

No. 4796. Equity

Report of sales be and the same are hereby finally ratified and confirmed

John Ritchie

C. Judge

Filed Nov. 24th 1852.

William M. Hagan, daughter Hagan
Jane Hammond and others

Clarence F. Hagan & Mamie J. Hagan

No. 4796 Equity

In the Circuit Court for Frederick County
sitting as a Court of Equity.

To the Honorable the Judges of the Fifth Judicial Circuit of the State of Maryland
in the Circuit Court for Frederick County sitting as a Court of Equity.

Petition of
Trustee

The petition of Samuel Nipdorff, Trustee heretofore appointed by decree of your Honorable Court passed in the above entitled case on the fifth day of September last to sell the lands there by decreed to be sold, respectfully represents unto your Honor that he has accordingly sold said lands and reported the sales to your Honorable Court which has finally ratified and confirmed the same, as will appear by the proceedings in relation thereto and that Millard H. Leather & James H. Leather the purchasers of part of said lands, to wit: All that part of a tract or parcel of Land called "Mary makes One", containing One hundred and forty acres of Land more or less are desirous of paying the entire purchase money therefor in Cash, except the sum of Two hundred and fifty Dollars thereof, that a certain Margaret R. Leather one of the children of Adams Hagan late of Frederick County in the State of Maryland, deceased who devised said Lands to her and others by his last Will and Testament, as is shown by the proceedings in this case and who as such devisee was entitled to a distributive share (One tenth) of the net proceeds of said sales has together with a certain David W. Leather her husband executed a deed of Assignment conveying to the said Millard H. Leather and James H. Leather their sons all their right, title and interest in and to said Real Estate and the moneys or proceedings arising from the sale thereof as will appear by said deed of Assignment herewith filed as part hereof and marked Exhibit A. And that the said Millard H. Leather and James H. Leather are ready and willing to execute a good and sufficient receipt release and acquittance to your Orator for all the right, title and interest in the lands and to the proceeds of the sales thereof so as aforesaid conveyed or assigned to them by the said Margaret R. Leather and David W. Leather her husband or such part thereof as may be necessary to complete the payment in full for the lands so purchased by them from your Orator, as will appear by their written agreement obligating themselves to do so herewith filed as part hereof and marked Exhibit B. And your Orator further represents that he believes it would be for the benefit and advantage of all the parties to have this arrangement effected, and the matter settled as expeditiously as possible so all the parties entitled will the sooner receive their money. And he therefore prays your Honor to pass an Order authorizing him to receive the purchase money for the lands sold by him to the said Millard H. Leather and James H. Leather in the manner hereinbefore proposed, and to execute a deed therefor to the said Millard H. Leather and James H. Leather and to have the matter referred to the Auditor to state an account distributing the funds so by Orator received and directing said Auditor to distribute to the said Millard H. Leather and James H. Leather such portions of the proceeds of the sale of the land purchased by them as by virtue of said deed of Assignment to them from said Margaret R. Leather and David W. Leather her husband they are entitled to and directing and requiring the said Millard H. Leather and James H. Leather to execute to your Orator a good and sufficient Receipt, release and acquittance for