

Proceeds of sale of the real estate of said John Derr when made under this decree in this cause

Filed January 19th, 1878

John A Lynch
Judge of the Cu Court

Court's
Order to
Sell Real
Estate &
Appointing
Trustee

Eugene L. Derr and
Fanny Derr his wife and
Ezra L. Derr

vs.
Elizabeth Derr & others

No. 4287 Equity
In the Circuit Court for Frederick County,
Sitting as a Court of Equity.

December Term, 1877.

The above cause standing ready for a hearing, and being submitted, the Bill, answer, Exhibit depositions and all other Proceedings were by the Court read and considered. It is therefore, this 28th day of January in the year Eighteen Hundred and Seventy Eight, by 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, subject to the dower right of Elizabeth Derr as assigned by the Commissioners, and that Eugene L. Derr of Frederick County, he, and he is 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 himself with a surety, or sureties, to be approved by the Court, or the Clerk thereof, in the penalty of Eighty Thousand 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 third of the purchase money to be paid in cash on the day of sale, or on the ratification thereof by the Court, the residue in two equal annual payments in one and two years from 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 agreeable to law, shall convey to the purchaser or purchasers of the said property, and to his, her or theirs, the property to him, her, or theirs sold free, clear, and discharged of all claims