

Attachment

The State of Maryland, to the Sheriff of Frederick County, Greeting,
 You are hereby commanded to attach the bodies of Joseph Butler and Eliza Butler, if they shall be found in your jurisdiction, and them safe keep, so that you have their bodies before the Circuit Court for Frederick County sitting as a Court of Equity, to be held at the Court Room in Fredericktown in and for said County, on the Third Monday of October next, to answer unto the State of Maryland as well touching a certain Receipt by them committed in not answering to the bill of Complaint of Jonathan Roughton, against them in the said Court Exhibited, as to such other matters and things as shall be then and there alleged against them, Hereof fail not as you will answer the contrary at your peril, and have you then and there this writ. Witness the Honorable Mathew Nelson Judge of our said Court, the 21 day of July 1864. Dated the 20 day of September 1864.
 J. G. J. L. Gentry Clerk

Answer of Joseph Butler

The joint and several answer of Joseph Butler and Eliza Butler to the bill of Complaint of Jonathan Roughton filed against them defendants in the Circuit Court for Frederick County. These defendants for answer say they admit all the facts alleged in said bill of Complaint and are willing a decree shall pass as therein prayed,
 Mathew Nelson Judge
 Joseph Butler
 Eliza Butler

State of Maryland Frederick County Court

I hereby certify that on this 15 day of October 1864 personally appeared before me the undersigned one of the Justices of the Peace in and for the said County Joseph Butler and Eliza Butler and did acknowledge the answers to be theirs.
 Acknowledged before Mathew Nelson

Decree

Jonathan Roughton vs Joseph Butler & Eliza Butler No 3157 Equity.
 In the Circuit Court for Frederick County sitting in Equity.
 October Term 1864.
 This case standing ready for hearing and being submitted to the Court upon the bill, answer and Exhibits, which were read & duly considered, His Honor upon this 18 day of October 1864 by Mathew Nelson Judge of the Circuit Court for Frederick County sitting as a Court of Equity, & by the authority of the said Court adjudged, ordered and decreed that the real estate specified & described in the bill & exhibit first in this case be sold as per the course and manner of his proceedings shall be as follows: He shall first file with the Clerk of this Court a bond payable to the State of Maryland to be executed by himself with approved security in the penalty of four 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 and such other notice as he may deem proper, of the time, place, manner and terms of sale, which terms shall be, one half of the purchase money shall be paid on the day of sale and the balance in six months from the day of sale, the deferred payment to be secured by the note of the purchaser bearing interest from the day of sale with approved security and on the payment of the whole of the purchase money and not before, the Trustee shall by a good and valid deed of Conveyance to be executed and acknowledged agreeably to law convey to the property so purchased by him free, clear and discharged of all claim of the parties to this suit, and as soon as may be convenient after such sale, the Trustee 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 Court the proceeds of sale to be disposed of under the order of the Court among the parties entitled thereto, after deducting therefrom

Trustee Report

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