

I agree to accept the above answer without oath.

Wm. P. Maulely, Seller

For Complt.

The following answer was also filed 12th Feb. 1855.

The Separate answer of Mary Wygell, to the bill of Complaint of William C. Hickson & others against this respondent, and others, in the Circuit Court for Frederick County, sitting in Equity Exhibited. This respondent for answer to said bill of Complaint, admits the several matters, and things therein contained, and alleged, and consents that a Decree may be passed - as prayed - But this respondent whilst agreeing hereby to waive the question whether she is entitled to a life Estate, or an Estate in fee, in the said Sett. or part of ground devised to her by the said Last will, and Testament of the said Valentine Schwartz, so far as the said part of said Sett. or part of ground, prayed to be sold by said bill of Complaint is concerned, does not waive but hereby reserves whatever rights she may have to claim a fee simple, in the remainder of said Sett. or part of ground devised to her, as aforesaid, and not prayed to be sold, by said Bill of Complaint.

Mary Wygell.

I agree to accept the above answer without oath. Wm. P. Maulely, Seller for Com.

Whereupon the following Decree was passed.

William C. Hickson, Henry Schroeder Jr. & others } In the Circuit Court for Frederick County, sitting in Equity
Mary Wygell & others } The Bill & other the proceedings in this cause, having been read & considered. It is thereupon this 12th day of February, 1855 by the Hon. W. Nelson Judge of the Circuit Court for Frederick County, sitting in Equity, and by his authority, adjudged, ordered and decreed - That the Real Estate in the Bill, and proceedings mentioned herein, be and he is hereby appointed Trustee to make said sale, and that the course & manner of his proceedings shall be as follows. He shall first file with the Clerk of this Court a Bond to the State of Maryland, in the penalty of Two thousand Dollars, with Security to be approved by said Clerk, Conditions for the faithful discharge of the Trust reposed in him by this Decree, or to be reposed in him by any future Decree or order in the premises. He may then proceed to sell said property at private sale, provided he shall obtain a fair price therefor - If he shall not be able to obtain a fair price at private sale, he shall then proceed to offer the same, at private sale, having first given at least three weeks, public Notice by advertisement in some Newspaper published in Frederick County, of the time, place, manner, and terms of sale, which shall be as follow. The whole of said purchase money shall be paid in Cash, on the day of sale, or on the ratification thereof by the Court, and the Trustee shall bring into this Court, the money arising from said sale, to be disposed of, under the order of this Court, and on the payment of said purchase money, and the ratification of said sale, the said Trustee shall Convey the property so sold, to the purchaser thereof, free clear and discharged from all claim thereto, by any of the parties to this cause, or any person, claiming by from, or under them, or any of them.

W. Nelson.

The following Bond was filed 13th Feb 1855. (Maryland Stamp. \$1.)

Know all men by these presents, that we William H. Albaugh and Edward Schley of Frederick County, in the State of Maryland, are held, and firmly bound, unto the State of Maryland, in the full and just sum of two thousand Dollars, Current Money, to be paid to the said State, its certain Attorney, or assigns to the payment whereof, well and truly to be made, and done, we bind ourselves, our heirs, executors, and administrators, jointly, and severally, firmly by these presents, Sealed with our seals & dated this Thirteenth day of February, 1855. Whereas by a Decree of the Hon. W. Nelson Judge of the Circuit Court, for Frederick County, sitting in Equity, passed in the Cause N. 26.05 on the Docket of said Court, the said William H. Albaugh, was appointed