Co. Order

Ordered by the Court this 9th day of February 1857 that the Commissioner named in the foregoing Petition be opened and remanded to the said Grayson Eichelberger Esq. Commissioner, and that the said Commissioner is hereby directed to take such testimony as may be offered, under the said Commission and return the same into this Court together with that already taken

M. Nelson

Interrogts ordered remanded to Court to take testy

Joseph Payne vs Angleberger, s } No 2701 Equity. In the Circuit Court for Frederick County sitting as a Court of Equity.

Trustees Bond

Interrogatories to be propounded to witnesses produced on the part of complainant under the commission opened & remanded, 1st Do you know the complainant to this suit? 2d Did you know David S. Angleberger deceased? 3d. Did the said David S. Angleberger owe the complainant the amount specified in Exhibit A. filed in this case, at the time of his death?

E. Louis Lowe. Solr for Complt

Decree

Joseph Payne vs Lydia Ann Angleberger Admtx of D. S. Angleberger, decd & Others } No 2701 Equity. In the Circuit Court for Frederick County sitting as a Court of Equity

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered. It is thereupon this eleventh day of March A.D. 1857 by the Circuit Court for Frederick County sitting as a Court of Equity adjudged, ordered and decreed that the real estate mentioned in the proceedings in this cause be sold for the payment of the debts of the said David S. Angleberger, deceased, and that Joseph Payne 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 this Court a bond to the State of Maryland executed by himself with a surety or sureties to be approved by this Court or by the said Clerk in the penalty of two thousand 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 the said real estate, having first given at least two weeks notice previously inserted in two newspapers published in Frederick County aforesaid and by handbills extensively circulated, of the time, place, manner and terms of sale – which terms shall be as follows; the purchase money to be paid one half cash on the day of sale or the ratification thereof by this Court, and the residue in twelve months from the day of sale, with interest from said day. The said deferred payment to be secured by the bond of the purchaser with surety or sureties to be approved by the said Trustee. 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 annexed. And on the ratification of such sale by this Court and on payment of the whole purchase money (and not before) the said Trustee by a good and sufficient deed to be executed and acknowledged agreeably to law, shall convey to the purchaser of said property in fee simple the property to him or her sold, free, clear and discharged of all claim of the parties to this cause and of any person or persons claiming by, through or under them. And the said Trustee shall

Trustees Report of Sales