

No. 5906 Equity
Decree

Decree

Susan E. Ham
et al.

Sarah A. Williams
et al.

No. 5906 Equity

In the Circuit Court for Frederick County, sitting as a Court of Equity,
February Term, 1892.

The above cause standing ready for a hearing, and being submitted to the Bill, Answers, Exhibits and all other proceedings were by the Court read and considered. It is thereupon this 11 day of April in the year Eighteen hundred and ninety two by the Circuit for Frederick County, as a Court of Equity, and by the authority of said Court, seized, ordered and decreed, that the land and premises mentioned in these proceedings be sold excepting and reserving however from this decree the Ham family burying ground containing half an acre of land more or less with the right of way for ingress thereto and egress therefrom for burial purposes or other purposes incidental to the proper care thereof and that William H. Sparks of Frederick County, be and he is hereby appointed Trustee to make the said sale, and that the course and manner of this proceeding 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 him with a surety or sureties to be approved by the Court on the Clerk thereof in the penalty of Twelve Thousand Dollars 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 such sale or sales, the said Trustee 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 assumed, 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 Trustee by a good and sufficient deed to be executed and acknowledged agreeably to Law, shall convey to the purchaser, or purchasers of the parcel 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 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.

Filed April 11 1892

John H. Terry

war
at
and
is
last
ice
and
me
1892