Trustees Report

underwritten hand and seal this 19th day of June in the year Eighteen hundred & sixty six. ~
Wm S Nelson Comr (Seal)

Endorsed ~ The Execution of the within Commission will appear by certain Schedules thereunto annexed. ~
Wm S. Nelson Comr (Seal)

Agreement to appt Trustee

Adam Hohlenburg Etal
vs
Thomas Dixon et al

No 3279 Equity. ~
Circuit Court for Frederick County in Equity ~

We agree that a decree be passed in this cause for the sale of the real Estate in the proceedings in this cause mentioned and that Charles M. McAllister be appointed Trustee to make said sale. ~ Jos M. Palmer & C. G. Goldsborough, For Complts
June 19th 1866 ~
Wm L. Rose Solr for Defendants

Decree

Adam Hohlenburg Etal
vs
Thomas Dixon Etal

No 3279 Equity. ~
In the Circuit Court for Frederick County sitting as a Court of Equity. ~ February Term 1866. ~

The above case standing ready for a hearing & being submitted on the agreement of the solicitors on both sides, the bill, answer, exhibits, testimony and all other proceedings were by the Court read & considered. It is thereupon this 20th day of June in the year Eighteen hundred & sixty six by the Honorable Madison Nelson Circuit Judge for the Fourth Judicial Circuit of the State of Maryland, and by the authority of the Circuit Court for Frederick County, as a Court of Equity, adjudged, ordered & decreed, that the land & premises mentioned in these proceedings be sold, and that Charles M. McAllister of Frederick County, be and he is hereby appointed a Trustee to make the said sales, & that the terms & manner of his proceeding shall be as follows: He shall first file in the Clerk's office of this Court a bond to the State of Maryland, executed by himself with a surety or sureties, to be approved by the Court, or the Clerk thereof in the penalty of two thousand 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 order or decree in the premises. He shall then proceed to make sale of the said real Estate, having first given at least three weeks previous notice, inserted in some newspaper printed in Frederick County, and such other notice as he may think proper of the time, place, manner & terms of sale, which terms shall be as follows, One half of the purchase money to be paid on the day of sale, or on the ratification thereof by the Court, the residue in twelve months thereafter the purchaser or purchasers giving his her or their notes, with approved security & bearing interest from the day of sale; and as soon as may be convenient after any such sale or sales, the said Trustee shall return to this Court, a full & particular account of the same, with an affidavit of the truth thereof, and of the fairness of such sale, or sales annexed and on the ratification of such sale, or sales by the Court, & on payment of the whole purchase money as aforesaid, the said Trustee, by a good & sufficient deed to be executed & acknowledged, agreeably to law shall convey to the purchaser or purchasers of the said property, and to his, her or their heirs, the property to him, her or them sold, free, clear & discharged of all claim of the parties to this cause, and of any person or persons claiming by, from or under them, and the said Trustee shall bring into this Court the money arising on such sale or sales, & the bonds or notes which may be taken for the same, to be disposed of under the direction of this Court, after deducting therefrom, the costs of this suit, & such Commission to the said Trustee, as the Court shall think proper to allow on consideration of the skill, attention & fidelity, wherewith he shall appear to have discharged his trust. ~

M. Nelson

The Bond required by the foregoing Decree is recorded in Liber G.G.T. No 9 folio 378 &c of the Land Records of Frederick County. ~