Report & Petition of Trustee

Josiah A. Staley
vs
John H. Staley
Mary J. Staley
and others

No. 3850 Equity.
In the Circuit Court for Frederick County,
sitting in Equity.
February Term 1873

To the Honorable, the Judges of the Circuit Court for Frederick County, sitting in Equity

The report and petition of Henry Brunner Trustee appointed by the decree in this cause bearing date the 25th day of February in the year 1873 to make sale of certain Real Estate in the proceedings in said cause mentioned humbly sheweth, that after giving bond with security for the faithful discharge of his trust; as prescribed by said decree which was duly approved, and giving notice of the time place manner and terms of sale by an advertisement inserted in the "Examiner" a newspaper published in the County of Frederick for three successive weeks preceeding the day of sale, and also by handbills extensively circulated in the neighborhood of the place of sale, at 2 o'clock on the 13th day of March in the year 1873, proceeded to the premises that were decreed to be sold as aforesaid, and then and there at the said time and place being the time and place mentioned in the said advertisements as the time and place of the said sale. offered the said Real Estate for sale at Public Auction on the terms prescribed by the decree of your Honorable Court and made every endeavor to effect a sale of the same, but the highest bid that could be obtained for the same, was Two hundred and Seventy dollars, which your Petitioner believes was too little for the property, less than its real value, and a very inadequate price. Wherefore your Petitioner after endeavoring to obtain a higher price for the said property, and being unable to do so, and being unwilling to sell the said property at said price, withdrew the said property and refused to sell it at said price. Your Petitioner further represents unto your Honorable Court that afterwards to wit: on the 7th day of April in the year 1873, your Petitioner after having made previous efforts to sell the said property at private sale to various parties sold the same to Charles H. Smith for three hundred and fifty dollars, at private sale, payable on the ratification of the said sale by your Honorable Court, which will appear by the acknowledgement of purchase herewith filed marked Exhibit No. 1 which with all other Exhibits hereinafter produced, your Petitioner prays may be taken as part of this his Petition. Your Petitioner further says that he has sold the aforesaid property to the highest and best bidder he could obtain that the price for which he has sold the same is a fair and reasonable one, and in and about the value of the property, that the present season of the year is one unfavorable for the sale of Real Estate, that if the said property were put up again at Public Sale it would entail heavy loss and expense on the parties interested, and that the price now obtained is the best that can be obtained. Wherefore your Petitioner prays your Honorable Court that his

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Printers Certificate

Ratification of Sale.