

No 4488 Equity.

of all parties to how said real estate sold and the proceeds divided amongst those entitled thereto, and they pray for the prollage of such a decree And as in duty bound will ever pray &c

In C. Matter

Filed Jan 27, 1880

Let for dependants

William H. Trundle et al
vs
Marietta Trundle et al

No 4488 Equity
In the Circuit Court for Frederick County,
sitting as a Court of Equity

February Term, 1880.

Decree
to sell Real
estate

The above cause standing ready for a hearing, and being submitted, the Bill, answer, Exhibits and all other proceedings were by the Court read and considered. It is thereupon, this 26 day of April in the year eight-hundred and eighty 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 passed under the will of H. Ward Trundle upon the death of his wife Rosetta Trundle to the children who survived said Rosetta Trundle viz William H. Trundle, Henrietta Himmel intermarried with Jacob Himmel Anne Bruchey wife of William Bruchey, and Marietta Trundle and that the children of Henry Trundle take an interest under said Will said Eliza Ward & Henry Trundle having died before the death of Rosetta Trundle widow of H. Ward Trundle, and that said lands and premises be sold and that John H. Miller & William H. Trundle of Frederick County, be, and are hereby appointed Trustees to make the said sales, and that the course and manner of their proceedings shall be as follows: they shall first file in the Clerk's office of this Court a Bond to the State of Maryland, executed by them with a surety, or sureties, to be approved by the Court, or the Clerk thereof, in the penalty of Six Thousand dollars, conditioned for the faithful performance of the trust reposed in them by this decree, or which may be reposed in them by any future order, or decree in the premises. They shall then proceed to make sale of 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 they 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 six and twelve months 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 Trustees 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 aforesaid, 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 Trustees by a good and sufficient deed to be executed and acknowledged agreeably to law, shall convey to the purchaser or purchasers of the said property, and to his, her or their heirs, the property to him, her, or them sold, free, clear, and discharged of all claim of the parties to this cause, and of any person, or persons claiming by, from or under them; and the said Trustees shall bring into this Court the money arising on such sale, or sales, and the bonds or notes which may be taken for the same, to be

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