

and duly recorded in Liber C. M. No. 4 folio 137 one of the Records aforesaid as by reference thereto will more fully and at large appear. Third, all those tracts or parcels of Land with the improvements thereon situate in said County and State described in a deed dated September 8<sup>th</sup> 1869 from Jacob Sigler Executor of Daniel Leager deceased to said Ausherman containing Ten Acres one Rod and twenty two perches more or less and duly recorded in Liber C. M. No. 4 folio 388 one of the Records aforesaid as by reference thereto will more fully and at large appear together with all the Real Estate belonging to and owned by the said Samuel Ausherman and Malinda Ausherman his wife where so ever the same may be located, this Deed further Witnesseth that in further consideration of the above recited premises the said Samuel Ausherman doth also grant bargain and sell unto the said Silglman T Hersperger in trust for the purpose aforesaid the following property that is to say seven Work Horses five colts six muleh cows three head young cattle eight Hogs three farm wagons one spring wagon one wheel drill one hay rake one threshing machine one fodder cutter one wheat fan one set Blacksmith tools six sets Wagon harness one leader Mill one horse reaper and mower combined one lot of hay all debts sum and sums of money Books of account all the crops to which the said Ausherman is entitled and now growing on the farm owned and occupied by him together with all the farming utensils and personal property of every kind and description whatsoever of him the said Ausherman excepting therein such portion as may by Law be exempt from execution to have hold and take the same upon trust that he the said Silglman T Hersperger do and shall as soon as conveniently may he make sale either at public or private sale of so much thereof as may be salable upon such terms and at such time and place as the said Trustee may deem best to the interest of all parties concerned for the best price that can be reasonably had for the same and collect monies thereof as is outstanding and not salable and it is hereby declared and agreed that the said Silglman T Hersperger shall stand possessed of all the moneys arising from such sales and to be called in and received as aforesaid upon trust in the first place to pay and reimburse himself all such costs charges and expenses as he shall or may sustain about such sales and also pay the expenses of these presents and all other costs and charges including six per cent Commission to said Trustee and such Counsel fees as may be incurred in the execution of the trust hereby created, Secondly, to pay and satisfy the claim due and owing by the said Ausherman to the said Silglman T Hersperger which is secured by a Mortgage dated April 1<sup>st</sup> 1872 and duly recorded in Liber C. M. No. 8 folio 167 one of the Land Records of Frederick's County out of the moneys arising from the sale of the property described or included in said Mortgage, Thirdly, to pay and satisfy the claim due and owing by the said Ausherman to Ezra Dev secured by a Mortgage dated September 18. 1869 and duly recorded in Liber C. M. No. 4 folio 136 one of the Land Records of Frederick's County out of the moneys arising from the sale of the property described or included in said Mortgage, Fourthly, to pay and satisfy whatever is due from the said Ausherman to Eli Rutzahn and William Sleser or to the Executor or Administrator of said Sleser out of the moneys arising from the sale of the property described or included in a Mortgage dated April 25. 1872 from said Ausherman to said Rutzahn and Sleser and duly recorded in Liber C. M. No. 8 folio 531 one of the Land Records aforesaid