

State of Maryland, Frederick County, Feb

I hereby certify that the foregoing is a true copy of the Deed of Trust as recorded in Liber 6. M. No 3 folios 498 - One of the Land Records of Frederick County.

In testimony whereof I hereunto subscribe my name and affix the seal of the Circuit Court for Frederick County, this 19th day of January A.D. 1871.



Filed January 19th 1871

Charles Mauley, Clerk

Exhibit '78'

Stamp \$1.00

Know all men by these presents that we Thornton Poole, Samuel Roof, and Thomas H Simpson of the County of Frederick, in the State of Maryland are held and firmly bound unto said State, in the just and full sum of Fifteen thousand dollars Current Money, to be paid to said State, or its certain Attorney, to which payments well and truly to be made and we bind ourselves and each of us, our and each of our heirs Executors and Administrators, jointly and severally, firmly by these presents, sealed with our seals, and dated this 20th day of May A.D. 1869.

Whereas Nathaniel H. Clary and Samuel A. Clary, by their deed, have conveyed all their partnership property and effects to said Thornton Poole in trust for the benefit of their Creditors.

Now the Condition of this bond is such that if the said Thornton Poole shall well and faithfully perform said trust, according to law, then this obligation shall be void, else to remain in full force and virtue in law.

Signed, Sealed & Delivered in the presence of Thomas H. Maynard Filed May 28th 1869

Thornton Poole, Samuel A. Poole, Thomas H. Simpson

Court's Order

Thornton Poole, Trustee of N. H. Clary and Bro. On Petition

No. 3622 Equity In the Circuit Court for Frederick County February Term 1871

Ordered by the Court this 10th day of April 1871, that the foregoing report of Trustee, be and the same is hereby ratified and confirmed, notice having been duly given as required by the foregoing order and no cause being shown to the contrary, and the case is hereby referred to the Auditor to state an account therein after having given the usual notice to Creditors.

Filed May 10th 1871

John H. Lynch

Thornton Poole, Trustee on Petition

No. 3622 Equity In the Circuit Court for Frederick County in Equity

The Regular Auditor of the Court Frederick J. Nelson Esq, being disqualified to act in this case on account of being connected therewith, as Counsel, it is thereupon ordered this 12th day of April 1871 that Joseph P. Ryan be, and he is hereby appointed Special Auditor to state an account between the Trustee and the Trust funds.

Wm. P. Mauley

Be it remembered that on this 12th day of April 1871, before me, one of the Judges of the Circuit Court for Frederick County, personally appeared Joseph P. Ryan Special Auditor in the above case, and made oath in due form of law that he will well and faithfully execute the duties of his Office without favor, affection, partiality or prejudice.

Wm. P. Mauley

Filed April 13th 1871

red Thornton to the above... in Equity... ny next Trustee... by us long as... to shall... Justice... well it... says the