

No 5216 Equity

by their Mother Susan Whalen, and next friend, by their Solicitors James McSherry and Carlton Shafer, except to such portions of the Trustees Report of Sales filed in the above cause March 22nd 1887, as relate to the properties described in Exhibits "B & C" and object to the ratification of the same for the following reasons;

Exceptions to so much of Sales as relates to properties in "B & C"

- 1st Total inadequacy of price -
- 2nd The Sales were not fairly made
- 3rd Answers other sufficient and Legal Reasons -

James McSherry
Carlton Shafer
Sols for Exceptants.

Beal H Whalen - - - - - } No 5216 Equity.

Ellen H Whalen et al }

On the Circuit Court

for Frederick County

To the Honk The Judges of the Circuit Court for Frederick County, The Answer, of Frederick J Nelson Trustee in the above entitled Cause,

Answer of Fred. J Nelson Trustee

This Respondent in answer to the Exceptions to the ratification of Sales Reported by him filed by Thomas S Whalen & Susan Whalen next friend of Mary & Loney Whalen, infants, Says -

1st That taking the whole Report of Sales, as made by him, together there is no inadequacy of Price sufficient to induce this Court to refuse the ratification thereof -

2nd That in the Report, of the Sales, of the two properties specially excepted to to-wit, those embraced in Exhibits B & C there is no inadequacy of Price sufficient to induce this Court to refuse the ratification thereof

3rd That it is wholly false, so far as this Respondent knows or is advised, and believes, that said Sales were not fairly made, Your Respondent respectfully prays Your Honors to said exceptions down for a hearing at an early day -

Fred. J. Nelson, Trustee

Courts Order

Ordered by this Court this 5th day of April 1887 that the Exceptions filed in this Cause, to ratification of sales, by Thomas S. Whalen & Susan Whalen next friend of Mary & Lona Whalen with the Answer, of the Trustee, be and the same are hereby set down for a hearing on the 11th day of April inst. at the hour of 10 O'Clock A. M. with leave to the respective parties to take Testimony in the meantime - provided that a copy of this Order be served upon the Exceptants or their Solicitors, on or before the 6th day of April Inst.

Jno. Ritchie

(Copy of foregoing Order is herewith filed.)
Enclosed - Service admitted

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