State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in January, being the fourth day of the same month, in theyear of our Lord one thousand nine hundred and fifty-four.

Were present, Hon. W. Laird Henry, Jr., Chief Judge

Hon. E. McMaster Duer, Associate Judge

Hon. Rex A. Taylor, Associate Judge

Murray E. Ward, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Mildred S. Bell
Joseph H. Bell, her husband
Geraldine S. Hoffman
J. Harvey Hoffman, her husband
Eva S. James
Wildai James, her husband
Edward Huntington Smith
Elizabeth M. Smith, his wife
Mary Bell Smith Parsons
Clarence Louis Parsons, her husband
Major C. Smith, Jr., single
France Edward Smith, single
John Walter Smith
Elizabeth Hagan Smith, his wife
Joseph W.T. Smith
Hannah Collier Smith, his wife
Irene S. Bounds
Carroll E. Bounds, her husband, and
Irene S. Bounds and
Eva S. James, Committee for
Ella Gunby, also known as
Louella Gunby, Incompetent,
Complainants

vs.

William Holland Smith, infant, single
Defendant

) Be it remembered that heretofore, to wit, on the twenty-eighth day of August, in the year nineteen hundred and fifty-three, a certain Mildred S. Bell, Joseph H. Bell, her husband, Geraldine S. Hoffman, J. Harvey Hoffman, her husband, Eva S. James, Wildai James, her husband, Edward Huntington Smith, Elizabeth M. Smith, his wife, Mary Bell Smith Parsons, Clarence Louis Parsons, her husband, Major C. Smith, Jr., single, France Edward Smith, single, John Walter Smith, Elizabeth Hagan Smith, his wife, Joseph W.T. Smith, Hannah Collier Smith, his wife, Irene S. Bounds, Carroll E. Bounds, her husband, and Irene S. Bounds and Eva S. James, Committee for Ella Gunby, also known as Louella Gunby, Incompetent by Webb, Bounds & Travers, their solicitors, exhibited and filed in the Circuit Court here a bill of complaint against William Holland Smith, infant, single, which said bill of complaint is in the words following, to wit:

Mildred S. Bell
Joseph H. Bell, her husband
Geraldine S. Hoffman
J. Harvey Hoffman, her husband
Eva S. James
Wildai James, her husband
Edward Huntington Smith
Elizabeth M. Smith, his wife
Mary Bell Smith Parsons
Clarence Louis Parsons, her husband
Major C. Smith, Jr., single
France Edward Smith, single
John Walter Smith
Elizabeth Hagan Smith, his wife
Joseph W.T. Smith
Hannah Collier Smith, his wife
Irene S. Bounds
Carroll E. Bounds, her husband, and
Irene S. Bounds and
Eva S. James, Committee for
Ella Gunby, also known as
Louella Gunby, Incompetent
Plaintiffs

vs.

William Holland Smith, infant, single
Defendant

No. 6892 Chancery

In the Circuit Court

for

Somerset County,

State of Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Orators, complaining, say:

FIRST: That Ernest Kirby Gunby, late of Somerset County, State of Maryland, who departed this life on December 31, 1952, and his sister, Ella Gunby, unmarried, also known as Louella Gunby, were, at the time of the death of the said Ernest Kirby Gunby, seized and possessed, as tenants in common, in equal shares, of all that certain farm, tract or parcel of land with

the improvements thereon, situate and lying in West Princess Anne Election District, Somerset County, State of Maryland, located on the northerly side of and binding in part upon the state road leading from Allen to Princess Anne, and also binding in part upon the northerly side of the county road leading from the aforesaid state road to Eden Station, bounded on the north and northwest in part by the Allen Mill Pond and in part by the Charles Cathell lands, bounded on the east in part by the said Charles Cathell lands, and a small meadow lot of the said Ernest Kirby Gunby, and bounded on the west in part by the land of Ralph B. Bounds andwife, and in part by the aforesaid Allen Mill Pond, containing sixty acres of land, more or less, being in all respects the same property conveyed unto Addie Gunby, wife of Sylvanus Gunby, also known as Tavanus M. Gunby, by Robert F. Bratten, Trustee, by deed dated April 8, 1876, and recorded among the Land Records of Somerset County, aforesaid, in Liber L.W. No. 16, Folio 177 and 178, less a small portion of said farm recently taken by the State of Maryland, for the use of the State Roads Commission of Maryland, for the widening and improvement of the aforesaid state road along the front of said property.

SECOND: That, upon the death of the said Addie Gunby, who was sometimes known as Adeline Gunby, intestate, in the year 1931, fee simple title to the aforementioned real estate became vested in the said Ernest Kirby Gunby, her son, and the said Ella Gunby, her daughter, as her only heirs at law.

THIRD: That the said Ernest Kirby Gunby, at the time of his death, left a Last Will and Testament, certified copy of which is filed herewith, marked "Complainant's Exhibit Will", admitted to probate in the Orphans' Court for Somerset County, whereby his undivided one-half interest in the aforesaid real estate was devised as a part of the rest and residue of his property and estate, unto yourOrators and the defendant, as follows:

1. One-eighth share to Mildred S. Bell, adult, who is married to Joseph H. Bell, adult, and whose residence address is 2819 Marlboro Avenue, Norfolk, Virginia.

2. One-eighth share to Geraldine S. Hoffman, adult, who is married to J. Harvey Hoffman, adult, and whose residence address is Birdneck Point, 104 Bobolink Road, Virginia Beach, Virginia.

3. One-eighth share to Eva S. James, adult, who is married to Wildai James, adult, and whose residence address is 204 Oakley Street, Cambridge, Maryland.

4. One twenty-fourth share to Edward Huntington Smith, adult, who is married to Elizabeth M. Smith, adult, and whose residence address is 209 Powell Avenue, Salisbury, Maryland.

5. One twenty-fourth share to Mary Bell Smith Parsons, adult, who is married to Clarence Louis Parsons, adult, and whose residence address is Allen, Maryland,

6. One twenty-fourth share to Major C. Smith, Jr., adult, single, whose residence address is 114 Walnut Street, Salisbury, Maryland.

7. One sixteenth share to France Edward Smith, adult, single, whose residence address is 310 Hazel Avenue, Salisbury, Maryland.

8. One sixteenth share to William Holland Smith, defendant herein, now an infant, under twenty-one years of age, and single, whose residence address is 310 Hazel Avenue, Salisbury, Wicomico County, Maryland.

9. One-eighth share to John Walter Smith, adult, who is married to Elizabeth Hagan Smith, adult, and whose residence address is 427 Druid Hill Avenue, Salisbury, Maryland.

10. One eighth share to Joseph W.T. Smith, adult, who is married to Hannah Collier Smith, adult, and whose residence address is 302 New York Avenue, Salisbury, Maryland.

11. One-eighth share to Irene S. Bounds, adult, who is married to Carroll E. Bounds, adult, whose residence address is Camden Avenue Extended, Salisbury, Maryland.

FOURTH: That your Orators, Joseph W.T. Smith and Carroll E. Bounds, are Executors, duly qualified, under the aforesaid Last Will and Testament of Ernest Kirby Gunby, deceased, and the

personal estate of the deceased in their hands and possession is more than sufficient to pay the cash bequests in said will, as well as all taxes and costs of administration of said estate, and it is the intention of the said Executors to settle and close the personal estate of said deceased in the Orphans' Court for Wicomico County, Maryland, in the very near future, and prior to the sale of the aforesaid real estate in these proceedings.

FIFTH: That the said Irene S. Bounds and Eva S. James, by Order and Decree of the Circuit Court for Somerset County, Maryland, passed on February 19, 1953, were appointed by said Court as Committee for the said Ella Gunby, also known as Louella Gunby, incompetent, with full authority to receive, hold, care for and manabe the property and estate of the said incompetent, and said Committee have duly qualified, by filing their approved bond, as will more fully appear by reference to the proceedings in No. 6825 Chancery in the Circuit Court for Somerset County, Maryland.

SIXTH: That the aforesaid devisees of the said Ernest Kirby Gunby, deceased, and the said Ella Gunby, through her Committee, as aforesaid, are all present owners of the said real estate.

SEVENTH: That the aforementioned real estate is not susceptible of partition or division in kind among the aforesaid joint owners, without material loss or injury and it is necessary, in order to make division thereof, that the same be sold and the proceeds of sale apportioned and divided among the said joint owners, all parties to thisproceeding, according to their several and respective interests.

TO THE END, THEREFORE:

(1) That the aforementioned real estate be sold and the proceeds of sale be divided among your Orators and the defendant, according to their several and respective interests.

(2) That your Orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your Orators the writ of subpoena directed to the said William Holland Smith, infant, a resident of Wicomico County, Maryland, residing as aforesaid, demanding him to be and appear in this Court on some certain day to be named therein and to answer the premises and abide by and perform such order or decree as may be passed therein.

And, as in duty bound,

Webb, Bounds & Travers
Solicitors for Complainants

Mildred S. Bell (SEAL)
Joseph H. Bell (SEAL)
Geraldine S. Hoffman (SEAL)
J. Harvey Hoffman (SEAL)
Eva S. James (SEAL)
Wildai James (SEAL)
Edward Huntington Smith (SEAL)
Elizabeth M. Smith (SEAL)
Mary Bell Smith Parsons (SEAL)
Clarence Louis Parsons (SEAL)
Major C. Smith, Jr. (SEAL)
France Edward Smith (SEAL)
John Walter Smith (SEAL)
Elizabeth Hagan Smith (SEAL)
Joseph W.T. Smith (SEAL)
Hannah Collier Smith (SEAL)
Irene S. Bounds (SEAL)
Carroll E. Bounds (SEAL)
Irene S. Bounds and (SEAL)
Eva S. James, (SEAL)
Committee for Ella Gunby

"Complainant's Exhibit Will" referred to in the foregoing bill is in the words following, to wit:

I, Ernest Kirby Gunby, of Somerset County, State of Maryland, do hereby make, publish and declare this My Last Will and Testament, hereby revoking all wills by me heretofore made, in the manner and form following, that is to say:

After the payment of all my just debts and funeral expenses, I give, bequeath and devise my property and estate as follows:

FIRST: I give and bequeath to Joseph W.T. Smith of Wicomico County, Maryland, in trust, the sum of Three Thousand Dollars, to be invested by my said Trustee in income producing securities; the income received therefrom to be used and expended by my said trustee for clothes

and other accessories for the necessity and comfort of my sister, Luella Gunby, now confined in the Eastern Shore State Hospital, at Cambridge, Maryland, including any special medical attention or nursing that my said sister may need from time to time, it being my desire and intention that my said Trustee shall use said income from said sum in such manner as in his judgment will add to the comfort, health and contentment of my said sister over and above the necessities which are provided for her by said hospital. At the death of my said sister, I give and bequeath the said principal of said trust, to-wit, the sum of Three Thousand Dollars or so much thereof as may remain unexpended in the possession of my said Trustee to the said Joseph W.T. Smith, but my said Trustee is authorized to expend any portion of the said principal that that he may deem necessary at any time, for the additional care and comfort of my said sister as hereinbefore provided.

SECOND: I give and bequeath to Winifred A. Smith, widow of Marion F. Smith, the sum of One Thousand Dollars.

THIRD: I give and bequeath to Miss Sara Lord the sum of Five Hundred Dollars.

FOURTH: All the rest and residue of my property and estate, after the payment of the legacies including said trust legacy hereinbefore provided, and after the payment of my just debts and funeral expenses aforesaid, I give, devise and bequeath as follows: One-Eighth share or part to each of my six cousins, namely: Irene S. Bounds, Eva S. James, Mildred S. Bell, Geraldine S. Hoffman, Joseph W.T. Smith and John Walter Smith, and one-eighth share or part to the three children of my deceased cousin, Major Clifford Smith, namely: Edward Huntington Smith, Mary Belle Smith Parsons, and Major C. Smith, Jr., equally, and One Eighth share or part to the two children of my deceased cousin, Norman E. Smith, namely: France Edward Smith and William Holland Smith, equally.

FIFTH: My executors hereinafter named are hereby authorized to sell any real estate and any corporate securities that I may own at the time of my death that may be necessary to pay the aforesaid legacies without special order or authority from the Orphans' Court for Somerset County, but subject to the approval and ratification of said Court.

SIXTH: I hereby constitute and appoint Joseph W.T. Smith and Carroll E. Bounds, both of Salisbury, Maryland, as Executors of this, my Last Will and Testament, and it is my desire and request and I hereby direct that they shall be excused from the necessity of giving bond, except to the extent required by law.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my seal this 9th day of October, in the year Nineteen Hundred and Forty Eight.

/s/ Ernest Kirby Gunby (SEAL)

SIGNED, SEALED, PUBLISHED AND DECLARED by the above named Testator, Ernest Kirby Gunby, as and for his Last Will andTestament, in the presence of us, who, at his request, in his presence, and in the presence of each other, have hereunto subscribed our named as witnesses.

/s/ J. Edgar Harvey

/s/ Betty N. Bounds

STATE OF MARYLAND, SOMERSET COUNTY, SS.

I, Edward L. Fontaine, Register of Wills and by law keeper of the Seal and of the Records and of the Original Papers of the Orphans' Court of Somerset County, DO HEREBY CERTIFY that the foregoing is a true and full copy of the Last Will andTestament of Ernest Kirby Gunby late of said county, deceased, taken from Liber F.E.D. No. 35, folios 419, etc., the same being one of the Records kept in the office ofthe Register of Wills for Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the Seal of said Court, this 17th day of August in the year of our Lord, nineteen hundred and 53.

Edward L. Fontaine

Register of Wills for Somerset County

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following subpoena was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO William Holland Smith, Infant
310 Hazel Ave.,
Salisbury, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Mildred S. Bell et al against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 6th day of July Nineteen Hundred and Fifty Three.

Issued the 28th day of August 1953.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Webb, Bounds & Travers

Address Salisbury, Md.

Benjamin L. Barnes, Clerk.

At which said first Monday in September, in the year nineteen hundred and fifty-three, and the day of the return of the above recited writ, came again into Court here the said complainants, by their solicitor, and the Sheriff of Wicomico County, Jesse M. Pollitt, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned William Holland Smith, Infant, by service on and leaving a copy of Subpoena with him and by reading to him the Bill of Complaint in #6892 Chancery Court for Somerset County, Maryland. Also summoned Mrs. Mildred Smith, Mother and Natural Guardian for the said William Holland Smith, Infant, and copy of Subpoena and Bill of Complaint left with her this 5th day of September, 1953."

Jesse M. Pollitt
Sheriff of Wicomico County

And thereafter to wit, on the thirtieth day of September, in the year nineteen hundred and fifty-three, the said complainants by their solicitor aforesaid filed in Court here a petition in the words following, to wit:

Mildred S. Bell, et al Complainants	)	No. 6892 Chancery
vs.	)	In the Circuit Court,
William Holland Smith, Infant, single Defendant	)	for Somerset County,
	)	State of Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Mildred S. Bell and others, complainants in the above entitled cause, by

Webb, Bounds and Travers, their Solicitors, respectfully shows:

That the defendant, William Holland Smith, has been duly returned summoned, but being an infant he cannot answer and defend this suit for himself.

Your petitioners, there, Pray Your Honors to appoint a guardian ad litem to appear and answer for said infant.

AND, as in duty bound, etc.

Webb, Bounds & Travers

Solicitors for Petitioners

Upon which said petition the Court here passed the following order, to wit:

ORDERED, this 30th day of September, A.D., 1953, by the Circuit Court for Somerset County, Maryland, upon the aforegoing petition, that Grace J. Barnes be, and she is hereby appointed guardian ad litem to appear and answer for William Holland Smith, infant defendant in the above cause.

E. McMaster Duer

Judge

And thereupon the said Grace J. Barnes, as guardian specially appointed, filed in Court here the following answer, to wit:

Mildred S. Bell, et al Complainants	)	No. 6892 Chancery
	)	In the Circuit Court
vs.	)	for
William Holland Smith, Infant, single	)	Somerset County
Defendant	)	State of Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The answer of William Holland Smith, infant, by Grace J. Barnes, Guardian Ad Litem, duly appointed by Order of this Court, to the Bill of Complaint or Petition of Mildred S. Bell, and others, against them, in this Court exhibited.

This defendant, being infant cannot admit any of the matter and things in said Bill of Complaint alleged and submits his rights thereunder to the protection of this, the Court.

And, as in duty bound, etc.

Grace J. Barnes

Guardian Ad Litem

And afterwards, to wit, on the sixteenth day of October, in the year nineteen hundred and fifty-three, Harry C. Dashiell, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, towit:

Irene Smith Bounds et als	)	No. 6892 Chancery
vs.	)	In the Circuit Court
William Holland Smith et als	)	for Somerset County
	)	In Equity.

In the above entitled cause, I, Harry C. Dashiell, a standing Examiner of said Court, do hereby certify that at my law office in Princess Anne, Maryland, on Friday, October 16, 1953, I did take the following depositions, that is to say:

There was first produced before me, Irene Smith Bounds, a witness on behalf of the complainants, and after being duly sworn by me, according to law, answereth, sweareth and deposeth in the manner following, that is to say:

Examination conducted by Carroll E. Bounds, Esq., Attorney for Complainants.

Q.1. Please state your full name, age, place of residence and occupation?

A. My name is Irene Smith Bounds, age over twenty-one years; I reside on Camden Avenue Ex-

tended, just outside the City limits of Salisbury, Wicomico County, Maryland, and my occupation is housewife.

Q.2. You are one of the parties to this suit, that is one of the plaintiffs in the case, are you not?

A. Yes, I am.

Q.3. In what capacity are you interested in the case?

A. I am one of the joint owners of the real estate, which is to be sold and I am also one of the Committee for my cousin, Ella Gunby, incompetent, who owns one-half interest in the real estate. The other committee is my cousin Eva S. James, of Cambridge.

Q.4. Do you know all the other parties in this case?

A. Yes, I know them. All the parties, except the husbands and wives, are close relatives of mine.

Q.5. Did you know Ernest Kirby Gunby in his lifetime, and if so please state where he lived and when and where he died?

A. He lived all his life at the family home, near Allen, just across the county line, in Somerset County. He died the last day of last year, in the Spring Hill Convalescent Home, on the Spring Hill Road. He lived at the old home place until his last illness when he was taken to the hospital here in Salisbury, and when he was released from there he was transferred to the Spring Hill Home.

Q.6. Do you know Ella Gunby, and if so where does she live?

A. Yes, she is the only sister of Ernest Kirby Gunby, and both of them are my first cousins, their mother and my fathe being sister and brother. Ella has been mentally incompetent for many years and has been for some years and is now a patient in the Eastern Shore State Hospital at Cambridge, Maryland.

Q.7. Is she sometimes known as Louella Gunby?

A. Yes, I believe that is her real name, but we always called her Ella.

Q.8. Did Mr. Ernest Kirby Gunby own real estate at the time of his death, and if so please describe it and give your estimate of its value?

A. At the time of his death he owned an one-half interest in the home farm, where he lived prior to his death, located in West Princess Anne Election District, Somerset County, Maryland, and his sister, Ella, owned the other one-half interest. I am referring only to the farm, independent of a small meadow lot or tract, which joins it and which is not involved in this case. He bought that and I understand owned it in his own name at the time of his death. It does join the home farm, and was used by him as a part of it. The farm consists of about sixty acres of land, with a few acres of it along the pond in old pine timber and it is improved by a two story, six room, frame dwelling with barn and other outbuildings. The house has electricity, running water and bath, and is equipped with a G.E. oil burner. I would estimate the farm to be worth about $18,000.00. This farmwas owned by my Aunt, Mrs. Adeline Gunby, the mother of Ernest Kirby and Ella, who inherited it from her at the time of her death in 1931.

Q.9. Did Mr. Gunby leave a last will and testament?

A. Yes he did.

Q.10. I show you this paper and ask you if you can identify it?

A. Yes, that is copy of his will which I understand is filed in th Orphans' Court at Princess Anne.

(Certified copy of Will filed in evidence andmarked "Complainant's Exhibit Will")

Q.11. You have stated that you personally know all the parties to this suit. Do they include all the beneficiaries named in Mr. Gunby's will, who have an interest in the real estate or farm which you have described?

A. Yes, they do.

Q.12. Please give the names of these beneficiaries, who have an interest in this real estate, with the names of their wives and husbands.

A. They are (1) Mildred S. Bell, who husband is Joseph H. Bell.
(2) Geraldine S. Hoffman, whose husband is J. Harvey Hoffman.
(3) Eva S. James, whose husband is Wildai James.
(4) Edward Huntington Smith, whose wife is Elizabeth M. Smith.
(5) Mary Bell Smith Parsons, whose husband is Clarence Louis Parsons.
(6) Major C. Smith, Jr., who is single.
(7) France Edward Smith, who is single.
(8) John Walter Smith whose wife is Elizabeth Hagan Smith.
(9) Joseph W.T. Smith, whose wife is Hannah Collier Smith.
(10)Myself, Irene S. Bounds, and my husband is Carroll E. Bounds, and
(11)William Holland Smith, who is single and only about eighteen years of age.

Q.13. Are these persons whom you have named all the parties to this case?

A. They are all the parties but Eva S. James and myself are named also as Committee for our cousin, Ella Gunby, also known as Louella Gunby.

Q.14. Are all these parties, including Ella Gunby, adults?

A. All except the defendant, William Holland Smith, who is the younger of the two sons of my brother, Norman E. Smith, deceased. William Holland, whom we call Billy, is about eighteen years old and he lives withhis mother, Mrs. Mildred Holland Smith, at No. 310 Hazel Avenue, in Salisbury.

Q.15. You have referred to the Committee for Ella Gunby, incompetent; are you and Mrs. Eva S. James now acting as Committee under the jurisdiction of any Court?

A. Yes; under the jurisdiction of the Circuit Court for Somerset County, in No. 6825 Chancery case, and we are under bond, filed in that case.

Q.16. Is this real estate which you have described, the undivided one-half interest which passes under Mr. Gunby's will, susceptible of partition in kind among the several owners?

A. No it is not. There are only about sixty acres of land, with one set of farm buildings, including dwelling, and it is not possible to divide it among so many owners without depreciating its value.

Q.17. Is it necessary, in order to make a division thereof, that the same be sold and the proceeds divided among the several owners, according to their respective interests?

A. Yes it is.

Q.18. Has the personal estate of Ernest Kirby Gunby, deceased, been settled?

A. No. It has not been settled but it is being administered and settled in the Orphans' Court for Somerset County. You and my cousin, Joseph W.T. Smith are the Executors under the Will and you have been requested to state an account and make a distribution in the estate in the near future.

Q.19. Can you state, of your own knowledge, that the personal estate of Mr. Gunby is sufficient to pay all his debts and funeral expenses, taxes and costs of administration of his estate?

A. Yes. I personally know that he owned practically nothing at the time of his death, that his estate was of considerable value, and was entirely personal, such as cash, stocks, and bonds, except his one-half interest in the home farm and the small meadow lot adjoining it, which he owned.

Q.20. Do you know or can you state any other matter or thing which may be of benefit or advantage to the parties to this cause or either of them, or that may be material to the subject

of this, your exzmination, or the matters in question between the parties? If yes, state the same fully and at large in your answer.

A. I do not know of anything else that is important.

Harry C. Dashiell — Examiner

Irene S. Bounds — Witness

There was next produced before me, John W. Perry, a witness on behalf of the complainants, and after being duly sworn by me, according to law, answereth, sweareth and deposeth in the manner following that is to say:

Examination conducted by Carroll E. Bounds, Esq., Atty. for Complainants.

Q.1. Please state your full name, age, place of residence andoccupation?

A. John W. Perry, 56 years old, Vice President of The Salisbury National Bank, and I live at 323 Park Avenue, Salisbury, Maryland.

Q.2. Do you know the parties to this suit?

A. Only some of them.

Q.3. Did you know Mr. Ernest Kirby Gunby in his lifetime?

A. No.

Q.4. Have you read the Bill of Complaint filed in this case?

A. I have.

Q.5. Are you acquainted with the real estate described in this Bill of Complaint, generally known as the Gunby Home Farm, near Allen?

A. Yes.

Q.6. Where is it located?

A. It is about one-half mile from Allen, and is on the old State Road from Allen to Princess Anne and on the county road from Allen to Eden, in Somerset County.

Q.7. Have you had occasion to inspect this farm and the improvements on it?

A. Yes.

Q.8. What, in your opinion, is its present value?

A. $18,600.00, this being the same value that I, as one of the appraisers of the estate of Mr. Gunby, placed on the farm.

In answer to the general question, the witness replied, "No I do not".

Harry C. Dashiell — Examiner

John W. Perry — Witness

There was next produced before me, Edward Huntington Smith, a witness on behalf of the complainants, and after being duly sworn by me, according to law, answereth, sweareth and deposeth in the manner following, that is to say:

Examination conducted by Carroll E. Bounds, Esq., Atty. for Complainants.

Q.1. Please state your full name, age, place of residence and occupation?

A. Edward Huntington Smith, age 31 tomorrow, 209 Powell Avenue, Salisbury, Sales Manager for Wm. B. Tilghman Company.

Q.2. You are one of the parties to this suit?

A. Yes.

Q.3. Do you know the other parties to this suit?

A. Yes.

Q.4. Who are these parties?

A. They are beneficiaries under the will of Ernest Kirby Gunby, and the Committee for his sister, Ella Gunby.

Q.5. Are these parties and their relationship and the names of their husbands and wives properly set up in the testimony of the previous witness, Irene S. Bounds?

A. Yes.

Q.6. Did you know Ernest Kirby Gunby in his lifetime and if so where did he live and when and where did he die?

A. Yes, he lived at Allen, Maryland, Somerset County. He died at Spring Hill Nursing Homr, Spring Hill Road, Salisbury, Maryland, December 31, 1952.

Q.7. Did Mr. Gunby leave a will?

A. Yes.

Q.8. Is this his will which I show you and which is filed in this case?

A. Yes.

Q.9. Did the deceased, Mr. Gunby, own real estate at the time of his death, if so please describe it briefly and give your estimate of its value?

A. He did own real estate at the time of his death, approximately sixty acres, improved by his home and necessary farm buildings. This farm is owned jointly by Ernest Kirby Gunby and his sister, Ella Gunby, both having an equal interest. I estimate the valu of the entire farm to be $20,000.00.

Q.10. Does your description of the farm and your estimate of its value include the small meadow lot or tract along the Eden Road and adjacent to the farm?

A. It does not. This meadow lot was owned entirely by Ernest Kirby Gunby.

Q.11. Referring to the parties to this suit, are these parties all of legal age?

A. All except William Holland Smith, the youngest son of Norman E. Smith, deceased, and Mildred Holland Smith. I think he is about eighteen years old.

Q.12. Is it possible to divide this farm in kind among the several owners or is it necessary, in order to make a division, that the farm be sold and the proceeds divided?

A. It is necessary, to make a division, that the farm be sold and the proceeds be divided.

Q.13. You have referred to this farm as being owned jointly by Mr. Gunby, the deceased, and his sister, Ella Gunby, Where does Miss Gunby now live?

A. The Eastern Shore State Hospital, Cambridge, Maryland.

In answer to the general question, the witness replied, "I don't know of anything else."

Harry C. Dashiell — Examiner

Edward Huntington Smith — Witness

There being no further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solicitor, return the above depositions to Court, closed under my hand and seal and certify that the annexed statement of costs is correct.

Given under my hand and seal this 16th day of October, 1953.

