No. 6364. Equity.

Your Petitioner first offered at public auction all that tract of land containing Fourteen Acres, more or less, situated at Hamburg in said County and being the same tract described in said mortgage by reference to the three deeds from Henry W. Ambrose and wife, Harry Dinkerman and Andrew L. Brown and wife, but receiving no bid for said tract it was temporarily withdrawn;

Your Petitioner next offered as a whole the tract of land containing Seventy one acres, more or less, situated about two and a half miles west of Lewistown in said County and being the same tract described in said mortgage by reference to the deed from David Kolb and others, but not being able to secure a bid exceeding Six Hundred dollars for said tract as a whole, and said bid of Six Hundred dollars being entirely inadequate, the said tract was withdrawn from sale as a whole;

Your Petitioner then offered for sale a parcel of said Seventy one acre tract, containing Six acres, more or less, separated from the residue of said whole tract by a public road and improved by a log dwelling house, and sold the same to Franklin B. Smith, he being the highest and best bidder therefor, at and for the sum of Two Hundred and Seventy five dollars; Exhibit No.

Your Petitioner then offered for sale a parcel of said Seventy one acre tract, containing Eight acres more or less, adjoining the lands of Jacob P. Hummel and comprised within two separate fields, and sold the same to the said Jacob P. Hummel, he being the highest and best bidder therefor, at and for the sum of Twenty Five dollars and Fifty Cents per acre;

Your Petitioner then offered for sale the residue of said Seventy one acre tract containing Fifty-seven acres, more or less, and sold the same in gross to Franklin B. Smith, he being the highest and best bidder therefor, at and for the sum of Five Hundred dollars; Exhibit No.

Your petitioner then offered again for sale the said tract containing Fourteen acres, more or less, situated at Hamburg in said County, and sold the same in gross to Franklin B. Smith, he being the highest and best bidder therefor, at and for the sum of Two Hundred dollars,

4. That said purchasers have executed their acknowledgements of purchase obligating themselves to comply with the terms of sale as will appear by the originals thereof herewith filed in one paper as part hereof marked "Exhibit F. B. S."

5. That said Jacob P. Hummel, purchaser of said Eight acre parcel has agreed to have said parcel surveyed at his own expense as soon as practicable and to pay for the exact quantity of land so ascertained at the aforesaid rate of Twenty Five dollars and Fifty Cents per acre, and the gross amount of sales hereinafter stated is subject to such slight variation as may be occasioned by the subsequent ascertainment by survey of the exact quantity of said land,

6. Your Petitioner reports the gross amount of said sales at Eleven