

No. 4958 Equity

as alleged in said bill of complaint and such indebtedness has not been paid
4. That it will be necessary to sell the real estate of which said business of Gloy said
seized and possessed to pay his debts

Peter Baile

David P. Smelser and Charles Gloy
Trustees as Smelser & Gloy
vs.

Peter Baile Adm't & others

No. 4958 Equity
In the Circuit Court for Frederick County
Sitting as a Court of Equity
January Term 1884

The above Cause standing ready for a hearing, and being submitted, the Bill, answer, Exhibits testimony and all other proceedings were by the Court read and considered. It is therefore, this 23 day of February in the year Eighteen hundred and Eighty four by the Judges of 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, and that Grafton Gloy of Frederick County be and he is hereby appointed to make the said sales, and that the course and manner of his proceedings shall be as follows: He shall first file in the Clerk's Office of this Court a Bond to the State of Maryland executed by himself with a surety or sureties to be approved by the Court, or the Clerk thereof, in the penalty of Two thousand dollars to be conditioned for the faithful performance of the trust reposed in him by this decree, or which may be reposed in him by any future order, or decree in the premises. He 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 he may think proper of the time, place, manner and terms of sale; which terms shall be as follows: One half 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 year from the day of sale 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 Trustee shall return to the 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 out before, the said Trustee 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 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 Trustee 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 Trustee as the Court shall think proper to allow, on consideration of the skill, attention, and fidelity wherewith he shall appear to have discharged his trust

Decree

Filed Feb'y 23. 1884

Jno. Redick
Chief Judge