

The refusal of Virginia Eichelbuger to take real estate, was filed March 1st 1855.
 Michael F. Eichelbuger & others } No. 2579 In the Circuit Court for Frederick
 vs } County, sitting as a Court of Equity
 Elizabeth Eichelbuger & others }

I, Virginia Eichelbuger of Frederick County, third oldest child now living and one of the heirs at law of Joseph Eichelbuger, late of said County deceased, do hereby refuse to take the real estate of said Joseph Eichelbuger at the valuation thereof made by the Commissioners appointed in this cause:—
 Michael F. Eichelbuger the only son of said Joseph Eichelbuger over twenty one years of age and Mary M. Seabrooks the oldest daughter and her husband John Seabrooks having already refused to take said estate at the valuation
 Witness present. Virginia Eichelbuger

Thereupon the following Decree was passed, to wit:

Michael F. Eichelbuger & others } No. 2579 In the Circuit Court for Frederick
 vs } County, sitting as a Court of Equity.
 Elizabeth Eichelbuger & others } February Term 1855.

This cause being ready for hearing and being submitted to the Court upon the bill, answers, Exhibits, testimony, return of the Commissioners and all other proceedings which were duly read and considered; It is thereupon this 5th day of March 1855, by me Madison Nelson Judge of the Circuit Court for Frederick County, sitting as a Court of Equity and by the authority of the said Court ordered, adjudged & decreed that the real estate of Joseph Eichelbuger specified and described in the proceedings in this cause be sold, and that Michael F. Eichelbuger be and he is hereby appointed trustee to make said sale and the course and manner of his proceedings shall be as follows; he shall file with the Clerk of this Court his bond payable to the State of Maryland in the penal sum of Forty thousand dollars with approved security, conditioned for the 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 make sale of said real estate either at public or at private sale, altogether or in parcels as he shall deem most advisable, after having given at least three weeks public notice by advertisements in some newspaper printed in Frederick, and such other notice as he may think proper of the time, place, manner and terms of sale, which terms shall be as follows, viz; One third of the purchase money to be paid on the day of sale and the residue in two equal annual payments to be secured by the notes of the purchaser or purchasers with security to be approved by said trustee and bearing interest from the day of sale and on the payment of the whole of the purchase money and not before, the said trustee shall by a good and valid deed of conveyance to be executed and acknowledged agreeably to law convey to the purchaser or purchasers the property so as aforesaid purchased by him, her or them, free, clear & discharged from all claims of the parties Complainant and defendant in this cause. And as soon after said sale as may be convenient the said trustee shall return to this Court a full account of his proceedings relative to said sale, with an affidavit of the truth thereof and of the fairness of such sale and shall bring into this Court the money, the proceeds of sale to be distributed under the direction of this Court among the parties entitled thereto after deducting therefrom the costs of this suit to be taxed by the Clerk, and such Commissions to the trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust
 Filed March 5th 1855
 M. Nelson