

No. 5100 Equity

Michael Almie et al

Susan Forest (widow) et al

No. 5100 Equity - In the Circuit Court for Frederick County, sitting as a Court of Equity - September Term, 188-

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 15th day of October, in the year eighteen hundred and eighty - five 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 subject to the widow's right of dower therein and that Clayton O. Keedy and Frank C. Howard, of Frederick County, be and they thereby appointed Trustees to make 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, or the Clerk thereof, in the Penalty of Fifteen hundred Dollars, conditioned for the faithful performance of the trust reposed in them by any future order, or decree in the premises - They shall then proceed to make sale of 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 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 Twelve months 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 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 claims 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.

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