in your Honorable Court and that the said Cause has been and Continues pending on account of Sundry Controversies arising therein and that it would be greatly for the interest of Your petitioner and all other parties interested in said proceeds of Sale that the Same Shall be brought into Your Honorable Court in Conformity with the decree in said Cause and invested under the order of Your Honor. She therefore prays Your Honor to make an order directing William L. Rose & John B. Kunkel Esquires Trustees to bring into Court said proceeds of Sale to be invested under the order of Your Honor & to grant to Your petitioner such other & further relief as she may be entitled to & she will pray &c.

Wm. L. Maulsby Sol for petitioner —

Ordered this 10th day of November 1860 that William L. Rose & John B. Kunkel Requires Trustees bring into this Court the proceeds of Sale in the Cause No 2815 Eq so far as the Same are due and received by them & the bonds or notes taken by them for such portion thereof as is not yet due to be invested under the order of this Court on or before the 20th day of November instant, provided a copy of this order be served on said Trustees on or before the 13th instant or shew Cause to the Contrary on or before the 20th inst.

M. Nelson

Answer

The answer of John B. Kunkel and William L. Rose Trustees to the petition of Sophia Pitchugh filed in the Circuit Court for Frederick County in No 2815 Equity.

They respondents for answer to said Petition State that as Trustees in said Cause they sold the Catoctin Works and lands thereto attached to John Kunkel at and for the sum of fifty one thousand dollars on the 15th day of December 1858. Upon the terms prescribed by the decree that they have received from said John Kunkel the Cash payment and the first note which became due on the 15th day of December 1859 and all interest thereon. That out of the funds so received they have paid of Commissions &c and the mortgage liens of said John Kunkel and have made a part payment of the Claim audited to Jacob M. Kunkel that they have applied the whole of the purchase money received according to the directions of the Court and in pursuance of the order of this Court satisfying said audit that they now have no funds in hand and that no notes are due at this time. Said respondents further State that they have three other notes for purchase money not yet due, and which notes fall due on the 15th Dec. 1860 on the 15 December 1861 and on the 15th December 1862 which notes your respondents are willing to bring