Harry C. Dashiell (SEAL)
Examiner in Chancery

And thereafter, to wit, on ths thirtieth day of October, in the year nineteen hundred and fifty-three, the Circuit Court here passed the following decree in the premises, to wit:

Mildred S. Bell, et al, Complainants	)	No. 6892 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County,
William Holland Smith, infant, single, Defendants	)	State of Maryland.
	)	

DECREE FOR SALE OF REAL ESTATE

This cause standing ready for hearing and beingsubmitted, the proceedings were read and considered.

IT IS, THEREUPON, this 30th day of October, 1953, by the Circuit Court for Somerset County, Maryland, In Equity, ADJUDGED, ORDERED AND DECREED that the real estate mentioned in these proceedings be sold, and Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith be, and they

are hereby, appointed Trustees to make said sale, and the course and manner of their proceedings shall be as follows:

They shall first file with the Clerk of this Court a Bond to the State of Maryland, executed by themselves, and a surety or sureties to be approved by this Court, or the Clerk thereof, in the penalty of Twenty Thousand Dollars ($20,000.00), with corporate surety, conditioned for the faithful performane of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement, inserted in such newspaper or newspapers published in said Somerset County as they shall think proper, of the time, place, manner and terms of sale, which terms shall be one-third cash, and the balance thirty days thereafter, or all cash, at the option of the purchaser or purchasers, the credit portions to bear interest and to be secured to the satisfaction of the trustees, and as soon as may be convenient after such sale or sales, the said trustees shall return to this Court a full and particular account of their proceedings relative to such sale, with an annexed affidavit of the truth thereof and of the fairness of said sale; and, on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money (and not before) the said trustees shall, by a good and sufficient deed, to be executed, acknowledged and recorded according to law, convey to the purchaser or purchasers, hie, her or their heirs, the property and estate to him, her or them sold, free, clear and discharged from all claims of the parties hereto, plaintiff and defendant, and those claiming by, from or under them, or either of them; and the said trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustees as this Court shall think proper to allow, in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer

Judge

And thereupon, the said Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, Trustees, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, Principals, and New Amsterdam Casualty Company, a body corporate of the State of New York, duly authorized by its charter to become sole surety on bonds, are held and firmly bound unto the State of Maryland, in the full and just sum of Twenty Thousand Dollars ($20,000.00), to be paid to the said State or its certain Attorney, to which payment well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 2nd day of November, in the year of our Lord one thousand nine hundred and fifty-three.

WHEREAS, the above bounden Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, by virtue of a decree of the Honorable the Judge of the Circuit Court for Somerset County, Maryland, has been appointed trustees mentioned in the proceedings in the case of Mildred S. Bell, et al., Complainants vs. William Holland Smith, Infant, Single, Defendant now pending in said Court:

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, THAT IF THE ABOVE BOUNDEN Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, Trustees, do and shall well and faithfully perform the trust reposed in them by said decree, or that may be reposed in them by any future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered in the presence of

Betty N. Bounds

ATTEST:

Jeannette W. Bell

Carroll E. Bounds (SEAL)

Joseph W.T. Smith (SEAL)

Edward H. Smith (SEAL)

CORPORATE SEAL

NEW AMSTERDAM CASUALTY COMPANY

By William W. Travers, Atty.-in-Fact.

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twenty-seventy day of November, in the year nineteen hundred and fifty-three, the said trustees filed in Court here a petition in the words following, to wit:

Mildred S. Bell, et al., Complainants

vs.

William Holland Smith, infant, single, Defendant

No. 6892 Chancery

In the Circuit Court

for Somerset County,

State of Maryland.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, Trustees, by Webb, Bounds and Travers, their Solicitors, respectfully shows:

1. That your petitioners were recently appointed by Order of this Honorable Court as trustees to sell the real estate in these proceedings, formerly owned jointly by Ernest Kirby Gunby, deceased, and Ella Gunby, incompetent, his sister, and said trustees have filed their approved bond.

2. That prior to his death, which occurred on December 31, 1952, the said Ernest Kirby Gunby executed to the State of Maryland, for the use of the State Roads Commission of Maryland, an option for a strip of land and easement over, upon and across the front of the said farm, owned as aforesaid, for the widening and improvement of the state road adjacent thereto, leading from Allen to Princess Anne, at the option price of One Hundred Fifty Dollars ($150.00), of which amount One Dollar ($1.00) was paid to the said Ernest Kirby Gunby.

3. That the State of Maryland, after due notice of its intention to exercise said option, given to the said deceased, took possession of said land and improved said State Road and said improvement was completed several months ago.

4. That at the time said option was given, the said Ella Gunby, incompetent, owned an undivided one-half interest in said farm, but at that time no committee had been appointed for her, but the said Ernest Kirby Gunby, deceased, nevertheless, attempted to act on her behalf in the giving of said option, and since the giving thereof, Irene S. Bounds and Eva S. James have been appointed as committee for the said incompetent, as will more fully appear by reference to the proceedings in No. 6825 in this Court, and the said Committee are filing simultaneously herewith in said proceedings a petition requesting authority to execute the necessary deed unto the State of Maryland, to the use of the State Roads Commission of Maryland, for said land, and the said right of way sold as aforesaid.

5. That the State of Maryland, through the State Roads Commission, has now paid the devsees under the will of the said Ernest Kirby Gunby, the balance of Seventy-four Dollars and Fifty Cents ($74.50), due them for his interest in the land and easement sold as aforesaid, and a similar sum to the said committee for said incompetent, and has requested your petitioners to execute the deed therefor, and your petitioners, in making sale of the aforesaid farm, have advertised and will sell the same subject to the sale of that portion, made by the deceased in his lifetime.

WHEREFORE, Your Petitioners pray this Honorable Court to pass an Order authorizing them

to execute the necessary deed for the purposes aforesaid, prior to the sale of said farm, which will be made on Saturday, November 28, 1953, at 10 o'clock A.M.

Respectfully submitted,

Webb, Bounds & Travers

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, That on this 25th day of November, A.D., 1953, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County, aforesaid, personally appeared Carroll E. Bounds, one of the trustees and petitioners in the aforegoing petition, and made oath in due fom of law that the matter and things stated therein are true and correct to the best of his knowledge, information and belief.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix my notarial seal the day and year above written.

Betty N. Bounds

Notary Public

Upon which said petition the Court here passed the following order, to wit:

THE AFOREGOING PETITION HAVING BEEN READ AND CONSIDERED, IT IS, THEREUPON, this 27th day of November, A.D., 1953, ORDERED, by the Circuit Court for Somerset County, Maryland, IN EQUITY, that Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, Trustees, be, and they are hereby authorized to execute and deliver to the State of Maryland, to theuse of the State Roads Commission of Maryland, a deed for the strip of land and easement acquired by the State of Maryland, through option from Ernest Kirby Gunby, deceased, in his lifetime, and now constituting a part of the State Road leading from Allen to Princess Anne, as laid down on plat made and prepared by the State Roads Commission, in connection with the widening and improvement of said State Road.

E. McMaster Duer

Judge

And thereafter, to wit, on the second day of December, in the year nineteen hundred and fifty-three, the said trustees exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Mildred S. Bell, et al., Complainants	)	No. 6892 Chancery
vs.	)	In the Circuit Court for
William Holland Smith, infant, single Defendant	)	Somerset County,
	)	State of Maryland.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, Trustees appointed by a decree of this Court, passed in the above entitled cause, to make sale of the real estate therein mentioned, respectfully shows:

That after having given bond with approved security for the faithful performance of the trust reposed in them, and after having complied with all other prerequisites of law and of said decree, including the giving of notice of the time, place, manner and terms of sale, by advertisement inserted in the Marylander and Herald, a newspaper published in Somerset County, Maryland, for four consecutive weeks before the day of sale, as will more fully appear by reference to the certificate of publication of said advertisement, attached hereto as a part hereof, and by other notices posted and circulated they did, pursuant to such notice, attend at the front door of the Court House of Somerset County, at Princess Anne, Maryland, on the 28th say of November, 1953, at or about 10 o'clock A.M., and then and there proceeded, by public auction,

to sell said property, to wit:

All that certain farm, tract or parcel of land, with the improvements thereon, situate and lying in West Princess Anne Election District, Somerset County, State of Maryland, located on the northerly side of and binding in part upon the state road leading from Allen to Princess Anne, and also binding in part upon the northerly side of the county road leading from the aforesaid state road to Eden Station, bounded on the north and northwest in part by the Allen Mill Pond and in part by the Charles Cathell lands, bounded on the east in part by the said Charles Cathell lands, and a small meadow lot of the late Ernest Kirby Gunby, and bounded on the west in part by the land of Ralph B. Bounds and wife, and in part by the aforesaid Allen Mill Pond, containing sixty acres of land, more or less, being in all respects the same property conveyed unto Addie Gunby, wife of Sylvanus Gunby, also known as Tavanus M. Gunby, by Robert F. Bratten, Trustee, by deed dated April 8, 1876, and recorded among the Land Records of Somerset County, aforesaid, in Liber L.W. No. 16, Folio 177 and 178, less a small portion of sai said farm recently taken by the State of Maryland, for the use of the State Roads Commission of Maryland, for the widening and improvement of the aforesaid state road along the front of said property.

These trustees first offered for sale all the marketable timber on said premises, with a period of one year to cut and remove same, andsold said timber to Paul M. Jones, of Snow Hill, Maryland, at and for the sum of Seven Thousand, One Hundred Dollars ($7,100.00), he being at that sum the highest and best bidder therefor, and the said purchaser has complied with the terms of sale.

These trustees next offered for sale the aforesaid property, subject to the timber rights, and sold said property to Jay H. Shivers and Rose L. Shivers, his wife, as tenants by the entireties, at and for the sum of Sixteen Thousand Nine Hundred Dollars ($16,900.00), they being at that sum the highest and best bidders therefor, and the said purchasers have complied with the terms of sale.

That, after having offered the aforesaid timber and the aforesaid real estate, subject to the timber rights of the purchaser thereof, separately, they offered the same as a whole, according to the terms and conditions of the advertisement of sale, but, having received no bid on the property as an entirety, they sold the same as aforesaid.

Respectfully submitted,

Carroll E. Bounds

Joseph W.T. Smith

Edward H. Smith
Trustees

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I HEREBY CERTIFY, That on this 2nd day of December, in the year Nineteen Hundred and Fifty Three, before the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared Carroll E. Bounds, Joseph W.T. Smith, and Edward H. Smith, Trustees, named in the aforegoing Report of Sales, and made oath in due form of law that the matters and things stated in said Report are true and correct to the best of their knowledge and belief, and that the sales therein reported were fairly made.

Benjamin L. Barnes

Clerk

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDERED, by the Circuit Court for Somerset County, Maryland, in Equity, this 2nd day of December, 1953, that the sales of the property mentioned in these proceedings, made and reported by Carroll E. Bounds, Joseph W.T. Smith and Edward H. Smith, Trustees, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 4th day of January, 1954,

provided a copy of this order be inserted in some newspaper published in said Somerset County, once in each of three consecutive weeks before the 2nd day of January, next.

The report states the amount of sales to be Twenty-four Thousand Dollars ($24,000.00).

Benjamin L. Barnes

Clerk

And now at this day, to wit, on the sixth day of January, in the year nineteen hundred and fifty-four, came again into Court here the said trustees, and on motion of the said trustees, the Court here passed the following order, to wit:

ORDERED, by the Circuit Court for Somerset County, Maryland, this 6th day of January, 1954, that the sales of the properties made and reported by the trustees aforesaid, be and the same are hereby finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice appears to have been given as required by the Order Nisi passed in these proceedings; and the said trustees are allowed the usual commissions and such proper expenses as theyshall produce vouchers for to the auditor.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L Barnes, Clerk.

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L. Creston Beauchamp, attorney for the purpose of foreclosure and collection of a mortgage from Anna Mac Collins to Roy Pinkett and Veda Pinkett, his wife,

Ex Parte

Be it remembered that heretofore, to wit, on the third day of November, in the year nineteen hundred and fifty-three, a certain L. Creston Beauchamp, attorney, exhibited and filed in the Circuit Court here, the original of a certain mortgage executed and delivered to Roy Pinkett andVeda Pinkett, his wife, by a certain Anna Mac Collins of said county and state, which said original of mortgage is in the words following, to wit:

L. Creston Beauchamp, attorney for the purpose of foreclosure and collection of a mortgage from Anna Mae Collins to Roy Pinkett and Veda Pinkett, his wife,

Ex Parte

No. 6919 Chancery

In the Circuit Court

for

Somerset County, Maryland

Mr. Clerk:

Please docket a case as above, and file for foreclosure the original mortgage from Anna Mae Collins, dated February 15, 1953, and recorded among the land records of Somerset County, Maryland, in Liber B.L.B. No. 150, folio 90; and, enter my appearance as trustee and attorney named in the mortgage.

L. Creston Beauchamp

Attorney

THIS MORTGAGE, Made this 15th day of February in the year nineteen hundred and fifty, by Anna Mae Collins, of Somerset County, Maryland, witnesseth:

WHEREAS, the said Anna Mae Collins is justly indebted unto Roy Pinkett and Veda Pinkett, his wife, of said county and state, in the sum of two hundred and seventy-five dollars, for the balance of the purchase money for the real estate hereinafter conveyed, evidenced by the bill obligatory of the said Anna Mae Collins for said sum of two hundred and seventy-five dollars, dated evenly herewith, and payable to the said Roy Pinkett and Veda Pinkett, his wife, twenty-five dollars and interest on the 15th day of April, 1950, and twenty-five dollars and interest on the 15th day of every third month thereafter until the entire principal sum and

interest, shall have been paid, and in which said bill obligatory the said Anna Mae Collins has reserved the right to pay all of said principal sum, or any part thereof, at any time, with interest to the time of payment; and whereas, for the purpose of securing the payment of said sum of two hundred and seventy-five dollars, with interest as aforesaid, this mortgage is executed.

NOW, THEREFORE, this mortgage witnesseth that in consideration of the premises, the said Anna Mae Collins hereby grants and conveys unto the said Roy Pinkett and Veda Pinkett, his wife, their heirs and assigns, all that lot or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, binding on the south side of the county road leading from Van Buren's corner to Polk's road, and beginning at a post set up on the south side of said road, and a private lane leadingsouth from said county road; thence, in a southerly direction, by and with said private road, three hundred and fifty feet to another iron post; thence in a westerly direction, in a line parallel to said county road, two hundred and fifty-eight feet to another iron post; thence, in a northerly direction, in a line parallel to said private lane, three hundred and nine feet to another iron post set up at the south side of said county road; thence, in an easterly direction, by and with said county road, two hundred and sixty-eight feet to the place of beginning; the land hereby conveyed being the same and all the land which was conveyed to the said Anna Mae Collins by Roy Pinkett and Veda Pinkett, his wife, by deed dated January 11, 1950, not yet delivered, but intended to be delivered and recorded cotemporaneously with this mortgage.

TO which said deed andrecords and all the references therein, special reference is here made, as a part hereof, for full and accurate description of the property hereby conveyed.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagees, their heirs and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagees, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on her part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said mortgagor does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagees, their personal representatives or assigns, or L. Creston Beauchamp, her or their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, hie, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first tothe payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said

property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagees, their personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whosever may be entitled to the same; and in the event that said mortgaged property, or anypart thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in her behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least four hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagees, their personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagees, and to deposit the policy or policies as aforesaid, thesaid mortgagees are hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagees may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Test: Betty Lou Noble Anna Mae Collins (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this 15th day of February in the year nineteen hundred and fifty, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset personally appeared Anna Mae Collins the mortgagors named in the foregoing mortgage and duly acknowledged the foregoing mortgage to be her act and deed; andat the same time and place also personally appeared before me Roy Pinkett, one of the within named mortgagees, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

As witness my hand and notarial seal the day and year aforesaid.

SEAL OF NOTARY Betty Lou Noble
Notary Public

Received for Record February 16, 1950 and recorded in Liber B.L.B. No. 150, folio 90, et seq., one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

And thereupon the said L. Creston Beauchamp, Trustee, filed in Court here a bond in the words following, to wit:

Know all men by these presents, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a Maryland Corporation, surety, are held and firmly bound unto the State of Maryland, in the full and just sum of one thousand dollars, current money, to be paid to the said State of Maryland, or its certain Attorney, to which

payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, personal representatives and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 4th day of December, 1953.

Whereas, by mortgage dated the 15th day of February, 1950, recorded among the land records of said Somerset County in Liber No. 150, Folio 90, a certain Anna Mae Collins conveyed to Roy Pinkett and Veda Pinkett, his wife, the real estate therein described, and, whereas, by the virtue of the power and authority contained in said mortgage, the said L. Creston Beauchamp, as attorney named therein, is authorized to sell said property and is about to exercise the power of sale contained in said mortgaged by the sale of the property therein described.

Now the condition of the above obligatim is such that if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him and by said mortgage, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then this obligation shall be void, otherwise to be and remain in full force and virtue on law.

L. Creston Beauchamp (SEAL)

Test: CORPORATE MARYLAND CASUALTY COMPANY

Patsy Records SEAL By: L. C. Beauchamp
Attorney-in-Fact

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the ninth day of December, in the year nineteen hundred and fifty-three, the said trustee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Trust created by mortgage from Anna Mae Collins to Roy Pinkett and Veda Pinkett, his wife, L. Creston Beauchamp, Ex Parte	)	No. 6919 Chancery
	)	In the Circuit Court
	)	for
	)	Somerset County, Maryland

To the Honorable, the Judge of said Court:

The report of L. Creston Beauchamp, Trustee named in themortgage from Anna Mae Collins to Roy Pinkett and Veda Pinkett, his wife, dated February 15, 1950, recorded among the Land Records of Somerset County, Maryland, in Liber 150, folio 90, respectfully represents:

That by virtue of the power and authority contained in said mortgage and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said decree, and after having given at least twenty days notice of the time, place, manner and terms of sale by advertisementin the Marylander & Herald, a weekly newspaper publishd in said county and by handbill posting at the Court House door in said county, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, December 8, 1953, at the hour of 2:00 p.m. and then and there proceeded to sell at public auction the following described property mentioned in said decree, namely:

He offered all that lot or parcel of land situate, lying and beingin Mount Vernon Election District, Somerset County, Maryland, binding on the south side of the county road leading from Van Buren's corner to Polk's Road, and beginning at a post set up on the south side of said road, and a private lane leading south from said county road; thence, in a southerly direction, by and with said private road, three hundred and fifty feet to another iron post; thence, in a westerly direction, in a line parallel to said county road two hundred and fifty-eight feet to another iron post; thence, in a northerly direction, in a line parallel to said

private lane, three hundred and nine feet to another iron post set up at the south side of said county road; thence, in an easterly direction, by and with said county road, two hundred and sixty-eight feet to the place of beginning; which was the land conveyed to the said Anna Mae by Roy Pinkett and Veda Pinkett, his wife, by deed dated January 11, 1950, duly recorded among said land records in Liber No. 149, folio 206, and improved by comfortable dwelling and the necessary out-buildings, and sold the same to Roy Pinkett and Veda Pinkett, his wife, of said county and state, at and for the sum of $500.00, which they have paid to the satisfaction of the Trustee.

And the Trustee makes the following distribution of the proceeds of said sale:

Whole Amount of Sale		$500.00
Court Costs	$28.75	
Advertising sale and Order Nisi	47.50	
Auctioneer	7.50	
Commissions, as per Chancery Rule	70.00	
		153.75
		$346.25
To Roy Pinkett and Veda Pinkett, holders of note secured by mortgage	275.00	
Interest to day of sale	63.00	
		338.00
		$ 8.25

And the Trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Trustee

State of Maryland, Somerset County, to wit:

I hereby certify that on this 9th day of December, 1953, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, the Trustee mentioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Benjamin L. Barnes

Clerk of Court

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

L. Creston Beauchamp, Ex Parte	No. 6919 Chancery
Trust created by mortgage from Anna Mae Collins to Roy Pinkett and Veda Pinkett, his wife.	In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 9th day of December, 1953, that the report of L. Creston Beauchamp, Trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported, and the distribution of the proceeds of said sale by him made, be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before 5th day of January, 1954; provided a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before the 4th day of January, 1954.

The report states the amount of sale to be $500.00.

Benjamin L. Barnes

Clerk of Court

And now at this day to wit, on the sixteenth day of January, in the year nineteen hundred and fifty-four, comes again into Court here the said trustee, and on motion of the said trustee, the Court here passed the following order, to wit:

L. Creston Beauchamp, Ex Parte	No. 6919 Chancery In the Circuit Court for Somerset County, Maryland

It having been proved to the Court that a copy of the preceding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 16th day of January, 1954, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, Trustee, and the sale by him reported and the distribution of the proceeds therefrom by him made, be and the same are hereby finally ratified and confirmed.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L Bowes, Clerk.

nnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnn

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in March, being the first day of the same month, in the year of our Lord one thousand nine hundred and fifty-four.

Were present, Hon. W. Laird Henry, Jr., Chief Judge

Hon. E. McMaster Duer, Associate Judge

Hon. Rex A. Taylor, Associate Judge

Murray E. Ward, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

E. Walter Long, Chairman, T.B. Whaley, Alan P. Long, Norman Dryden, Robert Chamberlin, Homer Ringgold, Bernice H. Reed, constituting the Somerset County, Maryland Welfare Board

vs.

Joseph Pusey, George Pusey and Thelma Laxton, R.F.D. #2, Princess Anne, Maryland.

Be it remembered that heretofore, to wit, on the twelfth day of November, in the year nineteen hundred and fifty-three, a certain E. Walter Long, Chairman, T.B. Whaley, Alan P. Long, Norman Dryden, Robert Chamberlin, Homer Ringgold, Bernice H. Reed, constituting the Somerset County, Maryland Welfare Board, by L. Creston Beauchamp, their solicitor, exhibited and filed in the Circuit Court here a bill of complaint against Joseph Pusey, George Pusey, and Thelma Laxton, which said bill of complaint is in the words following, to wit:

E. Walter Long, Chairman, T.B. Whaley, Alan P. Long, Norman Dryden, Robert Chamberlin, Homer Ringgold, Bernice H. Reed, constituting the Somerset County, Maryland Welfare Board

vs.

Joseph Pusey, George Pusey and Thelma Laxton, R.F.D. #2, Princess Anne, Maryland.

No. 6924 Chancery

In the Circuit Court

for

Somerset County,

Maryland.

To the Honorable, the Judge of said Court:

The bill of complaint of E. Walter Long, Chairman, T.B. Whaley, Alan P. Long, Norman Dryden, Robert Chamberlin, Homer Ringgold, and Bernice H. Reed, constituting the Somerset County, Maryland Welfare Board, which sues as well for itself as for all of the creditors of George W. Pusey and Ella Mills Pusey, his wife, both late of Somerset County, Maryland, deceased, who will come in and contribute to the expenses of this suit, respectfully represents:

(1) That your orator is organized under the laws of the State of Maryland for the purpose of furnishing help and money to the needy aged in said Somerset County, and as such did furnish money to George W. Pusey durinrthe year 1952 amounting to $97.37, as will fully appear by reference to a sworn account thereof filed as a part of this bill marked Exhibit A; and did furnish money to Ella Mills Pusey during the months of October, November, and December, 1952, and through the months of January to October 15, 1953, amounting to $382.51, as will fully appear by reference to a sworn account thereof filed as a part of this bil marked Exhibit B.

(2) That the said George W. Pusey and Ella Mills Pusey being so indebted as aforesaid unto your orator and also unto divers other persons, and having no personal estate of any value, and upon which no administration was ever had, but having considerable real estate in East Princess Anne Election District, Somerset County, Maryland, on the county road, adjoining the lands of Herman Riggin and Cohn & Bock Co., and containing 24½ acres, more or less, which was conveyed to the said George W. Pusey and Ella Mills Pusey, his wife, by Charles Scott and wife, by deed dated August 16, 1924, recorded among the Land Records of Somerset County, Maryland, in Liber No. 91, folio 36; and the said George W. Pusey departed this life, intestate, on or about the month of October, 1952, and the said Ella Mills Pusey departed this life, intestate, in the month of October, 1953, and that they left surviving them, as their only heirs

at law, the following:

(1) Joseph Pusey, adult son, residing in Princess Anne, Maryland, R.F.D.#2.

(2) George Pusey, adult son, residing in Princess Anne, Maryland, R.F.D. #2.

(3) Thelma Laxton, adult daughter, residing in Princess Anne, Maryland, R.F.D. #2.

(3) Your orator further charges that no administration was ever had on the personal estate of the said George W. Pusey and Ella Mills Pusey, his wife, and that the same is not sufficient to pay the costs of the administration and the debts due and owing by the said George W. Pusey and Ella Mills Pusey, his wife, at the time of their death, and your orator is advised that the money it paid the said George W. Pusey and Ella Mills Pusey, his wife, for support is a claim for which it is entitled to have the decendants real estate sold to repay itself and to pay the claims of the creditors of the said deceased, but your orator is unable to obtain adequate relief without the aid of this Court.

To the end therefore:

(A) That the defendants hereinafter named may answer the several matters and things hereinbefore set forth.

(B) That the aforesaid real estate, or so much thereof as may be necessary, may be decreed to be sold for the payment of the aforesaid claim of your orator and of the other creditors of the said deceased.

(C) That your orator may have such other and further relief as this case may require.

May it please your Honor to grant unto your orator the writ of the State of Maryland subpoena directed to the said Joseph Pusey, George Pusey, and Thelma Laxton, all adults and residents of Princess Anne, Maryland, R.F.D. #2, commanding them and each of them to be and appear in this Court in person or by solicitor on some certain day to be named therein to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

L. Creston Beauchamp

Solicitor for Complainants

Exhibit "A" referred to in the foregoing bill is in the words following, to wit:

SOMERSET COUNTY WELFARE BOARD

George W. Pusey
Rt. 2,
Princess Anne, Md.

Case # 1126

OAA Client

1952

10/15/52	$22.47	
11/14/52	22.47	
12/15/52	22.47	
1/15/53	25.96	
	$93.37	TOTAL ASSISTANCE

State of Maryland, Somerset County, to wit:

I hereby certify that on this 12th day of November, 1953, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Elizabeth W. Hall, the director for the Somerset County, Maryland, Welfare Board, who made oath in due form of law that the above statement is a true and correct account of the moneys paid to George W. Pusey, deceased, during the year 1952, as set forth in said account; and that not part of said amount has been repaid to the Welfare Board, but the entire sum $93.37, is due and owing thereon.

In testimony thereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

SEAL OF NOTARY

Vivian C. Richardson

Notary Public

Exhibit "B" referred to in the foregoing bill is in the words following, towit;

SOMERSET COUNTY WELFARE BOARD

Ella Mills Pusey
Rt. 2,
Princess Anne, Md.

