

said Petition and Proceedings in this case, having given at least four weeks previous notice of the time, place, manner and terms of sale, inserted as to said land in Garrett County, in some newspaper published in said Garrett or Allegany County, and as to said land in Frederick County, in some newspaper published in said Frederick County, and such other, if any, notice as he may think proper and advisable; and which terms of sale shall be as follows:—

The purchase money to be paid in three equal instalments; the first instalment shall be paid in cash on the day of sale or on the day of the ratification thereof by the Court; the other two instalments shall be paid in one and two years from the day of sale, and payment thereof shall be secured by the notes of the purchaser with security or sureties to be approved by the trustee, bearing interest from the day of sale. The purchaser having the option to pay all cash, if he shall so elect, and said Trustee being authorized to sell said land in parcels, should he consider it judicious to do so. And if the said Trustee on offering said lands at public sale as above directed, shall deem the bids therefor inadequate and that it would be more advantageous to do so, he is hereby authorized to withdraw the same, and re-offer it at public sale or dispose of it at private sale, after such notice, and on such terms as he may deem most judicious, and, in the exercise of his discretion if he shall consider it more beneficial to the interests of those concerned in said lands to sell and convey said lands by the entire tract or in subdivisions or parcels thereof, and to dispose of said lands and the timber thereon separately from each other, and in such lots or quantities as he may deem advantageous, and to sell said timber by royalty, stumpage or other method which he shall deem most conducive to the best sale thereof. And as soon as may be convenient after any such sale or sales, the said trustee shall return a full and particular account of the same, with an affidavit of the truth and fairness of such sales annexed. And on the ratification of such sale or sales by this Court and the payment of the whole purchase money (and not before) the said trustee shall by a good and sufficient deed to be executed and acknowledged by him according to law convey to the purchaser or purchasers and to his or their heirs all the rights, title and interest which the said Thomas Beatty held in the said lands at the time of his death and of all those claiming by through or under him. And the said trustee shall bring into this Court the money arising from such sale or sales, and the notes which may be taken for the same, to be distributed to those entitled thereto, under the order of this Court, after deducting therefrom all costs and expenses incurred in this case, and such commissions to the Trustee as the Court shall think proper to allow in consideration of the skill, attention and fidelity where-with he shall appear to have discharged his trust.

Filed June 30th. 1877.

John A. Lynch
Judge of the Circuit Court.