

Vs the Hon Madison Nelson Judge of the Circuit Court
 for Frederick's County sitting in Equity
 Jacob Her one of the defendants in the abov cause
 respectfully beg leave to except to the Ratification of the
 Sale as ordered and decreed by your Honor in said cause
 for the following causes to wit: First because on the 27th
 day of January 1860 Peter Her William Her Mary Her
 David Fritz and Barbara Fritz his wife Margaret Her and
 Jacob Her your petitioner the heirs at Law of Jacob Her -
 Senior did make Constituted and appoint Conrad Her
 of Seneca County in the State of Ohio their sufficient and
 lawful attorney to sell and dispose of the same part
 tract of land which has been sold by the executor in the
 abov case as will more fully appear by the power of
 attorney herewith filed marked Exhibit A. Second because
 the said Conrad Her by the authority vested on him did
 appoint your petitioner his agent to see and dispose
 of the said tract of land as will appear by Exhibit B
 and the said Conrad Her did cause your petitioner
 to sell said land on the 6th day of April 1861 to a
 responsible purchaser as will appear by Exhibit C. Third
 because the wife of your petitioner has purchased the said
 land and is not in lawful possession of the same. Your
 petitioner therefore prays that the sale ordered and decreed
 by your Honorable Court may be annulled and set aside
 exceptions overruled
 Wm. Nelson
 for Petitioner

Power of Attorney - Know all Men by these presents that we Jacob
 Her Mary Her William Her Barbara Fritz and David
 Fritz her husband + Margaret Her of Frederick's County in the
 State of Maryland and Peter Her of Woster Wayne County
 in the State of Ohio Widor + Children and heirs at Law
 of Jacob Her Senior late of Frederick's County Maryland
 deceased have made Constituted and appointed Conrad
 Her of Seneca County State of Ohio our true and lawful
 attorney in fact for us and in our names to see and
 dispose of a certain tract of land called the Resurvey on
 God's Neighborhood bequeathed to the above said Jacob Her
 Senior deceased to ask demand and receive from the
 purchaser or purchasers thereof any money arising from the
 Sale of the above mentioned Real estate that we may be
 entitled to & pay over to each of us or respective portions
 or to any person or persons legally authorized to receive the
 same and also for us and in our names to give and
 execute a good and sufficient deed of Conveyance for the
 same to the purchaser or purchasers thereof clear of
 all incumbrances whatever ratifying and confirming
 and by these presents allowing whatever our said attorney

Exhib
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