

No, 10141 Equity,

DECREE.

John w, Waggerman	0	No,10141 Equity,
Et al.,	0	In the Circuit Court for Frederick
Vs.	0	County, sitting as a Court of Equity,
	0	
Roy Kyler, Infant,	0	November, Term, 1920,
et al.,	0	
	0	

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, and the Court being satisfied that the property cannot be divided without loss and injury.

It is thereupon, this 26th day of November in the year Nineteen Hundred and Twenty, 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, with power to the Trustees, to sell and convey the right or Rights of way, for a Water Main, either as laid out by the Emmitsburg Water Company, as shown on a Plat, produced and filed, in No, 2970, Miscellaneous dock- of this Court, or by some other route using their discretion to sell the same separately, from the land itself, and that Frank L, Stoner, and George R, Dennis, of Frederick County, be, and they are hereby appointed Trustees, to make the said sales, and that the Course and manner of their proceedings shall be as follows, they shall first file in the Clerks office of this Court, a bond to the state of Maryland, executed by them with a surety or surities, to be approved by the Court or the Clerk thereof, in the penalty, of Twelve Thousand, Dollars, conditioned for the faithful performance of the Trust reposed in them, by this Decree, or that may be reposed in them by any future Order or Decree in the premises, they shall then proceed to make sale of the Real Estate, if at public sale after having ^{first} given at least three weeks previous 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 sales, 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 six months 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, or all cash at the option of the purchaser, if at private sale then upon such terms and at such price as the Court shall approve, 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 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 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 case, and of any person or persons Claiming by from or under them, and the said Trustees shall bring into this Court the Money arising on any ^{or} 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,

Glenn H. Worthington

Offer of the Emmitsburg Water Company,
to purchase right of way

Frank L, Stoner and
George R, Dennis, jr., Trustees
heirs of Mary Wagerman,

Emmitsburg Water Company,
Emmitsburg, Md,
Nov, 26th, 1920,