The paper is signed by him, but there is no affidavit by him or any other person of any of the facts therein stated, nor any order asked for to take testimony to prove them, It is thereupon this 24th June 1847 adjudged and ordered that the said sale be and the same is hereby ratified and confirmed finally and the trustees are allowed for commissions and expenses agreeably to the rules of the Court.

Nich. Brewer, Associate Judge of the Third Judicial District.

And afterwards to wit on the 3d day of July 1847 came the said Edward H. Dorsey by Walter Farnandis Junr. Esquire his solicitor and filed in the said cause his petition in the words following to wit.

The Neptune Insurance Company vs. Rebecca Dorsey. } In Chancery. To the Honorable Nicholas Brewer Associate Judge of the third Judicial District of Maryland. The Petition of Edward H. Dorsey of Baltimore county humbly shows that heretofore to wit on the day of April in the year 1847 David Stewart and Charles F. Mayer Esquires and Trustees under a decree of the Court of Chancery passed in the above cause, sold to Reverdy Johnson Esq. a farm near the City of Baltimore in said county containing about three hundred and ten acres for the sum of forty dollars per acre or about twelve thousand four hundred dollars, That on the 21st day of June last your petitioner (to whom the said farm had been conveyed in fee simple by the said Rebecca Dorsey by deed dated the 15th day of February in the year 1844 and recorded among the land records of Baltimore county and whose interest appears among the proceedings in said cause) filed objections to the ratification of said sale which objections were overruled by your Honor to whom the same had been referred by the Chancellor, and your Honor on the 24 day of June 1847 passed an order for the final ratification of said sale which will appear by reference to the proceedings in said cause now in this Court. Your petitioner further shows that said land was sold as aforesaid for a sum greatly below its value that said land is worth at least twenty thousand dollars, That from the want of proper and sufficient notice by advertisement and from the impression getting abroad that said land was not to be sold persons were prevented from attending or from bidding at said sale who would have given from $18,000 to $20,000 for said land. That said Trustees only advertised said sale once a week for three weeks and once on the day of sale in two daily newspapers of the City of Baltimore. That James M'Henry Boyd Esq. a gentleman of large fortune was desirous to become the purchaser and would have given more than $18,000 for said property, but he had heard that the same would not be sold and to satisfy himself of the fact looked at one of the numbers of the newspapers in which said sale was advertised and not finding the advertisement of said sale supposed that the same was withdrawn and that the sale would not take place and therefore did not attend the same the advertisement of said sale as before mentioned appearing only once a week and therefore being omitted in five out of six of the papers issued during the week. That Stephen J. Thompson Esq. of Baltimore City was present at said sale for the purpose of bidding for said land but

believing that there was but one person bidding and that said land was being bid in for the benefit of your petitioner, did not bid for the same and that he has declared his belief that said property ought to have brought at least from $60 to $65 per acre and that he would have given a much larger price than that for which it actually sold. That there were not more than five or six persons at said sale and that there were no bidders. To show the gross inadequacy of price at which said land was sold, your petitioner states that he has been informed & believes that the person who attended said sale and bid for Reverdy Johnson Esq. the purchaser was authorised to give over $18,000 for said land and that soon after the sale the said purchaser was offered an advance of $8000 for said farm. Your petitioner further states that he did not file affidavits with the objections heretofore filed to the ratification of said sale because he was informed that it was not necessary at that stage of the proceedings, but that it was only necessary for him to file his objections and that before the hearing of said objections both parties would have an opportunity of taking proof, In this it seems your petitioner was mistaken as the matter was taken up and decided without any notice to your petitioner, The grounds for overruling said objections was the absence of affidavits and proof of the interest of your petitioner and of the other facts stated in said objections when if your petitioner had had an opportunity he would have procured proof of said facts and of the matters and things herein stated and could have shown from the proceedings in said cause that he was not only interested in said property but the only person interested in said land except the mortgagee for whose benefit it was sold. Your petitioner herewith exhibits several affidavits marked Exhibits 1, 2, 3, 4, 5 & 6, 7 & 8. as part of this petition to show the value of said land and the price which the same would have brought at a fair and judicious sale with proper notice and avers that with the aid of process of this Court he will be able to prove the facts stated in his said objections & in this petition. Your petitioner therefore avers that great injustice has been done him, that a valuable real estate has been sacrificed for about one half its value and by accident and surprise he has been deprived of any opportunity of being heard or of producing his proofs. He therefore prays that your Honor will open said order of ratification and grant your petitioner a rehearing thereon with such time for producing proofs as your Honor may prescribe and the said Trustees may be required to answer the said exceptions, and that the said sale may be set aside and a new sale ordered and that such other relief may be granted to your petitioner as is consistent with equity &c.

W. Farnandis Jr. Solr. for Petr.

State of Maryland, City of Baltimore, to wit.

On this 2nd day of July in the year 1847 before the subscriber a Justice of the peace of the said State in and for the said county came Edward H. Dorsey & made oath on the Holy Evangels that the matters and things contained in the above Petition are true to the best of his knowledge & belief.

Geo. Lattle for J. P.

Exhibit 1.

State of Maryland, Baltimore County, to wit, On this thirtyth day of June 1847 before the subscriber a Justice of the peace of said State in and for