

Company of Georgia as Complainants, and filed their Bill of Complaint in Equity, in the Circuit Court of the United States for the District of South Carolina, against the Carolina, Savannah & Western Railway Company, a corporation created by and existing under the laws of the States of South Carolina, Georgia, North Carolina and Tennessee, The American Loan & Trust Company, J. E. Simmons Receiver, and the Georgia Construction Company, James D. Williams Receiver, as defendants, in which suit in Equity it was sought to foreclose the first mortgage of said Company, dated the 2nd day of April 1888 and upon or about that day duly executed, acknowledged and delivered by said Railroad Corporation to The American Loan and Trust Company of New York, in which suit it was proposed to sell the whole of the mortgaged property and premises being the Railroad property, privileges and franchises of said Railway company, more specifically described in said mortgage:

And Whereas such proceedings were had in said cause, that on the 17th day of August 1892, a decree of foreclosure was entered therein by the said Circuit Court of the United States for the District of South Carolina:

And Whereas in and by the said decree the said H. C. Beattie, party of the first part, was appointed Special Master to execute the said foreclosure decree and to make the sale of property therein provided for and directed as such Special Master and as Substituted Trustee under the mortgage:

And Whereas in pursuance of such appointment the said Special Master afterwards, to wit; on the 23rd of July 1896 at 12:00 o'clock noon, after due advertisement and notice of sale as prescribed in said decree at public auction at the door of the County Court House in the City of Greenville, in the State of South Carolina, on the day and at the hour fixed by said Special Master, in his advertisement of sale, in the manner specified in said decree, did sell all and singular the Railroad - equipment, property, premises, rights, privileges and franchises which the said Special Master was