

1. Your Petitioner Rufus M. Day of Frederick County in the State of Maryland respectfully sheweth unto your Honor that a certain indebtedness of Montgomery County in said State being indebted unto your Petitioner in the sum of nine hundred and fifty \$950.00 did for the purpose of securing the payment thereof when due execute a mortgage on certain real estate in which mortgage Cornelia Browning the wife of the said Rufus M. Browning joined said mortgage being dated April 9th 1891 and recorded in Liber L. O. 401 on 1908 191 one of the said Cornelia Browning of Montgomery County a copy whereof is filed herewith as Exhibit No. 1 and with other Exhibits herewith filed is prayed to be considered as a fact in this case.

2. That in the terms of said mortgage the said Rufus M. Day was authorized and empowered in case of any default on the part of the said Rufus M. Browning to cause the said sum of money then due to him of said mortgage to be cashed in some public market the same being in some town and she said Cornelia Browning in being asked what land called in said mortgage and if she had any other lands and if she had any other lands situated near the same of said Montgomery County near the road leading to the residence of the said Montgomery County and being fully described in said Exhibit.

3. That on and having occurred on the part of the said Rufus M. Browning in the payment of the said sum of money authorizing your Petitioner to cause the same to be cashed he accordingly proceeded to do the same mortgage as aforesaid and for that purpose gave notice by advertisement in the Montgomery News a newspaper published in Montgomery County aforesaid once a week for several weeks on or about August 1st 1891 as shown by the certificate of publication and the said notice was published and the said notice was extensively circulated in the said town manner and kind and the said notice was filed with a copy in the office of the Clerk of the District Court of said County and the said notice was published in the said County and the said notice was published by said Clerk and filed among the records of the court.

4. That your Petitioner did give notice of said mortgage and having filed his bid as aforesaid your Petitioner attended on said premises on Saturday August 1st 1891 at the hour of two o'clock P. M. the land and place mentioned in said advertisement and the same was sold at public auction to the highest bidder for cash and the said land was sold the same to Rufus M. Day the said Rufus M. Day being the highest bidder therefor at and for the sum of \$246.00 as will appear by the memorandum of the purchase duly signed by the said Rufus M. Day and filed herewith as Exhibit No. 2.

5. That the interest on said mortgage is due from the 15th day of April 1891 in the sum of \$225.00.