No. 5229 Equity

Circuit Court for Frederick County; that the said Corporation was not found at the time of said purchase, it could not at that time be the purchaser and your Petitioner could not sign as Agent for it, but that your Petitioner having purchased as such agent and the matter being now consummated by the said Incorporation, your Petitioner prays that said Corporation may be declared to be the real purchaser and accepted as such with the Consent of the Trustees in this cause.

3. That your Petitioner having bought on terms of three payments has no deed for said property and that said Corporation desires to make Contracts with reference to said lands, and the products thereof and also with reference to the prosecution of its business and the fact of the purchase standing in the individual name of your petitioner is detrimental to the interests of said Corporation and the proper prosecution of its business and to the advantageous making of contracts with reference to said land, and in case your petitioner should happen to die before the last payment and Execution of the deed or other circumstances should intervene great Confusion and complications would ensue and for these and other reasons it is proper said corporation namely "The Catoctin Mountain Iron Company of Frederick County" should be substituted as purchaser, which the Trustees in this case are willing should be done, and said Corporation is also willing and desirous that such should be done.

4. Your Petitioner files herewith as part hereof a copy of the written power of agency such as were signed by the parties who authorized your petitioner to make such purchase. marked Exhibit A. to petition of Thomas Gorsuch.—

Your petitioner therefore prays for an order rescinding the ratification of said sale with your petitioner as purchaser and substituting "The Catoctin Mountain Iron Company of Frederick County" a body corporate as purchaser and now ratifying said sale with such substituted purchaser and for such further and other relief in the premises as he is entitled to. And as in duty &c

Thomas Gorsuch

Filed January 26. 1889.

Answer of Trustees

The Answer of William P. Manlsby Jr. and Charles W. Ross Trustees in No 5229 Equity in the Circuit Court for Frederick County to the Petition of Thomas Gorsuch filed in this cause.

The said Trustees for answer to said Petition and to the matters and things stated and charged in the respective paragraphs thereof answer and say —