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the case of the Chancellor.

Fredk Town July 25th 1793. Mathias Bentzis

And on the same day the Chancellor made the following order. In Chancery March 4th 1793

John Dew Carey an insolvent debtor having published the order of the Chancellor preceding consequences of his petition on December 28. 1792 agreeably to the directions thereof, and having appeared in the Chancery on the day appointed for meeting his creditors and taking the oath prescribed, and none of his creditors appearing on the said day to recommend a Trustee and the said Carey having this day before the Chancellor taken the oath prescribed by the act for the relief of them and others. It is thereupon adjudged and ordered that George Scott of Frederick county be and he is hereby appointed Trustee for the benefit of the creditors of the said John Dew Carey and that the said John Dew Carey shall execute and acknowledge agreeably to law unto the said George Scott a deed or deeds conveying unto the said George Scott as Trustee aforesaid all his property real personal and mixed and all his debts rights and claims agreeably to his oath aforesaid, and it is further adjudged and ordered that the said John Dew Carey after executing the deed aforesaid shall actually deliver up to the said Trustee for the benefit of the said creditors all his property contained in his schedule annexed to his petition, and all other property real personal and mixed now in his possession, and also all his bonds, notes, contings, and other evidences of his debts rights and claims of any and where he, and that the said George Scott before he shall act as Trustee aforesaid shall execute a bond to Luther Martin Esquire in Court for the benefit of the creditors of the said John Dew Carey in the penalty of one thousand pounds current money for the faithful performance of his duty as Trustee aforesaid, which bond shall be recorded in the office of the Register of this County agreeably to Law. But it is further adjudged and ordered that the said John Dew Carey, he and he is hereby obliged — to the said Trustee any part of the necessary wearing apparel of himself and his family which he is hereby allowed to retain for his and their use. Test

And on the 4th day of January 1794 the Chancellor made the following order.

If matter arise for an appointment he pleased to draw an order appointing Geo French penalty £500.

And on the 18th January 1794 the said Trustee filed in the cause his bond as follows.

Maryland to wit. Know all men by these presents that I George French of Montgomery county am held and firmly bound unto Luther Martin Esq. in Trust for the creditors of John D Carey of Frederick county in the full and just sum of five hundred pounds current money to be paid to the said Luther Martin Esquire to the which payment well and truly to be made and done I bind myself my heirs executors and administrators jointly and severally firmly by these presents sealed with my seal and dated this 4th day of April seventeen hundred and ninety four. Whereas the above named George French hath been appointed by the Honble Alexander Contee Hanson Chancellor of Maryland Trustee on behalf of the creditors of John D Carey an insolvent Debtor. Now the condition of the above obligation is such that if the above bound George French shall faithfully and duly execute and perform his duty as an office as Trustee for the creditors of the said John D Carey an insolvent debtor, then the above obligation to be void, otherwise to remain in full force and virtue.

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Signed sealed and delivered in presence of Margaret Scott. Elizabeth French. Geo French (Seal)

And on the 18th of January 1795 the Trustee filed in court the following petition.

The petition of George French, Jacob Young, John D Carey, William Carey, and Robert Carey to the Honorable Alexander Contee Hanson Chancellor of Maryland, sheweth that said French and Young were appointed by the Careys above named as Trustees by a deed to sell certain property, as will fully appear by reference to said deed at this time in the Chancery office — but the said French and Young earnestly wishing for the satisfaction of every person interested, that the Honble Chancellor would direct in what manner and on what terms the said property should be sold — They all humbly pray that the Chancellor would take the same into consideration and appoint the said French and Young to sell the property in the deed mentioned for the purposes therein expressed. Geo French

November 1st 1794. Jacob Young, John D Carey, Wm Carey, Robt Carey

Exhibits referred to in the petition.

This Indenture made this eighth day of August in the year of our Lord one thousand seven hundred and ninety one between John Dew Carey, William Carey and Robert Thomas Carey all of Frederick county and State of Maryland on the one part and George French and Jacob Young of State aforesaid of the other part. Witnesseth that the aforesaid John Dew Carey, William Carey and Robert Thomas Carey for and in consideration of the sum of five pounds current money to them the said John Dew Carey, William Carey and Robert Carey in hand paid by the said George French and Jacob Young at or before the ensealing and delivery of these presents, the receipt whereof is hereby acknowledged, hath granted, bargained and sold aliened enfeoffed and confirmed unto them the said George French and Jacob Young their heirs and assigns forever, the three following tracts or parcels of land, to wit, Zara containing by patent fifty three acres, Canaan, containing three hundred and seventy four acres and part of Pallenland containing one hundred and seventy eight acres all lying between the Kilbucklow and South Mountain in Frederick county aforesaid reference being had to said patents and deed will more fully appear. Together with all and singular the ways waters water courses woods underwoods, privileges advantages and appurtenances whatsoever to each and every of the said three tracts or parcels of land belonging or in any wise appertaining, and the reversion and reversions, remainder and remainders rents issues and profits thereof, and of every part and parcel thereof and all the estate, right title, interest and claim of them the said John Dew Carey, William Carey and Robert Thomas Carey and of each and every of them in and to the three tracts or parcels of land aforesaid, and of, in and to each of said tracts or parcels of land and of, in and to every part and parcel of each and every of the said tracts or parcels of land and premises. To have and to hold the said three tracts or parcels of land and premises with all and singular the members and appurtenances to them the said George French and Jacob Young their heirs and assigns to the only proper use and behoof of them the said George French and Jacob Young their heirs and assigns forever. In Trust nevertheless that the said George French and Jacob Young and their heirs shall and will as soon after the fee simple of the said three tracts or parcels of land as in convenient time for the best price that they can obtain and within a reasonable time after the disposal thereof divide the monies therefrom arising among the said William Carey and Robert Carey and the creditors of John Dew Carey first satisfying judgment creditors as to them the said George French and Jacob Young shall seem just and equitable, so that the said John Dew Carey, Wm Carey and Robt Thomas Carey shall each bear his proportion of the balance due on a judgment,