

wife, upon the ground, that the allegations of said bill were not sustained by the evidence, all of which will more fully, and at large appear by reference to the proceedings in said No. 3912 Equity in your Honorable Court. That subsequently to the passing of said Order of your Honorable Court, to wit: sometime about the 1st. day of July A. D. 1871, your Petitioner after filing another bond, which was duly approved by the Clerk of your Honorable Court as provided by law. Your Petitioner proceeded again to advertise said Mortgaged Premises, as required by the terms of the said Mortgage in "The Republican Citizen" a newspaper published in Frederick. That after said publication to wit: on the 7th. day of August A. D. 1875, pursuant to said advertisement he attended at Zimmermann's store in Lewistown Frederick County Md. at 2 o'clock P. M. and offered the Mortgaged Premises at public sale for cash as required by the terms of said Mortgage and became the purchaser of the said Mortgaged Premises, at and for the sum of Three Hundred and Twenty five dollars, he being then and there the highest and best bidder therefor. All of which will more fully appear by reference to the report of sale filed herein by your Petitioner as assignee of said trustee under said Mortgage filed Aug. 10th. 1875. That upon the report of sale of your Petitioner as aforesaid the usual Order Nisi was issued by the Clerk of the Court fixing the 9th. day of September 1875, as the day upon which the Court would proceed to act upon said report. All of which will further appear by reference to the proceedings in this No. 4089 Equity on the Docket of your Honorable Court. That upon the 9th. day of Sept. A. D. 1875, the said Catharine Guder and John Guder by James M. Shury Esq. their solicitor filed in your Honorable Court here, Objections to the ratification of said sale by the Court which objections will also appear among the proceedings in this Cause. And your Petitioner avers that by reason of the litigation already incurred, and the expense thereof, and the length of time that has intervened since he has first attempted to realize what is justly due him upon said Mortgage by the said John Guder and Catharine Guder, compelled with his loss of time and trouble in the premises, he has suffered great wrong and hardship. And your Petitioner also avers that he is informed by his solicitor that the averments in said objections contained so far as the same raise issues or questions of law are untenable, that the said averments so far as they raise questions or issues of fact are not true. To the end therefore, that the said objections may be speedily heard and determined by your Honorable Court, and that your Petitioner may have said sale so reported by him finally ratified and confirmed by this Honorable Court. May it please your Honor to pass an Order of this Court