

2. That on September 1st, 1928, by order of this Court, the real estate and certain other properties belonging to the said bankrupt estate hereinafter described were offered for sale at public auction, after due legal advertisement, the said real estate and properties being described as follows:

"All that certain tract of land situate in the County and State aforesaid and having the following lines, courses and distances: Beginning at corner in edge of the old track of the Southern Railway Company, being the corner between lands of the grantor and of Perry Edwards, this corner being north of the building erected by the Government and known as the ice mill; running thence with line of Perry Edwards, through the ice mill, to the southern side of the concrete road, known as the warehouse court; thence with southern side of said concrete road to a point 25 feet beyond the eastern side of Government warehouse known as No. 15; thence along line perpendicular to said concrete road, in a northerly direction across said concrete road, and passing 25 feet from the southern end of warehouse No. 15, and extending to the edge of the old track of the Southern Railway; thence in a westerly direction with the edge of the old track of the Southern Railway; thence with line of said old track, in a westerly direction, to the beginning corner, containing 27 acres, more or less.

The premises hereinabove described are the same as conveyed to Minter Homes Company by Ora L. Finlay by deed dated March ----- 192- , and recorded in the office of Register of Mesne Conveyances for Greenville County in Deed Book 69, at page 29. The above tract of 27 acres more or less offered for sale subject to all reservations, restrictions, privileges and conditions set forth in the above described deed, reference thereunto being hereby made for a more complete description of said rights, reservations, easements, conditions and privileges.

"Also all that tract of land situate in the County of Greenville, State of South Carolina, adjoining the above described tract, and containing  $2\frac{1}{2}$  acres, more or less, and represented by  $10\frac{4}{5}$  acres conveyed by B. Perry Edwards to The Minter Homes Company by deed dated March 1920, and recorded in the office of Register of Mesne Conveyances for Greenville County in Deed Book 69, page 28, less however 8.31 acres which from said tract of  $10\frac{4}{5}$  acres was conveyed by The Minter Homes Company to D.B. Traxler and W.S. Bradley by deed dated Oct. 1, 1920 and recorded in the office of the Register of Mesne Conveyances for Greenville County in Deed Book 80, page 7; it being the intention of The Trustee to sell what remains of the said  $10\frac{4}{5}$  acres, after the conveyance of 8.31 acres above referred to.

This tract offered for sale subject to all reservations, easements, conditions and privileges set forth in the deed of B. Perry Edwards to The Minter Homes Company hereinabove set forth, and subject to such reservations and easements as are set forth in the deed of The Minter Homes Company to D.B. Traxler and W.S. Bradley hereinbefore referred to. Power line and other privileges and easements set forth in the deed of Theron M. Ballenger and Executor and Mrs. N.C. Ballenger to The Minter Homes Company dated March 25, 1920, and recorded in the office of the Register of Mesne Conveyances for Greenville County in Deed Book 68, page 156.

Also Power line, pipe line and all other privileges and easements, described in the agreement of W.R. Groce in the office of Register of Mesne Conveyances for Greenville County in Deed Book 80, page 204, reference thereunto being hereby made.

Also pipe line, power line and other rights and easements set forth in the agreement of -

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T.M. Groce, dated June 22, 1920, and recorded in the office of Register of Mesne Conveyances for Greenville County in Deed Book 80, page 203, reference thereunto being hereby made.

Also Walkway Easement granted by W.M. Stansell to the Minter Homes Company by agreement dated April 12, 1920, and recorded in the office of the Register of Mesne Conveyances for Greenville County in Deed Book 63, page 585.

Also pipe line, power line and telephone easement granted to The Minter Homes Company by F.H. and J.G. Cunningham, Inc., by deed dated September 27, 1922, and recorded in the office of Register of mesne Conveyances for Greenville County, in Deed Book 75, page 345.

Also such rights as the Bankrupt may have in the Railroad siding at or near Paris, in Greenville County.

And Also all fire equipment on said premises, including fire hydrants, hose, reels and other fire equipment. Also eight warehouses now on the premises, and one dismantled ice plant on said premises.

Also certain notes and account receivable aggregating the sum of \$3642.13."

3. That all of the above described property, other than the notes and accounts receivable, were offered for sale as one lot and a bid of \$15,000 was made for same by E.A. Gilfillin, of Greenville, S.C. That the said sum of \$15,000 is below seventy-five per cent of the appraised value of the property, which was \$59,000, and in order to execute and deliver a deed for said property to the purchase, it is necessary for your petitioner to secure an order confirming said sale.

4. Your petitioner is of the opinion and verily believes that a larger sum than is above stated cannot be obtained, as the sale was duly advertised and fairly conducted. That a resale of said property would be unlikely to produce better results and your petitioner verily believes that said sale should be confirmed.

5. Your petitioner would further show that the said property was offered for sale once before and that a bid of only \$10,000 was received, which was rejected. That the property has been vacant for more than a year and is rapidly diminishing in value and your petitioner verily believes and is satisfied that it is for the best interest of creditors that the aforesaid sale be confirmed.

6. Your petitioner would further show that on September 1st, 1926, certain notes and accounts receivable in the sum of \$3642.13, belonging to the said bankrupt estate were offered for sale at public auction after due legal advertisement and Lula R. Smith, of Greenville, S.C., made a bid therefor in the sum of One Dollar. Your petitioner classifies these accounts as worthless and uncollectible and believes that the offer of the said Lula R. Smith should be accepted and the sale confirmed.

7. Your petitioner would further show that the creditors of the said bankrupt estate, in meeting duly and legally held, recommended that the aforesaid bids be accepted and that your petitioner take appropriate steps looking to the confirmation of such sales.

Wherefore, your petitioner prays that this Honorable Court do issue an order confirming said sales and authorizing him to execute and deliver unto E.A. Gilfillin a deed in fee simple, conveying all the right, title and interest of the Minter Homes Company, Bankrupt, in the above described property, with the exception of the notes and accounts receivable upon the payment of the sum of \$15,000 by E.A. Gilfillin to your petitioner.

And your petitioner further prays that that he be authorized and empowered to convey and deliver unto Lula R. Smith all the right, title and interest of the bankrupt estate in the above described notes and accounts receivable in the sum of \$3642.13, upon payment of the sum of One Dollar by the said Lula R. Smith unto your petitioner.

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