No. 5611 Equity

Decree

Henry W. Hartley and Mary J. Hartley his wife vs. Mary A. E. Dotterer Executrix and The Frederick Town Saving Institution

No. 5611 Equity

In the Circuit Court for Frederick County, sitting as a Court of Equity.
January Term 1890.

The above cause standing ready for a hearing, and being submitted, the Bill, Answers, Exhibits and all other proceedings were by the Court read and considered. It is thereupon this 24th day of January, in the year Eighteen hundred and ninety by the Circuit Court for Frederick County, as Court of Equity, and by the authority of this Court adjudged, ordered and decreed, that the land and premises mentioned in these proceedings be sold, and that Eugene L. Rowe and John C. Motter of Frederick County, be and they are hereby appointed Trustees to make the said sales, and that the order and manner of their proceedings shall be as follows: They shall first file in the Clerk's office of this Court a Bond to the State of Maryland, executed by them, with a surety or securities to be approved by the Court, or the Clerk thereof, in the penalty of ten thousand dollars, conditioned for the faithful performance of the trust reposed in them by this decree, or which may be imposed 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 on the ratification thereof by the Court, the residue in one and two years of equal 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 thereto, 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 the 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.

Filed Jany 24, 1890

Jas McSherry

Trustees Bond approved & filed and Recorded in Bond Record Liber