April Term 1883.

Petition.

Hall & others vs Hammond & others.	No. 2147 Equity in Frederick County Court.

January Term 1850.

To the Honorable the Judges of Frederick County Court sitting as a Court of Equity.

The Petition of Denton Hammond respectfully shows to your Honors that by the Decree passed in this cause on the 29th of October Eighteen hundred & forty seven he was appointed Trustee to make sale of the real estate mentioned in the proceedings in this cause.

Your Petitioner further shows unto your Honors that he has only very partially executed his trust having made sale of a portion of said real estate.

Your Petitioner further shows unto your Honors that Thomas Hammond one of the securities in his Trustees Bond in this case, has filed a Petition setting forth his apprehensions of loss by reason of his said suretyship & calling on this Petitioner for counter-security & that your Honorable Court has passed an order directing this Petitioner to appear in this Court on the 4th Monday of February Eighteen hundred & fifty to shew cause to the contrary.

Your Petitioner further shows unto your Honors that he waived the time granted him by your Honors to shew cause & now states to your Honors that he is unable to give the Counter security required & that he is willing to surrender up said Trust & that your Honors may appoint some other suitable person as Trustee in his stead.

And as in duty bound &c.

M. B. Luckett

Sol. for Petitioner

April Term 1883.

Courts Order & Decree.

On reading the foregoing Petition & the papers in the cause & it appearing to the Court the prayer of said petition should be granted, it is by the Court this 11th day of February Eighteen hundred & fifty adjudged ordered & decreed that the said Denton Hammond be & he is hereby removed from the Trusteeship in this cause — And that George Smith of Frederick County be & he is hereby appointed Trustee in the place & stead of the said Denton Hammond. And that the course & manner of his proceeding shall be as follows.

He shall first file with the Clerk of this Court his Bond to the State of Maryland, Executed by himself & two sureties to be approved by this Court in the penalty of ten thousand dollars for the faithful discharge of his trust.

He shall then proceed to sell the real estate mentioned in the Decree in this cause left unsold by the said Denton Hammond, after giving at least three weeks previous notice by publication in some newspaper printed in Frederick Town, of the time place, manner & terms of sale, which terms shall be as follows one third of the purchase money to be paid on the ratification of sale by this Court & the residue in two Equal annual payments from the day of sale to be secured by the notes of the purchaser or purchasers with securities to be approved by the said Trustee, the deferred payments to bear interest from day of sale.

And as soon as convenient after such sale or sales the said Trustee shall return to this Court a full & particular account of the same with an affidavit of the truth thereof & of the fairness of such sale or sales annexed — And as soon as the whole purchase money is paid & not before the said Trustee shall by a good & sufficient deed executed & acknowledged agreeably to law, convey to said purchaser