No. 8862. Equity.

Bettinger, the petitioners deem it advisable that the said offer of said George M. Oyster Jr. be accepted; and in this connection they refer to a petition in this cause, dated November 13. 1912, and signed by the holders of three hundred ($30.000) in par value) out of the total of three hundred and three ($30.300 in par value) of the outstanding bonds of the defendant Company issued under the same deed of trust hereinbefore described, in which petition said bondholders set out of the said offer of said George M. Oyster Jr. and express their willingness and consent that it be accepted.

Wherefore, the petitioners pray:-

First: That Charles Burdette and Albert S. Keisley Trustees, in the above mentioned deed of trust be made parties defendant in the above entitled cause.

Second That the petition of the bond holders under the second deed of trust, above referred to, be received and be filed.

Third, That the offer of purchase of George M. Oyster Jr. above referred to, be received and filed.

Fourth, That an order be passed authorizing the petitioners, Richard J. Earnshaw and Daniel Lowenthal, Receivers to offer for sale all of the assets of the defendant Company situated within the jurisdiction of this Court. That said Richard J. Earnshaw and Daniel Lowenthal, Receivers, be instructed to accept the said offer to purchase of George M. Oyster Jr. as submitted herewith, and to execute and deliver to said George M. Oyster Jr. or his assigns the appropriate instruments of transfer.

Richard J. Earnshaw
by Douglas H. Baker, Ruffin & Ober, Attys.
Daniel Lowenthal.

Emory L. Coblentz.
Douglas H. Baker Ruffin & Ober, attorneys for Petitioners.

Daniel Lowenthal being duly sworn deposes and says that he has read the foregoing petition subscribed by him, and knows the contents thereof and that the facts therein stated of his own knowledge are true, and those stated on information and belief he believes to be true.

Subscribed and sworn to before me this 16th day of November 1912.

Harry H. Brown,
Clerk of the Circuit Court,
for Frederick County.