

Frederick County and the sales therein reported were duly ratified by said Court on the 4th day of February, A. D. 1918, as will appear by reference to a certified copy of said ratification herewith filed and marked Exhibit K.

13. That your orator is advised and so charges that said executor has no power or authority under said will to make sale of the real estate in these proceedings mentioned and that said order of the Orphans' Court conferred no power or authority; but that the said sale was made by said executor under a supposed authority under said will; that said sale was made fairly, bona fide and for a full and adequate price at public auction, and that it would be for the interest and advantage of said infant defendants, Lloyd A. Arnsparger and Catherine J. Arnsparger as well as for all the other persons interested in said sale so made by the executor aforesaid ratified and confirmed by your Honorable Court.

14. That your Orator has paid the sum of \$100.00 on account of the aforesaid purchase price and is willing to pay the balance of the same, to-wit; -\$6465 upon the ratification and confirmation of said by your Honorable Court and the conveyance to him of a good and sufficient deed to said lands and premises.

15. Wherefore your orator prays;

1. That your Honors will ratify and confirm said sales of real estate so made to him as aforesaid and that a trustee may be appointed to convey to him the said land and premises, and,

2. And for such and further relief as the nature of his case may require.

16. May it please your Honors to grant unto your orator!

1. An order of publication giving notice to the said Lloyd A. Arnsparger, an infant non-resident of the State of Maryland, residing in the State of Pennsylvania, of the object and substance of the Bill, warning him to appear in this Court, in person or by Solicitor, on or before a certain day, to be therein named, to show cause if any he has why a decree ought not to pass as prayed, and,

2. Also the writ of sub-poena directed to the said Russell W. Arnsparger, Executor, Executor of the will and last testament of the said William A. Arnsparger, late of Frederick County, deceased, Russell W. Arnsparger, individually, Ruth E. Arnsparger, Annie R. Arnsparger, widow, of William A. Arnsparger, and Catherine J. Arnsparger, an infant, all of Frederick County, Maryland, and Nora M. Chenoweth and Louis Chenoweth, her husband, adults both of Baltimore City, Maryland, commanding them and each of them, to be and appear either in person or by solicitor, in this court on, or before a certain day to be named therein to show cause, if any they have, why a decree ought not to be passed as prayed.

And and in duty and o.

(Filed Feb'y 26th, 1918)

George R. Dennis Jr.
Solicitor for Complainant.

"EXHIBIT A"

At the request of William A. Arnsparger the following Deed is recorded April 23rd, 1880.

Test: Adolphus Fearhake, Jr. Clerk.

This Deed made this 3rd day of July 1879, by me Lewis Crawford, Trustee, of Frederick County, Maryland, Witnesseth, by a decree of the Circuit Court for Frederick County, Sitting as a Court of Equity passed on the 4th day of May 1875, in the case of Samuel Williar and Savilla Williar his wife et al., against Laninia Williar and others, it being No. 4061 Equity, on the Equity Docket of said Court, I the said Louis Crawford was appointed Trustee, to sell the land decreed to be sold, and have sold part of the same to William A. Arnsparger of the Court and State aforesaid for the sum of Eight hundred and Seventy six Dollars and twenty five cents, who has fully paid the Purchase money therefor, the said land is described as follows, situate in Hauvers District Frederick County,