Case # 1126

OAA Client

1952	
10/15	$ 22.47
11/14	22.47
12/15	22.47
	$ 67.41
1953	
1/15	17.46
2/16	22.43
3/16	22.43
3/19	13.50
4/15	23.43
4/23	8.50
5/15	31.93
6/15	31.93
7/15	31.93
8/14	31.93
9/28	21.93
10/15	57.70
	$315.10

Total Assistance - $382.51

State of Maryland, Somerset County, to wit:

I hereby certify that on this 12th day of November, 1953, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Elizabeth W. Hall, the director for the Somerset County, Maryland Welfare Board, who made oath in due form of law that the above statement is a true and correct account of the moneys paid to Ella Mills Pusey, deceased, during the years 1952, 1953, as set forth in said account; and that no part of said amount has been repaid to the Welfare Board, but the entire sum of $382.51, is due and owing thereon.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

SEAL OF NOTARY

Vivian C. Richardson
Notary Public

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following subpoena was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT

SOMERSET COUNTY, TO WIT:

TO Joseph Pusey
George Pusey and
Thelma Laxton, all of Princess Anne, Md. R.F.D. #2

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of E. Walter Long, Chairman, T.B. Whaley, Alan P. Long, Norman Dryden, Robert Chamberlin, Homer Ringgold, Bernice H. Reed, constituting the Somerset County, Maryland Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of November Nineteen Hundred and fifty-three.

Issued the 12th day of November 1953.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

At which said first Monday of December, in the year nineteen hundred and fifty-three, and the day of the return of the above recited writ, came again into Court here the said complainants by their solicitor aforesaid, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned severally and copy of Subpoena
and Bill left with each defendant 11/16/53"

Murray E. Ward, Sheriff

I. Fred Phoebus, Deputy Sheriff

And thereafter, to wit, on the twenty-fourth day of December, in the year nineteen hundred and fifty-three, the Court here passed the following order, to wit:

E. Walter Long, Chairman, TOBO Whaley, Alan P. Long, Norman Dryden, Robert Chamberlin, Homer Ringgold, Bernice H. Reed, constituting the Somerset County, Md. Welfare Board vs. Joseph Pusey and others.	No. 6924 Chancery In the Circuit Court for Somerset County Maryland

To the Honorable, the Judge of said Court:

It appearing that in the above cause the adult defendants, Joseph Pusey, George Pusey and Thelma Laxton, have all been duly summoned to appear and have failed to appear and answer, either in person or by solicitor,

It is thereupon, this 24th day of December, 1953, adjudged, ordered and decreed by the the Circuit Court for Somerset County, Maryland, in Equity, that the said Bill of Complaint be and the same is hereby taken pro confesso against all of the above adult non-answering defendants.

And it is further ordered that depositions be taken before one of the standing examiners of this Couft in support of the allegations of said bill.

E. McMaster Duer

Judge

And afterwards, to wit, on the thirty-first day of December, in the year nineteen hundred and fifty-three, Harry C. Dashiell, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Somerset County, Maryland Welfare Board vs. Joseph Pusey, George Pusey, and Thelma Laxton	No. 6924 Chancery In the Circuit Court for Somerset County, Maryland

In the above entitled cause, an order having been passed for the taking of testimony, to support the allegations of the bill of complaint, I, Harry C. Dashiell, one of the standing examiners of the Circuit Court for Somerset County, Maryland, in Equity, do hereby certify that on Thursday, December 31, 1953, at the office of L. Creston Beauchamp, in Princess Anne, Maryland, I did take the following depositions, that is to say:

Norma Shores, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Norma Shores, 33, Princess Anne, Md., R.F.D., Social Worker for the Welfare Board.

Int. (2) Please state if you knew George W. Pusey and Ella Mills Pusey during their lifetime, if so, are they living or dead, and if dead when did they die?

Ans. I knew both of them and they are both dead, Mr. Pusey having died in January, 1953. They were both receiving old-age assistance from the Somerset County, Maryland Welfare and the two cases were under my supervision.

Int. (3) Please state how myen, if any, assistance the Somerset County Welfare gave to each one.

Ans. Mr. Pusey received assistance during the months of October, November and December, 1952, and part of January, 1953, in the sum of $937.37, as per Exhibit "A" filed herewith, and Mrs. Pusey received assistane beginning with the month of October, 1952 and continuing regularly into the month of October, 1953, in the sum of $315.10, the total assistance given to both amounting to $382.51.

Int. (4) Please state what, if any, property was left by either of the Puseys; who are the heirs, and whether there was any administration.

Ans. Mr. and Mrs. Pusey, as husband and wife, owned a farm in East Princess Anne Election District containing 14½ acres, which was conveyed to them as husband and wife by Charles Scott and wife, worth I would say from $1200 to $1500. The heirs are three children, Joseph Pusey, an adult son, George Pusey, an adult son, and Thelma Laxton, an adult daughter, all of them residing in Princess Anne, Md., R.F.D. #2. I am informed there has been no administration on the estate, and that neither of the deceased persons left any personal property and that the only way these claims can be paid would be through a sale of the real estate. These children are the only heirs.

Court questions and answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Norma Shores

Levin R. Wilson, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Levin R. Wilson, 44 years old, Princess Anne, Md., undertaker.

Int. (2) Please state if you knew Mrs. Ella Mills Pusey and her husband, George Pusey, in their lifetime; are they living or dead and if dead, when did they die, and did leave a will or not.

Ans. I knew both of them and they are both dead. Mr. Pusey died in January, 1953, and Mrs. Pusey died in October, 1953. They did not leave a will.

Int. (3) Please state what if any property they owned at the time of their death; who are their heirs at law; and if there has been any administration.

Ans. They owned a farm in East Princess Anne Election District containing about 15 acres of land and a house and out buildings. The only heirs are three children, George, Joseph and Thelma Pusey Laxton, all above the age of 21 years. There has not been any administration and neither of them left any personal property.

Int. (4) Please state if you know of any claims left owing by them at their death.

Ans. I know that they owed me for the funeral bill of each one of them, amounting to $831.30 on which there has been a credit of $100, for rent of the land for the year 1953. I understand they also owe the Welfare Board. I know of no other claims.

Court questions and answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Levin B. Wilson

There being no further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solicitor return the above deposition to the Court and certify that all the

requirements of General Equity Rule 28A have been complied with, and that the examiner's costs have been paid by the complainant.

Given under my hand and seal this 31st day of December, 1953.

Harry C. Dashiell (SEAL)
Examiner in Chancery

And thereafter, to wit, on the twenty-eighth day of January, in the year nineteen hundred and fifty-four, the Circuit Court here passed the following decree in the premises, to wit:

Somerset County, Maryland Welfare Board	No. 6924 Chancery
vs.	In the Circuit Court for
Joseph Pusey, George Pusey, and Thelma Laxton.	Somerset County, Maryland

The cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 27th day of January, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the real estate mentioned in the proceedings be sold; that L. Creston Beauchamp be and he is hereby appointed trustee to make such sale, the course and manner of said proceedings to be as follows: He shall first file in the office of the Clerk of the said Court a bond to the State of Maryland, executed by himself and a corporate surety to be approved by the said Clerk in the penalty of fifteen hundred dollars, conditioned for the faithful performance of the trust reposed in him by any future decree or order in the premises; he shall then proceed to make sale of said real estate, having given at least twenty-one days previous notice, inserted in some newspaper printed in said Somerset County and such other notice as he may think proper, of the time, place, manner and terms of sale, which terms shall be as follows: Cash on day of the sale.

And as soon as may be convenient after any such sale, the trustee shall return to this Court a full and particular account of the same, with an affidavit of the truth thereof and of the fairness of such sale annexed. And on the ratification of such sale by this Court, and on the payment of the whole purchase money, and not before, the said trustee by good and sufficient deed to be executed and acknowledged according to law, shall convey to the purchaser or purchasers of said property, to his, her or their heirs, the property to him, her of them sold free, clear and discharged of all claims of the parties to this cause, and of any person or persons claiming by, from or under them. And the said trustee shall bring into this Court the money arising on said sale, to be disposed of under the direction of this Court, after deducting therefrom the costs this suit, and such commissions to the said trustee as the Court shall think proper to allow on consideration of the skill, attention and fidelity wherewith he shall have appeared to discharged his trust.

At the time of advertising said sale the said trustee shall give notice to the creditors of Ella Mills Pusey, deceased, to file their claims duly probated in the Office of the Clerk of the Circuit Court for said Somerset County within sixty days from the date of said sale.

E. McMaster Duer
Judge

And thereupon, the said L. Creston Beauchamp, Trustee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a Maryland Corporation, surety, are held and firmly bound unto the State of Maryland in the full and just sum of fifteen hundred dollars, current money, to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, or and each of our

heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 28th day of January, 1954.

WHEREAS, by a decree of the Circuit Court for Somerset County, Maryland, bearing date the 27th day of January, 1954, and passed in a cause in said Court pending wherein the Somerset County, Maryland, Welfare Board is the complainant and Joseph Pusey and others are the defendants, the same being No. 6924 on the Chancery Docket of said Court, the above named L. Creston Beauchamp was appointed Trustee, with power to sell the real estate in said cause decreed to be sold, and whereas the said L. Creston Beauchamp is about to enter upon the execution of said trust;

NOW THE CONDITION of the above obligation is such that, if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by and further decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue of law.

L. Creston Beauchamp (SEAL)

Test: CORPORATE THE MARYLAND CASUALTY CO.
by
Patsy Records SEAL L.C. Beauchamp, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twenty-fifth day of February, in the year nineteen hundred and fifty-four, the said trustee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Somerset County, Maryland Welfare Board	No. 6924 Chancery
vs.	In the Circuit Court for
Joseph Pusey, George Pusey, and Thelma Laxton	Somerset County, Maryland

To the Honorable, the Judge of said Court:

The report of L. Creston Beauchamp, Trustee in the above entitled cause, appointed by a decree of this Court dated January 27, 1954, to make sale of the real estate mentioned, respectfully shows:

That by virtue of the power and authority contained in said decree and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said decree, and after having given at least twenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in said county and by handbill posting at the Court House door in said county, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, February 23, 1954, at the hour of 2:00 p.m. and then and there proceeded to sell at public auction the following described property mentioned in said decree, namely:

He offered all that tract or parcel of land situate, lying and being in East Princess Anne Election District, Somerset County, Maryland, binding on the west or northwest side of the county road leading from Princess Anne to Palmetto, adjoining the lands of George W. Pusey, Jr. and others, and now containing 16 acres of land, more or less; being the same and all that tract of land which was conveyed to George W. Pusey and Ella Mills Pusey, his wife, by Charles Scott and wife by deed dated August 16, 1924, recorded among the land records of Somerset County, Maryland, in Liber No. 91, folio 36, except the following tracts:

(1) That sold to Hollis Riggin by deed dated June 22, 1946, recorded among said land records in Liber No. 136, folio 224;

(2) That sold to George W. Pusey, Jr. by deed dated August 6, 1947, recorded among said land records in Liber No. 141, folio 183;

(3) That conveyed to Thelma Pusey Laxton and Keifer Laxton, her husband, by deed dated June 17, 1952, recorded among the said land records in Liber No. 157, folio 287; and,

(4) That conveyed to Joseph W. Pusey by deed dated August 6, 1947, recorded among said land records in Liber No. 141, folio 184;

The said land being improved by a comfortable home in good condition and ready for immediate occupancy, and the Trustee sold the same toMarion Jackson and Woodland Jackson, at and for the sum of Thirteen hundred fifty-five dollars ($1355.00), which they have paid to the satisfaction of the Trustee.

And the Trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Trustee

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY that on this 25th day of February, 1954, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, the Trustee mentioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Benjamin L. Barnes

Clerk of Court

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

Somerset County, Maryland Welfare Board	)	No. 6924 Chancery
vs.	)	In the Circuit Court
Joseph Pusey, George Pusey, and Thelma Laxton	)	for
	)	Somerset County, Maryland

Ordered by theCircuit Court for Somerset County, Maryland, in Equity, this 25th day of February, 1954, that the report of L. Creston Beauchamp, Trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 29th day of March, 1954; provided a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before the 27th day of March, 1954.

The report states the amount of sale to be Thirteen Hundred and Fifty-five Dollars ($1355.00).

Benjamin L. Barnes

Clerk of Court

And now at this day, to wit, on the thirty-first day of March, in the year nineteen hundred and fifty-four, came again into Court here the said trustee, and on motion of the said trustee, the Court here passed the following order, to wit:

Somerset County, Maryland Welfare Board	)	No. 6924 Chancery
vs.	)	In the Circuit Court for
Joseph Pusey, George Pusey, and Thelma Laxton	)	Somerset County, Maryland

It having been proved to the Court that a copy of the preceding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 31st day of March, 1954, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, Trustee, and the sale by him reported be, and the same are hereby finally ratified and confirmed.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin T. Bones, Clerk.

##########

Clarence C. Butler, Jr.
Minnie Unglaub, both of
Crisfield, Maryland

Plaintiffs

vs.

Jane Landon, Salisbury, Md.
Alida Landon, Eastern Shore
State Hospital, Cambridge, Md.

Defendants

Clarence C. Butler, Jr.
Minnie Unglaub, both of
Crisfield, Maryland

Plaintiffs

vs.

Jane Landon, Salisbury, Md.
Alida Landon, Eastern Shore
State Hospital, Cambridge, Md.

Defendants

Be it remembered that heretofore, to wit, on the twenty-first day of September, in the year nineteen hundred and fifty-three, a certain Clarence C. Butler, Jr. and Minnie Unglaub, by Lionel Bennett, their solicitor, exhibited and filed in the Circuit Court here a bill of complaint against Jane Landon and Alida Landon, which said bill of complaint is in the words following, to wit:

In Equity No. 6901

In the Circuit Court

for

Somerset County,

Maryland

To the Honorable, the Judges of said Court:

Your orators complaining say:

1. That your orators and Jane Landon and Alida Landon are seized in fee simple in the share set opposite their name as set forth below as tenants in common of certain land and premises situated in the Town of Crisfield, Somerset County, State of Maryland, together with the buildings and improvements thereon, described in a certain deed dated September 21, 1887, made by Frederick Strattner to Martha J. Landon, recorded among the land records of Somerset County in Liber HFL 5 folio 469, a duly certified copy of said deed is herewith filed as part hereof marked "Exhibit A".

Clarene C. Butler, Jr.	1/4 interest
Minnie Unglaub	1/4 interest
Jane Landon	1/4 interest
Alida Landon	1/4 interest

2. That the parties hereto acquired their interests as set forth in paragraph 1 above by descent, they being the sole surviving heirs at law of Martha J. Landon, who acquired title to the said premises by the above mentioned deed. Clarence C. Butler, Jr., acquired the interest of Clarence Butler, Sr., his father, a son of the late Agnes Landon Butler, by deed dated September 12, 1953, and recorded among the land records of Somerset County on the 16th day of September, 1953, a copy of said deed is herewith filed as part hereof marked "Exhibit B".

3. That the said real estate is not susceptible of partition without material loss or

injury to the parties entitled to the interests therein as stated, and that, in order to make a division of said interests, it will be necessary that the said real estate be sold, and the proceeds thereof divided among the parties according to their several interests.

4. That the said Alida Landon is laboring under such mental incapacity as to be unable to answer and defend this suit for herself. And that she has no committee to answer and defend for her.

To the end therefore.

1. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said sale may be distributed between the parties according to their respective rights and interests.

3. That your orators may have such other and further relief as their case may require.

May it please your honors to grant unto your orators the writ of subpoena directed to the said Jane Landon, Salisbury, Maryland, and Alida Landon, Eastern Shore State Hospital, Cambridge, Maryland, adults, commanding them to be and appear in this Court in person or by solicitor at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.

Lionel Bennett
Solicitor for plaintiffs
Office and p.o. address
Crisfield, Maryland

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 3rd day of September, 1953 before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Dr. Sarah Peyton, who being by me first duly sworn, made oath in due form of law as follows:

That she is duly licensed to practice medicine in the State of Maryland; that she is familiar with the mental condition of Alida Landon now confined in the Eastern Shore State Hospital at Cambridge, Maryland; that the said Alida Landon is laboring under suh mental incapacity as to be unable to take care of her affairs in any manner whatsoever.

As witness my hand and notarial seal the day and year first above written.

Sarah Peyton SEAL OF NOTARY Madeline R. Rich
Notary Public

"Exhibit A" referred to in the foregoing bill is in the words following to wit:

EXHIBIT A

This deed made this twenty first day of September in the year eighteen hundred and eighty seven by me Frederick Strattner of Wicomico County, Maryland, witnesseth that in consideration of the sum of twelve hundred dollars, I the said Frederick Strattner do grant unto Martha J. Landon wife of William H. Landon of Somerset County, Maryland, all that lot or parcel of land together with the improvements thereon situated in Somerset County, Md. and in the town of Crisfield, on the north side of Horsey Street that leads from Immanuel Church to the New York Philadelphia & Norfolk Rail Road, and it is bounded on west side by the land of John T. Tawes and on the east side by the land of Maranda Daugherty wife of Charles, and on the north by the land of Mrs. Fowman, it contains about one quarter of an acre more or less in fee simple for a more fuller description it is the same land that was conveyed to the said Strattner by deed from Thomas S. Hodson and Henry Page, Trustees to sell the lands of Thomas E. Daugherty & others, dated the twelfth day of January in the year 1881 for further reference said deed is hereby given witness my hand and seal this the day and year aforesaid.

Test
O.S. Horsey

Frederick Strattner (seal)

State of Maryland, Somerset County, to wit:-

I hereby certify that on this 21st day of September, in the year 1887, before me, the subscribers Justice of the Peace of the said State in and for the aforesaid county, personally appeared Frederick Strattner and acknowledged the foregoing deed to be his act.

Oliver S. Horsey

Justice of the Peace

November the 25th day of Anno Domini 1887, then was delivered unto me the subscriber the aforegoing deed in order to be enrolled among the records of Somerset County, which said Deed together with the acknowledgment thereof thereon endorsed, is accordingly enrolled among the same records in Liber HFL No. 5 folio 469, on the day and year aforesaid.

Per H. Fillmore Lankford, Clk'

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber H.F.L. No. 5, folio 469, one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this twenty-first day of September, in the year nineteen hundred and fifty-three.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

"Exhibit B" referred to in the foregoing bill is in the words following, to wit:

THIS DEED made this 12th day of September, 1953, by Clarence G. Butler, Sr. and Hilda Butler, his wife, of the City of Crisfield, Somerset County, Maryland,

WITNESSETH that in consideration of the sum of one dollar and other valuable consideration, receipt of which is hereby acknowledged Clarence G. Butler, Sr. and Hilda Butler, his wife, hereby grant andconvey unto Clarence G. Butler, Jr. of Crisfield, Somerset County, Maryland, all their right, title and interest to all that lot or parcel of land situated in Somerset County, Maryland, and in the Town of Crisfield, on the north side of Horsey Street that leads from Immanuel Church to the New York Philadelphia & Norfolk Rail Road, and it is bounded on the west side by the lands of John P. Tawes and on the east side by the land of Maranda Daugherty wife of Charles, and on the north by the land of Mrs. Howman, it contains about one quarter of an acre, more or less. Being the same premises conveyed to Martha J. Landon by deed dated September 21, 1887 and recorded among the land records of Somerset County in Liber HFL No. 5 folio 469.

AND special reference is here made to the said deed and all the references therein contained for a more full and accurate description of the lands and premises hereby conveyed.

TOGETHER with the buildings and improvements thereupon erected made or being and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging.

TO HAVE AND TO HOLD the said land and premises, above described unto and to the proper use and benefit of the said Clarence G. Butler, Jr., his heirs and assigns in fee simple.

AND the grantors do hereby covenant that they will warrant specially the property hereby granted and conveyed, and that they will execute such further assurances of the said land as may be requisite.

WITNESS the hands and seals of the grantors the day and year first above written.

WITNESS:

Fred N. Holland
Fred N. Holland

/s/ Clarence G. Butler seal
Clarence G. Butler, Sr.

/s/ Hilda Butler seal
Hilda Butler

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 12th day of September 1953, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Clarence G. Butler, Sr. and Hilda Butler, his wife, the above named grantors, and they acknowledged the foregoing deed to be their act and deed.

As witness my hand and notarial seal.

(SEAL)

Fred N. Holland
Notary Public

Clarence G. Butler, Jr. et al
Plaintiffs
vs.
Jane Landon, et al
Defendants

No. 6901 In Equity
In the Circuit Court for
Somerset County, Maryland

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 15th day of September, 1953, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett and made oath in due form of law that he has personally made an investigation for the purpose of determining whether the defendants are in the military service of the United States so as to be entitled to the benefits of the Soldiers and Sailors Relief Act of 1940, approved October 17, 1940, and that from information obtained through such investigation, he certifies that the defendants are not in the military service of the United States as defined in Section 101 (1) of the Soldiers and Sailors Relief Act of 1940, nor has neither received a discharge from such service within sixty days prior to the date of this affidavit.

As witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY — Madeline R. Rich
Notary Public

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following subpoenas were issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Jane Landon
Salisbury, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of October next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Clarence G. Butler, Jr., Minnie Unglaub, both of Crisfield, Md. against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of September Nineteen Hundred and fifty-three.

Issued the 22nd day of September, 1953.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Alida Landon
Eastern Shore State Hospital
Cambridge, Maryland

GREETING:

We command and enjoin you that you do within thetime limited by law, beginning on the first Monday of October next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Clarence G. Butler, Jr. and Minnie Unglaub, Crisfield, Md. against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of September Nineteen Hundred and fifty-three.

Issued the 22nd day of September 1953.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjamin L. Barnes, Clerk.

At which said first Monday in October, in the year nineteen hundred and fifty-three, and the day of the return of the first above recited writ, came again into Court here the said complainants by their solicitor, and the Sheriff of Wicomico County, Jesse M. Pollitt, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned Jane Landon and copy of Subpoena, Bill of Complaint, Exhibits A & B, Affidavits and copy of Deed left with her, this 25th day of September, 1953."

Jesse M. Pollitt

Sheriff of Wicomico County

At which said first Monday in October, in the year nineteen hundred and fifty-three, and the day of the return of the first above recited writ, came again into Court here the said complainants by their solicitor, and the Sheriff of Dorchester County, Waldo H. Robinson, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned omnes. Copies of subpoena and bill of complaint, Exhibits A & B left with defendant and Dr. Currier, Supt. of the Eastern Shore State Hospital".

Waldo H. Robinson

Sheriff Dorchester County, Md.
September 23, 1953

And afterwards, to wit, on the seventeenth day of October, in the year nineteen hundred and fifty-three, the following Order toEnter Appearance was filed in Court here, to wit:

Clarence C. Butler, Jr.
Minnie Unglaub, both of
Crisfield, Maryland

vs.

Jane Landon, Salisbury, Md.
Alida Landon, c/o Eastern Shore
State Hospital, Cambridge, Md.

In Equity No. 6901

In the Circuit Court for

Somerset County, Maryland

MR. CLERK:

Please enter the appearance of Robins and Robins as solicitors for Jane Landon, one of the Defendants in the above entitled cause. Our address is Wailes Building, Salisbury, Maryland.

Robins & Robins

Solicitors for Jane Landon,
one of Defendants

And thereafter to wit, on the seventeenth day of October, in the year nineteen hundred and fifty-thr e, the said complainants by their solicitor aforesaid filed in Court here a petition in the words following, to wit:

Clarence C. Butler, Jr. Minnie Unglaub, both of Crisfield, Maryland vs. Jane Landon, Salisbury, Md. Alida Landon, c/o Eastern Shore State Hospital, Cambridge, Maryland	In Equity No. 6901 In the Circuit Court for Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Jane Landon, one of the Defendants in the above entitled cause, respectfully shows:

FIRST:

That she is the owner of a substantial interest in the property sought to be sold in these proceedings.

SECOND:

That she is interested in having one of her counsel appointed a co-Trustee for the purpose of making such sale.

She, therefore, suggests to Your Honors that John B. Robins, one of her solicitors of record, be appointed at the proper time a co-Trustee with Lionel C. Bennett, Complainant's solicitor, for the purpose of conducting and making such sale.

Jane Landon

Petitioner

And thereafter, to wit, on the seventeenth day of October, in the year nineteen hundred and fifty-three, the following answer was filed in Court here, to wit:

Clarence C. Butler, Jr. Minnie Unglaub, both of Crisfield, Maryland vs. Jane Landon, Salisbury, Md. Alida Landon, c/o Eastern Shore State Hospital, Cambridge, Maryland	In Equity No. 6901 In the Circuit Court for Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The answer of Jane Landon, one of the Defendants in the above entitled cause, respectfully shows:

That the Defendant, although being strongly opposed to a sale of the premises described in the Bill of Complaint, is required to admit the matters and facts as therein alleged.

Respectfully submitted,

Robins & Robins
Solicitors for Jane Landon,
one of the Defendants

Jane Landon
One of the Defendants

And thereafter to wit, on the thirteenth day of November, in theyear nineteen hundred and fifty-three, the said complainants, by their solicitor aforesaid, filed in Court here a petition in the words following, to wit:

Clarence G. Butler, Jr., et al)
Plaintiffs)
vs.)
Jane L Jane Landon, et al)
Defendants)

In Equity No. 6901
In the Circuit Court
for
Somerset County, Maryland

To the Honorable the Judges of said Court:

The petition of Clarence G. Butler, Jr., one of the plaintiffs in the above cause respectfully represents:

That Alida Landon, one of the defendants in said cause has been duly summoned, but that the said Alida Landon is laboring under such mental incapacity as to be unable to answer and defend this suit for herself and that she has no committee to answer and defend for her as appears from the affidavit of Sarah Peyton, a physician, sworn to September 3, 1953 and filed herein.

Your petitioner therefore prays your Honors to appoint a guardian ad litem to appear and answer for said Alida Landon.

And as in duty bound, etc.,

Lionel Bennett
Solicitor for Petitioner

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 6th day of November, 1953, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County personally apneared Clarence G. Butler, Jr. and made oath in due form of law that the matters and facts in the aforegoing petition are true to the best of his knowledge and belief.

Witness my hand and notarial seal the day and year first above written.

SEAL OF NOTARY — Madeline R. Rich
Notary Public

Upon which said petition the Court here passed the following order, to wit:

O R D E R

Ordered, this 13th day of November, 1953, by the CircuitCourt for Somerset County, State of Maryland, in Equity, upon the aforegoing petition and affidavit that Wade D. Ward be and he is hereby appointed guardian ad litem to appear and answer for Alida Landon, defendant in the above cause.

E. McMaster Duer
Judge

And thereupon the said Wade D. Ward, as guardian ad litem specially appointed, filed in Court here the following answer, to wit:

Clarence G. Butler, Jr., et al)
Plaintiffs)
vs.)
Jane Landon, et al)
Defendants)

In Equity No. 6901
In the Circuit Court
for
Somerset County, Maryland

A N S W E R

The answer of Alida Landon, a person, non compos mentis, by Wade D. Ward, guardian ad litem, duly appointed by order of this Court, to the bill of complaint of Clarence G. Butler, Jr., et. al, against her in this court exhibited.

This defendant, being non compos mentis, cannot admit any of the matters and things in said bill alleged, and submits her rights thereunder to the protection of this Court.

And as in duty bound, etc.

Wade D. Ward

Guardian ad litem

And afterwards, to wit, on the fifteenth day of January, in the year nineteen hundred and fifty-four, Benson W. Sterling, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Clarence G. Butler, Jr., et al	)	In Equity No. 6901
Plaintiffs	)	In the Circuit Court
vs.	)	for
Jane Landon, et al	)	Somerset County, Maryland
Defendants	)	

In this cause an order having been passed for testimony to be taken to support the allegations of the bill, I, Benson W. Sterling, of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this 12th day of January, 1954, in Somerset County aforesaid, I did take the following testimony, to wit:

EXAMINATION BY MR. LIONEL BENNETT:

Clarence G. Butler, Jr., a witness of lawful age, produced on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state your name, residence, age and occupation.

