That on the 10th day of July, 1937, your Honorable Court signed an Order directing James Sappington of S. to bring into this Court the sum of \$360.00 with interest thereon from the 15th day of June, 1937, or show cause to the contrary on or before the 26th day of July, 1937, provided a copy of that Order, together with a copy of the aforementioned Petition filed on the 10th day of July, 1937, be served on the said James Sappington of S. on or before the 16th day of July, 1937.

FOURTH: That the said James Sappington of S. having been duly served with said Petition and Court's Order as shown by the Sheriff's return filed in this cause, failed to comply with the Order of your Honorable Court.

TO THE END, THEREFORE,

1st. That your Honorable Court will direct your Petitioners to re-sell the real estate mentioned in this cause at the expense of the purchaser.

2nd. And for such other and further relief as the nature of the case may require.

Jacob Rohrback

William M. Storm  
TRUSTEES

It appearing to the Court that the Petition and Court's Order filed on the 10th day of July, 1937, was regularly served on the said James Sappington of S. and he having failed to bring into Court the sum of money with interest mentioned thereon, or to show cause to the contrary

It is thereupon this 3rd day of August, 1937, on Petition of the Trustees in said cause, ORDERED by the Circuit Court for Frederick County, sitting as a Court of Equity and by the authority thereof, that the real estate mentioned in said Petition be re-sold by said Trustees for the payment of the purchase money thereof, with interest as aforesaid, and the costs of this proceeding, in the manner directed by the original Decree, that is, for cash on the day of sale or upon the ratification thereof by the Court. And

It is further ORDERED that the said re-sale be made at the risk of said James Sappington of S.

Arthur D. Willard

Filed August 3, 1937.