

MARY ELIZABETH TULL, et al.	:	IN THE
vs.	:	CIRCUIT COURT
• ARMIN WAGNER	:	OF BALTIMORE CITY
	:	96A-604

PETITION FOR AUTHORITY TO ACCEPT OFFER
AND FOR AMENDMENT OF DECREE

TO THE HONORABLE, THE JUDGE OF THE SAID COURT:

The petition of Julius G. Maurer, Harry E. Silverwood and William A. Fisher, Jr., Trustees appointed by the decree in this cause, respectfully shows:

1. That by decree of this Honorable Court passed on May 27, 1957, your petitioners were appointed Trustees to sell the fee simple property No. 324 East Twenty-seventh Street, Baltimore, the leasehold property No. 3217 St. Paul Street, Baltimore, and the certain fee simple property in Frederick County, and were, by said decree, directed to sell said properties at public sale.

2. That pursuant to said decree, your Trustees sold the two properties in Baltimore City at public sale, reported said sales to this Court, said sales were duly ratified and the respective purchasers have made settlement for said properties.

3. That it appears: That on or about December 2, 1953, one, C. Philip Nichols, of Laurel, Maryland, submitted a contract of sale for the purchase of said property in Frederick County for the price of \$1,800.00, together with a check for \$200.00 for a deposit, to John W. Farrell, the then attorney for Mary Elizabeth Tull, Minnie Mooney, and Robert Wagner, plaintiffs in this case, and for Mary Roberta Wagner (now deceased); that said contract of sale was never signed by all the owners of said property, and therefore the proposed sale to said C. Philip Nichols was never consummated. That the check for the deposit was payable to said attorney, who subsequently died, and the proceeds of said check were never received by the owners of the property or returned to the proposed purchaser.