parts of the said estates, and as the said estates and lands are intimately connected and united with each other and it may injure the sale of the whole to sell any part seperately and as Clement Smith and Thomas Cramphin and Charles C. Jones are the only persons interested in the manner of the said sale and it is doubted whether the Trustees are not bound by the terms of said decree to sell the said lands in parcels as they were conveyed by Charles C. Jones. Now this instrument of writing witnesseth that it is agreed by the subscribers that the Trustees appointed in the decree aforesaid may proceed to sell the said lands and estates in one Lot and altogether and that the said Thomas Cramphin shall receive immediately all the money that shall be paid as the cash payment required by the said decree except the cash payment on that part of the lands called Joseph's Park (all the land being sold by the acre) and it is further agreed that when any money shall be received on the bond or bonds to be taken from the purchaser or purchasers, the money so received shall be first applied to the discharge of Thomas Cramphin's claim upon Charles C. Jones (principal and interest) without regard to the particular sum or part of that money for which the land mentioned in the deed of Trust from Charles C. Jones to John Bowie shall have sold. Witness our hands and seals this seventh day of April in the year eighteen hundred and twenty three.

C. Smith (Seal)
Thos. Cramphin (Seal)
Charles C. Jones (Seal)

Witness B. S. Forrest.

(☞ Exhibits C. D. E. and F. refered to in the aforegoing report not appearing on file cannot be here inserted) And the said Trustees appointed by the Court to sell the personal estate of the said Charles C. Jones mentioned in the aforegoing decree make report to the Court here of their proceedings in the words following viz. To the Honorable the Judges of Montgomery County Court sitting as a Court of Chancery. The undersigned Trustees acting under the decree of this Court at its March adjourned Term 1822 in the case of Clement Smith vs. Charles C. Jones John Bowie and Thomas Cramphin beg leave respectfully to report that having given bond as required pursuant to the provisions of the decree the property therein mentioned was advertised for sale in the National Intelligencer and Rockville True American, on or about the 20th. January last and continued therein weekly until the 7th. April inst. the day appointed for the sale copies of which notice of sale cut out from said papers with a certificate of the Editors attached and marked A. accompanies this report that similar notices were ordered to be inserted in the Frederick Town Herald and Balt^e Patriot. But the Trustees have learned since the sale that the notice for publication was not received by the Editors of those papers, until a great portion of the time had elapsed, and they then deemed it unnecessary to insert it, but of which fact the trustees not being in the habit of seeing those papers, were not aware until after the day of sale. That in conformity with the notice, the Trustees repaired to "Clean Drinking", the residence of Charles C. Jones on Monday the 7th. Inst^o. where had assembled a large and respectable company and after the sale of the said land proceeded to make sale of the personal estate referred to in the decree a list of which was handed them at the time and the result of such sale they now beg leave to submit in the accompanying auctioneers return of sales marked B. amounting to nineteen hundred and seventy seven dollars eighty five cents, and for which sum they have received and hold subject to the order of the Court Clement Smith and Walter Smith's joint note dated 7th. April 1823 payable in nine months, and bearing interest from date

George Town April 17th 1823. — John Cox, I. I. Stull.

George Town Washington County S.S. On the 17th. day of April 1823 per-

sonally appeared before me the subscriber a Justice of the peace for the County and District aforesaid John I. Stull one of the Trustees above named and made oath on the Holy Evangels of Almighty God that the above report to the best of his knowledge and belief is just and true. Sworn to before. — Thos. Corcoran.

District of Columbia set. I William Brent clerk of the Circuit Court of the District of Columbia for the County of Washington hereby certify that Thomas Corcoran whose name is signed above was at the time of signing the same and still is a Justice of the peace for said County duly commissioned and qualified to his acts as such full faith and credit are and ought to be given as well in Courts of Justice as therout. In Testimony whereof I hereto set my hand and affix the seal of said Court this 17th day of April Anno Domini one thousand eight hundred and twenty three.

(Seal of Washington County Court D.C.)

William Brent, Clerk. C. C.

State of Maryland Rockville Montgomery County to wit. On this 18th day of April 1823 personally appeared before me the subscriber a Justice of the peace for the County aforesaid John Cox one of the Trustees named in the aforegoing report and made oath on the Holy Evangels of Almighty God that the said report to the best of his knowledge and belief is just and true. Sworn before. — Lewis Leach.

And the said complainant by his Solicitor aforesaid files in Court here the following agreement viz.

Clement Smith vs. Charles C. Jones, John Bowie and Thomas Cramphin.

In Equity Montgomery County Court March Term 1823. In this case we agree that the sale made and reported by the Trustees may be ratified and confirmed by the Court immediately and we who are parties thereto and interested in said sale agree to waive all objections to the irregularity of the notice given of said sale and the formality thereof.

Witness, W. Smith as to C. Smith and the rest. John Cox as to Thos. Cramphin and Chas. C. Jones.

C. Smith
Thos. Cramphin
Charles C. Jones.

Thereupon the Court with the assent of the parties in this cause pass the following decree viz.

Clement Smith vs. Charles C. Jones and others.

Montgomery County March Term 1823. In this case the Trustees appointed for the sale of the real and personal estate of Charles C. Jones mentioned in the decree having made their reports that the said property was advertised in the National Intelligencer and Rockville True American according to the directions of said decree and that similar notices were ordered to be published in the Frederick Town Herald and Baltimore Patriot but that the notice for publication was not received by the Editors of those papers until a great portion of the time had elapsed of which fact the trustees not being in the habit of seeing those papers were not aware. And the parties to the proceedings upon the record having consented to waive all objection to the ratification of the return arising from the want of notice it is therefore this 18th day of April 1823 ordered and adjudged by this Court that said sale and returns and all the proceedings under them be ratified and confirmed as reported unless cause to contrary be shewn by the 21st. day of July 1823 and that a copy of this order be published in the Rockville True American and National Intelligencer once a week for four successive weeks before the said 21st July 1823.

Chas. I. Kilgour.

And the Court for further proceedings in the premises continue the case until the third Monday in July next. At which third Monday in July in the year of our Lord one thousand eight hundred and twenty three came again