

No. 4868 Equity

Martha E. Wilcoxon, in her own behalf and Tempe E. Wilcoxon, Harry E. Wilcoxon, Mattie R. Wilcoxon infants, by said Martha E. Wilcoxon, their Guardian.

No. 4868 Equity In the Circuit Court for Frederick County, sitting as a Court of Equity. May Term 1883.

Rufus Wilcoxon & Annie Wilcoxon his wife, Philip Hitesher & Jennie Hitesher his wife and others.

The above cause standing ready for a hearing, and being submitted, the Bill, answers, Exhibits, Evidence filed in said cause and all other proceedings were by the Court read and considered: It is therefore this 19th day of May, in the year Eighteen hundred and eighty three, 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 be sold, clear of dower, and that John C. Motter and Charles B. S. Leary, of Frederick County, be, and they 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 Thirty-five 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.

Decree to sell

They 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 they shall 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 one and two 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 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 arranged, 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 moneys 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 Trustees as the Court shall think proper to allow, in consideration of the skill, attention, and fidelity, wherewith they shall, appear to have discharged their trust.

John A. Lynch Judge of the Cir - Court

Filed May 19, 1883