

GENERAL REPLICATION.

J. Fenton Thomas, Jr., et. al., Plaintiffs in the above entitled cause, joins issue on the several matters and rhings set forth in the answers of Charles C. Waters, Trustee, and the Central Trust Company of Maryland, defendants, in so far as the same may be taken to deny or avoid the allegations of the Supplemental Petition filed in the above cause on August 1st 1914.

Chas. C. Waters,
Solicitor for Plaintoffs.

ANSWER OF CHARLES C. WATERS TRUSTEE.

The answer of Charles C. Waters, Trustee of Lee Reich and Company, assignees of Hull and Reich Judgment creditors of Bernard W. Thomas, respectfully states--

That he admits the allegations contained in the petitions heretofore filed to be true as therein set forth and consents to the passage of the decree for the sale of the property mentioned in the above entitled cause; reserving however, the lien of his judgment from the proceeds of said sale to the same extent as the lien now obtains against the real estate itself.

Emory L. Coblentz
Chas. McC. Mathias
Solicitors for Charles C. Waters, trustee, etc.

DECREE.

The above cause standing ready for a hearing and being submitted, the Bill, Answer, Exhibits, testimony and all other proceedings were by the Court read and considered. It is thereupon, this 31st day of August in theyear nineteen hundred and fourteen 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 C. Waters, D. Princeton Buckey and Harry C. Hull, esquires of Frederick County, be and they are hereby appointed trustee to make the said sales, and that the course and manner of their proceedings shall be as follows--The 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 sureties, to be approved by the Court, or the Clerk thereof, in the penalty of Eight Thousand Dollas if a personal bond and Five Thousand Dollars if a Trust Co. Bond is given, conditioned for the faithful performance of the trust reposed in them by this decree, or which may be reposed 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 follow^s. One half of the purchase money to be oaid ib cash on the day of sale, or on the ratification thereof by the Court, the residue in six months from the date of the sale, 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 the purchaser., and as soon as may be convenient after any such sale or sales, the 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 the payment of the whole purchase money, and not before, the said Trustees by a good and sufficient deed to be executed and acknowledged agreeably to law, shall convey to the purchaser or purchasers of said property and to his heirs or the 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 trustees shall vring 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.

Hammond Urner.
Glenn H. Worthington.