

and they humbly pray, as in and by their said bill they have already prayed

W. C. Sappington Secy.  
For Compts.

John P. Flood & Magdalene his wife & others } N. 2467 Equity In the Circuit Court for Frederick County, sitting as a Court of Equity. - January Term 1853.

This cause standing ready for hearing & Equit Peachley & others being submitted without argument, the proceedings were read & considered Mrs Shumpert this 7<sup>th</sup> day of February 1853 by the Circuit Court for Frederick County, sitting as a Court of Equity, and the Honble W Nelson Judge thereof adjudged, ordered and decreed that the Real Estate mentioned in the proceedings in this cause to wit; "Part of a Tract of Land" called Shoemakers Tracts lying and being in Frederick County & State of Maryland be sold, and the proceeds thereof after paying the necessary costs &c. divided among the parties entitled to the same That George Rowles Esq<sup>r</sup> be and he is hereby appointed Trustee to make sale of said property, and the course & manner of his proceedings shall be as follows to wit; He shall first file his Bond, to the State of Maryland, with Security to be approved by this Court, or the Clerk thereof, in the penal sum of say hundred dol. law. Conditioned for the true, and faithful discharge 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 expose said premises for sale at public Auction, after having given at least three weeks Notice, of the time place, and Terms of sale, in some Newspaper published in Frederick County, and otherwise, as he may deem expedient, and in case he should fail to make sale of said property, on the day of sale as aforesaid for the want of sufficient bidders, he may after that sell at either public sale, or private sale at his discretion The Terms of sale, and that one half of the purchase money must be paid, on the day of sale, or that the ratification thereof by the Court, and the balance in Twelve months from the day of sale the purchaser to give his note with approved Security, and Interest from the day of sale, for said deferred payment And as soon as convenient after he shall succeed in making sale. 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, and on the ratification of such sale by this Court, and the full payment of the whole purchase money, and not before, the said Trustee shall by a good & sufficient deed, to be executed & acknowledged, according to law convey the said property to the purchaser thereof, free clear & discharged from all claim of the parties to this suit, and of those claiming, by through or under them and the said Trustee shall bring into this Court the money arising on such sale, and note, 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 this Court shall think proper to allow in consideration of the skill, and fidelity wherewith he discharges his trust

W. Nelson.