No. 1777. Equity

County be and he is hereby appointed trustee in the place of John H. McElfresh, deceased to whom was devised and bequeathed certain property in trust to and for the use of Eleanor Harding since deceased and her Children by the last will and testament of Lasher Manly, and that the said trustee is hereby invested with full power and authority to act in McElfresh in the said John H. McElfresh could or might have acted in relation to said trust; that the said defendants, Theresia McElfresh and William H. McElfresh administrators of John H. McElfresh account with the Complainants of and concerning the several matters in the proceedings mentioned and that this cause be referred to the auditor of this Court to take such account from the pleadings, and proofs, (if any) in the parties may produce before him, on giving the usual Notice; and after the auditor shall have taken said account, he shall report the same and all his proceedings to this Court, which shall be subject to all exceptions.

And be it further Ordered adjudged and decreed that the real estate devised in trust for the said Eleanor Harding deceased and her children, the Complainants be sold by the trustee hereby appointed and that the said trustee hereby appointed and that the said trustee before he proceed to act in any Manner in and by virtue of this decree in relation as well to the personal as real estate directed hereby to be sold, he shall give bond to the State of Maryland, executed by himself, and two or more Sureties to be approved by this Court or a judge thereof in the vacation or recess of the same in the penal sum of Sixty thousand dollars for the faithful performance of the trust reposed in her by the decree or which may be reposed in him by any other Order or decree in the premises and to return to this Court whenever called upon by said Court an account of all the estate and effects which shall come into his hands in and by virtue of this decree, and also an account of his expenditures and disbursements in discharge of his said trust — he shall then proceed to make sale of the said real estate having first given three weeks Notice inserted in such Newspaper or Newspapers, printed in Frederick County as he may think proper of the time place and terms of sale, which terms shall be as follows, to wit one third of the purchase Money to be paid on the day of sale on the ratification thereof, and the other two