

Staup by Henry Rensburg and wife, by deed dated February 12, 1881, and recorded in Liber A. F. No. 3, folio 411, one of the Land Records of Frederick County,

5th. That there are a number of creditors of the said John J. Staup who should be notified to file their claims duly authenticated in order that they may participate in the distribution of the said trust estate.

Your Petitioners, therefore, prays your Honors to pass an Order assuming jurisdiction of said trust, directing your Trustees to give the usual notice to the creditors to file their claims, and directing your Trustees in the administration of the said trust, and for such other relief as the nature and equity of the case may require.

And as in duty, etc.,

Milton G. Urner
Emory L. Coblentz
Petitioners and Trustees.

Upon the foregoing Petition it is thereupon ordered this 25th day of January, in the year Nineteen Hundred and Nine, by the Circuit court for Frederick County, sitting as a Court of Equity, and by the authority thereof, that the said Court will and does take jurisdiction of the foregoing trust. And it is further ordered that the said Trustees, by publication once a week for three successive weeks in some newspaper published in Frederick County, give notice to the creditors of the said John J. Staup to file their claims duly authenticated with the Clerk of this Court on or before the 16th day of March A. D. 1909.

(Filed January 25, 1909)

John C. Motter.

DEED OF TRUST.

This Deed, made this 19th day of January in the year Nineteen Hundred and Nine by me, John J. Staup, Witnesseth, whereas I, the said John J. Staup, being indebted unto sundry parties, persons, farms and corporations in several sums of money, and being unable to pay the same in full, have proposed and agreed to assign all of my property, of every kind, to Milton G. Urner and Emory L. Coblentz, of Frederick County, in the State of Maryland, in trust, for the benefit of my creditors, as hereinafter mentioned,

Now, therefore, in consideration of the premises and of One Dollar, I, the said John J. Staup, do grant, convey and assign unto the said Milton G. Urner and Emory L. Coblentz, as Trustees, the following property, that is to say: all my right, claim and interest in and to all that farm and mountain lot, situated in Creagerstown district, in Frederick County, in the State of Maryland, containing 100 acres of land, more or less, and also said mountain lot, together with all the improvements, rights, ways and privileges thereto belonging, and being the same land conveyed unto me, the said John J. Staup, by Henry Rensburg and wife by deed dated February 12, 1881, and recorded in Liber A. F. No. 3, folio 411, one of the Land Records of Frederick County; also all of my personal estate, of every kind and wheresoever situated, the necessary wearing apparel and bedding of me, the said John J. Staup, and such other property as may by law be exempted from execution excepted;

To Have and hold and take all of said property, real and personal, upon trust, that they, the said Milton G. Urner and Emory L. Coblentz, do and shall as conveniently may be, having regard for the best interests of all parties concerned, make sale of so much of said property as may be saleable for the best prices, that can be reasonably had for the same, at either public or private sale, and upon such terms and upon such notice and at such places as said Trustees may deem best, and collect so much thereof as is outstanding and not saleable; and it is hereby declared and agreed that the said Milton G. Urner and Emory L. Coblentz shall stand possessed of the moneys from such sales and to be collected, as aforesaid, in trust, for the following purposes, that is to say, in the first place, to pay and reimburse themselves all such costs, charges and expenses as may be incurred in the execution of the trust hereby created, together with such commissions as may be allowed by the Circuit