

Proceeds of said sale after the Payment of said Rusker's Mortgage debt
And as in duty &c.

Jas. McSherry
Sol. for Petitioner

Ordered by the Court this 7th day of March A.D. 1870, that the Auditor
in stating an account in this cause after allowing the usual Costs, Expenses Commissions
and the Mortgage Debt of Jacob M. Rusker audit to John Leats so much of the
surplus as may be necessary to pay the Judgment Interest and costs due to him by the
said John M. Rusker as stated in the within Petition, without prejudice to the right of
any person legally entitled to file objections to said Audit to file the same

Filed March 7, 1870,

John Leats
Judge of the Circuit Court.

John Leats

vs

John M. Ruscher &
Co. M. Ruscher his wife

No. 3785 Equity
In the Circuit Court for Frederick County
Sitting in Equity

Exhibit

Order

This cause having been submitted by the Complainant
and the Bill, Exhibits and Evidence taken under the
Commissioner issued in this case having been read and fully considered by the
Court here, it is thereupon this sixth day of January A.D. Eighteen Hundred and
Seventy then by the Court here adjudged ordered and decreed that the deed in the pro-
ceedings mentioned from Charles W. Keller to the Defendant Christina S. W.
Ruscher dated on the ninth day of December A.D. 1869, be and the same is hereby
declared and taken to be utterly null and void as against the Complainant &
all other creditors of the said Defendant Mrs. M. Ruscher, who were such prior to
the date of said deed, and who may come in as parties to this suit; and that
the Property in the said deed mentioned, and all the Interest of the said Defendant
therein, or so much of said Property as may be necessary to discharge said debts
be sold. That Jas. McSherry Esq., be and he is hereby appointed Trustee
to make said sale, and that the course and manner of said Proceedings shall be as
follows: He shall file with the Clerk of this Court a Bond to the State of Mary-
land, executed by himself and a surety or sureties to be approved by this Court or
the Clerk thereof in the Penalty of three thousand Dollars conditioned for the
faithful performance of the trust reposed in him by this Court or to be repaid
in him by any future Decree or order passed in the Premises. He shall then
proceed to make the said sale having given at least three weeks notice by adver-
tisement inserted in some Newspaper published in Frederick County of the
time place, manner and terms of sale, which shall be one third Cash, and balance
in five and twelve months from the day of sale, the credit Payments to bear interest
from the day of sale, and to be secured by note or notes of the Purchaser endorsed to
the satisfaction of said Trustee, as so soon as may be sufficient or convenient after
any such sale or sales, the said Trustee shall return to this Court a full and
particular account of his Proceedings relative to such sales with an affidavit
and sworn of the truth thereof and of the fairness of said sale and on Payment of