

No. 4408 Equity

Decree
to Sell.

and being submitted, the Bill, answer, Exhibits depositions and all other proceedings were by the Court read and considered. It is thereupon, this 17th day of January in the year eighteen hundred and eighty by the Circuit Court for Frederick County, as a Court of Equity, and by the authority of the said Court, adjudged, ordered, and decreed, that the land and premises mentioned in these proceedings be sold, for the purpose of distributing the proceeds among the parties entitled thereto in proportion to their respective rights and that Joseph J. Fox of Frederick County, be, 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 him with a surety or sureties, to be approved by the Court, or the Clerk thereof, in the penalty of Thirty-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 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, 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 the payment of the whole purchase money and out before, the said Trustee by a good and sufficient deed to be executed and acknowledged according 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 Trustee 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 disposed of under the direction of this Court, after deducting therefrom, the costs of this suit, and such commission to the said Trustee as the Court shall think proper to allow, in consideration of the skill, attention, and fidelity, whereunto he shall, appear to have discharged his trust.

John A. Sprick
Judge of the Cir. Court

Filed January 19, 1880

Joseph J. Fox and wife
Hannah C. Fox and wife et al

George Hartough and wife
John W. Brown and wife et al

No 4408 Equity
In the Circuit Court for Frederick County
as a Court of Equity

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

The Petition of Joseph J. Fox and Sophronia Fox his wife, of the S. Fox or of her relation to the said Joseph J. Fox and Sophronia Fox and Nath. Ann. Fox his wife and Joseph