

Daniel J. John Henry, Sophia E. and Mary L. Manahan, children of Lydia Manahan, dec'd who was a daughter of said Elizabeth Brown & died before her, Coathanne E. Martin J. Hiram E. Mary J. Margaret A. and Pembroke Somerset Comfort, ^{children of Magdalena Comfort} who was a daughter of said inter- late & died before her. They all reside in Frederick County and are all minors, except Henry, Daniel, Levi and Leanna Brown. In the 4th Art. The said real estate will not admit of advantageous division among all said heirs at law, it will be for the interest and benefit of all parties interested that said real estate shall be sold & the proceeds distributed among them. The complainant's Solicitor herefiled with me the enclosed paper marked Exhibit A & the Court's Order to examine Daniel Brown as a witness. There being no further witness & neither party desiring further time, I closed the said Commission & herewith return the same closed under my hand and seal this 11th day of February 1857.

Grayson Bichelberger, Commissioner. 

Trustee's Report

Decree

Brown vs Brown, et al } No. 2699 Equity. In the Circuit Court for Frederick County, sitting in Equity. This cause standing ready for hearing upon the answers & of evidence herefiled and it appearing for the benefit and advantage of all parties concerned that the real estate in these proceedings mentioned be sold, it is this 12th day of March 1857 by Madison Nelson, Judge of the Circuit Court for Frederick County sitting in Equity adjudged, ordered, and decreed by the authority of the same that the said real estate wherof Elizabeth Brown died seized and possessed, in these proceedings mentioned, be sold and that the proceeds of said sale be divided among parties entitled. That Henry Brown be appointed the trustee to make such sale, and that the course & manner of his proceeding shall be as follows. He shall first file in this Court a bond to the State of Maryland in the penalty of four hundred dollars conditioned for the faithful performance of this trust with surety approved by the Clerk of this Court and shall then proceed to sell said property at Public Sale giving at least three weeks notice in some newspaper published in Frederick of the time place, manner & terms of sale, which terms shall be as follows. one half the purchase money shall be paid on the day of sale, or the ratification thereof by this Court and the other half in one year from the date of sale, to be secured by a note with security approved by the trustee, bearing interest from the day of sale. And after all the purchase money is paid, said trustee shall execute to the purchaser or purchasers a good deed, freeing & discharging said land from all claims at law or in equity of the parties to this suit. As soon as may be after said sale, the trustee shall report in writing to this Court his proceeding, in this behalf verified by his affidavit of the truth thereof and the bona fide of said sale.

Mo. Nelson

Order nisi

Printers Certificate

Bond

Know all men by these presents, that we Henry Brown and William B. Brown 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 four hundred dollars, Current Money, to be paid to the said State of Maryland or to its certain Attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, Sealed with our seals and dated this twentieth day of March in the year 1857. Whereas, by a decree of the Circuit Court for Frederick County sitting as a Court of Equity bearing date on the 12th day of March 1857, and passed in a cause in the said Court, wherem Henry Brown is complainant and Daniel Brown and others are defendants, the above bound Henry Brown has been appointed trustee to make sale of certain real estate in the proceedings in said cause mentioned. Now the Condition

Final Ratification