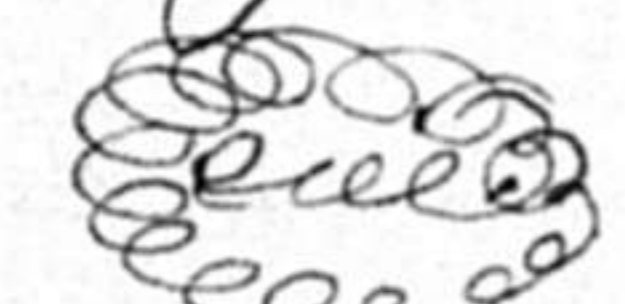



dated January 1845. of four dollars 62¢ also an account running from 1844. to 1853 for rent of Shop. beef. Flour. Cash. Stove and Furnace. buck for Stone &c amounting to 209.77/100. also an account, for the purchase money of a House & Lot all of which were proven, and passed by the Orphans Court. The balance after adjusting the accounts was receipted for by David Gamble on the claim for the purchase money of the House.

To the sixth Interrogatory. It is not sufficient to pay his debts his means consisted of a few House hold goods. Black Smith Tools. Book accounts, and a small distribution from the estates of his father & sisters. To last Interrogatory. I know nothing additional. To the additional Interrogatory It does contain a description of the property, and is the same property sold by Gamble to Menzer. There being no other witnesses to be examined the Commissioners closed the said Commission and herewith returns with said Commission, exhibit No. 1 referred to in the depositions & exhibit No. 2. the 23rd day of December in the year 1854. under the hand, and seal of said Commissioners.

Peter Grubell Comr. 

Endorses. The execution of this Commission, appears by certain schedules thereto annexed.

Peter Grubell 
Comr.

The following Decree was then passed, to wit:

David Gamble vs. Joshua Mottet adm. of George Menzer, May Ann Menzer & others. No. 2564. Equity. In the Circuit Court for Frederick County, sitting as a Court of Equity. This Cause standing ready for hearing & being submitted. The Bill, answers, exhibits & all other proceedings were by the Court read & considered. It was thereupon, this first day of February, in the year eighteen hundred and fifty five, by the Hon. Madison Nelson Judge of the Circuit Court, for Frederick County, sitting in Equity, and by the authority of this Court, adjudged, ordered, and decreed that the Real Estate of George Menzer dec. in the proceedings mentioned be sold, That David Gamble of Frederick County be, and he is hereby appointed Trustee to make such sale, and that the course, and manner of his proceeding shall be as follows. He shall first file in the office of the Clerk of the Circuit Court, for Frederick County, a Bond to the State of Maryland, executed by himself, with a surety, or sureties to be approved by said Court, or the Clerk thereof, in a penalty of Twelve hundred 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 said premises, having first given at least three weeks previous notice, inserted in some newspaper printed in Frederick, and such other notices, as he may think proper of the time, place manner, and Terms of sale, which terms shall be as follows. One half the purchase money, to be paid on the day of sale, or on the ratification thereof, by the Court, the residue in one year from the day of sale, to be secured by the bond, or note of the purchaser, with a surety, or sureties to be approved by the Trustee, and bearing Interest from the day of sale, and as soon as may be convenient, after such 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, or sales annexed, and on the ratification of such sale