

No 4789 Equity

accepted and filed by the Clerk of the Circuit Court for Frederick County in his official office as required by the Laws of Maryland and that they then entered upon the discharge of their duties as said Trustees. These Trustees further report that they advertised said real estate at public sale upon the terms and Conditions mentioned in said decree for more than three successive days prior to the day of sale in the Valley Register a newspaper published in Frederick County Maryland and having a large circulation in that portion of the County in which the said land is situated a copy of which advertisement is herewith filed as a part hereof marked Exhibit M. and also by handbills extensively circulated, that they attended at the place day and hour mentioned in said advertisement and offered the same for sale upon the terms published but that they failed to get a bid higher than fifty two dollars per acre and not deeming that sufficient withdrew said real estate, that they again offered said real estate during last January but again failed to get a higher bid and again withdrew it supposing and hoping a higher price might be obtained. Your petitioners further represent that from time to time an effort has been made to sell said real estate at private sale they deeming it a useless and unnecessary expense to advertise it and offer it at public sale, and that on the twenty fifth day of February in the year Eighteen hundred and Eighty four they sold the same to Simon D Rutzahn at private sale at and for the sum of Fifty three dollars and fifty cents an acre to be paid for Cash on the day of the ratification of the said sale, and that these trustees took his acknowledgment of purchase for the same in which he promised to pay that amount therefor, which acknowledgment of purchase is herewith filed as a part hereof marked Exhibit S. said real estate consists of a tract of land lying and being in Middletown district in Frederick County Maryland and contains One hundred and Twenty two and a half acres of land more or less and is fully described in the advertisement attached to Exhibit S filed herewith and also in Exhibit M. Your petitioners further represent that said sum of money is the highest and best price they have been able to obtain for said real estate, and they believe it would be to the interest of all parties to have the same ratified and confirmed and they accordingly ask your Honorable Court to confirm the same

Amount of Sale \$ 16298.75

Edward Rutzahn
John H. Rutzahn
Trustees

State of Maryland Frederick County Set:

I hereby certify that on this 25th day of February 1884 before the subscriber a Justice of the Peace of the State of Maryland in and for Frederick County personally appeared the above named Edward Rutzahn and duly made oath according to law that the matters and things alleged in said petition are true as therein set forth and that said sale was fairly made

James H. Bessent J.P.

Order Nisi on Sales.

John H. Rutzahn and
Jaa. Rutzahn his wife

Mary A. Rutzahn
Malachi C. Rutzahn
Simon D. Rutzahn and others

No 4789 Equity
In the Circuit Court for Frederick County, sitting in Equity
January Term 1884
In the Matter of the Report of Sales filed
the 29th day of February 1884.

Ordered, that on the 31st day of March 1884 the Court will proceed to act upon the Report of Sales of Real Estate reported to said Court by Edward Rutzahn and John H. Rutzahn Trustees in the above cause, and filed therein as aforesaid, to finally ratify and confirm the same, unless Cause to the contrary thereof 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 to be \$ 16,298.75 (Valley Register) Dated this 29th day of February 1884. Adolphus Fearhake J. Clerk of the Circuit Court for Frederick County