

This cause standing ready for hearing, upon the Bill, Exhibit and the answers of the Defendants admitting the allegations and charges in the said Bill and being submitted without argument to the Proceedings were read and considered. It is therefore the 26th day of January A. D. 1877 by the Circuit Court for Frederick County sitting as a Court of Equity, and by the authority of said Court a decree is made and decreed that the Mortgage premises in the Proceedings mentioned, or so much thereof, may be necessary for the purpose of paying and satisfying the said Mortgage claim and the costs thereof to be sold.

That Lewis A. Hildebrand of Frederick County be and he is hereby appointed Trustee to make such sale, and that the costs and charges of this proceeding shall be as follows. He shall first file in the office of Clerk of this Court a Bond executed by himself with a surety or sureties to be approved by said Clerk in the Penalty of Two thousand Five 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 Mortgaged premises having first given at least three weeks previous notice thereof 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, the purchase money to be paid, one half thereof on the day of sale or upon the ratification thereof by this Court and the balance or other half of said purchase money to be paid one year from the date of said sale, and the Payment thereof to be secured by the Bond or note of the purchaser with a surety or sureties to be approved by the Trustee, or all cash on the day of sale or final ratification thereof, at the option of the Purchaser.

And as soon as may be convenient after any such sale, 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. And on the ratification of such sale by this Court, and on Payment of the whole purchase money, and not before, the said Bond by a good and sufficient Secd, to be executed and acknowledged equally to Law shall convey to the Purchaser of said Property, the property so sold; he shall be clear and discharged of all claim of the Parties to this decree and of any person or persons claiming by, from or under them.

And the said Trustee shall bring into this Court, the money arising on such sales, and the Bonds or notes which may be taken for the same to be disposed of under the order and direction of this Court.

Made January 29th 1877,

John Lynch Judge
of the Circuit Court.

Answer of
L. A. Hildebrand

To the Honorable the Judges of the Circuit Court for Frederick County
Sitting as a Court of Equity

The answer of William H. Hildebrand of Frederick County one of the Executors of John Hildebrand late of Frederick County, Dec^d to the Bill of Complaint of Margaret Ann Sophia Stargate and William Stargate her Husband against him and his Co-Executors Lewis A. Hildebrand in your Honorable Court exhibited.

This Defendant for answer to said Bill of Complaint, answering says:
That he admits the several matters and things stated and charged in the Complainant's said Bill to be true, and that he submits to such decree in the premises as may be right. That he expressly waives a day in Court.