A. My name is Clarence G. Butler, Jr. I reside on Asbury Avenue, Crisfield, Maryland. I am 32 years old and I am employed by the Post Office Department.

Q. Are you the Clarence G. Butler, Jr. who is one of the plaintiffs in this action?

A. I am.

Q. I offer the bill of complaint and all the exhibits annexed thereto, that being a certified copy of a deed dated September 21, 1887, made by Frederick Strattner to Martha J. Landon in evidence as plaintiffs' Exhibit No. 1. In how many pieces of property did Martha J. Landon have an interest at the time of her death?

A. Just the piece described in the deed just mentioned.

Q. Was that her home?

A. Yes.

Q. Will you please describe this property?

A. The home place was improved with a single family dwelling. It is a two story frame dwelling situated on Pine Street in the City of Crisfield. It has nine rooms and a bath. The house is situated on a lot about 60' wide and about 200' deep. There is a two-car garage on the premises.

Q. Who occupies the residence at the present time?

A. No one.

Q. Can this property be divided between the heirs?

A. No. I do not see how it is possible for one building to be divided.

Q. Do you believe that in order to make a division of your respective interests it will be necessary that the real estate be sold and the proceeds divided between you?

A. Yes, that is the only way it can be done.

COURT'S QUESTION:

A. No, sir.

Benson W. Sterling

Clarence G. Butler, Jr.

Rachel Moore Cox, a witness of lawful age, produced on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state your name, residence, and occupation.

A. Rachel Moore Cox, I reside on East Main Street, Crisfield, Maryland. I am a real estate and insurance broker.

Q. Are you familiar with the value of lands and buildings in the City of Crisfield, Somerset County, Maryland?

A. Yes.

Q. On occasion have you made appraisals of real estate for banks and others?

A. I have.

Q. At my request did you make an appraisal of the Martha J. Landon home on Pine Street?

A. I did.

Q. Have you formed an opinion of the fair market value of that property?

A. Yes.

Q. What is the fair market value of the premises in your opinion?

A. $4,500.00.

COURT'S QUESTION:

A. No, sir.

Benson W. Sterling Rachel Moore Cox

There being no further witnesses to be examined and at the suggestion of the Solicitor for the complainant, the papers are herewith returned to Court, and I further certify the annexed bill of costs is correct and paid by theplaintiffs.

Bill of costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling seal
Examiner in Chancery

Clarence G. Butler, Jr., et al)
Plaintiffs)
vs.)
Jane Landon, et al)
Defendants)

In Equity No. 6901
In the Circuit Court
for
Somerset County, Maryland

It is stipulated by and between the attorney for the plaintiffs, the attorney for the defendant Jane Landon and the guardian ad litem for the defendant Alida Landon that the testimony in the above entitled action may be taken at any time and the parties hereto waive all notice of the time and place of the taking of the same.

Lionel Bennett
Attorney for plaintiffs

Robins & Robins
Attorneys for defendant Jane Landon

Wade D. Ward
Guardian ad litem for the defendant,
Alida Landon

And thereafter to wit, on the twenty-seventh day of January, in the year nineteen hundred and fifty-four, the Circuit Court here passed the following decree in the premises, to wit:

Clarence G. Butler, Jr., et al)
Plaintiffs)
vs.)
Jane Landon, et al)
Defendants)

In Equity No. 6901
In the Circuit Court for
Somerset County, Maryland

This cause stand ing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 27th day of January, 1954, by the Circuit Court for Somerset County, in Equity, adjudged, ordered, and decreed that the realestate in the proceedings mentioned be sold; and it is further

Ordered, adjudged and decreed that Lionel Bennet and John B. Robins be and they hereby are appointed trustees to make such sale and that the course and manner of their proceedings shall be as follows:

They shall first file with the Clerk of this Court a bond to the State of Maryland executed by themselves and a surety or sureties to be approved by this Court in the penalty of four thousand five hundred dollars ($4,500.00) if corporate or nine thousand dollars ($9,000.00) if private surety conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement inserted in some newspaperpublished in the City of Crisfield, Somerset County, as they shall think proper, of the time, place, manner and terms of sale, which terms shall be as follows:

A cash deposit of 10% of the purchase at the time of sale and the balance in cash upon final ratification of sale by the Circuit Court for Somerset County, interest to be paid on the unpaid principal to date of settlement, taxes, water rent, and all other public charges, if any, to be adjusted to the date of settlement and as soon as may be convenient after such sale or sales, the said trustees shall retum to this Court a full and particular account of their proceedings relative to such sale, with an annexed affidavit of the trust thereof and of the fairness of said sale; and on obtaining this Court's ratification of the sale, and on the payment of the whole purchase money (and not before), the said trustees shall, by a good and sufficient deed to be executed, acknowledged, and recorded according to law, convey to the purchaser or purchasers his, her, or their heirs the property and estate to hom, her, or them sold free, clear and discharged from all claims of the parties hereto, plaintiffs and defendants, and those claiming by, from, or under them, or of them; and the said trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustees as this Court shall think proper to allow in consideration of the skill, attention, and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer

Judge

And thereafter, to wit, on the twenty-ninth day of January, in the year nineteen hundred and fifty-four, the following Notice of Sale was filed in Court here, to wit:

TRUSTEES' SALE

Under and by virtue of a decree of the Circuit Court for Somerset County, Maryland, the undersigned, as trustees, will sell by public auction on the steps of the Post Office in Crisfield, Maryland, on the 20th day of February, 1954, at two o'clock p.m.,

All that lot or parcel of land together with the improvements thereon situated in Somerset County, Md. and in the town of Crisfield, on the north side of Horsey Street that leads from Immanuel Church to the New York Philadelphia & Norfolk Rail Road, and it is bounded on the west side by the land of John P. Tawes and on the east side by the land of Maranda Daugherty wife of Charles and on the north by theland of Mrs. Howman, it contains about one-quarter of an acre more or less in fee simple for a more fuller description it is the same land that was conveyed to Frederick Strattner by deed from Thomas S. Hodson and Henry Page, Trustees to sell the lands of Thomas E. Daugherty & others, dated the twelfth day of January in the year 1881 for further reference said deed is hereby given. Being the same premises conveyed to Martha J.

Landon by Frederick Strattner by deed dated September 21, 1887 and recorded among the land records of Somerset County in Liber HFL 5 folio 469.

To which said deeds and records above mentioned and all the references in each of them contained, special reference is here made for a more complete and accurate description of the lands and premises above described.

The terms of sale shal be as follows:

A cash deposit of ten per cent of the purchase price at the time of sale and the balance in cash upon final ratification of sale by the Circuit Court for Somerset County, interest to be paid on the unpaid principal to date of settlement; taxes, water rent, and all other public charges, if any, to be adjusted to the date of settlement.

Lionel Bennett
Trustee

John B. Robins
Trustee

And thereupon, the said Lionel Bennett and John B. Robins, Trustees, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PR.SENTS, THAT WE LIONEL BENNETT, of Crisfield, Maryland, and JOHN B. ROBINS, of Salisbury, Maryland as principal, and the GLENS FALLS INSURANCE COMPANY, a corporation of the State of New York, Glens Falls, N.Y., as surety, are held and firmly bound unto the State of Maryland in the full and just sum of Forty-five Hundred and no/100 Dollars, to be paid to the said State or its certain Attorney, to which payment well and truly to be made, we bind ourselves and each of us, our, and each of our Heirs, Executors, and Administrators, jointly and severally, firmly by these presents; sealed with our seals and dated this seventeenth day of February in the year nineteen hundred and fifty-four.

WHEREAS, the above bounden Lionel Bennett and John B. Robins by virtue of a decree of the Honorable the Judge of the Circuit Court for Somerset County, State of Maryland, have been appointed trustees to sell real estate mentioned in the proceedings in the case of Clarence C. Butler, Jr., et al. vs. Jane Landon, et al. now pending in said Court and known as No. 6901 Chancery proceedings therein.

Now the Condition of this Obligation is such, that if the above bounden, Lionel Bennett and John B. Robins do and shall well and faithfully perform the trust reposed in them by said decree, or that may be reposed in them by any future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Signed, sealed, and delivered
in presence of

Madeline R. Rich as to L.B.

Harry B. Hostetter as to J.B.R.

Lionel Bennett (SEAL)

John B. Robins (SEAL)

GLENS FALLS INSURANCE COMPANY

By Ruth W. Hostetter (SEAL)
Attorney

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

That the Glens Falls Insurance Company, a corporation organized and existing under the laws of the State of New York, and having its principal office in the City of Glens Falls, in said State, does hereby make, constitute and appoint Ruth W. Hostetter of Salisbury, Maryland its true and lawful attorney for it and in its name, place and staed to execute on its behalf as surety, bonds, undertakings, stipulations, consents and all contracts of suretyship and to attach its corporate seal to such obligations in favor of all obligees provided that the liability of the Company as surety under this authority, in no one instance shall exceed the sum of Twenty-Five thousand dollars, and reserving to itself full power of substitution and revocation.

This Power of Attorney is made and executed in accordance with the Resolution adopted by

the Board of Directors at a meeting held on the 2nd day of March, 1951.

"RESOLVED, That the President, or any Vice-President of this Company, be and hereby is authorized to execute Powers of Attorney, which, when duly attested by a Secretary or Assistant Secretary, qualify individuals specified therein to act on behalf of the Glens Falls Insurance Company as surety in executing bonds, undertakings, stipulations, consents and all contracts of suretyship, and to attach the Corporate Seal thereto".

In Witness Whereof, the Glens Falls Insurance Company has caused these presents to be signed and its Corporate Seal to be affixed by its proper officers, duly authorized by the above resolution at the City of Glens Falls, New York, this 9th day of November 1953.

Attest: G. EarleFox CORPORATE SEAL GLENS FALLS INSURANCE COMPANY By M.M. Simpson, Vice President

State of New York :
: SS:
County of Warren :

On this 9th day of November 1953, before me appeared M.M. Simpson and G. Earle Fox to me personally /known, who being by me duly sworn, did depose and say that they are Vice-President and Secretary respectively of the Glens Falls Insurance Company the corporation described in, and on whose behalf they executed the above instrument, that the seal affixed to said instrument is the Corporate Seal of said Corporation and was thereto affixed by order of its Board of Directors and said M.M. Simpson and G. Earle Fox acknowledged said instrument to be the free act and deed of said Corporation. Affiants did further depose and say that they signed the above instrument in accordance with authority granted them by said resolution recited in the instrument proper and that said resolution is a true and correct copy of the original duly passed at a meeting of the Board of Directors held at the office of the Company at Glens Falls, New York, on the 2nd day of March, 1951.

Dorothy A. Mack, Notary Public for the State of New York Residing in Warren County, Certificates filed in Albany, Clinton, Essex, Franklin, Fulton, New York, Rennselair, St. Lawrence, Schenectady and Washington Counties. Commission Expires March 30, 1954

Dorothy A. Mack
Notary

I, C.S. Willmott, Secretary of the Glens Falls Insurance Company do hereby certify that I have compared the power of attorney granted herein and the resolution recited herein with the originals and amendments thereto now on file in the principal office of said Company, and that the same are correct transcripts therefrom and of the whole of the said originals, and amendments thereto, and that said power of attorney has not been revoked but is still in full force and effect.

In Testimony Whereof, I have hereunto subscribed my name as Secretary and affixed the seal of the Glens Falls Insurance Company this 17th day of February 1954.

CORPORATE SEAL

W.G. Williams (?)
Secretary

FINANCIAL STATEMENT AS OF DECEMBER 31, 1952

ASSETS

Cash and Bank Deposits	$ 6,334,159.29
Government Bonds	17,092,611.79
Other Bonds	12,036,663.83
Stocks	26,759,049.32
Mortgage Loans	11,000.00
Real Estate	1,023,612.28
Premiums Receivable and Assets of Branches	12,803,446.84
Accrued Interest	150,124.98
Other Assets	476,912.58
TOTAL ADMITTED ASSETS	$77,347,580.91

LIABILITIES

Reserve for Unearned Premiums		$26,882,807.85
Reserve for Losses		14,739,721.36
Reserve for Loss Adjustment Expenses		1,693,668.35
Reserve for Commissions, Expenses, Etc.		2,945,625.74
Reserve for Taxes		1,438,876.72
Reserved for Dividends Declared and Unpaid		325,000.00
Reserve for Unauthorized Reinsurance		640,945.10
Reserve for Contingencies (Voluntary)	$ 6,462,482.92	
Capital	3,250,000.00	
Surplus	18,968,452.87	
Surplus to Policyholders		28,680,935.79
TOTAL		$77,347,580.91

For December 31, 1952 Market on Bonds Deduct $781,938.00 from Assets and Surplus.

I, S.B. Miller, Vice President of the Glens Falls Insurance Company, do hereby certify that the foregoing financial statement of the Glens Falls Insurance Company to the best of my knowledge and belief, is a full, true and correct statement of the financial condition of said company on the 31st day of December, 1952.

Subscribed and sworn to before me
this 17th day of February, 1954.

Dorothy A. Mack SEAL OF

Notary Public NOTARY S.B. Miller, Vice President

Dorothy A. Mack, Notary Public for the State of New York, residing in Warren County, Certificate filed in Albany, Clinton, Essex, Franklin, Fulton, New York, Rensselaer, St. Lawrence, Saratoga, Schenectady and Washington Counties.
Commission expires March 30, 1954.

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes,Clerk.

And thereafter, to wit, on the twentysixth day of February, in the year nineteen hundred and fifty-four, the said trustees exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Clarence G. Butler, Jr. et al)
Plaintiffs)
vs.)
Jane Landon, et al)
Defendants)
)

In Equity No. 6901
In the Circuit Court
for
Somerset County, Maryland

To the Honorable, the Judges of said Court:

The report of Lionel Bennett and John B. Robins, trustees appointed by this Court by order herein dated January 27, 1954, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in them by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in the Crisfield Post, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three successive weeks before the day of the sale, they did pursuant to said notice attend at the steps of the Post Office at Crisfield, Maryland on the 20th day of February, 1954 at two o'clock in the afternoon of said day, and then and there proceeded to sell the property described in the bill of complaint, to wit:

All that lot or parcel of land together with the improvements thereon situated in Somerset County, Maryland, and in the Town of Crisfield, on the north side of Pine Street, formerly known as Horsey Street that leads from the former location of Immanuel Church to the Pine Street Station of the New York, Philadelphia & Norfolk Rail Road and it is bounded on the west

by the land of John P. Tawes and on the east side by the land of Maranda Daugherty and wife of Charles and on the north by the land of Mrs. Howman, it contains about one-quarter of an acre more or less in fee simple for a more fuller description it is the same land that was conveyed to Frederick Strattner by deed from Thomas S. Hodson and Henry Page, Trustees to sell the lands of Thomas E. Daugherty & others, dated the twelfth day of January in the year 1881 for further reference said deed is hereby given. Being the same premises conveyed to Martha J. Landon by Frederick Strattner by deed dated September 21, 1887 and recorded among the land records of Somerset County in Liber HFL 5 folio 469.

And sold the same to Jane Landon for five thousand dollars ($5,000.00). She being then and there the highest bidder therefor and the purchaser has complied with the terms of the sale.

Respectfully submitted,

Lionel Bennett, trustee

John B. Robins, trustee

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 23rd day of February, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett, trustee named in the foregoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

SEAL OF NOTARY — Madeline R. Rich, Notary Public

STATE OF MARYLAND, Wicomico County, to wit:

I hereby certify that on this 24th day of February, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared John B. Robins trustee named in the foregoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

SEAL OF NOTARY — Evelyn E. Dennis, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distributing of the proceeds thereof be ratified and confirmed unless cause to the contrary thereof be shown on or before the 29th day of March, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 27th day of March, 1954.

The report states the amount of sale to be five thousand dollars ($5,000.00).

Benjamin L. Barnes

Clerk

And now at this day, to wit, on the third day of April, in the year nineteen hundred and fifty-four, came again into Court here the said trustees, and on motion of the said trustees, the Court here passed the following order, to wit:

FINAL ORDER

Ordered by this Court this 3rd day of April, 1954, that the sale made and reported by the trustees herein be and the sameis hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin E. Bames, Clerk.

###################################

Lionel Bennett, attorney Ex Parte

Be it remembered that heretofore to wit, on the twenty-ninth day of January, in the year nineteen hundred and fifty-four, a certain Marine Bank of Crisfield, by Lionel Bennett, its solicitor, exhibited and filed in the Circuit Court here, a Notice of Sale and the originals of two mortgages executed and delivered to the Marine Bank of Crisfield, by a certain William Frank Taylor and Kay Stevenson Taylor, his wife, of said county and state, which said Notice of Sale and originals of mortgages are in the words following, to wit:

Lionel Bennett, attorney Ex Parte

No. 6948 Chancery
In the Circuit Court for
Somerset County, Maryland

By virtue of the power and authority contained in two certain mortgages from William Frank Taylor and Kay Stevenson Taylor, his wife, to the Marine Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, one dated January 12, 1952, and recorded among the land records of Somerset County in Liber BLB 156 folio 124 and one dated August 22, 1952, recorded among the land records of said County in Liber BLB 156 folio 558, default having occurred under the conditions of said mortgages, I will sell at public auction in front of the Post Office at Crisfield, Maryland, on Saturday, February 20, 1954, at or about the hour of 2:15 p.m. all that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland on the north side of Cove Street fronting 75' thereon and having a depth of 100' and bounded as follows:

On the north by the lands now or formerly of A.R. Horsey; on the east by the lands now or formerly of Charles Ward; on the south by Cove Street and on the west by the lands now or formerly of Fieldy Dize, being the same premises which were conveyed to William Frank Taylor and Kay Stevenson Taylor, his wife, by deed dated March 23, 1946, and recorded among the land records of Somerset County in Liber BLB 135 folio 450.

This property is improved by a comfortable dwelling.

Terms of Sale: Cash, as prescribed by said mortgages. Title papers at the expense of the purchaser.

Lionel Bennett
Attorney

THIS MORTGAGE, Made this 12th day of January in the year nineteen hundred and fifty-two, by William Frank Taylor and Kay Stevenson Taylor, his wife, of the City of Crisfield, Somerset County, State of Maryland,

WHEREAS William Frank Taylor and Kay Stevenson Taylor, his wife, are indebted unto The Marine Bank of Crisfield, a body corporate, with its principal office and place of business in Crisfield, Maryland, in the full and just sum of twenty-five hundred dollars ($2500.00), which said indebtedness is evidenced by the bill obligatory of the said William Frank Taylor and Kay Stevenson Taylor, his wife, for the said sum, dated evenly herewith, payable to the order of The Marine Bank of Crisfield, with interest at six per cent per annum on the unpaid principal until paid, principal and interest being payable at The Marine Bank of Crisfield, Crisfield, Maryland, in monthly installments of twenty-seven dollars and seventy-six cents ($27.76, commencing on the 12th day of February, 1952, and continuing on the 12th day of each month thereafter until the principal and interest are fully paid, except that the final payment

of principal and interest, if not paid sooner, shall be due and payable on the 12th day of January, 1962. But if default be made in the payment of said money or the interest thereon to accrue, or in any part of either one of them at the time limited for the payment of the same, then the entire debt shall be deemed due and demandable.

AND WHEREAS for the purpose of further securing the payment of said sum and interest, when and as the same shall become due and payable this mortgage is executed.

NOW THEREFORE this mortgage witnesseth that for and in consideration of the premises and the sum of one dollar, the said William Frank Taylor and Kay Stevenson Taylor, his wife, hereby grant unto The Marine Bank of Crisfield, the following property:

All that certain lot, piece or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland on the north side of Cove Street fronting 75' thereon and having a depth of 100' and bounded as follows:

On the north by the lands now or formerly of A.H. Horsey; on the east by the lands now or formerly of Charles Ward; on the south by Cove Street and on the west by the lands now or formerly of Fieldy Dize, being the same premises which were conveyed to the mortgagors herein by deed dated March 23, 1946, and recorded among the land records of Somerset County in Liber BLB 135 folio 450.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on thir part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Lionel Bennett their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable attorney's fee, and a commission to theparty making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment ofall claims of the said Mortgagee its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may entitled to the same; and in the event that said mortgaged property, or any part thereof, shall

shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission heroinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least twenty-one hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: William Frank Taylor (SEAL)

Lionel Bennett Kay Stevenson Taylor (SEAL)

STATE OF MARYLAND, COUNTY, to wit:

I HEREBY CERTIFY, That on this 12th day of January in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County personally appeared William Frank Taylor and Kay Stevenson Taylor, his wife, the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me William M. Wooster, Vice-President of The Marine Bank of Crisfield and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and he is duly authorized to make this affidavit.

State Stamps: $2.75 SEAL OF NOTARY Lionel Bennett Notary Public

Received for Record January 16, 1952 and recorded in Liber B.L.B. No. 156, folio 124, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

THIS MORTGAGE, Made this 22nd day of August in the year nineteen hundred and fifty-two, by William Frank Taylor and Kay Stevenson Taylor, his wife, of the City of Crisfield, Somerset County, State of Maryland,

WHEREAS William Frank Taylor and Kay Stevenson Taylor, his wife, are indebted unto The Marine Bank of Crisfield, a body corporate, with its principal office and place of business in Crisfield, Maryland, in the full and just sum of five hundred dollars ($500.00), which said indebtedness is evidenced by the bill obligatory of the said William Frank Taylor and Kay Stevenson Taylor, his wfe, for the said sum, dated evenly herewith, payable to the order of The Marine Bank of Crisfield, with interest at six per cent per annum on the unpaid principal until

paid, principal and interest being payable at The Marine Bank of Crisfield, Crisfield, Maryland, in monthly installments of six dollars and one cent ($6.01), commencing on the 12th day of September, 1952, and continuing on the 12th day of each month thereafter until the principal and interest are fully paid, except that the final payment of principal and interest, if not paid sooner, shall be due and payable on the 12th day of August, 1961. But if default be made in the payment of said money or the interest thereon to accrue, or in any part of either one of them at the time limited for the payment of the same, then the entire debt shall be deemed due and demandable.

AND WHEREAS for the purpose of further securing the payment of said sum and interest, when and as the same shall become due and payable this mortgage is executed.

NOW THEREFORE this mortgage witnesseth that for and in consideration of the premises and the sum of one dollar, the said William Frank Taylor and Kay Stevenson Taylor, his wife, hereby grant unto The Marine Bank of Crisfield, the following property:

ALL that certain lot, piece or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, on the north side of Cove Street fronting 75' thereon and having a depth of 160' and bounded as follows:

On the north by the lands now or formerly of A.R. Horsey; on the east by the lands now or formerly of Charles Ward; on the south by Cove Street and on the west by the lands now or formerly of Fieldy Dize, being the same premises which were conveyed to the mortgagors herein by deed dated March 23, 1946, and recorded among the land records of Somerset County in Liber BLB 135 folio 450.

Subject to a mortgage in the principal sum of twenty one hundred dollars ($2100.00), made by the mortgagors to the mortgagees herein on January 12, 1952, and recorded among the land records of Somerset County in Liber BLB 156 folio 124.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground andpremises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the meantime, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Lionel Bennett, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event

of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shal be a lien upon themortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least five hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as thourh included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: William F. Taylor (SEAL)

Lionel Bennett Kay Stevenson Taylor (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this 22nd day of August in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid personally appeared William Frank Taylor and Kay Stevenson Taylor, his wife, the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me William M. Wooster, Vice President of the Marine Bank of Crisfield and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and he is duly authorized to make this affidavit.

SEAL OF NOTARY Lionel Bennett Notary Public

State Stamps: $.55

Received for Record August 27, 1952 and recorded in Liber B.L.B. No. 156, folio 558, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

And thereupon the said Lionel Bennett, Trustee filed in Court here a bond in the words following, to wit:

Know all men by these presents that we Lionel Bennett, A. Earl Dize and William H. Bradshaw all of Somerset County, State of Maryland, are held and firmly bound under the State of Maryland in the full sum of five thousand dollars ($5000.) current money to be paid to the said State of Maryland or to its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our executors, administrators, heirs, jointly and severally, firmly by these presents.

Sealed with our seals dated this 27th day of January, 1954.

Whereas by a certain mortgage dated January 12, 1952, recorded among the land records of Somerset County in Liber BLB 156 folio 124 and by a mortgage dated August 22, 1952, recorded among the said land records in Liber BLB 156 folio 558, William Frank Taylor and Kay Stevenson Taylor, his wife, conveyed to The Marine Bank of Crisfield, Crisfield, Maryland, certain real estate in Somerset County to secure the payment of the sum therein mentioned, and whereas the said Lionel Bennett as attorney named in said mortgages by virtue of the powers contained therein is authorized upon default to sell the property conveyed by said mortgages and whereas default has occurred in the terms and conditions of said mortgages and the said Lionel Bennett is about to exercise the power of sale in said mortgages containedo

Now therefore the condition of the above obligation is such that the above bounden Lionel Bennett does and shall well and faithfully perform the trust reposed in him said mortgages and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void otherwise to be and remain in full force and virtue in law.

WITNESS:

Madeline R. Rich

Lionel Bennett seal

A. Earl Dize seal

W.H. Bradshaw seal

Which said Bond was thus thereon endorsed, to wit:

The within bond approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the first day of March in the year nineteen hundred and fifty-four, the said trustee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Lionel Bennett, attorney ex parte)
Trust created by mortgages from)
William Frank Taylor and)
Kay Stevenson Taylor)
)

No. 6948 Chancery
In the Circuit Court
for
Somerset County, Maryland

To the Honorable, the Judges of said Court:

The report of Lionel Bennett, attorney named in two certain mortgages made and executed by William Frank Taylor and Kay Stevenson Taylor, his wife, to The Marine Bank of Crisfield, one dated January 12, 1952, and recorded among the land records of Somerset County in Liber BLB 156 folio 124 and one dated August 22, 1952, recorded among the land records of said County in Liber BLB 156 folio 558, default having been made in the payment of the money secured by said mortgages or in the payment of the interest thereon or in some other covenant or condition in said mortgages, whereas said mortgage debt has become due and demandable, respectfully represents to your Honors, that after giving bond with security approved by the Clerk of the Court for the faithful performance of the trust so as aforesaid reposed in him by said mortgages

and as required by law, and giving more than twenty days notice of the time, manner, terms and place of sale by advertisement in the Crisfield Post, a weekly newspaper published in said Somerset County once in a week for three successive weeks before the day of the sale, he did pursuant to said notice attend the Post Office in Crisfield, Maryland on the 20th day of February, 1954, at 2:15 p.m. and then and there proceeded to sell the property described in said mortgages, to wit:

All that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland on the north side of Cove Street fronting 75' thereon and having a depth of 100' and bounded as follows:

On the north by the lands now or formerly of A.R. Horsey; on the east by the lands now or formerly of Charles Ward; on the south by Cove Street and on the west by the lands now or formerly of Fieldy Dize, being the same premises which were conveyed to William Frank Taylor and Kay Stevenson Taylor, his wife, by deed dated March 23, 1946, and recorded among the land records of Somerset County in Liber BLR 135 folio 450.

