

True copy from the original as filed and recorded in the Office of Register of Wills of Frederick County, in testimony whereof I hereunto set my hand and affix the seal of Office this 6th day of December 1864.

Sub. J. L. McLean Reg.

Secret

John Hockensmith

No 3186.

Robert E. Hockensmith & Mary C. Hockensmith

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

October Term 1865.

This case having been submitted to the Court upon the bill, answers, exhibits, testimony and other proceedings, which were duly read and considered. It is therefore this 10th 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 the said Court, adjudged, ordered and decreed, that the real estate mentioned and specified in the bill, exhibits and proceedings in this case be sold as therein prayed and that John Hockensmith 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 security to be approved by this Court or the Clerk thereof, payable to the State of Maryland in the penal sum of twenty five hundred 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 decree or order in the premises. 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 from the day of sale, to be secured by the bond or bonds of the purchaser, bearing interest from the day of sale with surety to be approved by the trustee and with 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 sales 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 B.S. No 9 folio 344. One of the Land Records of Frederick County.

John Hockensmith

No 3186

Robert E. & Mary C. Hockensmith

In the Circuit Court for Frederick County sitting as a Court of Equity. To the Honorable Madison Nelson

Trustee Report