No 5271 Equity.

I hereby acknowledge that I have this 19th day of February A.D. 1887 purchased at public Sale of Thomas Gorsuch President of the First National Bank of Frederick Trustee under the Mortgage named in the annexed advertisement the property described in said advertisement at and for the Sum of Thirty Eight Hundred and Seventy three Dollars on the terms prescribed in said Advertisement and I hereby agree to comply with said Terms of Sale.

M. S. Wood

In the Matter of Report of Sale of Thomas Gorsuch Pres. &c Mortgagee of S. H. Mobberly } No. 5271 Equity — In the Circuit Court for Frederick County in Equity.

To the Honorable the Judges of the Circuit Court for Frederick County in Equity — The Petition and Objections of Eldred H. Mobberly to the Report of Sales filed in this case by Thomas Gorsuch President of The First National Bank Mortgagee.

Objections of E. H. Mobberly to Ratification of Sales —

This Petitioner Eldred H. Mobberly respectfully shows to your Honors that he objects to the ratification of the sale in this Case reported and prays that the same may be not ratified and confirmed for the following reasons —

1st. Because said Sale was not fairly made —

2nd. Because due and proper Notice was not given of said sale.

3. Because Thomas M. McMakill who made the affidavit of the Consideration in said Mortgage was not in fact at the time of making the same the duly authorized and appointed Agent of said Mortgagee for the purpose of making said affidavit —

4. Because said Mortgagee is a National Bank under the Laws of the United States and as such a Corporation had no right to take and execute said Mortgage, but that the same is null and void as a Mortgage and Operates if at all, only as an Equitable lien upon the Property mentioned in said Mortgage —

5. Because there is no valid and legal power of Sale reported having been made under a false pretended and illegal power of Sale. The same is utterly Null & void.

6. Because no person was named in said Mortgage as the person to execute the Power of Sale Contained therein and said power of Sale.

7. Because the Mortgagee was law incapable of Executing the power of sale Contained in said Mortgage, and the attempted execution thereof by Thomas Gorsuch President of Mortgagee is an attempt to evade & nullify this incapacity & is therefore Null & void.

8. Because said Power of Sale to be valid should have some person named in said Mortgage to execute the Same, whereas in fact no person is so named, but only an officer of said Institution in his Capacity such Officer, while as a person he has no power to execute the same —

9. Because in the execution of said Power of Sale the said Thomas Gorsuch did not file his personal Bond, but filed the Bond of the President of said Mortgagee Bank as such President and in the Whole of his attempted execution of said Power of Sale acted not