

to be true as therein stated, and agrees that such decree may be passed in the premises as to the Court may seem just and Equitable ~

Filed October 28th 1878 ~

J Hammond

Answer of Geo. W. Pole & wife

The Answer of George W Pole, And Ann Sophia Pole his wife of Washington County State of Maryland to the Bill of Complaint of Charles S. Simmons and others filed against them and others, filed in the Circuit Court for Frederick County in Equity. ~

These Defendants for answer to the said Bill of Complaint, answer and say that they admit the several matters and things stated in said Bill to be true as therein stated, and agree that such Decree may be passed in the premises as to the Court shall appear to be just and Equitable. ~

Filed October 28th 1878 ~

Geo. W. Pole
Ann S. Pole

Decree

Charles S. Simmons and Elizabeth Simmons his wife et al.
vs
Clara Ann Simmons
John H. Simmons & others

No. 3705 Equity ~

In the Circuit Court for Frederick County sitting as a Court of Equity, ~
September Term 1871 ~

The above Cause standing ready for a hearing, and being submitted, the Bill, Answers, Exhibits, Depositions, taken under Commission. And all other proceedings were by the Court read and Considered.

It is therefore, this Seventh day of December, in the year Eighteen Hundred and Seventy One, by the Circuit Court for Frederick County, as a Court of Equity, and by the authority thereof, adjudged, ordered, and decreed, that the land and premises mentioned in these proceedings be sold, and that Charles S. Simmons and R. Emory Simmons of Frederick County, be, and they are hereby appointed Trustees to make the said sales, and that the course and manner of their proceeding 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 Ten thousand Dollars, conditioned for the faithful performance of the trust reposed in them by this Decree, or which may be imposed in them by any future order or decree in the premises. They 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 they 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 two equal annual payments, the purchaser or purchasers giving his, her, or their notes, 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 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 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, said to his, her, or their uses, &c. forever to him, her or them sold, free clear and discharged

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