Exceptions to Ratification of Sale

Maria Derlbiss vs George L Derlbiss and others

No. 4037 —— Equity
In the Circuit Court for Frederick County.
Exceptions to Ratification of Sale

Maria Derlbiss and Emanuel Warner by Francis Brengle their solicitor except to the ratification of the sale in this cause reported for the following reasons:—
1st The said sale was not fairly made
2nd. That a certain Emanuel Warner one of the exceptants who was desirous of becoming a purchaser of the property in these proceedings mentioned, and so informed the said trustees and was at that time willing, and is still willing to give $1600, for the said property, was deceived by the trustees as to the place where the sale would take place, and informed by them that it would take place at the City Hotel, in Frederick City, and was further told by the said trustees, that if any alterations was made in the place of holding the said sale, the said Emanuel Warner would be so informed by the said trustees, and that the said Emanuel Warner was not informed by the said trustees of any alteration in the place of holding said sale, and did not see any advertisement of the said sale in any newspaper, nor in any posters in the vicinity of the premises sold, although he lives in the vicinity of said premises, and was at the public places in the vicinity of said premises between the time he saw the said trustees as aforesaid, and the time of the sale.
3rd. That one of the trustees saw the said Emanuel Warner on the day of the sale, and before said sale, and did not inform him of any alteration in the place of holding said sale.

Francis Brengle
Solicitor for Exceptants

Filed March 23d 1876

Consent of Complainant to set aside Sale

Maria Derlbiss vs G. L Derlbiss and Others

No. 4037 —— Equity
In the Circuit Court for Frederick County, in Equity. Exceptions to Ratification of sale.

To the Honorable the Judges of the Circuit Court for Frederick County, sitting as a Court of Equity.
Maria Derlbiss the Complainant in this cause comes into Court here, and concurs in the application to set aside the sale reported in this cause, and consents that said sale be set aside on the exceptions filed

Maria Derlbiss

Filed March 23d 1876.

Courts Opinion and Order setting aside sale

Maria Derlbiss vs George L Derlbiss and others

No 4037 —— Equity
In the Circuit Court for Frederick County, as a Court of Equity
May Term, 1876.

This is a case of exceptions to the ratification of a sale of real estate

Report of sale & Order