

No. 7567 Equity.

Retification

Bill of

Ordered by the Circuit Court for Frederick County, Maryland sitting as a Court of Equity on this eleventh day of March in the year nineteen hundred and three, that the sales heretofore reported in the above entitled case by Jacob Rohrbach Trustee be and the same are hereby finally ratified and confirmed no cause to the contrary having been shown, although due notice appears by the printed certificate herewith exhibited to have been given as required by the order nisi heretofore issued in this cause, and the cause is hereby referred to the Auditor who will state an account in which he will allow to the Trustee all proper and usual charges and costs and expenses attending his sales and also the usual chancery Commission and also a counsel fee and will return his report to this Court for its further action.

Jalen C. Motter  
Judge of the Circuit Court.

Filed Feb'y 9th 1903.

Decece Found Later.

Note.  
The Decree to the above case has been mislaid or lost. See Equity Docket.

The above cause standing ready for a hearing and being submitted the Petition, Affidavits and Exhibits and all other proceedings were by the Court and considered. It is therefore, this 20th day of December in the nineteen hundred and two by the Circuit Court for Frederick County as a Court of Equity and by the authority of said Court, adjudged, ordered and decreed that Jacob Rohrbach of Frederick County, Maryland be and he is hereby appointed Trustee to sell and convey the real estate of which Lewis M. Kildebrand died seized and possessed and to apply the money arising from said sale to the purposes intended under said will and Testament and under the further order of this Court 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 him with a surety or sureties to be approved by the Court or the Clerk thereof in the penalty of Eight 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 given at least three weeks 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 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 two equal annual payments the purchaser or purchasers giving his, her, or their notes with approved security and bearing interest from the day of sale or all out cash at the option of the purchaser and as soon as may be convenient after any such sale or sales the 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 sales or sales approved 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 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 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 commission for his attention and fidelity which he shall appear to have deservingly obtained  
J. M. Motter