

former locations, 3 courses and distances viz: N 37½ deg. E 14½ ps. to a stone being a corner of John Franklin Thomas land and running with the said land N 85½ deg. W 172 ps. to a stone; thence S 31½ deg. E 187.7 ps. to the first beginning.

(3rd) All other real estate of which the said Benjamin F. Zimmerman is now seized and possessed wheresoever situated.

(4th) All the personal estate of him, the said Benjamin F. Zimmerman, including all live stock, farming implements, money, debts, bills receivable, promissory notes, stocks and bonds, contracts, assets and demands, and all other property and estate, real, personal or mixed, either at law or in Equity, of him, the said Benjamin F. Zimmerman, wheresoever the same may be located; saving, however, all such property as may be by law exempt from execution.

TO HAVE AND TO HOLD the same in trust that he, the said H. Noel Haller, do and shall as soon as convenient and advisable make sale of so much of said property as may be salable for the best price that can be reasonable had for the same, at public sale, and upon such terms and upon such notice, and at such place as the said trustee may deem best, and collect as much thereof as is outstanding and not salable; and it is hereby declared and agreed that the said H. Noel Haller shall stand possessed of the moneys from such sales and to be collected as aforesaid, in trust for the following purposes;

1. To pay and reimburse himself all such costs, charges and expenses as may be incurred in the execution of the trust hereby created, together with commissions in such cases made and provided, and approved by the Circuit Court for Frederick County.

2. To apply the residue for the equal benefit of all the creditors of the said Benjamin F. Zimmerman, to be paid to said creditors without preference or priority save as sanctioned by Article 47 of the Annotated Code of the Public General Laws of