And sold the same to The Marine Bank of Crisfield, it being then and there the highest bidder therefor, at and for the sum of two thousand five hundred dollars ($2,500.00), and the purchaser has complied with the terms of sale and your attorney has distributed the proceeds of said sale as follows:

Total receipts from sale		$2,500.00
To Carlos Bozman, treasurer, for 1952 & 1953 taxes	$65.00	
To The Crisfield Post, publishing advertisement	31.88	
To City of Crisfield, 1952, 1953 & 1954 taxes	85.59	
To A.L. Hardester, auctioneer	10.00	
To Benjamin L. Barnes, Clerk of the Circuit Court, costs	28.75	
To retained as commission	175.00	
To The Marine Bank of Crisfield, interest on mortgage debt	83.99	
To The Marine Bank on mortgage debt	2019.79	
	$2500.00	$2,500.00

Respectfully submitted,

Lionel Bennett, attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 26th day of February, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Lionel Bennett, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY — Madeline R. Rich, Notary Public

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 24th day of February, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared William M. Wooster, Vice President of the Marine Bank of Crisfield, Crisfield, Maryland, who made oath in due form of law that the amount due on the mortgages foreclosed herein is as follows:

Balance of principal sum due	$2652.47
Interest on same at 6% from August 12, 1953 to February 20, 1954	83.99
Total amount	$2736.46

And he further made oath that no part of the said sum of two thousand seven hundred and thirty-six dollars and forty-six cents ($2,736.46) has been paid.

William M. Wooster SEAL OF NOTARY Madeline R. Rich
Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of April 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 27th day of March 1954.

The report states the amount of sale to be $2,500.00.

Benjamin L. Barnes
Clerk

And now at this day to wit, on the third day of April, in the year nineteen hundred and fifty-four, comes again into Court here the said trustee, and on motion of the said trustee, the Court here passed the following order, to wit:

FINAL ORDER

Ordered by this Court this 3rd day of April 1954, that the sale made and reported by the attorney and the distribution of the proceeds be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer
Judge

And thereupon it is ordered by the Circuit Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

****

Betty Widdowson Jones
Route #1, Princess Anne,
Maryland

vs.

Margaret Anne Shrapless
Oriole, Maryland

Be it remembered that heretofore, to wit, on the twentieth day of January, in the year nineteen hundred and fifty-four, a certain Betty Widdowson Jones, by L. Creston Beauchamp, her solicitor, exhibited and filed in the Circuit Court here a bill of complaint against Margaret Anne Sharpless, which said bill of complaint is in the words following, to wit:

Betty Widdowson Jones
Route #1, Princess Anne
Maryland

vs.

Margaret Anne Sharpless
Oriole, Maryland

No. 6946 Chancery
In the Circuit Court
for
Somerset County, Maryland

To the Honorable, the Judge of said Court:

The petition of your oratrix, Betty Widdowson Jones, respectfully represents:

(1) That she is an adult living in Mount Vernon, Somerset County, Maryland, and that her address is Route #1, Princess Anne, Maryland; that her maiden name was Betty Jean Widdowson; that the defendant is a minor, the wife of William Francis Sharpless, her maiden name being Margaret Anne Horseman.

(2) That by deed dated December 14, 1943, recorded among the land records of Somerset County, Maryland, in Liber No. 126, folio 426, The New Salisbury Production Credit Association

conveyed a lot of land in Deal Island Election District, said Somerset County, in the community of Wenona, and containing one-half of an acre of land, more or less, to Bridget Webster for and during the life of the said Bridget Webster, with remainder unto Betty Jean Widdowson and Margaret Anne Horseman, as tenants in common share and share alike.

(3) That the said Bridget Webster died on November 25, 1953, so that the said property is now owned exclusively by your oratrix and the defendant.

(4) That on the above mentioned land there is a dwelling house which is unoccupied and has been so since the death of the said Bridget Webster and is therefore producing no income and is deteriorating because of vacancy, and that to procure a suitable tenant for the house a large amount of money for repairs would be required.

(5) Your petitioner avers and charges that it would be to the advantage of both the plaintiff and defendant to sell the above mentioned house and lot and the proceeds belonging to the plaintiff be paid to the plaintiff and those belonging to the defendant to be disposed of under the order of this Court.

To the end therefore:

(A) That a decree may be passed by this Court for the sale of the above described house and lot and that the Court may direct as to the disposition of the proceeds of said sale.

(B) That your petitioner may have such other and further relief as her case may require.

May it please Your Honor to grant unto your oratrix the writ of subpoena directed to Margaret Anne Sharpless, an infant residing in Oriole, Somerset County, Maryland, commanding her to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.

L. Creston Beauchamp

Solicitor for Plaintiff

And thereupon, in pursuance of theprayer of the foregoing bill, and by order of Court here, the following subpoena was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Margaret Anne Sharpless, Infant
Oriole, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of February next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Betty Widdowson Jones, Route #1, Princess Anne, Maryland against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty-four.

Issued the 20th day of January 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

At which said first Monday in February, in the year nineteen hundred and fifty-four, and the day of the return of the above recited writ, came again into Court here the said complainant by her solicitor, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following to wit:

"Summoned Margaret Anne Sharpless, infant, and copy of Subpoena and Bill left with said infant 1/27/54; copy of subpoena and Bill left with Fonzie Horseman, mother of said infant 1/27/54"

Murray E. Ward, Sheriff

I. Fred Phoebus, Deputy Sheriff

And thereafter, to wit, on the fourth day of February, in the year nineteen hundred and fifty-four, the said complainant by her solicitor aforesaid filed in Court here a petition in the words following, to wit:

Betty Widdowson Jones	)	No. 6946 Chancery
vs.	)	In the Circuit Court for
Margaret Anne Sharpless	)	Somerset County, Maryland
_____	)	

To the Honorable, the Judge of said Court:

The petition of Betty Widdowson Jones, plaintiff for the above suit, respectfully shows:

(1) That the defendant, Margaret Anne Sharpless, has been duly return summoned; but, being an infant, she cannot answer and defend this suit for herself.

(2) Your petitioner therefore prays Your Honor to appoint a guardian ad litem to appear and answer for said infant.

And as in duty bound, etc.

L. Creston Beauchamp

Solicitor for Plaintiff

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 3d day of February, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared L. Creston Beauchamp, who made oath in due form of law that the matters and facts set forth in the foregoing petition are true as therein stated to the best of his knowledge and belief.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

SEAL OF NOTARY

Elizabeth B. Whaley

Notary Public

Upon which said petition the Court here passed the following order, to wit:

Betty Widdowson Jones	)	No. 6946 Chancery
vs.	)	In the Circuit Court for
Margaret Anne Sharpless	)	Somerset County, Maryland
_____	)	

Upon the foregoing petition and affidavit, it is this 4th day of January, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that Elizabeth B. Whaley be and she is hereby appointed guardian ad litem to appear and answer for Margaret Anne Sharpless, infant defendant in the above cause.

E. McMaster Duer

JUDGE

And thereupon the said Elizabeth B. Whaley, as guardian specially appointed, filed in Court here the following answer, to wit:

Betty Widdowson Jones	)	No. 6946 Chancery
vs.	)	In the Circuit Court for
Margaret Anne Sharpless	)	Somerset County, Maryland
_____	)	

To the Honorable, the Judge of said Court:

The answer of Margaret Anne Sharpless, infant defendant, by ElizabethB. Whaley, guardian ad litem duly appointed by this Court, to the bill of complaint of Betty Widdowson Jones against her in this Court exhibited:

This defendant, being an infant, cannot admit any of the matters and facts alleged in said bill, and submits her rights thereunder to the protection of this Court.

And as in duty bound, etc.

Elizabeth B. Whaley
Guardian ad litem

And afterwards, to wit, on the sixth day of February, in the year nineteen hundred and fifty-four, Harry C. Dashiell, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Betty Widdowson Jones	)	No. 6946 Chancery
vs.	)	In the Circuit Court for
Margaret Anne Sharpless	)	Somerset County, Md.
_____	)	

In the above entitled cause, an order having been passed for the taking of testimony to support the allegations of the bill of complaint, I, Harry C. Dashiell, one of the standing examiners of the Circuit Court for Somerset County, Maryland, in Equity, do hereby certify that on Thursday the 4th day of February, 1954, at the office of L. Creston Beauchamp, in Princess Anne, Maryland, did take the following depositions, that is to say:

Horace Webster, a witness of lawful age, having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Horace Webster, 46, Wenona, Maryland, waterman.

Int. (2) Please state if you know Betty Widdowson Jones and Margaret Anne Sharpless, and if they own any property together in Wenona.

Ans. I do not know Betty Widdowson Jones very well, but I do know her. I know Margaret Anne Sharpless. I have known her all of her life. There is a house and about ½ acre of land at Wenona that was owned by Mrs. Bridget Webster for her life and then to these two girls. Mrs. Webster died a few months ago so that the property now is owned by these two girls.

Int. (3) Please state if you are acquainted with this particular property and with the value of similar properties in this locality.

Ans. I have lived in Wenona all of my life and am familiar with the value of this and other properties located there. This particular property is about three or four hundred yards from where I live.

Int. (4) Kindly state what, in your opinion, is a fair value of the property.

Ans. Mrs. Webster lived in this home until her death. Since then, it has not been occupied. This house is four rooms, plus a kitchen built on to the house. It's in fairly good condition. It's up a lane about 75 yards from the main county road. I understand that the owners have been offered $1500. In view of the location, I think this is a fair price for the property. I think, too, that it

would be wise to sell this property now, as there's not much renting of property going on in Wenona and vacant property cheapens in value very quickly.

Court Question: When I said $1500 is a fair value for the property I meant that it is
and Answers a fair value for the entire property.

Test: Horace Webster

Harry C. Dashiell, Exmr.

Fonzie Horseman, a witness of lawful age, having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Fonzie Horseman, 46 years old, Wenona, Md., housewife.

Int. (2) Please state if you know Betty Widdowson Jones and Margaret Anne Sharpless, and if they own any property together in Wenona.

Ans. I do know Betty Widdowson Jones and Margaret Anne Sharpless is my daughter. They own a house and lot at Wenona, which was conveyed to their grandmother, Mrs. Bridget Webster, for her life and then to Betty Jean and Margaret Anne, in fee. Mrs. Webster is now dead.

Int. (3) Please state how old your daughter, Margaret Anne Sharpless, is.

Ans. She is eighteen years old and was married last August.

Int. (4) Please give what is your idea of a fair value for this house and lot that the two girls own.

Ans. I understand that they have been offered $1500 for the property. Considering the fact that the property is located about 200 yards away from the main road, and is now vacant and there is such a scarcity of renters and buyers of properties of this kind, I think $1500 would be a fair price. There is no chance that either of these two girls will ever want this as a home, and this is the only chance that they have had to sell the property.

Court Questions and answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Fonzie Horseman

Nettie Virginia Waters, a witness of lawful age, having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Nettie Virginia Waters, 28 years old, Oriole, Md., housewife.

Int. (2) Please state if you know Betty Widdowson Jones and Margaret Anne Sharpless, and if they own any property together in Wenona.

Ans. Yes, I know both of them. Betty Jones is more than 21 years of age and Margaret Anne is 18 years of age. Their grandmother, Mrs. Bridget Webster, bought a house and lot at the lower end of Wenona and had the deed made to her for life and then to the twogirls. Mrs. Webster died last fall, so that the two girls now own the property.

Int. (3) Please state your idea of the value of the property and if the sum of $1500 would be a fair value.

Ans. Due to the location, being off the main road and at the lower end of the island, I think $1500 is a fair estimate of the value. I understand there has been one offer to buy the property at $1500. As there is not much renting of property in this locality, and most of the people down there have their own homes, it looks like this house and lot would remain vacant for quite some period of time. I think it is wise to sell now while they have the chance and that the offer is a fair one.

Court Questions and Answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Nettie Virginia Waters

Betty Widdowson Jones, a witness of lawful age, having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Betty Widdowson Jones, 21 years old, Mount Vernon, Md., housewife.

Int. (2) You are the plaintiff in the case. Please state the name of the defendant and what, if any, property you own in this county.

Ans. Yes, I am the plaintiff and Margaret Anne Sharpless, my cousin, is the defendant and is 18 years old. We own a house and lot at the lower end of Wenona, which our grandmother gave to us after her death.

Int. (3) Please state if you wish to sell the property; if so, why, and what you think the property is worth.

Ans. Because we are both married, I live in Mount Vernon and Margaret Anne lives in Oriole and neither of us will ever wish to live at Wenona again, and due to the fact that the place is now vacant and there is not any likelihood of anybody wanting to rent it and the property is very slow to be sold down there, and we have an offer now of $1500 for the property, I think we should sell the property and that the $1500 is a fair offer.

Court Questions and Answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Betty W. Jones

There being no further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solicitor return the above deposition to the Court and certify that all the requirements of General Equity Rule 28A have been complied with, and that the examiner's costs have been paid by the complainant.

Given under my hand and seal this 6th day of February, 1954.

Harry C. Dashiell (SEAL)
Examiner in Chancery

And thereafter, to wit, on the seventeenth day of February, in the year nineteen hundred and fifty-four, the Circuit Court here passed the following decree in the premises, to wit:

Betty Widdowson Jones	)	No. 6946 Chancery
vs.	)	In the Circuit Court for
Margaret Anne Sharpless	)	Somerset County, Maryland
_____	)	

The above cause standing ready for hearing and having been submitted, the proceedings therein were by the Court read and considered:

It is thereupon, this 17th day of February, in the year nineteen hundred and fifty-four, by the Circuit Court for Somerset County adjudged, ordered and decreed, that the house and lot mentioned in the petition filed in the above entitled case and described in the testimony filed therein be sold and that L. Creston Beauchamp be and he is hereby appointed Trustee to make sale, and that the course and manner of his proceedings, shall be as follows: he shall first file with the Clerk of this Court a bond to the State of Maryland, executed by himself and a corporate surety or sureties to be appointed by this Court, or by the Clerk thereof, in the penalty of fifteen hundred dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises, he shall then proceed to make the said sale; if at public sale, after having given at least three weeks notice by advertisement inserted in some newspaper or newspapers published in Somerset County, as he shall think proper, of the time, place, manner and terms of sale, which shall be cash on day of sale; and if the said sale shall be made privately by said trustee, authority for which is hereby given, the said Trustee shall accept cash on day of sale for said house and lot mentioned in the proceedings, and soon as may be convenient after such sale or sales, the said Trustee shall return to this Court a full and particular report of his proceed-

ings relative to such sale, with an affidavit annexed to the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustee shall, by a good and sufficient deed, to be executed, acknowledged and recorded, according to law, convey to the purchaser, his, her or their personal representatives and assigns, the house and lot to him, her or them, sold, free clear and discharged from all claims of the parties hereto, and those claiming by, from and under them, or either of them. And the said Trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting cost of this suit, and such commissio ns to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

E. McMaster Duer

Judge

And thereupon, the said L. Creston Beauchamp, Trustee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a Maryland Corporation, surety, are held and firmly bound unto the State of Maryland in the full and just sum of fifteen hundred dollars current money, to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 18 day of February, nineteen hundred and fifty-four.

WHEREAS, by a decree of the Circuit Court for Somerset County, Maryland, bearing date the 17 day of February, nineteen hundred and fifty-four, and passed in a cause in said Court pending wherein Betty Widdowson Jones is the complainant and Margaret Anne Sharpless is the defendant, the same being No. 6946 on the Chancery Docket of said Court, the above named L. Creston Beauchamp was appointed Trustee, with power to sell the house and lot in said cause decreed to be sold, and whereas, the said L. Creston Beauchamp is about to enter upon the execution of said trust;

NOW THE CONDITION of the above obligation is such that, if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by any further decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

L. Creston Beauchamp (SEAL)

Witness: Patsy Records CORPORATE SEAL MARYLAND CASUALTY COMPANY

By L.C. Beauchamp, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twenty-third day of February, in the year nineteen hundred and fifty-four, the said trustee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Betty Widdowson Jones	In Equity No. 6946
	In the Circuit Court
vs.	for
Margaret Anne Sharpless	Somerset County, Maryland

To the Honorable, the Judges of said Court:

The report of L. Creston Beauchamp, Trustee appointed by a decree of this Court, passed in the above entitled cause, dated the 17th day of February, 1954, to make sale of house and lot therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites as required by law and the said decree, he did sell, at private sale, to Leroy W. Carter and Etta Carter, his wife, of Somerset County, Maryland, at and for the sum of Fifteen Hundred Dollars ($1500.00), all that house and lot situated in Wenona, Deal Island Election District, Somerset County, Maryland, containing one-half acre, more or less, which was conveyed to Bridget Webster for life and then to Betty Jean Widdowson (now Betty Widdowson Jones) and Margaret Anne Horseman (now Margaret Anne Sharpless), by the New Salisbury Production Credit Association by deed dated December 14, 1943, recorded among the land records of said Somerset County in Liber No. 126, folio 426.

The price of Fifteen Hundred Dollars was, in the opinion of the Trustee, a fair offer for the said house and lot and was accepted after consultation with the said Margaret Anne Sharpless and her mother and with Betty Widdowson Jones.

The purchaser has complied with the terms of sale to the satisfaction of your Trustee.

And the Trustee makes the following distribution of the proceeds of said sale:

Whole amount of sale		$1500.00
Costs, as taxes by Clerk	$29.50	
Premium on bond	20.00	
Order Nisi	10.00	
Commissions, as per Chancery Rule	120.00	179.50
	$179.50	
Balance (½ to each)		$1320.50
½ to Betty Widdowson Jones	660.25	
½ to Margaret Anne Sharpless	660.25	1320.50

And the Trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Trustee

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 23rd day of February, 1954, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, the Trustee mentioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein was fairly made, and the distribution of proceeds therefrom was fairly made.

Benjamin L. Barnes

Clerk of Court

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Order Nisi

Betty Widdowson Jones	)	No. 6946 Chancery
vs.	)	In the Circuit Court
Margaret Anne Sharpless	)	for
	)	Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, Maryland, this 23rd day of February, 1954, that the report of L. Creston Beauchamp, Trustee mentioned in the report of sale, and

the sale of house and lot by him reported, and the distribution of the proceeds of said sale by him made, be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 30th day of March, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County, Maryland, once in each of four successive weeks on or before the 20th day of March, 1954.

The report states the amount of sale to be $1500.00.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Md.

And now at this day, to wit, on the first day of May, in the year nineteen hundred and fifty-four, came again into Court here the said complainant, by her solicitor aforesaid, and on motion of the said complainant, by her solicitor aforesaid, the Court here passed the following order, to wit:

Final Order

It having been proved to the Court that a copy of the preceding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 1st day of Mary, 1954, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, that the within report of L. Creston Beauchamp, Trustee, and the sale by him reported and the distribution of the proceeds therefrom by him made, be and the same are hereby finally ratified and confirmed.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, andthe same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

"""

Levin R. Wilson, T/A
Wilson Funeral Home
vs.
Isaac Rose and others

Be it remembered that heretofore, to wit, on the fourteenth day of September, in the year nineteen hundred and fifty-four, a certain Levin R. Wilson, trading as Wilson Funeral Home, by L. Creston Beauchamp, his solicitor, exhibited and filed in the Circuit Court here a bill of complaint against Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, and William Sullivan, Jr., which said bill of complaint is in the words following, to wit:

Levin R. Wilson, T/A
Wilson Funeral Home
Princess Anne, Maryland

vs.

Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, William Sullivan, Jr.

No. 6896 Chancery
In the Circuit Court
for
Somerset County,
Maryland

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The bill of complaint of Levin R. Wilson, T/A Wilson Funeral Home, Princess Anne, Maryland, who sues as well for himself as for all other creditors of John Perrine, late of Somerset County, Maryland, deceased, who will come in and contribute to the expenses of this suit, respectfully represents:

(1) That your orator is an undertaker and as such furnished a coffin and incurred other necessary expenses in the burial of the said John Perrine, which said funeral expenses amount to five hundred seventy-three dollars and fifteen cents ($573.15), as will more fully appear by reference to a sworn account thereof, filed as a part of this bill and marked Exhibit "A".

(2) That the said John Perrine, being so indebted as aforesaid unto your orator and also unto divers other persons, and having no personal estate of any value and upon which no administration was ever had, but having real estate of considerable value in West Princess Anne Election District, Somerset County, Maryland, containing eighteen acres, more or less, which he purchased from Jennie Smith by deed dated May 2, 1942, duly recorded among the land records of said Somerset County, Maryland, departed this life on or about February 7, 1951, leaving a Last Will and Testament dated December 17, 1948, recorded among the testamentary documents of said county in Liber F.E.D. No. 35, folio 285, by which he devised all of his property, including the said real estate, to Elizabeth Rose, of said Somerset County.

(3) That the said Elizabeth Rose departed this life intestate during the month of January, 1953, having no personal estate of any value and upon which no administration was ever had and having no property of any kind except the above mentioned real estate devised to her by the said John Perrine, and leaving surviving her as her only heirs at law the following:

A brother, Isaac Rose, 413 Feltus Street, South Amboy, New Jersey.

A sister, Myrtle Brushingham, 9 Sewall Avenue, Brookline, Mass.

A nephew, William Jorgenson, 220 Madison Avenue, Perth Amboy, New Jersey.

A nephew, Christian Jorgenson, 45 Lincoln Avenue, Fords, New Jersey;

Mrs. Blanche Lewis, Washington Rock Road, Box 86-R-D-2, Plainfield, New Jersey.

Mrs. Alice McClure, 770 Bronx River Road, Bronxville, New York, all children of Alice Jorgenson, a deceased sister of the said Elizabeth Rose, deceased.

Mrs. Etta Filskov, 302 Main Street, South Amboy, New Jersey; Mrs. Mildred Lake, 441 Portia Street, South Amboy, New Jersey; Mary Ann Sullivan, John Street, South Amboy, New Jersey; Christian Sullivan, John Street, South Amboy, New Jersey; Arthur Sullivan, 38 Belmont Avenue, South River, New Jersey; Walter S. Sullivan, 323 Market Street, Perth Amboy, New Jersey; William Sullivan, Jr., Morgan, New Jersey, all children of Mamie Sullivan, a deceased sister of ElizabethRose, deceased.

(4) Your orator further charges that no administration was ever had on the personal estate of the said John Perrine or on that of the said Elizabeth Rose, and that the same is not sufficient to pay the costs of administration and the debts due and owing by the said John Perrine at the time of his death, and your orator is advised that his claim being for funeral expenses is to be considered under the law as the debt of the said John Perrine, deceased, and that your orator is entitled to have the real estate sold for the payment of his claim and of the claims of the other creditors of the said deceased, but your orator is unable to obtain adequate relief without the aid of this honorable Court.

To the end, therefore:-

(a) That the defendants hereinafter named may answer the several matters and things hereinbefore set forth.

(b) That the aforesaid real estate, or so much thereof as may be necessary, may be decreed to be sold for the payment of the aforesaid debt of your orator and of the other creditors of the said deceased.

(c) That your orator may have such other and further relief as his case may require.

May it please Your Honor to grant unto the orator the order of publication giving notice to the said Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, and William Sullivan, Jr., all adults and non-residents of the

State of Maryland, of the object and substance of this bill and warning them to appear in this Court, in person or by solicitor, on or before a certain day to named therein, to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

L. Creston Beauchamp

Solicitor for Complainant

Exhibit "A" referred to in the foregoing Bill is in the words following, to wit:

WILSON FUNERAL HOME

Levin R. Wilson
Princess Anne, Md.

Account of Mr. John Perrine

Feb. 8, 1951

To	Casket as selected, fully lined and trimmed.	
	Embalming services.	
	Trip to Cranbury, N.J.	$450.00
	Shirt.	3.65
	Paid A.S. Cole & Co. funeral directors, Cranbury, N.J.	119.50
		$573.15

State of Maryland, Somerset County, to wit:

I hereby certify that on this 11th day of March, 1953, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County, personally appeared Levin R. Wilson, T/A Wilson Funeral Home and made oath that the foregoing is a true and correct statement of the amount owing to him for burial expenses of John Perrine.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

SEAL OF NOTARY

Shirley M. Naples
Notary Public
Com. Shirley McIntyre

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following order of publication was issued, to wit:

L. Creston Beauchamp, Solicitor

ORDER OF PUBLICATION

Levin R. Wilson, T/A Wilson Funeral Home Princess Anne, Maryland	)	No. 6986 Chancery
vs.	)	In the Circuit Court
Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, William Sullivan, Jr.	)	for Somerset County, Maryland

The object of this suit is to procure a decree for the sale of certain real estate in West Princess Anne Election District, Somerset County, Maryland, of which John Perrine died seized and possessed.

The bill states that the said John Perrine departed this life on or about the 7th day of February, 1951, leaving no personal estate of any value, but leaving real estate of considerable value in West Princess Anne Election District, Somerset County, Maryland; that the plaintiff is an undertaker, and as such furnished a coffin and incurred other necessary expenses in the burial of the said John Perrine, amounting to the sum of $573.15; that by his Last Will and Testament dated December 17, 1948, recorded among the testamentary documents of said Somerset County, Maryland, in Liber F.E.D. No. 35, folio 285, the said John Perrine devised all of

the said real estate to Elizabeth Rose, who died, intestate, during the month of January, 1953, and left no personal property of any kind and no real estate except that mentioned above and upon which no administration was ever had; that the said Elizabeth Rose left surviving her as her only heirs at law the following: A brother, Isaac Rose; a sister, Myrtle Brushingham; William Jorgenson, Christian Jorgenson, Mrs. Blanche Lewis, Mrs. Alice McClure, all children of Alice Jorgenson, a deceased sister of the said Elizabeth Rose, deceased; Mrs. Etta Filskov, Mrs. Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, William Sullivan, Jr., all children of Mamie Sullivan, a deceased sister of Elizabeth Rose, deceased; that all of the defendants are adults and non-residents of the State of Maryland.

It is thereupon, this 14th day of September, 1953, ordered by the Circuit Court for Somerset County, Maryland, in Equity, that the plaintiff, by causing a copy of this order to be published in some newspaper published in said Somerset County once in each of four successive weeks before the 17th day of October, 1953, give notice to the said absent defendants of the object and substance of this bill, warning them to appear in this Court, in person or by solicitor, on or before the 3d day of November, 1953, to show cause, if any they have, why a decree ought not to be passed as prayed.

Benjamin L. Barnes

Clerk

And thereafter to wit, on the tenth day of December, in the year nineteen hundred and fifty-three, the said complainant by his solicitor aforesaid filed in Court here a petition in the words following, to wit:

Levin R. Wilson T/A Wilson Funeral Home	)	No. 6896 Chancery
	)	In the Circuit Court
vs.	)	for
Isaac Rose and others	)	Somerset County, Maryland

To the Honorable, the Judge of said Court:

The petition of the plaintiff respectfully represents that the order of publication heretofore passed in this cause has been published according to its provisions, and that the said Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, and William Sullivan, Jr., the adult non-resident defendants mentioned in the said bill of complaint, have failed to appear to said bill within the time required by said order.

The plaintiff therefore prays the Court to pass a decree pro confesso against the said adult non-answering defendants;

And, also, to pass an order to take testimony in said cause.

And as in duty bound, etc.

L. Creston Beauchamp

Solicitor for Plaintiff

Upon which said petition the Court here passed the following order, to wit:

It appearing in the above entitled cause that the order of publication, heretofore passed therein, has been duly published according to its provisions, and that the said Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, and William Sullivan, Jr., the non-resident defendants mentioned in said order of publication, have failed to appear to said bill of complaint within the time required by said order.

It is, thereupon, this 10th day of December, 1953, upon the foregoing petition, adjudged,

ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the bill of complaint in the above cause be, and the same is hereby taken pro confesso against the said Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, and William Sullivan, Jr., adult non-resident defendants.

