

Whereupon, there being no other witness to be examined and no further time required for the taking of testimony in said cause, the said Examiner hereby certifies that the foregoing is the deposition of the witnesses Lloyd M. Kepler, as the same was read over and subscribed to by him, and I herewith return the same enclosed to the Court, this 8th day of May, 1929.

Witness my hand and seal.

D. Princeton Buckey (seal)
Examiner.

(Filed May 8, 1929)

DECREE

Lloyd M. Kepler, et al.	"	No. 11654 Equity.
Vs.	"	In the Circuit Court for
	"	Frederick County, Sitting
Clifford Miller, et al.	"	as a Court of Equity.
	"	May Term, 1929.
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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 including the petition of Lloyd M. Kepler, individually and as Administrator filed on behalf of himself and all other creditors of Ella O. Weaver deceased who may come in and contribute to the expenses of the proceedings and it appealing to the Court that the prayers of said petition should be granted. It is thereupon, this 27th day of May in the year nineteen hundred and twenty-nine, 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 decree of this Court heretofore passed in this cause on the 28th day of March 1928, and the sale and deed made pursuant to said decree be and the same are hereby set aside vacated and annulled and that the land and premises mentioned in these proceedings be resold at either public or private sale and if at private sale for not less than Five Thousand Seventy Five Dollars (\$5075.) and that John L. Routzahn and Arthur D. Willard Esquires 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 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 Ten Thousand Dollars, 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, at either public or private sale, but if at public sale after 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 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 thereafter the purchaser or purchasers giving his, her, or their notes, with approved security and bearing interest from the day of sale or all ash at the option of the purchaser and as soon as may be convenient after any such sale or sales, the said 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 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 cause, 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 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 Trustee as the Court shall think proper to allow, in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

(Filed May 27, 1929)

John S. Newman.