

1907 before the Court and same being heard by this Court and the evidence offered by the respective parties been duly considered it is thereupon ordered and decreed by this Court and by the authority thereof that the said sale be and the same is hereby over ruled and set aside and the said Mortgage in this cause mentioned is hereby authorized and ordered to sell the said property mentioned in this cause on the terms conditions and in the manner provided in the said Mortgage filed in this cause.

John C. Motter.

PETITION and OBJECTION OF Julia Ann Miller, to the ratification of Sale.

James T. Hays, Mortgagee, etc.

on  
P E T I T I O N.

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No. 8137 EQUITY.  
In the Circuit Court for Frederick  
County, sitting as a Court of Equity.

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To the Honorable, the Judges of said Court!

The Petition and Objection of Julia Ann Miller to the Report of Sales made by James T. Hays, mortgagee, respectfully represents unto your Honors!-

First! That your Petitioner, Julia Ann Miller is one of the Mortgagors named in the foregoing proceedings and is the sole heir at law and representative of the other mortgagors, all of whom are now deceased.

Second! That this Petitioner objects to the sale made by the said James T. Hays, mortgagee, for the following reasons!-

- (a) Because the said mortgagee refused to accept the bid of another person after the last bid given by Irwin Valentine, the purchaser of the property mentioned in these proceedings.
- (b) Because the Auctioneer refused to receive, although hearing said bid of another party, after the bid of the said Irwin Valentine having been received and announced by him.
- (c) Because of the collusion between James T. Hays, the mortgagee, and the said Irwin Valentine, the purchaser to whom said property was knocked down.
- (d) Because the said Irwin Valentine was not the highest, last or best bidder for the property and premises herein described.
- (e) Because the amount received for the property herein mentioned was not the most that could have been obtained on the day of sale by the said mortgagee.
- (f) Because the said mortgagee refused to sell said property and premises herein mentioned to the highest bidder.

And for good and sufficient reasons to be shown at a hearing hereof.

Wherefore your Petitioner prays your Honorable Court to refuse to ratify and confirm the sales herein reported, to Irwin Valentine, and that the said mortgagee be required by your Honorable Court to re-sell the property and premises herein mentioned.

And as in duty, etc.,

Emory L. Coblenz  
Charles G. Waters  
Attorney for Petitioner and Objector.

Filed March 21st, 1907.

REPORT OF SALE AND NISI THEREON.

James T. Hays, Mortgagee of Ann R  
Hinner, Mary J. Hinner, Julia Ann  
Miller and William F. Miller,  
her husband.

ON.  
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No. 8137 EQUITY.  
In the Circuit Court for  
Frederick County, Sitting as  
a Court of Equity.

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To the Honorable, the Judges of said Court!

The Petition and report of sales of James T. Hays, Mortgagee, respectfully represents unto your Honors!