

No. 4724 Equity

Charles W. Hoffman

vs

Henry C. Gravenhorst

Margaret A. Gravenhorst

his wife & others

No 4724 Equity
In the Circuit Court for
Frederick County sitting
as a Court of Equity

Decr Term 1881

The above cause standing ready for a hearing, and being submitted, the Bill, answer Exhibits depositions and all other proceedings were by the Court read and considered the defendant David C. Hinebrenner by his answer having agreed to the passage of a decree for the sale of the entire mortgaged premises the interest of the said defendant Hinebrenner as well as the interest of the complainants

It is therefore, this 5th day of January in the year Eighteen hundred and Eighty two 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 to pay the mortgage debt of the complainant and of the defendant David C. Hinebrenner with interest thereon and the costs of these proceedings to be taxed by the Clerk unless the parties defendants interested in the mortgaged premises shall come in on or before the first day of February next and pay the entire mortgage debt and interest and that Charles W. Hoffman of Washington City D.C. and David C. Hinebrenner 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

Decree

They shall first file in the Clerk's office of this Court a Bond to the State of Maryland executed by themselves with a surety, or sureties, to be approved by the Court, or the Clerk thereof, in the penalty of Forty 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. 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 may 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 with ratification thereof by the Court, the residue in two Equal 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 annexed, 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 money 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 on 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 January 6, 1882.

Exhibit