And it is further ordered that the plaintiff have leave to take testimony before one of the standing examiners of this Court.

E. McMaster Duer

Judge

And afterwards, to wit, on the thirty-first day of December, in the year nineteen hundred and fifty-three, Harry C. Dashiell, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Levin R. Wilson T/A Wilson Funeral Home	)	No. 6896 Chancery
	)	In the Circuit Court
vs.	)	for
Isaac Rose and others	)	Somerset County, Maryland

In the above entitled cause, an order having been passed for the taking of testimony to support the allegations of the bill of complaint, I, Harry C. Dashiell, one of the standing examiners of the Circuit Court for Somerset County, Maryland, in Equity, do hereby certify that on Thursday, December 31, 1953, at the office of L. Creston Beauchamp, in Princess Anne, Maryland, I did take the following depositions, that is to say:

Norma Shores, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Norma Shores, 33 years old, Princess Anne, Md., R.F.D., Social Worker for the Welfare Board.

Int. (2) Did you know John Perrine and Elizabeth Rose, who lived at Venton, Maryland; if so, are they living or dead, when did they die, and did they die intestate.

Ans. I knew both of the parties and they are both dead. He died in February, 1951, and she died in January, 1953. She died intestate, but he left a last will and testament, by which he devised all of his property to the saidElizabeth Rose. Miss Rose did not leave any personal property or property of any kind except a farm containing 18 acres which was devised to her by the said John Perrine and which is worth about $1500.

Int. (3) Please state the heirs of Elizabeth Rose.

Ans. I did not know any of Miss Rose's heirs personally as they are all in New Jersey or New York, but I have been informed that they are as follows: a brother, Isaac Rose, South Amboy, N.J.; a sister, Myrtle Brushingham, Brookline, Mass.; a nephew, William Jorgenson, Perth Amboy, N.J.; a nephew, Christian Jorgenson, Fords, N.J.; a niece, Mrs. Blanche Lewis, Plainfield, N.J.; Mrs. Alice McClure; a niece, Bronxville, N.Y.; Mrs. Etta Filskov, a niece, South Amboy, N.J.; Mrs. Mildred Lake, a niece, South Amboy, N.J.; Mary Ann Sullivan, a niece, South Amboy, N.J.; Christian Sullivan, a nephew, South Amboy, N.J.; Arthur Sullivan, a nephew, South River, N.J.; Walter S. Sullivan, a nephew, Perth Amboy, N.J.; William Sullivan, Jr., a nephew, Morgan, N.J.; and that all of the heirs are more than 21 years of age.

Int. (4) Please state what if any claims there were against John Perinne and Elizabeth Rose that you know of.

Ans. I know that the Welfare Board has claims against both John Perinne and Elizabeth Rose for $1993.00, and I understand that there are undertaker's bills against both of the parties.

Court questions and answers: Nothing further.

Norma Shores

Test: Harry C. Dashiell, Exmr.

Levin R. Wilson, a witness of lawful age, having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Levin R. Wilson, 44 years old, Princess Anne, Md., undertaker.

Int. (2) Please state if you knew Mr. John Perinne and Miss Elizabeth Rose, both of Venton, Maryland, during their lifetime and what if any, business you had with them or their estates.

Ans. I knew both of the parties. They are dead and, being a funeral director, I buried them both. Mr. Perinne died in February, 1951, and was buried at a cost of $573.15, and Miss ElizabethRose in January, 1953, at a cost of$325, making a total of $898.15 owed me and no part of which has ever been paid.

Int. (3) Please state if Mr. Perinne or Miss Rose left any property at their death.

Ans. Neither of them left personal property of any kind. At his death, Mr. Perinne left a farm in Venton, Md. worth about $1500. This farm was willed to Miss Rose, by Mr. Perinne. As they both were on welfare I told Miss Rose I would not collect the costs of Mr. Perinne's funeral until after the death of Miss Rose, as she had no place to go. I heard the list of heirs of Miss Rose as named and given by Mrs. Shores, the preceding witness, which answered to the information I have concerning the same.

Court questions and answers: Nothing further, except I am herewith filing a probated account of my claim against Elizabeth Rose, marked Exhibit "B".

Levin R. Wilson

Test: Harry C. Dashiell, Exmr.

There being no further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solicitor return the above deposition to the Court and certify that all the requirements of General Equity Rule 28A have been complied with, and that the examiner's costs have been paid by the complainant.

Given under my hand and seal this 31st day of December, 1953.

Harry C. Dashiell (SEAL)

Examiner in Chancery

Exhibit "B" referred to in the foregoing Testimony is in the words following, to wit:

WILSON FUNERAL HOME

Levin R. Wilson
Princess Anne, Md.

Account of

Miss ElizabethRose

Jan. 28, 1953	To	Casket as selected, fully lined and trimmed	
		Embalming services	
		Trip to Perth Amboy, N.J.	$325.00

State of Maryland, Somerset County, To Wit:

I hereby certify that on this 31st day of December, 1953, before me, the Subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Levin R. Wilson, T/A Wilson Funeral Home, and made oath that the foregoing is a true and correct statement of the amount owing to him for burial expenses of ElizabethRose.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

SEAL OF NOTARY

Patricia H. Laird
Notary Public

And thereafter, to wit, on the twenfth day of January, in the year nineteen hundred and fifty-four, the Circuit Court here passed the following decree in the premises, to wit:

Levin R. Wilson, T/A
Wilson Funeral Home
Princess Anne, Maryland

vs.

Isaac Rose, Myrtle Brushingham, William Jorgenson, Christian Jorgenson, Blanche Lewis, Alice McClure, Etta Filskov, Mildred Lake, Mary Ann Sullivan, Christian Sullivan, Arthur Sullivan, Walter S. Sullivan, William Sullivan, Jr.

No. 6896 Chancery

In the Circuit Court

for

Somerset County,

Maryland.

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is, thereupon, this 12th day of January, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered, and decreed that the real estate mentioned in the proceedings be sold; that L. Creston Beauchamp be, and he is hereby appointed trustee to make such sale, the course and manner of said proceedings to be as follows: He shall first file in the office of the Clerk of the said Court a bond to the State of Maryland, executed by himself and a corporate surety to be approved by the said Clerk, in the penalty of fifteen hundred dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or that may be reposed in him by any future decree or order in the premises; he shall then proceed to make sale of said real estate, having given at least twenty-one days previous notice, inserted in some newspaper printed in said Somerset County and such other notice as he may think proper, of the time, place, manner and terms of sale, which terms shall be as follows: Cash on the day of the sale.

And as soon as may be convenient after any such sale, the trustee shall return to this Court a full and particular account of the same, with an affidavit of the truth thereof and of the fairness of such sale annexed. And on the ratification of such sale by this Court, and on the payment of the whole purchase money, and not before, the said trustee by good and sufficient deed to be executed and acknowledged according to law, shall convey to the purchaser or purchasers of said property, to his, her or their heirs, the property to him, her or them sold free, clear and discharged of all claims of the parties to this cause, and of any person or persons claiming by, from or under them. And the said trustee shall bring into this Court the money arising on said sale, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit, and such commissions to the said trustee as the Court shall think proper to allow on consideration of the skill, attention and fidelity wherewith he shall have appeared to discharged his trust.

At the time of advertising said sale the said trustee shall give notice to the creditors of John Perinne, deceased, and Elizabeth Rose, deceased, to file their claims duly probated in the Office of the Clerk of the Circuit Court for said Somerset County, within sixty days from the date of said sale.

E. McMaster Duer
Judge

And thereupon, the said L. Creston Beauchamp, Trustee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a Maryland Corporation, surety, are held and firmly bound unto the State of Maryland in the full and just sum of fifteen hundred dollars, current money, to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 28th day of January, 1954.

WHEREAS, by a decree of the Circuit Court for Somerset County, Maryland, bearing date the 12th day of January, 1954, and passed in a cause in said Court pending wherein Levin R. Wilson, T/A Wilson Funeral Home are complainants and the unknown heirs of John Perrine are the defendants, the same being No. 0896 on the Chancery Docket of said Court, the above named L. Creston Beauchamp was appointed trustee, with power to sell the real estate in said cause decreed to be sold, and whereas the said L. Creston Beauchamp is about to enter upon the execution of said trust;

NOW THE CONDITION of the above obligation is such that, if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by any further decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

L. Creston Beauchamp (SEAL)

L. Creston Beauchamp (SEAL)

Test: CORPORATE THE MARYLAND CASUALTY CO.

Patsy Records SEAL by L.C. Beauchamp, Attorney in Fact

Which said bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the tenth day of February, in the year nineteen hundred and fifty-four, the said trustee exhibited and fled in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Levin R. Wilson, trading as	)	No. 0896 Chancery
Wilson Funeral Home	)	In the Circuit Court
vs.	)	for
Isaac Rose and others	)	Somerset County, Maryland
	)	

To the Honorable, the Judge of said Court:

The report of L. Creston Beauchamp, trustee in the above entitled cause, appointed by a decree of this Court dated January 12, 1954, to make sale of the real estate therein mentioned, respectfully represents:

That by virtue of the power and authority contained in said decree and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said decree, and after having given at least twenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in said county and by handbill posted at the Court House door in said county, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, on Tuesday, February 9, 1954, at the hour of two o'clock P.M., and then and there proceeded to sell at public auction the following described property mentioned in said decree, namely:

He offered all that lot or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, binding on the north side of the county road,

and containing 18 acres, more or less, which was conveyed to John Perrine by Jennie Smith, widow, by deed dated May 2, 1942, recorded among the land records of said Somerset County in Liber No. 122, folio 331; and being also the same land which was devised to Elizabeth Rose by John Perrine by his last will and testament dated December 17, 1948, recorded among the testamentary records of said Somerset County in Liber F.E.D. No. 35, folio 285, and improved by a large dwelling and outbuildings, and sold the same to Walter Jackson and Agnes Jackson, his wife, of said Somerset County, at and for the sum of twenty-two hundred and fifty dollars, which they have fully paid.

And the trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Trustee

State of Maryland, Somerset County, to wit:

I hereby certify that on this 10th day of February, 1954, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally apoeared L. Creston Beauchamp, the trustee mentioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true as therein set forth, to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Benjamin L. Barnes

Clerk of Court

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Levin R. Wilson, trading as Wilson Funeral Home vs. Isaac Rose and others — No. 6986 Chancery, In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 10th day of February, 1954, that the report of L. Creston Beauchamp, trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported, be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before March 15, 1954; provided, a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before March 8, 1954.

And the report states the amount of sale to be $2250.00.

Benjamin L. Barnes

Clerk of Court

And thereafter, to wit, on the twenty-ninth day of March, in theyear nineteen hundred and fifty-four, the said trustee filed in Court here a petition in the words following, to wit:

Levin R. Wilson, T/A Wilson Funeral Home vs. Isaac Rose and others — No. 6896 Chancery, In the Circuit Court for Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of L. Creston Beauchamp, Trustee in the above entitled cause, respectfully represents:

That through inadvertance, over-sight and mistake, the order nisi heretofore passed in this cause was not published according to the terms of said order nisi and within the time required.

Your petitioner respectfully asks the Court to pass another order nisi requiring the sale

to be reported in some newspaper published in Somerset County, Maryland, within the time mentioned in said order nisi.

And as in duty bound, etc.

L. Creston Beauchamp

Trustee

Upon which said petition the Court here passed the following order, to wit:

Upon the foregoing petition, it is, this 23rd day of March, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the said L. Creston Beauchamp be and he is hereby authorized to publish an order nisi in this case according to the terms and times which may be mentioned in said order nisi.

E. McMaster Duer

Judge

Upon which said order the Clerk of the Circuit Court here passed the following order, to wit:

Levin R. Wilson, T/A Wilson Funeral Home	)	No. 6896 Chancery
	)	In the Circuit Court
vs.	)	for
Isaac Rose and others	)	Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 23rd day of March, 1954, that the report of L. Creston Beauchamp, Trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported, be and the same hereby are ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before April 23, 1954; provided, a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before April 20, 1954.

And the report states the amount of sale to be $2250.00.

Benjamin L. Barnes

Clerk of Court

And now at this day, to wit, on the first day of May, in the year nineteen hundred and fifty-four, came again into Court here the said trustee, and on motion of the said trustee, the Court here passed the following order, to wit:

It having been proved to the Court that a copy of the preceding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is, this 1st day of May, 1954, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, Trustee, and the sale by him reported, be and the same are hereby finally ratified and confirmed.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

"""

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in May, being the third day of the same month, in the year of our Lord one thousand nine hundred and fifty-four.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Murray E. Ward, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Richard E. Cullen and Alfred T. Truitt, Jr., Assignees of mortgage to the Bank of Crisfield from Olin L. Daugherty, Sr.) Be it remembered that heretofore to wit, on the tenth day of April, in the year nineteen hundred and fifty-four, a certain Bank of Crisfield, by Richard E. Cullen and Alfred T. Truitt, Jr., its solicitors, exhibited and filed in the Circuit Court here an Order to docket suit, and the original and assignments of a certain mortgage executed and delivered to the Bank of Crisfield by a certain Olin L. Daugherty, Sr. of said county and state, which said Order to Docket Suit and original and assignments of mortgage are in the words following, to wit:

Richard E. Cullen and Alfred T. Truitt, Jr., Assignees of mortgage to the Bank of Crisfield from Olin L. Daugherty, Sr.) No. 6968 Chancery
) In the Circuit Court for
) Somerset County, Maryland, In Equity

Benjamin L. Barnes, Esquire, Clerk of said Court:

Mr. Clerk:

Please docket a case on your Chancery Docket as above, file the herewith mortgage and mortgage note, made by Olin L. Daugherty, Sr. to the Bank of Crisfield, a body corporate, dated October 7, 1949 and recorded among the Land Records for Somerset County, Maryland in Liber B.L.B. No. 147, Folio 502, which mortgage by mesne assignments, has been duly assigned to Richard E. Cullen and Alfred T. Truitt, Jr. for the purpose of collection and foreclosure, and enter our appearance for the Assignees, default having occurred in the covenants of said mortgage.

PORTER, CULLEN & TRUITT
By Richard E. Cullen
Solicitors for Assignees

THIS MORTGAGE, Made this 7th day of October, in the year nineteen hundred and forty-nine, by Olin L. Daugherty, Sr., of Somerset County, State of Maryland,

Whereas, the said Olin L. Daugherty, Sr. has this day borrowed from the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, the sum of Nine Thousand Dollars ($9000.00) which the said Bank of Crisfield, a body corporate as aforesaid, has advanced and loaned to the said Olin L. Daugherty, Sr., to enable the said Olin L. Daugherty, Sr. to complete the purchase of the real estate hereinafter described this day conveyed unto the said Olin L. Daugherty, Sr. by Maud R. Ford, et al, and which sum so advanced has been paid to the said Olin L. Daugherty, Sr. on account of the purchase money for said real estate; and whereas, the said Olin L. Daugherty, Sr. has executed and delivered unto the said Bank of Crisfield, a body corporate as aforesaid, his Bill Obligatory, for said sum of Nine Thousand Dollars ($9000.00) dated evenly herewith, payable to the said Bank of Crisfield, a body corporate as aforesaid, one year after date, with interest payable semi-annually, at the rate of six per cent per annum, and whereas, for the purpose of further securing the payment of said Bill Obligatory, with interest and payable as aforesaid, or any renewal or renewals of the same which may hereinafter be made in case the Bank of Crisfield, a body corporate as aforesaid, shall

consent to any renewal or renewals of the same, and whether such renewal or renewals shall be for the whole or any part of said sum, the said Olin L. Daugherty, Sr. has agreed to execute this mortgage.

Now therefore this Purchase Money Mortgage Witnesseth, that in consideration of the premises and of the sum of Five Dollars in hand paid, the said Olin L. Daugherty, Sr. has granted and by these presents does grant and convey unto the said Bank of Crisfield, a body corporate as aforesaid, its successors and assigns, all that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, on the Westerly side of Somerset Avenue, formerly called 12th Street, and fronting fifty-nine (59) feet thereupon and running back a depth of one hundred sixty-five (165) feet, and said lot being seventy-four (74) feet in width at the extreme Westerly side thereof, which is more particularly described as follows, that is to say:-

Being bounded on the East by said Somerset Avenue, formerly called 12th Street; on the South by the lands of the heirs of Charles D. Briddell; on the West by the heirs of Wade H. Ford, which formerly belonged to A. Wellington Tawes; on the North by the lands of Dr. S.P. Fuller, and which said lot or parcel of land is laid down with particularity as Lot No. 28 on a plat made by Fred J. Johnson, Surveyor of Somerset County, Maryland, which said plat is filed with and as a part of a deed of partition between the heirs of Benjamin F. Somers, dated July 24, 1903, which said deed and plat are recorded among the Land Records of said Somerset County in Liber O.T.B. No. 37, folio 21; and being the same and all that land conveyed unto Arinthia J. Riggin by Amelia J. Lankford and husband, by deed dated September 18, 1913, and recorded, as aforesaid, in Liber S.F.D. No. 65, folio 48; the said Arinthia J. Riggin being deceased intestate, and all her right, title and interest therein having descended by operation of law to said Mayd R. Ford, E. Benson Dennis, Jr., Rebecca Jane Hannah and Franklin Dennis, as her only heirs-at-law; the above being the home property in which the said Arinthia J. Riggin lived during her lifetime; and is, also, all that real estate and premises conveyed to the said Olin L. Daugherty, which said deeds, plat, and records, aforesaid, and all the references therein contained, special reference is here made and as a part hereof for a more full and complete description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor andeffect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Olin L. Daugherty, Sr. does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Prentiss W. Evans their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to

satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somersetcounty, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in his behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagor covenants to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least nine thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Test: Prentiss W. Evans — Olin L. Daugherty, Sr. (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I HEREBY CERTIFY, That on this 7th day of October, in the year nineteen hundred and forty-nine, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Olin L. Daugherty, Sr. the mortgagor named in the foregoing mortgage and he acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me F.D. Tyler, Vice President of the Bank of Crisfield, a body corporate and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth. And the said F.D. Tyler further made oath, as aforesaid, that he is the duly authorized agent for the said Bank of Crisfield for the purpose of making this affidavit.

Witness my hand and Notarial Seal.

SEAL OF NOTARY — Beryl Sterling, Notary Public

Received for Record October 10, 1949 and recorded in Liber B.L.B. No. 147, folio 502, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

Assignment

For value received the "Bank of Crisfield" (a body corporate) hereby assigns the within mortgage to Lee W. Cullen and Maud J. Cullen, his wife, without recourse. The amount due on principal being $1,000.00 with interest from June 28, 1953. Witness the corporate seal of said "Bank of Crisfield" and the hand of F.D. Tyler, Vice President thereof this 6th day of April, 1954.

Witness: CORPORATE SEAL — BANK OF CRISFIELD, a body corporate

M.O. Byrd, Asst. Cashier — F.D. Tyler, Vice-President

Filed for Record April 10, 1954.

Test: Benjamin L. Barnes , Clerk.

Assignment

For value received we hereby assign the within mortgage to Richard E. Cullen and Alfred T. Truitt, Jr. for the purpose of collection and foreclosure.

As witness our hands and seals this 7th day of April, 1954.

Witness: Lee W. Cullen (SEAL)

Aline W. Mac Dowell — Maud J. Cullen (SEAL)

Filed for Record April 10, 1954.

Test: Benjamin L. Barnes , Clerk.

And thereafter, to wit, on the first day of May, in the year nineteen hundred and fifty-four, a statement of mortgage debt was filed in Court here, to wit:

Richard E. Cullen and Alfred T. Truitt, Jr. Assignees of Mortgage to Bank of Crisfield from Olin L. Daugherty, Sr.	)	No. 6968 Chancery
	)	In the Circuit Court
	)	for
Ex Parte	)	Somerset County, Maryland
	)	

STATEMENT OF MORTGAGE DEBT

Principal amount due on mortgage dated October 7, 1949, recorded among the Land Records for Somerset County, Maryland, in Liber B.L.B. No. 147, Folio 502	$1,000.00
Accrued interest from June 7, 1953, to June 7, 1954	60.00
Total	$1,060.00

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 29th day of April, 1954, before me, the Subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Lee W. Cullen, holder of the mortgage in the above case, and he made oath in due form of law that the above Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

SEAL OF NOTARY — Dorris D. Kelley, Notary Public

And thereafter, to wit, on the first day of May, in the year nineteen hundred and fifty-four, a Military Affidavit was filed in Court here, to wit:

Richard E. Cullen and Alfred T. Truitt, Jr.	:	No. 6968 Chancery
Assignees of mortgage to the Bank of	:	In the Circuit Court for
Crisfield from Olin L. Daugherty, Sr.	:	Somerset County, Maryland, in Equity

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY that on this 28th day of April, 1954, before me, the subscriber, a Notary Public of the State of Maryland in and for Wicomico County aforesaid, personally appeared Richard E. Cullen, and he made oath in due form of law that the said Olin L. Daugherty, Sr. of Crisfield, Maryland is not now and has not been in the Armed Services of the United States of America or any of its allies for a period of thirty (30) days preceding the filing of this cause of action.

AS WITNESS my hand and Notarial Seal.

SEAL OF NOTARY — Alice W. Mac Dowell, Notary Public

And thereupon the said Richard E. Cullen and Alfred T. Truitt, Jr., Assignees, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS: That we, Richard E. Cullen and Alfred T. Truitt, Jr., Assignees, as Principal, and National Surety Corporation, a body corporate of the State of New York, as Surety, are held and firmly bound unto the State of Maryland in the full and just sum of Two Thousand Dollars ($2,000.00), to be paid to the said State or its certain Attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 28th day of April, 1954.

WHEREAS, the above bounden Richard E. Cullen and Alfred T. Truitt, Jr., byvirtue of a Power of Sale contained in a mortgage from Olin L. Daugherty, Sr. to the Bank of Crisfield, dated October 7, 1949, and recorded among the Land Records for Somerset County, Maryland in Liber B.L.B. No. 147, Folio 502, which mortgage by mesne assignments has been duly assigned to Richard E. Cullen and Alfred T. Truitt, Jr. for purposes of foreclosure and collection, default having occurred in the covenants and conditions thereof, and in the payment of the money specified to be paid, has instituted foreclosure proceedings thereon;

NOW, THE CONDITION OF THIS OBLIGATION ARE SUCH: That if the above bounden Richard E. Cullen and Alfred T. Truitt, Jr. do and shall well and truly and faithfully perform the trust reposed in them under the mortgage aforesaid, and shall abide by and fulfill any other decree which shall be made by any Court of Equity in relation to the sale of said mortgage property, or the proceeds thereof, then the above obligation to be void, otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered
in the presence of

Aline W. MacDowell

Richard E. Cullen (SEAL)

Alfred T. Truitt, Jr. (SEAL)
Assignees - Principal

As to Surety:

Alice W. MacDowell

NATIONAL SURETY CORPORATION

By: W. Edgar Porter
Attorney-in-Fact - Surety

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twelfth day of May, in the year nineteen hundred and fifty-four, the said Assignees exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Richard E. Cullen and
Alfred T. Truitt, Jr.,
Assignees of Mortgage to
Bank of Crisfield from
Olin L. Daugherty, Sr.

EX PARTE

No. 6968 Chancery

In the Circuit Court

for

Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Richard E. Cullen and Alfred T. Truitt, Jr., Assignees for purpose of collection and foreclosure of mortgage from Olin L. Daugherty, Sr. to the Bank of Crisfield dated October 7, 1949 and recorded among the Land Records for Somerset County, Maryland in Liber B.L.B. No. 147, Folio 502, default having occurred in the covenants contained in said mortgage and the said Richard E. Cullen and Alfred T. Truitt, Jr., Assignees aforesaid, having filed said mortgage for the purpose of collection and foreclosure, respectfully shows unto your Honors:

That after having given bond with security approved by the Clerk of said Court for the faithful performance of their trust as reposed in them by the terms of the aforesaid mortgage and as required by law, and after having given notice of the time, place, manner and terms of sale by advertisement in The Crisfield Times, a weekly newspaper published in said Somerset County, Maryland, for four successive weeks before the day of sale as will appear by reference to the hereto annexed Certificate of Publication of said notice of sale, they did, pursuant to said notice, attend at the front door of the United States Post Office in the Town of Crisfield, Somerset County, Maryland on May 8, 1954, at or about two o'clock P.M. (E.D.T.), and then and there proceeded to sell said property in the following manner, that is to say:

Your Assignees offered at public auction to the highest bidder the property as shown in said advertisement, to wit: All that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, on the Westerly side of Somerset Avenue, formerly called 12th Street, and fronting 59 feet thereupon and running back a depth of 105 feet, and said lot being 74 feet in width at the extreme Westerly side thereof, which is more particularly described as follows: Being bounded on the East by said Somerset Avenue, formerly called 12th Street; on the South by the lands of the heirs of Charles D. Briddell; on the West by the heirs of Wade H. Ford, which formerly belonged to A. Wellington Tawes; on the North by the lands of Dr. S.P. Fuller, and which said lot or parcel of land is laid down with particularity as Lot No. 28 on a plat made by Fred J. Johnson, Surveyor for Somerset County, which said plat is filed with and as a part of a deed of partition between the heirs of Benjamin F. Somers, dated July 24, 1903, which said deed and plat are recorded among the Land Records for Somerset County, Maryland in Liber O.T.B. No. 37, Folio 21; and being in all respects the same parcel of land that was conveyed unto Olin L. Daugherty, Sr. by deed dated October 7, 1949 from Maud R. Ford, et al, and recorded among the aforesaid Land Records in Liber B.L.B. No. 148, Folio 428.

And Your Assignees sold the same to Nina Ray Daugherty for the sum of Twelve Thousand Five Hundred Fifty Dollars ($12,550.00), she being the highest and best bidder for said property, the terms of sale being: One third down on day of sale, balance payable within thirty (30) days, or all cash at the option of the purchaser. Credit portion to bear interest and to be secured to the satisfaction of the Assignees. Title papers and revenue stamps at the expense of the purchaser. Taxes and other public assessments to be apportioned to day of sale. And the said purchaser has complied with the terms of sale as set forth in said advertisement.

Respectfully submitted,

Richard E. Cullen

Alfred T. Truitt, Jr.
ASSIGNEES

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 12th day of May, 1954, before me, the Subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Richard E. Cullen and Alfred T. Truitt, Jr., the above named Assignees for the purpose of collection and foreclosure, and they made oath in due form of law that the matters and things

stated in the aforegoing Report of Sale are true to the best of their knowledge and belief, and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

SEAL OF NOTARY

Dorris D. Kelley

Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

ORDERED by the Circuit Court for Somerset County, State of Maryland, IN EQUITY, this 12th day of May, 1954, that the sale of the property mentioned in these proceedings, made and reported by Richard E. Cullen and Alfred T. Truitt, Jr., Assignees for the purpose of collection and foreclosure, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 14th day of June, 1954; provided a copy of this Order be inserted in some weekly newspaper published in said Somerset County once in each of three successive weeks before the 12th day of June, 1954.

The Report states the amount of the sale to be Twelve Thousand Five Hundred Fifty Dollars ($12,550.00).

