

(2) That a trustee may be appointed to make said sale.

(3) And that said proceeds after ^{the} deducting of the costs and expenses, or so much thereof as may be necessary to carry out the provisions of said trust, be invested under the authority and direction of Your Honorable Court.

And your complainants pray for such other and further relief as the nature of their case may require.

As in duty bound &c.

May it please Your Honors to grant unto your orators the writ of subpoena, directed to the said Frederick Buesing, an adult, residing in Frederick City, Maryland, commanding him to be and appear in this Court on some day certain to be named therein, and answer the premises and abide by and perform such decree as may be passed therein.

George A. Paeare jr.

Solicitor for the Complainants.

EXHIBIT NO. 1.

At the request of Frederick Buesing the following deed was recorded November 1st 1852, Received 1\$ Stamp duty.

Edw.d. Shriver, Clk.

This indenture made this first day of November in the Year of Our Lord one thousand eight hundred and fifty two between Adolphus Fox and Anna his wife, of Frederick County and the State of Maryland, of the one part, and Frederick Buesing of the County and State aforesaid of the other part. Witnesseth That the said Adolphus Fox and Anna his wife, for and in consideration of the sum of Seventeen Hundred Dollars, surrent money to them in hand paid by the said Frederick Buesing, at and before the dealing and delivery of these presents, the receipt whereof is hereby acknowledged, have given, granted, bargained and sold, aliened, enfeoffed and confirmed, and by these presents do grant, bargain and sell, alien anfeoff, release, convey and confirm unto him the said Frederick Buesing, his heirs and assigns, all that two story brick house and back building and premises, situated on the East side of North Market street, in Frederick town, it being the same piece or parcel of ground and premises which was heretofore conveyed to the said Adolphus Fox by a certain Elias Hart and wife by deed bearing date the 18th day of January 1849 and recorded in liber W. B. T. No. 11 folio 102 &c., one of the land records of Frederick County, reference thereto being had will fully and at large appear, together with all and singular the buildings, improvements, provileges, advantages and appurtenances thereunto belonging, or in anywise appertaining, and all the estate, right, title and interest, trust property, claim and demand whatsoever at law and in equity of them the said Adolphus Fox and Anna his wife, of, in and to the same. To have and to hold said lot or portion of ground and premises with every of the appurtenances unto him the said Frederick Buesing his heirs and assigns, to the only proper use and behoof of him the said Frederick Buesing his his heirs and assigns forever.

And the said Adolphus Fox and Anna his wife for themselves, their heirs, executors and administrators, do hereby covenant, grant, promise and agree, to and with the said Frederick Buesing his heirs, executors and administrators that they the said Adolphus Fox and Anna his wife, and their heirs the said piece or parcel of ground and premises hereby granted, bargained and sold, and every part and parcel thereof, with the appurtenances thereunto belonging to him the said Frederick Buesing and to his heirs and against all and every person or persons whatsoever claiming or to claim any right title or interest in and to the same or any part thereof from by or under him, or them or any of them, shall and will hereafter warrent and forever defend by these presents.

In testimony whereof the said Adolphus Fox and Anna his wife have hereunto set their hands & affixed their seals the day & year first herein before written.

Signed, sealed and delivered
in the presence of
M. Baltzell John Harritt.

Adolphus Fox (seal)
her
Anna X Fox (seal)
mark