your honor to pass an order allowing him so to do & a. in duty bound
B. L. Johnson Sol
for Complt.

Ordered by the Court this 28th day of August 1858 that Complainant be allowed to examine Daniel Leatherman 2d one of the Defendants as a witness in this Cause
M. Nelson

John L. Lottie
vs
Daniel Leatherman et al

In the Circuit Court for Frederick County sitting in Equity. July Term 1858

This Cause standing ready for hearing & being submitted the proceedings read and considered. It is therefore this 9th day of October 1858 by Madison Nelson Judge of the Circuit Court for Frederick County sitting in Equity and by the authority of this Court adjudged ordered and decreed that the real estate of Daniel Geary dec^d in the proceedings mentioned or so much thereof as may be necessary for the payment of his debts be sold. That Daniel Leatherman 2d be and he is hereby appointed a trustee to make such sale and that the course and manner of his proceedings shall be as follows. he shall first file in the office of the Clerk of this Court his bond to the State of Maryland executed by himself with security to be approved by said Clerk in the penalty of one 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 ordering 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 City and such other notice as he may think proper of the time place manner & terms of sale which terms shall be as follows one third of the purchase money to be paid in Cash on the day of sale or on the ratification thereof by this Court the other two thirds in one & two years from the day of sale the whole purchase money to bear interest from the day of sale the deferred payments to be secured by notes with security to be approved by the trustee and as soon as convenient after such sale said trustee shall return to this Court a full and particular account of the same with an affidavit of the truth thereof and the report of such sale annexed and on the ratification of such sale by this Court and on the payment of the whole purchase money (and not before) the said trustee by a good and sufficient deed to be executed and acknowledged according to Law, shall convey to the purchaser or purchasers of said property to him or their heirs the property so sold free clear and discharged of all claim of the parties to this Cause and of any person or persons claiming by from or under them, and the trustee shall bring into Court the purchase money and the notes taken as security for the deferred payments to be disposed of under the direction of this Court after deducting therefrom the costs of this suit and such commission to the said trustee as the 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