

PETITION OF PLAINTIFF AND COURT'S ORDER GRANTING LEAVE TO TAKE TESTIMONY.

To the honorable Judges of said Court--

The petition of Dr. Charles A. Stults, Plaintiff, shows unto Your Honors-- That the pleadings in this case being at issue, he desires permission of your Honorable Court to take testimony in support of the allegations of the Bill.

And as in duty, etc.

Sroner & Weinberg.

Ordered this 23rd day of May, 1911, by the Circuit Court for Frederick County, in Equity, that leave is hereby granted unto the parties to this cause to take testimony before any one of the Standing Examiners of this Court.

Hammond Wraer.

DECREE.

The above cause standing ready for a hearing, and being submitted, the Bill, Answer, Exhibits and all other proceedings were by the Court read and Considered. It is thereupon this 13th day of June, in the year nineteen hundred and eleven 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 and that Charles A. Stults, of Frederick County, be and he is hereby appointed trustee to make the said sales, 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 Three 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 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, and the residue in twelve months, the purchaser or purchasers giving his her or their notes with approved security and bearing interest from the day of sale, or all cash at the option of purchaser, and as soon as may be convenient after any 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 annexed, and on the ratification of such sale or sales by the Court, and on the payment of the whole purchase money and not before, the said trustee, by a deed and sufficient 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 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 shall appear to have discharged his trust.

John C. motter.