Benjamin L. Barnes

Clerk of Circuit Court
for Somerset County, Maryland

And now at this day to wit, on the twenty-second day of June, in the year nineteen hundred and fifty-four comes again into Court here the said Assignees and on motion of the said Assignees, the Court here passed the following order, to wit:

FINAL ORDER OF RATIFICATION

ORDERED, by the Circuit Court for Somerset County, State of Maryland, in EQUITY, this 22nd day of June, 1954, that the sale made and reported by the Assignees aforesaid be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given, as required by the Order Nisi passed in said cause, and the Assignees are allowed the usual commissions and such proper expenses as they shall produce proper vouchers for.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

Edgar A. Jones, Attorney, Ex parte under power contained in Mortgage from David Disharoon and Beatrice Disharoon to Kenneth P. Austin

Be it remembered that heretofore to wit, on the twenty-ninth day of April, in the year nineteen hundred and fifty-four, a certain Kenneth P. Austin of Somerset County and State of Maryland, by Edgar A. Jones, his solicitor, exhibited and filed in the Circuit Court here, the original of a certain mortgage executed and delivered to Kenneth P. Austin by a certain David Disharoon and Beatrice Disharoon, his wife of said county and state, which said original of mortgage and order to docket suit are in the words following, to wit:

Edgar A. Jones, Attorney, Ex parte under power contained in Mortgage from David Disharoon and Beatrice Disharoon to Kenneth P. Austin

No. 6971 Chancery
In the Circuit Court
for
Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled suit and file the original mortgage among the papers therein.

Edgar A. Jones
Attorney

THIS MORTGAGE, Made this 1st day of August, in the year nineteen hundred and fifty-three, by David Disharoon and Beatrice Disharoon, his wife, of Somerset County and State of Maryland, Witnesseth:

Whereas, the said David Disharoon and Beatrice Disharoon, his wife, are indebted unto Kenneth P. Austin, of Wicomico County and State of Maryland, in the full and just sum of four thousand dollars, balance of the purchase money for the real estate hereinafter conveyed, which said indebtedness is evidenced by the bill obligatory of the said David Disharoon and Beatrice Disharoon for said sum, dated evenly herewith, payable to the order of the said Kenneth P. Austin in eighty-four monthly installments of fifty-eight dollars and forty-four cents ($58.44), the first of which said installments being due and payable on the 1st day of September, 1953, and the remaining installments on even date of each succeeding month thereafter until fully paid; the said installment payments to be credited first to interest and the balance to principal of said indebtedness; reserving, however, to the mortgagors the privilege of paying all or any part of said indebtedness at any installment due date; and whereas for the purpose of further securing the payment of which said sum and interest, this mortgage is executed.

Now, therefore, this mortgage Witnesseth: That for and in consideration of the premises and the sum of one dollar, the said David Disharoon and Beatrice Disharoon, his wife, hereby grant and convey unto the said Kenneth P. Austin, his heirs and assigns, all that lot or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, beginning for the same on the east side of the county road leading from Princess Anne to Eden, via Palmetto, at the center of the Manokin Tax Ditch; thence by and with said tax ditch North 44° East 7½ perches; thence North 10° East 10½ perches; thence North 34° East 10 perches; thence North 64° East 35 perches to the line fence between the land hereby mortgaged and the land formerly owned by William Barkley; thence with said fence or the Barkley line, North 54° West 50½ perches to the east side of said county road; thence by and with the said county road to the place of beginning, being all that part of what is known as the Ella Pusey Farm that lies on the east side of the said county road, and being part only of all that farm or tract of land which was conveyed unto Kenneth P. Austin by Harry C. Dashiell, Executor, by deed dated September 1, 1950 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 151, folio 221, and being the same and all the land which was conveyed unto the said David Disharoon and Beatrice Disharoon by Kenneth P. Austin and Arlita B. Austin by deed dated evenly herewith and intended to be recorded among the aforesaid Land Records.

To which said deeds and all the references and descriptions in them contained, special reference is here made for a more complete and accurate description of the land and premises hereby mortgaged.

Together with the buildings and improvements thereon; and theright s, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall ve void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the meantime, all taxes and assessments, public deb debts, charges, mortgage debt and interest aforesaid, the said David Disharoon and Beatrice Disharoon, his wife do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, thenthe entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns, or Edgar A. Jones their Attorneyor Agent, at any time after such default to sell the property hereby mortgaged , or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, andto grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset County, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of thesaid Mortgagee, his personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least four thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire to insure to the benefit of the said mortgagee his, personal re-

presentatives and assigns, to the extent of the lien or claim hereunder and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payments, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

David Disharoon (SEAL)

Test: Eunice Dashiell — Beatrice Disharoon (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I HEREBY CERTIFY, That on this 1st day of August in the year nineteen hundred and fifty-three, before me, the sub criber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared David Disharoon and Beatrice Disharoon, his wife, the mortgagors named in the foregoing mortgage and each acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me Edgar A. Jones, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and that he is agent of the mortgagee, duly authorized to make this affidavit.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

Received for Record August 3, 1953 and recorded in Liber B.L.B. No. 159, folio 594, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

And thereafter, to wit, on the fourth day of May, in the year nineteen hundred and fifty-four, the followingAffidavit was filed in Court here, to wit:

Edgar A. Jones, Attorney, Ex parte under power contained in Mortgage from David Disharoon and Beatrice Disharoon to Kenneth P. Austin

No. 6971 Chancery

In the Circuit Court

for

Somerset County, Maryland

State of Maryland, Somerset County, to wit:

On this 4th day of May, 1954, before me, the undersigned officer, personally appeared Kenneth P. Austin and made oath in due form of law as follows: That the principal amount owing on the above mortgage is $4000.00, with interest from October 16, 1953; that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service within thirty days prior to the making of this affidavit, such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;
2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;
3. The military service of any nation with which the United States of America may be allied in the prosection of war.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

KNOW ALL MEN BY THESE PRESENTS, That we, Edgar A. Jones, of Somerset County and State of Maryland, and Kenneth P. Austin and Arlita B. Austin, of Wicomico County and State of Maryland, are held and firmly bound unto the said State of Maryland, in the full and just sum of eight thousand dollars ($8,000.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, sealed with our seals and dated this 29th day of May, in the year nineteen hundred and fifty-four.

Whereas, by a mortgage dated August 1, 1953, recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 594, David Disharoon and Beatrice Disharoon, his wife, conveyed to Kenneth P. Austin certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)

Kenneth P. Austin (SEAL)

Witness: Eunice Dashiell Arlita B. Austin (SEAL)

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the first day of June, in the year nineteen hundred and fifty-four, the said attorney exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaie filed, are in the words following, to wit:

Edgar A. Jones, Attorney, Ex parte	)	No. 6971 Chancery
under power contained in Mortgage	)	In theCircuit Court
from David Disharoon and Beatrice	)	for
Disharoon to Kenneth P. Austin	)	Somerset County, Maryland
_____	)	

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney namedin a certain mortgage made and executed by David Disharoon and Beatrice Disharoon, his wife, to Kenneth P. Austin and dated August 1, 1953, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 594, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one ofthe Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice

attend at the Court House door, in Princess Anne, Maryland, on the 1st day of June, 1954, at two o'clock P.M., and then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, beginning for the same on the east side of the county road leading from Princess Anne to Eden, via Palmetto, at the center of the Manokin Tax Ditch; thence by and with said tax ditch North 44° East 7½ perches; thence North 10° East 10½ perches; thence North 34° East 10 perches; thence North 64° East 35 perches to the line fence between the land herein described and the land formerly owned by William Barkley; thence with said fence or the Barkley line, North 54° West 50½ perches to the east side of the said county road; thence by and with the said county road to the place of beginning, being the same and all the land conveyed unto the said David Disharoon by Kenneth P. Austin and Arlita B. Austin by deed dated August 1, 1953 and recorded among the aforesaid Land Records in Liber B.L.B. No. 100, folio 292, and sold the same to William A. Riggin and Lucy H. Riggin at and for the sum of three thousand dollars ($3000.00), they being then and there the highest bidders therefor, and the purchasers have complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sales			$3,000.00
To Clerk of the Circuit Court for costs		$28.75	
To Marylander and Herald, advertising and order nisi		43,75	
To Edwin B. Muir, Auctioneer		10.00	
To solicitor		25.00	
To Attorney as commission		195.00	
To Balance to be credited on mortgage debt		2697.50	3,000,00
Total mortgage debt, principal	$4,000.00		
Interest	150.00		
	$4,150.00		
Less credit by sale	2,697.50		
Balance due	$1,452.50		

Respectfully submitted,

Edgar A. Jones

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 1st day of June, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Order Nisi

Edgar A. Jones, Attorney, Ex parte	)	No. 6971 Chancery
under power contained in Mortgage	)	In the Circuit Court
from David Disharoon and Beatrice	)	for
Disharoon to Kenneth P. Austin	)	Somerset County, Maryland
	)	

Ordered this 1st day of June, in the year nineteen hundred and fifty-four, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 2nd day of July, 1954, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 26th day of June, 1954.

The report states the amount of sales to be $3,000.00.

Benjamin L. Barnes
Clerk of the Circuit Court

And now at this day to wit, on the third day of July, in the year nineteen hundred and fifty-four, comes again into Court here the said Attorney and on motion of the said Attorney, the Court here passed the following order, to wit:

Edgar A. Jones, Attorney, Ex parte	)	No. 6971 Chancery
under power contained in Mortgage from	)	In the Circuit Court
David Disharoon and Beatrice Disharoon	)	for
to Kenneth P. Austin	)	Somerset County, Maryland
	)	

Ordered by the Circuit Court for Somerset County in Equity this 3rd day of July, in the year nineteen hundred and fifty-four, that the sale of the real estate mentioned in these proceedings made andreported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed insaid cause.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in September, being the sixth day of the same month, in the year of our Lord, one thousand nine hundred and fifty-four.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Murray E. Ward, Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Lola Mae Finney
15 Ogden Avenue
Port Norris, New Jersey

vs.

John E. Finney
R.F.D. Westover, Maryland

Be it remembered that heretofore, to wit, on the twenty-third day of March, in the year nineteen hundred and fifty-four, a certain Lola Mae Finney, by Edgar A. Jones, her solicitor, exhibited and filed in the Circuit Court here a bill of complaint against John E. Finney, which said bill of complaint is in the words following, to wit:

Lola Mae Finney
15 Ogden Avenue
Port Norris, New Jersey

vs.

John E. Finney
R.F.D. Westover, Maryland

No. 6964 Chancery
In the Circuit Court
for
Somerset County, Maryland

To the Honorable, the Judge of said Court:

Your oratrix, complaining says:

1. That the said Lola Mae Finney and John E. Finney are seized and possessed, as tenants in common, share and share alike, of all that lot or parcel of land situate, lying and being in Brinkleys Election District, Somerset County, Maryland, binding on the north side of the county road leading from the St. Mark's Episcopal Church to Rehobeth Schoolhouse and beginning on said county road at the southeast corner of the land of Harry Dryden; thence by and with the said county road in an easterly direction seventy yards to a stake set up; thence in a northerly direction in a line parallel to the land of Harry Dryden seventy yards to another stake; thence in a line parallel to the said county road in a westerly direction seventy yards to the land of the said Harry Dryden; thence in a southerly direction by and with the land of the said Harry Dryden seventy yards to the place of beginning, containing one acre, more or less, which said land was conveyed unto the said John E. Finney and Lola Mae Finney, his wife, as tenants by the entireties, by John A. Finney and Clara A. Finney by deed dated April 14, 1948 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 142, folio 417, certified copy of which is filed herewith as part hereof, marked "Plaintiff's Exhibit A".

2. That on January 8, 1954, in the Circuit Court for Somerset County, in Equity, the said John E. Finney was divorced "a vinculo matrimonii" from the said Lola Mae Finney, thereby changing the tenancy of the said property from one of tenants by the entireties to tenants in common.

3. That the above described real estate is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

4. That the parties to this proceeding are both adults over the age of twenty-one years.

To the end, therefore,

a. That a decree may be passed by this Court for the sale of the real estate described in the above petition and a division of the money arising from said sale may be made among the parties according to their respective rights.

b. That your oratrix may have such other and further relief as her case may require.

May it please your Honor to grant unto your oratrix the writ of subpoena directed to the said John E. Finney, residing in Brinkleys Election District, Somerset County, Maryland, commanding him to be and appear in this court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

Edgar A. Jones

Solicitor for Complainant

Exhibit "A" referred to in the foregoing bill is in the words following, to wit:

DEED)
JOHN A. FINNEY AND WIFE)
TO)
JOHN E. FINNEY AND WIFE)
)

THIS DEED, Made this 14th day of April, nineteen hundred and forty-eight, by John A. Finney and Clara A. Finney, his wife, of Somerset County, Maryland, witnesseth that in consideration of love andaffection, the said John A. Finney and Clara A. Finney, his wife, hereby grant and convey unto John E. Finney and Lola Mae Finney, his wife, of said Somerset County, their heirs and assigns, all that lot or parcel of land situate, lying and being in Brinkley's Election District, Somerset County, Maryland, binding on the north side of the county road leading from the St. Mark's Episcopal Church to Rehoboth School House and beginning on said county road at the southeast corner of the land of Harry Dryden; thence, by and with the said county road, in an easterly direction, seventy yards to a stake set up; thence, in a northerly direction, in a line parallel to the land of Harry Dryden, seventy yards to another stake; thence, in a line parallel to the said county road, in a westerly direction,seventy yards to the land of the said Harry Dryden; thence, in a southerly direction, by and with the land of the said Harry Dryden, seventy yards to the place of beginning, and containing one acre, more or less; the land hereby conveyed being a part of the land which was conveyed to the said John A. Finney and Clara A. Finney, his wife, by Emory Payne and wife, by deed dated August 6, 1941, and recorded among the land records of said Somerset County in Liber No. 121, folio 27.

TO which said deed and records and all the references therein, special reference is here made, as a part hereof, for a more full and accurate description of the property hereby conveyed.

TOGETHER with the buildings and improvements thereupon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages to the same belonging, or in anywise appertaining.

TO have and to hold the said land and premises above described and mentioned, and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said John E. Finney and Lola Mae Finney, his wife, their heirs and assigns, in fee simple.

AND the said John A. Finney and Clara A. Finney, his wife, covenant that they will warrant specially the property hereby granted and conveyed, and that they will execute such further assurances of said land as may be requisite.

WITNESS the hands and seals of the said grantors.

John A. Finney (SEAL)

TEST: Betty Lou Noble Clara A. Finney (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 14th day of April, 1948, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared John A. Finney and Clara A. Finney, his wife, the grantors named in the aforegoing deed, and duly acknowledged the aforegoing deed to be their respective act and deed.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

SEAL OF NOTARY Betty Lou Noble

Notary Public

Received for Record April 14, 1948 and recorded in Liber B.L.B. No. 142, folio 417, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber B.L.B. No. 142, folio 417, one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this twenty-third day of March, in the year Nineteen Hundred and Fifty-four.

Benjamin L. Barnes
Clerk of the Circuit Court
for Somerset County, Maryland

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following subpoena was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO John E. Finney,
R.F.D., Westover, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of April next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lola Mae Finney, Port Norris, N.J. against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 1st day of March Nineteen Hundred and Fifty Four.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Edgar A. Jones

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

At which said first Monday in April, in the year nineteen hundred and fifty-four, and the day of the return of the above recited writ, came again into Court here the said complainant by her solicitor, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned and copy of Subpoena and Bill left with defendant 3/20/54"

Murray E. Ward, Sheriff

Virgil C. Marriner, Deputy Sheriff

And thereafter, to wit, on the thirtieth day of March, in the year nineteen hundred and fifty-four, the following Answer and Certificate of Service was filed in Court here, to wit:

Lola Mae Finney,
15 Ogden Avenue
Port Norris, New Jersey

vs.

John E. Finney, R.F.D.
Westover, Maryland

No. 6964 Chancery

In the Circuit Court

for

Somerset County, Maryland

A N S W E R

TO THE HONORABLE THE JUDGES OF SAID COURT:

The answer of John E. Finney, the defendant in this cause, to the Bill of Complaint of Lola Mae Finney against him in this Honorable Court exhibited.

This defendant answering says:

1. Answering the first paragraph of said Bill of Complaint this defendant admits the allegations therein contained.

2. Answering the second paragraph of the said Bill of Complaint this defendant admits the allegations therein contained.

3. Answering the third paragraph of said Bill of Complaint this defendant admits the allegations therein contained.

4. Answering the fourth paragraph of thesaid Bill of Complaint this defendant admits the allegations therein contained.

AND having fully answered said Bill of Complaint and each and every paragraph thereof, this defendant prays that he be henceforth dismissed with his proper costs.

And as in duty bound, etc.

Henry F. Lankford
Solicitor for Defendant

I HEREBY CERTIFY that I have mailed a copy of the aforegoing answer to the Bill of Complaint to Edgar A. Jones, at Princess Anne, Maryland, Solicitor for Lola M. Finney on this 29th day of March, 1954,

Henry F. Lankford
Solicitor for Defendant

And thereafter, to wit, on the thirtieth day of March, in the year nineteen hundred and fifty-four, the said complainant by her solicitor aforesaid, filed in Court here a petition in the words following, to wit:

Lola Mae Finney
15 Ogden Avenue
Port Norris, New Jersey

vs.

John E. Finney, R.F.D.
Westover, Maryland

No. 6964 Chancery

In the Circuit Court

for

Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of John E. Finney, the defendant in the above entitled cause, by Henry F. Lankford, his attorney, respectfully shows:

1. That heretofore, the defendant, the said John E. Finney, has appeared to said cause and filed his answer therein.

2. That your petitioner is the owner of a one-half undivided interest in the property to be sold in these proceedings, just the same as the Plaintiff is the owner of an undivided interest and that it is to the interest of your petitioner that said premises bring the highest price obtainable at said sale.

3. That your petitioner believes and alleges that the interest of the Plaintiff is adverse to that of your petitioner, the defendant, in the sale of the premises mentioned in these proceedings and that being the owner of a one-half interest in all of the property to be sold

in said proceedings, he, the said John E. Finney, desires to have his counsel appointed co-trustee with the counsel for the Plaintiff in the event the Court should decree the sale of said property for the purpose of partition.

WHEREFORE, your petitioner prays this Honorable Court that Henry F. Lankford, Solicitor for your petitioner, be appointed co-trustee with such other trustee or trustees as may be appointed to conduct the aforesaid sale of said property.

AND AS IN DUTY BOUND, ETC.

Henry F. Lankford

Solicitor for Defendant

I HEREBY CERTIFY THAT I have mailed a copy of the aforegoing Petition to Edgar A. Jones, Esquire, at his office at Princess Anne, Maryland, on this 29th day of March, 1954, by ordinary mail, postage prepaid.

Henry F. Lankford

Solicitor for Defendant

Upon which said petition the Court here passed the following order, to wit:

Lola Mae Finney 15 Ogden Avenue Port Norris, New York	)	No. 6964 Chancery
	)	In the Circuit Court
vs.	)	for
John E. Finney R.F.D. Westover, Maryland	)	Somerset County, Maryland
	)	

The Above Cause Standing Ready for Hearing and having been submitted, the proceedings therein were by the Court read and considered:

It is Thereupon, this 31st day of March in the year nineteen hundred and fifty-four by the Circuit Court for Somerset County ADJUDGED, ORDERED AND DECREED, That the property in the proceedings mentioned be sold, Edgar A. Jones and Henry F. Lankford be and they are hereby appointed Trustees to make sale, and that the course and manner of their proceedings, shall be as follows: they shall first file with the Clerk of this Court a Bond to the State of Maryland, executed by them and a surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of twenty-five hundred Dollars, conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises they shall then proceed tomake the said sale, having given at least three weeks' notice by advertisement, inserted in such newspaper or newspapers published in Somerset County as they shall think proper, of the time, place, manner and terms of sale, which shall be one-third cash on the day of sale and the balance within sixty days of the day of sale, or all cash, at the option of the purchaser or purchasers; the credit portion, if any, to be secured by the bonds of the purchaser or purchasers to the satisfaction of thetrustees, and soon as may be convenient after such sale or sales, the said Trustees shall return to this Court a full and particular report of their proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustees shall, by a good and sufficient deed, to be executed, acknowledged and recorded, according to law, convey to the purchaser or purchasers, his, her or their heirs or assigns, the property and estate to him, her or themsold, free clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting cost of this suit, and such commissions to the said Trustees as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer

Judge

And thereupon, the said Edgar A. Jones and Henry F. Lankford, Trustees, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Edgar A. Jones, of Somerset County and State of Maryland, and Henry F. Lankford, of said County and State, and National Surety Corporation, a New York corporation. are held and firmly bound unto the State of Maryland, in the full and just sum of three thousand dollars ($3000.00) current money to be paid to the said State of Maryland or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and successors, jointly and severally, firmly by these presents, sealed with our seals and dated the 10th day of June, 1954.

Whereas, the above bounden, Edgar A. Jones, and Henry F. Lankford, by virtue of a decree of the Circuit Court for Somerset County, have been appointed to sell the property mentioned in the proceedings in the case of Lola Mae Finney vs. John E. Finney, now pending in said Court.

Now the condition of the above obligation is such that if the above bounden Edgar A. Jones and Henry F. Lankford, do and shall, well and faithfully perform the trust reposed in them by said decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Witness: Sally L. Wilson

Edgar A. Jones (SEAL)

Henry F. Lankford (SEAL)

CORPORATE SEAL

National Surety Corporation

By Edgar A. Jones, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the eleventh day of August, in the year nineteen hundred and fifty-four, the said trustees exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Lola Mae Finney 15 Ogden Avenue Port Norris, New Jersey	)	No. 6904 Chancery
	)	In the Circuit Court
vs.	)	for
John E. Finney R.F.D. Westover, Maryland	)	Somerset County, Maryland
	)	

To the Honorable, the Judges of said Court:

The report of Edgar A. Jones and Henry F. Lankford, Trustees appointed by a decree of this Court, passed in the above entitled cause, dated the 31st day of March, 1954, to make sale of certain real estate thereinmentioned, respectfully shows:

That after giving bond with security for the faithful performance of their trust, and after having complied with all the other prerequisites as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in the "Marylander and Herald", a weekly newspaper published in Somerset County, for at least three successive weeks before the day of sale and by dodgers placed on the bulletin board at the Court House, in Princess Anne, Maryland, on the 10th day of August, 1954, at or about the hour of 2:00 P.M., and then and there proceeded to sell said property in manner following, that is to say:

Your trustees offered at public sale to the highest bidder the property mentioned in said decree, and described as follows: All that lot or parcel of land situate, lying and being in Brinkleys Election District, Somerset County, Maryland, binding on the north side of the county

road leading from the St. Mark's Episcopal Church to Rehobeth Schoolhouse and beginning on said county road at the southeast corner of the land of Harry Dryden; thence by and with the said county road in an easterly direction seventy yards to a stake set up; thence in a northerly direction in a line parallel to the land of Harry Dryden seventy yards to anther stake; thence in a line parallel to the said county road in a westerly direction seventy yards to the land of the said Harry Dryden; thence in a southerly direction by and with the land of the said Harry Dryden seventy yards to the place of beginning, containing one acre, more or less, which said land was conveyed unto the said John E. Finney and Lola Mae Finney by John A. Finney and Clara A. Finney by deed dated April 14, 1948 and recorded among the land records of Somerset County in Liber B.L.B. No. 142, folio 417.

And your Trustees sold the above described property to Alexander G. Jones for the sum of seven hundred and fifty dollars ($750.00), he being at that sum the highest bidder therefor and the terms of sale have been complied with to the satisfaction of your Trustees.

Edgar A. Jones

Henry F. Lankford
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 11th day of August, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones and Henry F. Lankford, Trustees named in the above report of sale, and each made oath in due form of law, that the matters and things stated in the foregoing report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell
Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Order Nisi

Lola Mae Finney 15 Ogden Avenue Port Norris, New Jersey	)	No. 6964 Chancery
	)	In the Circuit Court
vs.	)	for
John E. Finney R.F.D. Westover, Maryland	)	Somerset County, Maryland
	)	

Ordered by the Circuit Court for Somerset County that the sale of the property mentioned in these proceedings, made and reported by Edgar A. Jones and Henry F. Lankford, Trustees appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 14th day of September, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of four successive weeks on or before the 11th day of September, 1954.

The report states the amount of sale to be $750.00.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County

And now at this day, to wit, on the sixteenth day of September, in the year nineteen hundred and fifty-four, came again into Court here the said complainant, by her solicitor aforesaid, and on motion of the said complainant, by her solicitor aforesaid, the Court here passed the following order, to wit:

Order

Ordered by the Circuit Court for Somerset County this 16th day of September, 1954, that

the sale made and reported by the Trustees aforesaid be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause; and the Trustees are allowed the usual commissions and such proper expense as they shall produce vouchers for to the auditor.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Bawes, Clerk.

"""

Charles Clifton Rayfield
Crisfield, Maryland
Plaintiff

vs

Dora L. Tawes
Crisfield, Maryland
Defendant

Be it remembered that heretofore to wit, on the twentieth day of May, in the year nineteen hundred and fifty-four, a certain Charles Clifton Rayfield, by Lionel Bennett his solicitor, exhibited and filed in the Circuit Court here a bill of complaint against Dora L. Tawes, which said bill of complaint is in the words following to wit:

Charles Clifton Rayfield
Crisfield, Maryland
Plaintiff

vs

Dora L. Tawes
Crisfield, Maryland
Defendant

In Equity No. 6974

In the Circuit Court

for

Somerset County, Maryland

To the Honorable the Judges of said Court:

Your orator complaining says:

1. That your orator and Dora L. Tawes are seized in fee simple as tenants in commons of certain lands and premises situated in Asbury District, near the City of Crisfield, Somerset County, State of Maryland, described in a certain deed dated June 15, 1944, made by Murray E. Ward, Sheriff to Charles Clifton Rayfield and Merrill T. Evans, recorded among the land records of Somerset County in Liber 127 folio 367, a duly certified copy of said deed is herewith filed as a part hereof and marked "Exhibit A".

2. That the plaintiff acquired his interests as set forth in paragraph 1 above by the above mentioned deed.

3. That the defendant acquired her interests under and by virtue of the last will and testament of Merrill T. Evans, dated December 13, 1948, admitted to probate in the Orphans Court for Somerset County, Maryland, on January 25, 1949, and recorded in Liber F.L.D. 35 folio 140, a duly certified copy of said will is herewith filed as a part hereof and marked "Exhibit B".

4. That the said real estate is not susceptible of partition without material loss or injury to the parties entitled to the interests therein as stated, and that, in order to make a division of said interests it will be necessary that the said real estate be sold, and the proceeds thereof divided among theparties according to their several interests.

To the end therefore.

1. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said sale may be distributed between the parties according to their respective rights and interests.

3. That your orator may have such other and further relief as his case may require.

May it please your honors to grant unto your orator the writ of subpoena directed to the said Dora L. Tawes, adult, commanding her to be and appear in this Court in person or by solicitor at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.

Lionel Bennett
Solicitor for plaintiff
Office and p.o. address
Crisfield, Maryland

"Exhibit A" referred to in the foregoing bill is in the words following, to wit:

DEED

Murray E. Ward, Sheriff

To

Merrill T. Evans
Charles Clifton Rayfield

THIS DEED, Made this 15 day of June, in the year nineteen hundred and forty-four, by Murray E. Ward, Sheriff of Somerset County, Maryland.

