

Deore

Nicholas Brangle  
vs  
Frederick Jumentow  
Hans Clausen et al

No 3664 Equity ~  
In the Circuit Court for Frederick County Sitting as a  
Court of Equity

May Term 1871 ~

The above cause standing ready for a hearing, and being submitted, the Bill, Answers, Exhibits, and all other proceedings were by the Court read and considered. ~ It is thereupon this 23<sup>rd</sup> day of May A.D. 1871, by the Circuit Court for as a Court of Equity, and by the Authority thereof, adjudged ordered and decreed, that unless the defendant shall on or before the first day of June A.D. 1871, pay or bring into this Court to be paid, unto the Complainant the sum of \$800. with interest from the 12<sup>th</sup> of September 1868 and the sum of \$1000 with interest from the Fifth of October A.D. 1870, and the sum of \$7<sup>80</sup>/<sub>100</sub> costs paid by said Complainant, until paid or brought into Court as aforesaid to gather with the Complainant's Costs of this suit to be taxed by the Clerk; that the Mortgaged premises mentioned in these proceedings be sold, and that Charles W. Ross Esq of Frederick County be, and is hereby appointed a Trustee to make the said sales, and that the course and 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 Twelve 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 and terms of sale; which terms shall be as follows: - One third of the purchase money cash to be paid on the day of sale, or on the ratification thereof by the Court, the residue in six and twelve months thereafter, the purchaser giving his bond or bonds, with approved security, and 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, 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 payment of the whole purchase money, and not before, the said Trustee, 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 claims 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, 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 Trustee, as the Court shall think proper to allow, on consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust. ~

Filed May 24<sup>th</sup> 1871 ~

John A. Lynch