

entitled under said will to claim and receive the one fifth of the appraised value of said real estate, and which claims are liens and charges upon said real estate. It is there-
 - Upon this 28th day of May 1870, by one John A. Synels one of the Judges of the Circuit Court for Frederick County, and by the Authority of the said Court adjudged, ordered and decreed, that unless the Defendants shall on or before the 3rd day of June next, pay or bring into this Court, to be paid unto each of the Complainants Mary Ann Bereager, Cecelia Murphy and Mary Catharine Dornberger, the sum of Nineteen hundred & fifty six dollars, with interest from the 6th day of November 1867 until paid or brought in as aforesaid, (less the sum of Ninety seven dollars and twenty five cents as interest on each of said sums) together with the Complainants' Costs of this Suit, to be taxed by the Clerk, the said real estate in the proceedings mentioned, or so much thereof as may be necessary for the purpose be sold, and that Milton H. Warner and Joseph Murphy of Frederick County, be, and they are hereby appointed Trustees, to make such sale, and the course and manner of their proceedings shall be as follows, they shall first file in the Clerk's Office of this Court, a bond to the state of Maryland, executed by themselves with a surety or sureties, to be approved by the Court or the Clerk thereof, in the penalty of security five thousand dollars, conditioned for the faithful discharge of the trust reposed in them by this decree or that may be reposed in them by any future decree or order in the premises. They shall then proceed to make sale of the said real estate, having first given at least three weeks previous notice of the time, place, manner and terms of sale, by publication in some newspaper printed in Frederick County, and such other notice as they shall deem necessary, and the terms of sale shall be as follows; One third of the purchase money to be paid on the day of sale or ratification thereof by the Court, the residue in two equal annual payments, the purchaser or purchasers, giving his, her, or their, notes with approval as security, bearing interest from the day of sale; And as soon as may be convenient after any such sale or sales, the said Trustees 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 or sales, annexed; And on the ratification of such sale or sales by the Court, and on the payment of the whole purchase money, and not before, the said Trustees, by a good and sufficient deed to be executed and 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 and discharged of all claim of the parties to this Cause, and of any person or persons claiming by or from or under them or either of them. And the said Trustees shall bring into this Court the Money arising on said sale or sales, and 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 and such Commission to the said Trustees, as the Court shall think proper to allow on consideration of the skill attention and fidelity wherewith they shall appear to have discharged their trust.

Filed May 28th 1870

John A. Synels

Trustees Report

Mary Ann Bereager & others
 vs
 John David Bereager & others

No 3508 Equity
 In the Circuit Court for Frederick County

To the Honorable the Judges of the Circuit Court for Frederick County sitting in Equity