

County for three successive weeks prior to said day.

The report states the amount of Sales at \$1105<sup>00</sup>

Thomas Gorsuch Clerk

Filed July 30 1877

of the Circuit Court for Frederick County.

Printers  
Certificate

"Citizen Office" Frederick Md May 20th 1877.

We hereby certify that the annexed Order of Publication No 4095 Equity was published in the Citizen a newspaper published in Frederick County for three successive weeks prior to the 24 day of February 1877.

Filed Feby 24 1877

Daughman Prop

Exceptions  
to sale

Ann C Bowersox et al

No 4095 Equity

vs  
Jas A Bowersox

In Circuit Court for Frederick County, sitting in Equity

For the Honorable the Judges of the

Circuit Court for Frederick County sitting as a Court of Equity

The Respondents in said cause object to the ratification of the sale reported by the Trustees C & P Levy and John C Hottel Esq. and shows the following causes for exception to wit: 1st Because said Trustees sold the property mentioned in the proceedings in said cause for \$1105 clear and discharged of a certain mortgage thereon executed to Mary Penn by the Exceptant for \$800 whereas said Trustee under the proceedings and Decree in said cause had no right so to sell, but by virtue of said Decree could sell only the right and interest in said property of the parties to said cause the said Mary Penn not being one

2nd Because the sale took place in Frederick City instead of on the premises or near thereto whereby it did not bring as much as it would have otherwise brought,

And whereas Exceptant shows that said property is situate about 9 1/2 miles from Frederick and only about 4 miles from the village of Woodboro, 2 miles from Lewintown, 2 1/2 miles from Coagerstown and from Itaca Mills about 1 1/2 miles either of which villages would have been more eligible and convenient than Frederick if the sale was not held on the premises, as it is a small place of about ten acres only and not known to or likely to attract buyers at a distance from its immediate neighborhood, and your Exceptant is credibly informed that a substantial party went to Frederick on the day of the sale to bid on said property and intended to give a sum of about \$1000 more than that realized, but in account of the distance failed to reach Frederick until a short time after the sale had finished while said party could have and would have readily reached the premises or any of the small towns named because the distance he was obliged to travel was twice as great in going to Frederick

3rd Because said sale was not in other respects judiciously made or according to law, for all which reasons the Exceptant prays that said sale may be set aside

Jno Ritchie  
Sol for J. A Bowersox

State of Maryland Frederick County.

On this 23rd day of February 1877 before the subscriber a Justice of the Peace of said State in and for said State in and for said County personally appeared James A Bowersox and made Oath that the matters and things set forth in the foregoing Exceptions are true to the best of his knowledge & belief.

Filed Feby 24 1877

W Mahony J. P.