

No. 5083 Equity

Peter Fogle

vs
Matthias D Fogle and
Catharine Fogle his wife
and Daniel E. Bucky Admors

No. 5083 Equity
In the Circuit Court for
Frederick County, sitting as
a Court of Equity.
March Term, 1885-

Decree.

The above cause, standing ready for a hearing, and being submitted, the Bill, Answer, Exhibits, and all other proceedings, were by the Court, read and considered. It is thereupon, this 2nd day of April, in the year eighteen hundred and eighty-five by the Circuit Court for Frederick County, as a Court of Equity, and by the authority of said Court, adjudged, ordered, ~~and decreed~~ and decreed, that the land and premises mentioned in these proceedings be sold for the purposes prayed for in said Bill, and that Daniel E. Bucky of Frederick County, be, and he is hereby, appointed Trustee to make the said sales, and that the course and manner of his proceedings shall be as follows. He shall first file in the Clerk's office of this Court, a Bond, to the State of Maryland, executed by him, with a surety, or sureties, to be approved by the Court, or the Clerk, thereof, in the penalty of Three Thousand Dollars, conditioned for the faithful performance of the Trust reposed in him by this Decree, or which may be reposed in him by any future order or decree in the premises. He shall then proceed to make sale of the said Real Estate, having given at least three weeks previous Notice, inserted in some newspaper printed in Frederick County, and such other notice as he may think proper of the time, place, manner and terms of sale; which terms shall be as follows: One half of the purchase money to be paid in cash on the day of sale, or on the ratification thereof by the Court, the residue in One year from date the purchase, or purchasers, giving his, her, or their Notes with approved security and bearing interest from the day of sale; and as soon as may be convenient after any such sale or sales, the said Trustee shall return to this Court a full and particular account of the same, with an affidavit of the truth thereof, and of the fairness of such sale or sales, annexed, and on the ratification of such sale or sales by the Court, and on payment of the whole purchase money, and not before, the said Trustee by a good and sufficient Deed to be executed and acknowledged agreeably to law, shall convey to the purchaser or purchasers of the said property, and to his, her, or their heirs, the property to him, her, or them, sold, free, clear, and discharged of all claim of the parties to this cause, and of any person claiming by, from, or under them; and the said Trustee shall bring into this Court the money arising on such sale or sales, and the bonds, or notes, which may be taken for the same, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit, and such commission to the said Trustee as the Court shall think proper to allow on consideration of the skill, attention and fidelity, wherewith he shall appear to have discharged his trust. John A. Lynch, Judge of the Civ. Court