

The answer of Jacob Stimmel, Administrator of Henry Stimmel to the Bill of Complaint of John Nelson, Sr. Henry R Harris, George F W Cumbergh and Joseph P Gummman, filed in the Circuit Court for Frederick County in Equity. This defendant admits the execution of the mortgage from Henry M Straulman and wife to complainants, and the failure of Henry M Straulman to comply with the condition thereof. He further admits that he as administrator of Henry Stimmel obtained the judgment as stated in said Bill against said Straulman which is still unpaid, and generally admits the facts stated in the Bill to be true, and consents to a decree for a sale of the real estate described in the Mortgage, the proceeds of which sale to be brought into Court for distribution among the parties entitled to the same.

Jacob Stimmel

Decree

John Nelson, Sr. Henry R Harris  
George F W Cumbergh and  
Joseph P Gummman  
vs  
Henry M Straulman and others

No 3888 Equity

In the Circuit Court for Frederick County sitting as a Court of Equity

May Term. 1873

The above cause standing ready for a hearing, and being submitted, the Bill, answers Exhibits and all other proceeds were by the Court read and considered. It is thereupon this 28th day of June, in the year Eighteen hundred and Seventy three by the Judges of the Circuit Court for Frederick County, as a Court of Equity, and by the authority of said Court, adjudged, ordered, and decreed, that the land and premises mentioned in these proceedings be sold, at public sale, and that John Nelson, Sr. of Frederick County, be, and he hereby appointed Trustee to make the said sales, and that the course and manner of his proceedings 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 him with a surety or sureties to be approved by the Court, or the Clerk thereof in the penalty of Thirty-four hundred 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 half of the purchase money to be paid on the day of sale, or on the ratification thereof by the Court; the residue in one year from the day of sale, 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 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 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 force 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 the

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