No. 4448 Equity (Additional Proceedings)

Your Trustee then offered the Lot containing three acres one Rood and one and one fourth perches of Land described on the above mentioned plat by courses and distances as Lot No 1, it being part of the tract called Fort Henry adjacent to the Town of Emmittsburg, in Emmittsburg District, Frederick County, Maryland, and sold the same to John Agnew, at and for the sum of seventy two dollars per Acre, he being then and there the highest bidder therefor, upon the same terms as the tracts above mentioned, and took his Certificate of purchase for the same, which is herewith filed, marked Exhibit D, to this Report of Sale.

Your trustee then offered Lots No. 2, 3 & 4, described on the above mentioned plat by courses & distances, containing in the aggregate ten Acres, two roods and twenty-two perches of Land, they being part of the tract called Fort Henry, situated adjacent to Lot No 1, in Emmittsburg District in Frederick County Maryland, and sold the same to James A. Elder, at public Auction upon the terms mentioned in Exhibit B to this Report he being then and there the highest bidder therefor, and took his Certificate of Purchase for the same, which is herewith filed as Exhibit E, to this Report of Sale. Your Trustee further reports that all of said Lands are the same as described in Exhibit No 2 to the original Bill filed in this Cause, by that described in Exhibit No. 4 to said Bill with the correction made by the Surveyor James M. Tofell, and that they were sold according to the terms prescribed in the Decree passed in said cause as appears from the certificate of Purchase and that all of said sales were advantageous and the best that in the opinion of this Trustee that can be made, the prices obtained for said lands being considered very good by all parties acquainted with them. Aggregate amount of sales $7442.95

John C. Motter
Trustee

Affidavit of J. C. Motter one of the Trustees

State of Maryland, Frederick County, Sct:

I hereby certify that on this 18th day of March A D 1881 before the Subscriber, a Justice of the Peace of the State of Maryland in & for Frederick County, personally appeared the above named John C. Motter and duly made oath, according to law that the matters and things alleged in said Report of Sales are true as therein stated and that said sales were fairly and bona fide made.

Robert Stokes J. P.

Newton M. Horner & Caroline Horner, his wife, and others
vs
Sophia Horner, John Agnew and others

No. 4448 Equity
In the Circuit Court for Frederick County, sitting in Equity.
February Term, 1881

Order Nisi on Report of Sales

Ordered this 19th day of March, 1881 that on the 14th day of April next the Court will proceed to act upon the Report of Sales, this day filed by Newton M. Horner and John C. Motter, by John C. Motter one of the Trustees in the above case, unless cause to the contrary be shown before said day: provided a copy of this order be inserted in some newspaper published in Frederick County, for three successive weeks prior to said day.

The Report states the Amount of sales at $7442.95

(Examined)

Adolphus Eakhake Jr., Clerk of the Circuit Court for Frederick County.

Filed March 19, 1881