

Jesse Plummer, guardⁿ of
Ann Ellmberger & others
vs
Ann Ellmberger & others.

No 2730 Equity.
In the Circuit Court for Frederick County,
as a Court of Equity.

Decree

This cause standing ready for a hearing, and being submitted, and the petition, Answer, Exhibits and return of Commissioners having been read and considered, and it being deemed advantageous to the said infant children to sell the real estate described in the petition - It is thereupon this 18th day of June 1857, by Madison Nelson Circuit Judge for the Third Judicial Circuit of the State of Maryland, and by the authority of the Circuit Court for Frederick County sitting as a Court of Equity, adjudged, ordered and decreed that the real estate mentioned in these proceedings be sold - and that Jesse Plummer of Frederick County be and he is hereby appointed a trustee to make said sale, and that the course and 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 to be executed by himself or sureties to be approved by this court or the Clerk thereof in the penalty of Eight 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 decree or order in the premises, he shall then proceed to make public sale of the premises, having first given at least three weeks public notice by advertisement in one or more of the newspapers published in Frederick County of the time place manner and terms of sale, which shall be one half Cash to be paid on the day of sale, or ratification thereof at the election of the purchaser - The residue in one year from the day of sale, the purchaser giving note with approved security bearing interest from the day of sale - And as soon as conveniently may be after the sale, the 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 on ratification of the sale, and on the payment of the whole purchase money, the trustee shall by a good and sufficient deed, to be executed according to law, convey to the purchaser or purchasers in fee simple, the property sold free, clear and discharged of the claims of the parties to this cause, and those claiming by from or under them or any of them - And the Trustee shall bring into Court the money and note arising from such sale to be applied under the order of this Court, deducting therefrom the costs of this suit, and the usual expenses and commissions allowed to trustees under the rules of this Court

Filed June 18. 1857

M Nelson

Trustees
Bonds

Know all men by these presents, that we Jesse Plummer, Thomas M Plummer and Jesse Wright of Frederick County and State of Maryland, are held & firmly bound unto the State of Maryland, in the full and just sum of Eight hundred dollars, to be paid to the said state or 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 the 23rd day of June in the year 1857 -

Whereas by a decree of the Circuit Court for Frederick County, as a Court of Equity, dated on the 18th day of June in the year 1857, and passed in a cause in said Court pending in No. 2730 on the Equity docket of said Court, the above named

Affidvt:
to
Report

Order
 nisi

Trustees
Certificate