No 4242 Equity

them & each of them to be & appear before ye Honorable Court at the next Term of the same to make such Report of the whole amount of the Trust estate & the disposition they have made of the same

And as in duty bound &c

Wm P. Maulsby Jr
Solicitor for Petitioner
Filed Dec 6, 1879

Francis M. Fraley
Petitioner

In the matter of the Estate of Mary Ann Fraley

No. 4242 Equity
In the Circuit Court for Frederick County as a Court of Equity.

December Term, 1880

Court's Order

This cause is now before the Court, on the Petition of Francis M. Fraley which prays the Court to compel Joshua J. Zimmerman and Daniel J. Shellman the Trustees in this cause, to make and file a Report of their proceedings, as required by Article 65, Section 99, of the Revised Code. The question of the sufficiency of the Reports made by the said Trustees, has been argued by the Solicitors of the respective parties.

After an examination of these reports, the Court is of opinion that they do not meet the requirements of the section of the Code just mentioned, because they are not as full and explicit as the Law requires.

It is therefore this 16th day of December, A. D. 1880, by the Circuit Court for Frederick County, as a Court of Equity, and by the authority thereof, ordered and decreed that Joshua J. Zimmerman and Daniel J. Shellman, the Trustees in this Cause, report to this Court under oath, the character and amount of the property, real and personal, that has come into their possession as such Trustees, the time they took possession of the same, when they sold any or all of the same, to whom sold, and what they received for the same, and when received what money received by them as aforesaid, they have paid out; the time when paid, to whom paid and upon what claims, and the proper vouchers therefor, and file their Report so made, in this Court on or before the 1st day of February A. D. 1881.

John A Lynch
Judge of the Cir Court

Filed December 16, 1880

No 4242 Equity

To the Hon the Judges of the Circuit Court for Frederick County sitting as a Court of Equity.

Report of Trustees

The 5th Report of Joshua J. Zimmerman and Daniel J. Shellman, trustees of Mary Ann Fraley, made in compliance to the Order of your Honorable Court in No. 4242 Equity on the 16th day of December A. D. 1880 respectfully shewsunto your Honors that your trustees, as set forth in their 1st Report in this case, sold the farm, the sale of which is reported in said 1st Report, to Edward J. Zimmerman at and for fifty eight dollars per acre making the aggregate sum of $5985.24 according to the survey made by John S. Ramsburg then County Surveyor which survey your trustees made according to their written agreement with the said purchaser filed as a part of said 1st Report; and received the one third of said purchase money on or about the first day of May 1871 after said Report had been ratified and possession had been given according to the requirement of said agreement; and that your Trustees, having already negotiated their joint and several note at the Central National Bank of