

was fairly made.

Thomas Gersuch Clerk

David Birely & Samuel Birely  
Trustees of Elizabeth Shoemaker  
on  
Petition

No 4036 Equity.  
In the Circuit Court for Frederick County,  
sitting in Equity

September Term 1874.

Ordered this 11th day of December 1874 that on the 7th day of January 1875 the Court will proceed to act upon the Report of Sales this day filed by David Birely and Samuel Birely Trustees in the above case unless cause to the contrary be shown before said day, provided a copy of this order be inserted in some newspaper published in Frederick County for three successive weeks prior to said day  
The report states the amount of sales at \$3461.<sup>25</sup>

Thomas Gersuch Clerk

Filed Dec 11 1874

of the Circuit Court for Frederick County

Printer's  
Certificate

Office of the Examiner Frederick Md January 23rd 1875.

This is to certify that the annexed Order here was published in "The Examiner" a newspaper published in Frederick County prior to the 7th day of January 1875.

Filed Jan. 23rd 1875.

Keefer Smith & Co.

Exhibit 1

This deed made this 17th day of April in the year 1874 by Elizabeth Shoemaker of Frederick County, witnesseth whereas the said Elizabeth Shoemaker is indebted unto sundry parties in several sums of money and being unable to pay the said debts has proposed and agreed to assign all her estate and effects unto David Birely and Samuel Birely of said County and State in trust for the benefit of her Creditors as hereinafter mentioned, Now therefore the said Elizabeth Shoemaker doth grant unto the said David Birely and Samuel Birely and the survivor of them the Executors Administrators and assigns or the survivor the following property that is to say the farm of which the said Elizabeth Shoemaker now stands possessed being those several parcels of land conveyed to John Shoemaker by Peter Fox by two deeds dated the one on the 20th day August 1789 for 250 Acres of Land and recorded in Liber W. R. No 8 fol 601 & 602 on of the Land Records of Frederick County the other dated on the 20th day of August 1793 for three Acres and a half and a half quarter and ten perches of Land and recorded in Liber W. R. No. 13 fol 532 & 533 of the Land Records of Frederick County all being parts of a tract of Land called the Recovery in Good Neighbourhood excepting thereof and therefrom the several parcels of Land heretofore liquidated and conveyed to other parties to have hold and take the same upon trust that they or the survivor of them the Executors Administrators or Assigns of the survivor do and shall as soon as conveniently may be make sale of the above described parcels of Land for the best price that can be reasonably had for the same either at public or private sale and it is hereby declared and agreed that the said David Birely and Samuel Birely and