

Summons to appear to the bill of Complaint and having failed to appear thereto it is thereupon this 5th day of December 1864 by me Madison Nelson Judge of the Circuit Court for Frederick County, sitting as a Court of Equity, and by the authority of this Court, adjured, ordered and decreed, that the said bill of Complaint be, and the same is hereby taken pro confesso, against the said defendants, and that the real estate mentioned and specified in the bill, Exhibits and proceedings in this case be sold as therein prayed, and that David W. Dunderer be and he is hereby appointed Trustee to make such 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 be executed by himself with approved security, payable to the State of Maryland in the penal sum of three thousand dollars, and conditioned for the faithful discharge 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 and he shall then make sale of said real estate at public sale, having first given at least three weeks public notice by advertisement in some newspaper printed in Frederick County and such other notice as he may deem proper, of the time, place, manner and terms of sale, which terms of sale shall be as follows: one half of the purchase money shall be paid on the day of sale or the ratification thereof and the other half in twelve months to be secured by the bonds of the purchaser or purchasers, bearing interest from the day of sale, with surety to be approved by the Trustee, and on the payment of the whole of the purchase money and not before, the Trustee shall by a good and sufficient deed of Conveyance to be executed and acknowledged according to law, convey to the purchaser or purchasers the property so purchased by him, her or them free, clear and discharged of and from all claims of the parties Complainant and Defendants in this cause. And as soon as may be convenient after such sale, the Trustee shall make to this Court a full report of his proceedings as such Trustee, 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 of under the order of this Court among the parties entitled thereto, after deducting therefrom the expenses of sale and costs of this suit to be taxed by the Clerk, and such commission as this Court shall think proper to allow to the Trustee, in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

M. Nelson

The Bond required by the foregoing Decree is recorded in Liber C. G. S. No 9 folio 342. One of the Land Records of Frederick County.

Trustee's Report
to

David W. Dunderer

No 3161.

In the Circuit Court for Frederick County sitting as a Court of Equity.

John D. Dunderer Trustee

To the Hon. Madison Nelson Judge of the Circuit Court for Frederick County sitting as a Court of Equity.

The report of sales of David W. Dunderer Trustee, appointed by the decree in this cause respectfully shows unto your Honor that after giving bond with approved security, at least three weeks public notice, of the time, place, manner and terms of sale by advertisements in the 'Liberty Banner' and by hand bills extensively circulated, he did pursuant to said notice attend at his own residence, within about one fourth of a mile from the land decreed to be sold, and there and there upon the 25th day of February 1865, offered at public sale to the highest bidder - First Lot No 1, particularly described and specified

Exhibits
S. H. S.