

Samuel Bandy et al vs Mary Mead et al No 2937 Equity In the Circuit Court for Frederick's County sitting as a Court of Equity

The above case standing ready for a hearing and being submitted. The Vice-Chancellor prohibits depositions and all other proceedings save by the Court sua sua et cetera and it appearing to the Court that the Complainant is entitled to the relief sought. It is therefore this 30th day of October 1860 by Madison Nelson Circuit Judge for the Third Judicial Circuit of the State of Maryland and by the authority of the Circuit Court for Frederick's County as a Court of Equity signed and decreed that the lands and premises in the proceedings mentioned be sold at public sale and that John W. Bandy of Frederick's County be and he is hereby appointed Trustee to make said sale. That the said Trustee before making said sale that the said Trustee before making said sale shall first give notice thereof by publication for four weeks in some one of the newspapers of the said County and that prior to said sale the said Trustee shall give Bond to the State of Maryland in the sum of one thousand dollars for the faithful discharge and performance of the trust herein reposed in which may hereafter be reposed in him by any further order or decree of this Court in this behalf the said Bond shall be executed by himself and two or more securities which when so executed shall be approved by the Court or the Clerk thereof. He shall then proceed and see the lands and premises in these proceedings mentioned upon the following terms to wit one half of the purchase money to be paid in cash on the day of sale or on the ratification of the same by the Court and the remainder in six months to be secured by note with sufficient securities to be approved by the Trustee. The whole of the said purchase money to bear interest from the day of sale and as soon as convenient after the said sale the said Trustee shall return to this Court a full and particular account of the same with an affidavit of the truth thereof and of the fairness of such sale approved and on the ratification of such sale by the Court and on payment of the whole purchase money and not before the said Trustee by a good and sufficient deed to be executed and acknowledged accordingly to law shall convey to the purchaser or purchasers of said property and to his or their heirs the property to him or them then sold free clear and discharged of all claims of the parties to this Cause or of any person or persons claiming by him or under them. And the said Trustee shall bring into this Court the money arising on such sale and the bonds or notes which may be taken for the same to be disposed of under the direction of this Court after deducting the cost of this suit and such commissions as the Court shall think proper to allow.

M. Nelson