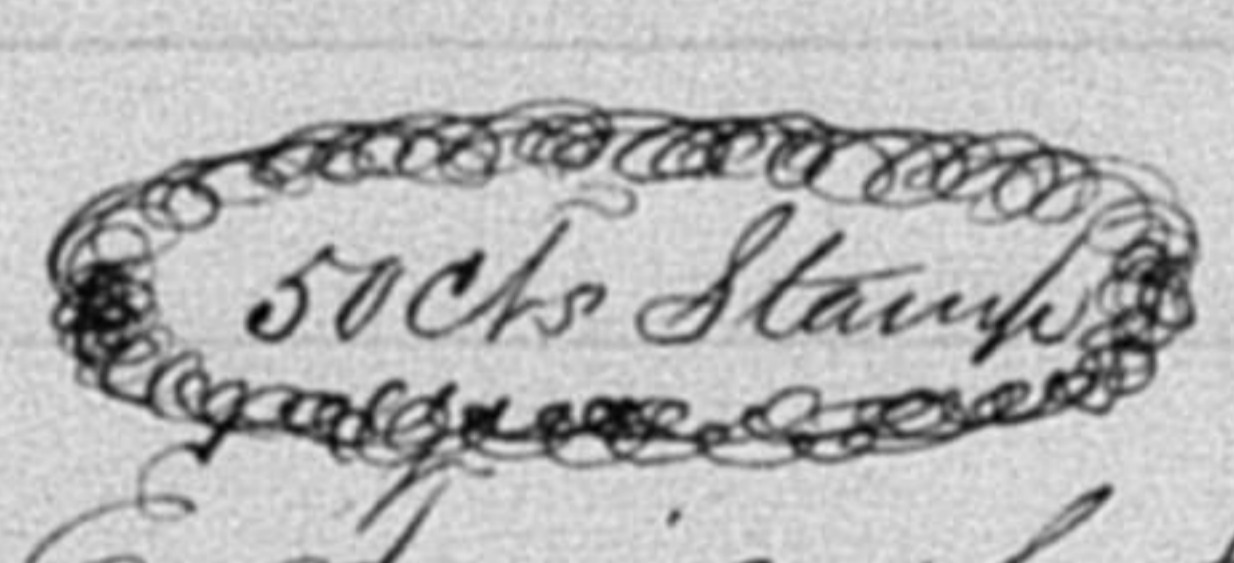


of sale of said portion, the said trustee shall proceed to sell at public sale that portion of said mortgaged premises specified and embraced in said deed from Richard J. Johnson to Worthington having first given at least three weeks notice by advertisement in some newspaper printed in Frederick and such other notice as he may deem proper of the time, place, manner and terms of sale, which terms shall be cash and on the payment of the whole of the purchase money, the trustee shall by a good and valid deed of conveyance to be executed and acknowledged according to law convey to the purchaser the property so purchased by him free, clear and discharged of and from all claim of the parties to this suit. And the trustee as may be convenient after such sale, shall make to this court a full report of his proceedings, 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 such sale to be disposed under the order of the Court among the parties entitled, after deducting therefrom the costs of this suit to be taxed by the Clerk and such commission 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.

M. Nelson

Bond



Know all men by these presents that we Grayson Eichelberger & Charles E. Trail of Frederick County are held and firmly bound unto the State of Maryland in the just and full sum of three thousand dollars current money, 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 this Eleventh day of May in the year Eighteen hundred and Sixty three.

Whereas by a decree of the Circuit Court for Frederick County sitting as a Court of Equity bearing even date with these presents and passed in a cause pending in said Court between Edward T. Rice Complainant and Richard J. Johnson and Worthington Johnson, as defendants, being No 3070 on the Equity docket of said Court, the said Grayson Eichelberger was appointed trustee to make sale of certain real estate and for the purposes therein set forth. Now the condition of the above obligation is such that if the above bound Grayson Eichelberger do and shall well and faithfully discharge the trust reposed in him by said decree or which may be reposed in him by any future decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Signed Sealed & Deliv: in the presence of Ernest A. Fox,

Grayson Eichelberger
 Chas. E. Trail

Endorsed 1863 May 12 Approved & filed B. G. Fitzhugh Clerk
 No 3070 Equity

Trustee Report 40

Edward T. Rice
 Richard J. Johnson & Worthington Johnson
 In the Circuit Court for Frederick County sitting as a Court of Equity.
 To the Honorable Madison Nelson Judge of the Circuit Court for Frederick County sitting as a Court of Equity.

The report of Grayson Eichelberger trustee in the above case respectfully shows that after giving bond with approved security and giving notice of the time, place, manner and terms of sale by advertisement in the Examiner, a newspaper published in Frederick, and by handbills extensively circulated, he was prevented from attending at the place and time