No. 7779 Equity

said mortgage, filed in this case his report of sale of the real estate described in said mortgage, in which report of sale he alleges to have sold in fee simple the entire real estate described in said mortgage filed therewith to one John B. Hickman, and prays your Honorable Court to ratify the same.

2. That the said John B. Hickman only acquired under said sale a title to the life interest of Joseph Vallum, and the fee simple title in remainder in and to an undivided three fourths of said real estate belonging to the said Joseph E. Vallum and wife, and now and charges that the said John B. Hickman acquired no title or interest under said sale to the remaining undivided one-fourth of said real estate.

3. That the said Joseph E. Vallum, at the time of executing said mortgage was not the owner and never has had any interest in the said remaining one fourth of said real estate, but owned one-fourth of said real estate, but owned only a fee simple estate in remainder in and to an undivided three fourths, though subject to the the said life estate of Joseph Vallum.

4. That the said Philip Kernan owns a fee simple estate in remainder in and to an undivided one-fourth of said real estate subject to the afore said life estate, inherited by him as an heir at law from his said sister Mary Ellen Kernan, and that he was not a party to, nor in any sanctioned the said Mortgage.

5. That the said deed of Mortage did not convey the said remaining undivided one-fourth interest owned by said Philip Kernan, nor did it convey any right or interest in the same.

6. This objector admits the fact that the said Mary Ellen Kernan died intestate, seized and possessed of a simple estate in remainder in and to an undivided one-half of said real estate subject to the said life estate of Joseph Vallum, but denies the allegation that the said life estate of Joseph Vallum, but denies the allegation that the said Joseph E. Vallum all of her said interest in said real estate as her only heir at law, and affirms and charges that the said Philip Kernan left surviving her as her only heir at law the said Philip Kernan