

No 5119 Equity.

1<sup>st</sup> Because said sale, was not fairly made -  
 2<sup>d</sup> Because said property, was not, as represented to him at the time of said purchase by the trustee, making said sale, this objectant being entire by unacquainted therewith, and because he was fraudulently induced to purchase the same by reason of said representatives, which were not true - 3<sup>rd</sup> Because he was induced by the representatives of said trustee at the time of said sale and by the false statements of the advertisement to purchase said real estate, he relying upon the same, by reason of which he was induced to offer the sum of money for said real estate, at which it was knocked off to him as the purchaser, which under no circumstances would he have done if he had known that said representatives and statements were untrue -  
 4<sup>th</sup> Because of fraud practiced by said trustee at said sale, by which this objectant was induced to become the purchaser of said real estate.  
 5<sup>th</sup> And for other good and sufficient reasons to be made known at the hearing of these objections.

And, as in duty bound &c  
 J. C. Matter, Sol. for Objectant.

Consent of  
 John D. Brooks  
 that sale be  
 not ratified

Class V. Harshuman next friend } No. 5119 Equity  
 of Ellen Harshuman et al } In the Circuit Court for  
 vs } Frederick County, as a  
 Ellen Harshuman et al } Court of Equity.  
 To the Honorable the Judges of said Court. I hereby, assent and agree that the sale reported in this cause be not ratified but be set aside, and I hereby relinquish all claim to said property in consequence of my purchase, and consent that trustee resell the property on his account  
 John D. Brooks.

Petition of  
 Trustee and  
 Court order  
 objectants  
 and setting  
 aside sale

Class V. Harshuman next friend } No. 5119 Equity  
 of Ellen Harshuman and others } In the Circuit Court for  
 vs } Frederick County, as a  
 Ellen Harshuman and others } Court of Equity.  
 To the Honorable the Judges of said Court. The petition of John Harshuman trustee in this cause, respectfully states -  
 1. That he sold the real estate, decreed to be sold to John D. Brooks and has reported said sale.  
 2. That said John D. Brooks is wholly unwilling to comply with his said purchase, and has so notified your trustee and his Solicitor.  
 3. That your trustee, and his Solicitor have made repeated, and earnest efforts to induce him to comply but have failed.  
 4. That said John D. Brooks has no property, and is in law insolvent, whatever he has if anything being money or Western investments readily disposed of, and not to be reached under the process of your Honorable Court - 5. That it would be manifestly unfair to sell the property at his risk, when if it brings more than the amount he purchased, at and