No. 5387 Equity

Final Ratification of Audit

Ordered by the Court on this 18th day of June 1889, that the within Audit be and the same is hereby finally ratified and confirmed, no cause to the Contrary being shown, although it appears that the Notice required in the preceding Order has been given and it is further Ordered that the Trustees pay out the money as audited. And that Audits 1 & 2 be rejected

Jas M. Sherry

No. 5303 Equity

William R. Burry Trustee of N. H. Naill & wife — on — Petition

In the Circuit Court for Frederick County Sitting as a Court of Equity.

To the Honorable the Judges of said Court:— The Report and Petition of William R. Burry, respectfully shows unto Your Honors: 1st. That on the fourth day of April A. D. 1887, Nathaniel H. Naill and Catharine A. Naill his wife, by their deed of trust of said dated, conveyed to Your Petitioner, all of said N. H. Naill's Real Estate and also all of his Personal Property so Conveyed, and apply the proceeds in the first place to pay all Counsel Fees, Costs and expenses incurred in the execution of said Trust; then to pay to David E. Stem in full the amount of Money due him upon Note secured by Mortgage upon said real estate, then to pay Hettie Engel, in full the amount due her upon note — then to pay said Catharine A. Naill such proportion of the proceeds of sale to which she would be entitled if she were a widow, in lieu of her dower interest, and then to pay all other creditors of said N. H. Naill pari passu and without any perference or priority, and the balance, if any, to be paid to said Nathaniel H. Naill.

Report of Sales

2. That in the execution of the trusts created by said deed, Your Petitioner after having filed his bond with approved security as required by law, and after having given at least three weeks previous Notice of the time, place, manner and terms of Sale by advertisement in the Banner of Liberty, a Newspaper published in Frederick County and by hand-bills extensively circulated, he did pursuant to said Notice attend on the Premises, the residence of said N. H. Naill, on Saturday the 7 day of May A. D. 1887 at two o'clock P. M. and then and there offered said real estate at Public Sale to the highest bidder said real estate being Sixty eight Acres two roods & thirty one perches of land, more or less, Situated in Linganore District in Frederick County, and now occupied by said Nathiel H. Naill and adjoining the lands of Luke C. Enson William Eicker & Others, and sold the same to David E. Stem, he being the highest and best bidder therefor at and for the Sum of Nineteen hundred and one dollars — Real Estate 1901.00 — and the said David E. Stem has obligated himself to comply with the terms of sale, which are one-third Cash, and the balance in one and two Years from the day of Sale, with interest, as will appear by his acknowledgement of purchase filed herewith marked Exhibit D. E. S. And which