

No. 10600 Equity

therein deposed to by him are all correct. My mother died without a will and Exhibit No. 3 filed with the Bill is a copy of my Aunt Rachel Will. I know the land described in Exhibit No. 2. as 60 A. 2 R. and 27 sq. ps. situated in Urbana District in Frederick County.

Said land cannot be divided among the parties interested therein without loss or injury.

It is owned by a number of parties and improved by but one set of buildings. I think it ought to be sold and the proceeds divided among the parties in interest, I think the property is worth about \$35.00 per acre.

To the Gen. Int. by the Exam.

Ans. Nothing further.

John P. McElfresh

Whereupon there being no other witnesses to be examined and no further time being required for the production of evidence, the said Examiner hereby certifies that the foregoing are the original depositions in this case, as the same were read over to the witnesses respectively; and I herewith return the same enclosed to the Court.

Witness my hand this 26th day of August A. D. 1922.

Clayton O. Keedy
Examiner.

Costs of the foregoing Testimony

C. O. Keedy Exam, (1 day) \$4.00

Witnesses, no charge.

Certified to:-

Clayton O. Keedy
Examiner.

(Filed August 26, 1922)

Decree

John P. McElfresh Louise
Conard, and others.

Vs.

Lucy Mary McElfresh and
William Thomas McElfresh
Infants.

"
"
"
"
"
"
"

No. 10600 Equity.
In the Circuit Court for Frederick
County, Sitting as a Court of Equity

TERM, 190

-----0-----

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 6th day of September in the year nineteen hundred and twenty-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 the land and premises mentioned in these proceedings be sold, and that Milton G. Urner Jr, Esquire 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 Four 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 first 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, the residue in six 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 the purchaser, and as soon as may be convenient after 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