Witnesseth, That by virtue of two writs of fieri facias issued out of the Circuit Court for Somerset County, and to me directed, at the suit of the Bank of Crisfield and against the lands, tenements, etc., of Sarah A. Rayfield and Clifton Rayfield, the same being No. 7 and No. 8 Judicials, September Term, 1943, on the docket of said Court, I have levied upon seized and taken in execution all the right, title, interest, estate and claim of the said defendants, Sarah A. Rayfield and Clifton Rayfield, and after giving notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper printed and published in Somerset County, for more than twenty-one days, and by notices posted at the Court House Door and other places, proceeded to sell in front of the Post Office in Crisfield, Maryland, on Saturday, the 13th day of November, 1943, at the hour of 1:00 p.m. all that land located in Ashury District, near the City of Crisfield, in said Somerset County, which is more particularly described as follows:-

All that lot or parcel of land on the South side of the Rayfield State Road which was conveyed to Charles C. Rayfield by Sarah A. Rayfield by deed bearing date the 13th day of December, 1927, which deed is of record among the land records of said Somerset County in Liber C.W.L. No. 96, folio 84, said parcel containing thirty-hundredths (0.30) of an acre; and all that tract of land on the South side of said Rayfield State Road, and abutting the lands of the George B. Sterling heirs, the Freemantown Road, and the V.F. Sterling land on the West, East and South, respectively, and containing five and seventy-hundredths (5.70) acres of land, the same being all that real estate which was conveyed unto Sarah A. Rayfield from James K. Rayfield and others by deed dated February 28th, 1925, of record in said Somerset County Land Records in Liber W.J.S. No. 91, folio 438, except so much thereof that has since been conveyed to the said Chas. C. Rayfield, which is described as Parcel No. 1 herein. Said land is improved by a two story frame dwelling--said lots of land being laid down and described in a plat made by W. Ballard Miles, Deputy Surveyor of Somerset County, said plat being dated September 27th, 1943 and having been made for Prentiss W. Evans, Attorney, which said plat is attached to and made part of a deed bearing even date herewith from me, Murray E. Ward, Sheriff of said Somerset County, to A. Wellington Tawes---to which said deeds and records aforesaid, and all the references in each of them contained, special reference is here made and as a part hereof for a more complete and accurate description of the land and premises hereby conveyed.

And sold the same (both parcels) to Merrill T. Evans and Clifton Rayfield, they being then and there the highest bidder therefor at and for the sum of Four hundred and forty-five dollars ($445.00), which sum has been paid in cash.

Now, therefore, this deed witnesseth that for and in consideration of the sum of one dollar ($1.00), the said Murray E. Ward, Sheriff as aforesaid, does hereby convey unto the said Merrill T. Evans and Charles Clifton Rayfield, their heirs and assigns, as tenants in common,

in fee simple, all the right, title, interest and estate of the said Charles Clifton Rayfield and Sarah A. Rayfield in and to the above described lots of land and property.

Together, with the buildings and improvements thereupon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages to the same belonging or in anywise appertaining.

To have and to hold the said lots of land and premises above described and mentioned, and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said Merrill T. Evans and Charles Clifton Rayfield, their heirs and assigns in fee simple as tenants in common. And the said Murray E. Ward, Sheriff as aforesaid, does hereby covenant that he will warrant specially the property hereby granted and conveyed, and that he will execute such further assurances of said lots of land as may be requisite.

Witness the hands and seals of the said grantor.

Witness: Benson W. Sterling Murray E. Ward, Sheriff (SEAL)

STATE OF MARYLAND, Somerset County, to-wit:

I hereby certify that on this 15 day of June, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Murray E. Ward, Sheriff, and he acknowledged the foregoing Deed to be his act and deed.

In Witness Whereof, I have hereunto affixed my hand and notarial seal the day and year mentioned above.

Federal Stamps: $.55 Benson W. Sterling SEAL OF

State Stamps : $.40 Notary Public NOTARY

Received for Record June 16, 1944 and recorded in Liber B.L.B. No. 127, folio 367, et seq., one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing was truly and correctly copied from Liber B.L.B. No. 127, folio 367, et seq., one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this fourteenth day of May, in the year nineteen hundred and fifty-four.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

"Exhibit B" referred to in the aforegoing bill is in the words following, to wit:

"EXHIBIT B"

I, Merrill T. Evans of the City of Crisfield, Somerset County, State of Maryland, being of sound and disposing mind and memory and capable of executing a valid deed and contract do hereby make, publish, and declare this to be my last will and testament hereby revoking all other wills or codicils heretofore by me made.

1. I direct my executrix, hereinafter named, to pay all my just debts and funeral expenses as soon after my decease as may be convenient.

2. All the rest, residue, and remainder of my estate, real, personal, and mixed, of whatsoever kind and wheresoever situate, I give to my beloved sister, Dora L. Tawes, absolutely and forever.

3. I hereby nominate, constitute and appoint my beloved sister, Dora L. Tawes, executrix of this my last will and testament and request that she be excused from giving bond as such.

In witness whereof I have herounto subscribed my name and affixed my seal this 13th day of December, 1948.

/s/ Merrill T. Evans seal
Merrill T. Evans

Signed, sealed, published, and declared by the above named testator as and for his last will and testament, in the presence of us who at his request, in his presence and the presence of each other, have hereunto subscribed our names as witnesses:

Harry Evans , residing at Crisfield, Maryland

Rachel M. Jones , residing at Crisfield, Maryland

STATE OF MARYLAND, SOMERSET COUNTY, SS.

I, Edward L. Fontzing, Register of Wills and by Law keeper of the Seal and of the Records and of the Original Papers of the Orphans' Court of Somerset County, DO HEREBY CERTIFY that the foregoing is a true and full copy of the Certified copy of the last Will and Testament of Merrill T. Evans late of said county, deceased, taken from Liber F .E.D. No. 35, folios 140, etc., the same being one of the Records kept in the office of the Register of Wills for Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF I hereunto subscribe my name and affix the Seal of said Court, this 19th day of May in the year of our Lord, nineteen hundred and 54.

Edward L. Fontaine
Register of Wills for Somerset County.

And thereafter, to wit, the following Affidavit was filed, to wit:

Charles Clifton Rayfield)
Plaintiff)
vs)
Dora L. Tawes)
Defendant)

In Equity No. 6974
In the Circuit Court
for
Somerset County, Maryland

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 30th day of April, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett and made oath in due form of law that he has personally made an investigation for the purpose of determining whether the defendant is in the military service of the United States so as to be entitled to the benefits of the Soldiers and Sailors Relief Act of 1940, approved October 17, 1940, and that from information obtained through such investigation, he certifies that the defendant is not in the military service of the United States as defined in Section 101 (1) of the Soldiers and Sailors Relief Act of 1940, nor has she received a discharge from such service within sixty days prior to the date of this affidavit.

As witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY

Madeline R. Rich
Notary Public

And thereupon, in pursuance of the prayer of the prayer of the foregoing bill, and by order of Court here, the following subpoena was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Dora L. Tawes
Crisfield, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Charles Clifton Rayfield, Crisfield, Maryland against

you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of May Nineteen Hundred and fifty-four.

Issued the 20th day of May 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjamin L. Barnes, Clerk.

At which said first Monday in June, in the year nineteen hundred and fifty-four, and the day of the return of the above recited writ, came again into Court here the said complainant, by his solicitor aforesaid, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned and copy of Subpoena, Bill and Exhibits
"A & B" left with defendant 5/21/54"

Murray E. Ward, Sheriff

Geo. W. Todd, Jr., Dep. Sheriff

And thereafter to wit, on the first day of July, in the year nineteen hundred and fifty-four, the said complaint by his solicitor aforesaid filed in Court here a petition in the words following, to wit:

Charles Clifton Rayfield	)	In Equity No. 6974
Plaintiff	)	In the Circuit Court
vs	)	for
Dora L. Tawes	)	Somerset County, Maryland
Defendant	)	

The petition of the plaintiff respectfully shows:

That the defendant in the cause has been duly summoned to appear to the bill of complaint in this cause, but has failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court.

The plaintiff therefore prays that the bill of complaint in this cause may be taken pro confesso against the said defendant and that the plaintiff have leave to take testimony before one of the Standing Examiners of this Court.

Lionel Bennett

Solicitor for plaintiff

Upon which said petition the Court here passed the following order, to wit:

O R D E R

It appearing in the above entitled cause that the defendant has been duly summoned to appear to the bill of complaint in this cause but has failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court. It is thereupon this 1st day of July, 1954, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that said bill of complaint be, and the same is hereby taken pro confesso against said

defendant and it is further ordered that the plaintiff have leave to take testimony before one of the Standing Examiners of this Court.

E. McMaster Duer

Judge

And afterwards, to wit, on the sixteenth day of July, in the year nineteen hundred and fifty-four, Benson W. Sterling, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Charles Clifton Rayfield	)	In Equity No. 6974
Plaintiff	)	In the Circuit Court
vs	)	for
Dora L. Tawes	)	Somerset County, Maryland
Defendant	)	
	)	

In this cause an order having been passed for testimony to be taken to support the allegations of the bill, I, Benson W. Sterling, of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this 13th day of July, 1954, in Somerset County aforesaid, I did take testimony, to wit:

EXAMINATION BY MR. LIONEL BENNETT:

Charles Clifton Rayfield, a witness of lawful age, produced on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state your name, residence, age and occupation.

A. My name is Charles Clifton Rayfield. I reside in Crisfield, Maryland, I am 62 years of age. I am a salesman.

Q. Are you the plaintiff in this action?

A. I am.

Q. I offer the bill of complaint and all the exhibits annexed thereto, that being a certified copy of a deed dated June 15, 1944, made by Murray E. Ward, Sheriff, to Merrill T. Evans and Charles Clifton Rayfield, and a certified copy of the last will and testament of Merrill T. Evans.

Q. Will you please describe the property mentioned in the said deed?

A. It is a tract of land containing approximately six acres and is improved with an old dwelling house in very poor condition. There are no modern conveniences in the dwelling house.

Q. Is it occupies at the present time?

A. No, sir.

Q. Can this property be physically divided between the parties hereto?

A. No, sir.

Q. Do you believe that in order to make a division of the respective interests it will be necessary that the real estate be sold and the proceeds divided between the parties entitled thereto?

A. That is the only way it can be done.

Q. What is the most advantageous way to sell the property?

A. It should be sold in at least two parcels. One parcel, that being the vacant lot lying to the West of the residence, being about seventy feet front by two hundred eighty-two feet deep. This should be sold as a separate parcel.

COURT'S QUESTION:

A. No, sir.

Benson W. Sterling

Charles Clifton Rayfield

Rachel Moore Cox, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:-

Q. Please state your name, residence, and occupation.

A. Rachel Moore Cox. I reside on East Main Street, Crisfield, Maryland. I am a real estate and insurance broker.

Q. Are you familiar with the value of lands and buildings in and about the City of Crisfield, Somerset County, Maryland.

A. Yes.

Q. On occasion have you made appraisals for a fee of real estate for banks, insurance companies and others?

A. Yes, I have.

Q. At my request did you make an appraisal of the Old Rayfield place on Rayfield Road near Crisfield, Maryland.

A. I did.

Q. Have you formed an opinion of the fair market value of that property?

A. Yes.

Q. What, in your opinion, is the fair market value of those premises?

A. $9,600.00. I value the land at $9,100.00 and the dwelling at $500.00.

COURT'S QUESTION:

A. No, sir.

Benson W. Sterling Rachel Moore Cox

There being no further witnesses to be examined and at the suggestion of the Solicitor for the complainant, the papers are herewith returned to Court, and I further certify the annexed bill of costs is correct and paid by the plaintiff.

Bill of costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling seal

Examiner in Chancery

And thereafter, to wit, on the twenty-eighth day of July, in the year nineteen hundred and fifty-four, the Court here passed the following decree in the premises, to wit:

Charles Clifton Rayfield	)	In Equity No. 6974
Plaintiff	)	In the Circuit Court
vs	)	for
Dora L. Tawes	)	Somerset County, Maryland
Defendant	)	

This cause standing ready for hearing and being submitted without argument, the proceedings were read andconsidered.

It is thereupon this 28th day of July, 1954, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that the real estate in the proceedings mentioned be sold; and it is further

Ordered, adjudged and decreed that Lionel Bennett be and he hereby is appointed trustee to make such sale and that the course and manner of his proceedings shall be as follows:

He shall first file with the Clerk of this Court a bond to the State of Maryland executed by himself and a surety or sureties tobe approved by this Court in the penalty of ten thousand dollars ($10,000.00) if corporate or twenty thousand dollars ($20,000.00) if private surety conditioned for the faithful performance of the trust reposed in him by this decree, or to be

reposed in him by any future decree or order in the premises; he shall then proceed to make the said sale, having given at least three weeks notice by advertisement inserted in some newspaper published in the City of Crisfield, Somerset County, as he shall think proper, of the time, place, manner and terms ofsale, which terms shall be as follows:

A cash deposit of 10% of the purchase price at the time of sale and the balance in cash upon final ratification of sale by the Circuit Court for Somerset County, interest to be paid on the unpaid principal to date of settlement, taxes, water rent, and all other public charges if any, to be adjusted to the date of settlement and as soon as may be convenient after such sale or sales, the said trustee shall return to this Court a full and particular account of his proceedings relative to such sale, with an annexed affidavit of the trust thereof and of the fairness of said sale; and on obtaining this Court's ratification of the sale, and on the payment of the whole purchase money (and not before), the said trustee shall, by a good andsufficient deed to be executed, acknowledged, and recorded according to law, convey to the purchaser or purchasers his, her, or their heirs the property and estate to him, her, or them sold free, clear and discharged from all claims of the parties hereto, plaintiffs and defendants, and those claiming by, from, or under them, or of them; and the said trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustee as this Court shall think proper to allow in consideration of the skill, attention,and fidelity wherewith he shall appear to have discharged his trust.

E. McMaster Duer

Judge

And thereupon, the said Lionel Bennett, Trustee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS: That we, Lionel Bennett, and the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation of the State of Maryland, as Surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Ten Thousand and 00/100 Dollars ($10,000.00) to be paid to the said State or its certain Attorney, to which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SEALED WITH OUR SEALS and dated this 9th day of August, in the year of our Lord one thousand, nine hundred and fifty-four.

WHEREAS THE ABOVE BOUNDEN Lionel Bennett by virtue of a decree of the Honorable the Judge of the Circuit Court of Somerset County, Maryland, has been appointed trustee to sell Real Estate mentioned in the proceedings in the case of Charles Clifton Hayfield versus Dora Tawes now pending in said Court.

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, if the above bounden Lionel Bennett do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by any future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Madeline R. Rich

Lionel Bennett (SEAL)

UNITED STATES FIDELITY AND GUARANTY COMPANY

By C.R. Schaeffer, Jr., Attorney-in-fact

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twenty-fifth day of August, in the year nineteen hundred and fifty-four, the said trustee exhibited and filed in the Circuit Court here a report of sales

with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Charles Clifton Rayfield	)	In Equity No. 6974
Plaintiff	)	In the Circuit Court
vs	)	for
Dora L. Tawes	)	Somerset County, Maryland
Defendant	)	
	)	

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of Lionel Bennett trustee appointed by this Court by order herein dated July 28, 1954, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in him by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three successive weeks before the day of the sale, he did pursuant to said notice attend at the steps of the Post Office at Crisfield, Maryland on the 21st day of August, 1954, at two o'clock in the afternoon of said day, and then and there proceeded to sell the property described in the bill of complaint, to wit:

PARCEL I

ALL that lot of land in Asbury Election District, Somerset County, Maryland on the south side of Rayfield Road, conveyed to Merrill T. Evans, et al by deed dated June 15, 1944, recorded in Liber 127 folio 367, containing six acres shown on a certain plat attached to a deed dated June 15, 1944, made by Murray E. Ward, Sheriff to A. Wellington Tawes and recorded among the land records of Somerset County except Parcel II described below.

PARCEL II

ALL that lot of land in Asbury Election District, Somerset County, Maryland bounded and described as follows:

Beginning at a point on the sath side of Rayfield Road at the northwest corner of the lands described in the deed mentioned in Parcel I above, thence in a southerly direction along the west boundary of the lands described in the said deed 282' to a point; thence in an easterly direction and parallel to the south side of Rayfield Road 70' to a point; thence in a northerly direction parallel with the first course herein 282' to the south side of Rayfield Road; thence in a westerly direction along the south side of Rayfield Road 70' to the point or place of beginning.

And sold the same to Dora L. Tawes for one thousand three hundred dollars ($1,300.00). She being then and there the highest bidder therefor and the purchaser has complied with the terms of the sale.

Respectfully submitted,

Lionel Bennett, Trustee

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 23rd day of August, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett, trustee named in the foregoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

SEAL OF NOTARY — Madeline R. Rich
Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 25th day of September, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 24th day of September, 1954.

The report states the amount of sale to be one thousand three hundred dollars ($1,300.00).

Benjamin L. Barnes

Clerk

And now at this day, to wit, on the twenty-third day of October, in the year nineteen hundred and fifty-four, came again into Court here the said trustee, and on motion of the said trustee, the Court here passed the following order, to wit:

FINAL ORDER

Ordered by this Court this 23rd day of October, 1954, that the sale made and reported by the trustee herein be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

"""

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in November, being the first day of the same month, in the year of our Lord one thousand nine hundred and fifty-four.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Murray E. Ward, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Annie D. Parks, et al Plaintiffs vs. John Horner, et al Defendants	Be it remembered that heretofore, to wit, on the sixth day of February, in the year nineteen hundred and fifty-four, a certain Annie D. Parks, Edna Daugherty and William B. Daugherty, by Lionel Bennett, their solicitor, exhibited and filed in the Circuit Court here a bill of complaint

against John Horner, Druscilla Nelson, Charlotte W. Sterling, Irene J. Ward, Elton Ward, Yvonne Ward, Michael Ward, Steven Ward, Jack Ward and John E. Daugherty, which said bill of complaint is in the words following, to wit

Annie D. Parks Edna Daugherty William B. Daugherty all of Crisfield, Maryland Plaintiffs vs. John Horner, 5317 3rd St., N.W. Washington, D.C. Druscilla Nelson, Buras, Louisiana Charlotte W. Sterling, 1647 Wilkins Ave., Baltimore, Md. Irene J. Ward Elton Ward Yvonne Ward Michael Ward Steven Ward Jack Ward John E. Daugherty, all of Crisfield, Maryland Defendants	In Equity No. 6953 In the Circuit Court for Somerset County, Maryland

To the Honorable, the Judges of said Court:

Your orators complaining say:

1. That Edwin Hance Daugherty died in the year 1929 a resident of Somerset County, Maryland leaving surviving him the following heirs:

Rena D. Powell, his daughter
Hattie D. Ward, his daughter
Annie D. Parks, his daughter
John E. Daugherty, his son
Edna D. Horner, his daughter
Druscilla D. Nelson, his daughter

2. That Hattie D. Ward died in the year 1942 leaving surviving her the following heirs:

Charlotte W. Sterling, her daughter
Elton Ward, her son

3. That Elton Ward died in the year 1953 leaving surviving him the following heirs:

Irene J. Ward, his widow
Yvonne Ward, his daughter, an infant
Michael Ward, his son, an infant

Steven Ward, his son, an infant

Jack Ward, his son, an infant

4. That John L. Daugherty died in the year 1951 leaving surviving him the following heirs:

Edna Daugherty, his widow

William B. Daugherty, his son,

John E. Daugherty, his son

5.. That Edna D. Horner died in the year 1951, leaving surviving her as her heirs, her husband, John Horner, all of her foregoing brothers and sisters and children of her deceased brothers and sisters.

6. That the said Edwin Hance Daugherty died seized and possessed of a certain lot of land in Lawsons Election District, Somerset County, State of Maryland, near the county road from Roach's to Crisfield, the title to which he acquired by a deed dated May 1, 1876, made by John L. Daugherty and Nancy Daugherty, his wife, and recorded among the land records of Somerset County on May 23, 1876 in Liber LW No. 16 folio 310, a duly certified copy of which is filed herewith as a part hereof marked "Exhibit A".

7. That Rena D. Powell has heretofore conveyed all her right, title, and interest in the above described premises to the plaintiff William B. Daugherty.

8. That the plaintiff Annie D. Parks is the owner of an undivided one-sixth interest in the said land; that the plaintiff Edna Daugherty is the owner of an undivided one-eighteenth interest in the said land; that the plaintiff William B. Daugherty is the owner of an undivided two-ninth interest in the said land.

9. That the said land is not susceptible of partition without material loss or injury to the parties entitled to interests therein as stated, and that in order to make a division of said interests it will be necessary that the said land be sold and the proceeds divided among the parties according to their several interests.

To the end therefore:

That a decree may be passed for the sale of said land.

That the proceeds of the sale may be divided between the parties according to their respective rights and interests.

That your orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your orators the order of publication giving notice to John Horner, 5317 3rd Street, N.W. Washington, D.C.; Drusilla Nelson, Burns, Louisiana; who are non-residents of this State, of the object and substance of this bill, and warning them to appear in this Court in person or by solicitor on or before a certain day to be named therein to show cause, if any they may have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

Lionel Bennett
Solicitor for plaintiffs
Office & p.o. address
Crisfield, Maryland

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 3rd day of February, 1954, before me, the subscriber, a notary public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Annie D. Parks, Edna Daugherty and William B. Daugherty, the plaintiffs in the above cause, and made oath in due form of law that the matters and facts set forth in the foregoing bill of complaint are true to the best of their knowledge and belief and that the said defendants are not in the military service of the United States of America as defined by the Soldiers and Sailors Relief Act of 1940, andas defined by Chapter 710 of the Acts of the General Assembly of Maryland, 1941 Session.

Witness my hand and notarial seal.

SEAL OF NOTARY

Madeline R. Rich
Notary Public

Exhibit "A" referred to in the foregoing bill is in the words following, to wit:

This deed made this first day of May in the year One thousand Eight Hundred and Seventy-six, by us, John L. Daugherty and Nancy Daugherty, his wife, both of Somerset County, Maryland, witnesseth, that for and in consideration of the sum of Five Hundred Dollars, the receipt whereof is acknowledged, we the said John L. Daugherty and Nancy Daugherty, aforesaid, to grant unto Edwin Hance Daugherty, of said County, all that tract or parcel of land in Somerset County, where we the said John L. Daugherty and Nancy Daugherty now reside, being in Lawson's District in said County, near the County road from Roach's to Crisfield, in said county, and adjoining the lands of Washington Riggin running from the S.E. Corner of the land belonging to the heirs of Thomas Laird, deceased, thence running N.E. by and with Washington Riggins land, to the land of Hezekiah E. Parks; thence N.W. by and with said Park's land, to the lands of Thomas S. Daugherty, thence by and with said Daugherty S.W. to the land of the heirs of Thomas Laird Dec'd, aforesaid, thence S.E. by and with said land to the beginning, with all the buildings and improvements thereon, except the grave yard on said place now enclosed, which I hereby grant unto the said Edwin H. Daugherty, in trust to be used as a burying ground for himself and his heirs forever, and the grant of the remainder of the land hereby conveyed is subject to the possession of theproperty hereby conveyed by us the said grantors during our natural lives without rent and the grantors paying the taxes that may be assessed on the said property and after the death of the said John L. Daugherty and Nancy Daugherty the said grantee Edwin H. Daugherty and his assigns to enter upon and take possession of the land hereby conveyed and to hold the same to him and his heirs forever.

Witness our hands and seals.

Test: H.F. Johnson — John L. Daugherty seal
his
Henry x A. Leird
mark
her
Nancy x Daugherty seal
mark

State of Maryland, Somerset County - to wit:

I hereby certify that on this first day of May, A.D. 1876 before me the subscriber a Justice of the Peace of the State in and for the County aforesaid personally appeared John L. Daugherty and Nancy Daugherty hiswife and did each acknowledge the above deed to be his respective act.

Harvey F. Johnson, J.P.

May the 23rd day Anno Domion 1876, then was delivered unto me the subscriber the aforegoing Deed in order to be enrolled among the records of Somerset County, which said Deed together with the acknowledgment thereof, thereon endorsed, is accordingly enrolled among the land records in Liber LW No. 16 folios 310 & 311 on the day and year aforesaid.

Per Levin L. Waters Clk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of theCircuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber L.W. No. 16 folios 310 & 311, one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this sixth day of February, in the year nineteen hundred and fifty-four.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following subpoenas were issued to wit:

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Irene J. Ward and John E. Daugherty
Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laid Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty Four.

Issued the 6th day of February 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Elton Ward, infant
Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty Four.

Issued the 6th day of February 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Yvonne Ward, infant

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks etal against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty Four.

Issued the 6th day of February 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Michael Ward, infant
Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty four.

Issued the 6th day of February, 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Steven Ward, infant
Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty Four.

Issued the 6th day of February 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes,Clerk.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Jack Ward, infant
Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty Four.

Issued the 6th day of February, 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Charlotte W. Sterling
1647 Wilkens Ave.
Baltimore, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks et al against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you wil answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of January Nineteen Hundred and Fifty Four.

Issued the 6th day of February 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess

Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

At which said first Monday in March, in the year nineteen hundred and fifty-four, and the day of the return of the first six of the above recited writs, came again into Court here the said complainants by their sdicitor, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

To the first of the above recited writs:

"Summoned severally and copy of Subpoena and Bill left with each defendant 2/9/54"

Murray E. Ward, Sheriff
Jr.
Geo. W. Todd,/Dep. Sheriff

To the second of the above recited writs:

"Summoned Elton Ward, infant and copy of Subpoena and Bill left with said infant; also opy of Subpoena and Bill left with Irene J. Ward, Mother of said infant 2/9/54"

Murray E. Ward, Sheriff
Geo. W. Todd, Jr., Dep. Sheriff

To the third of the above recited writs:

"Summoned Yvonne Ward, infant and copy of Subpoena and Bill left with said infant; also copy of Subpoera and Bill left with Irene J. Ward, Mother of said infant 2/9/54"

Murray E. Ward, Sheriff
Geo. W. Todd, Jr., Dep. Sheriff

To the fourth of the above recited writs:

"Summoned Michael Ward, infant, and copy of Subpoena and Bill left with said infant; also copy of Subpoena and Bill left with Irene J. Ward, Mother of said infant 2/9/54"

Murray E. Ward, Sheriff
Geo. W. Todd, Jr., Dep. Sheriff

To the fifth of the above recited writs:

"Summoned Steven Ward, infant and copy of Subpoena and Bill left with said infant; also copy of Subpoena andBill left with Irene J. Ward, Mother of said infant 2/9/54"

Murray E. Ward, Sheriff
Geo. W. Todd, Jr., Dep. Sheriff

To the sixth of the above recited writs:

"Summoned Jack Ward, infant and copy of Subpoena and Bill left with said infant; also copy of Sub-

poena and Bill left with Irene J. Ward, Mother of said infant 2/9/54".

Murray E. Ward, Sheriff

Geo. W. Todd, Jr., Dep. Sheriff

At which said first Monday in March, in the year nineteen hundred and fifty-four, and the day of the return of the seventh above recited writ, came again into Court here the said complainants, by their solicitor, and the Sheriff of Baltimore City, Joseph C. Deegan, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned Charlotte W. Sterling and a copy of the Process with a copy of the Bill of Complaint left with the Defendant on the 10th day of February 1954 in the presence of Patrick F. Hackett, Jr."

Joseph C. Deegan, Sheriff

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following Order of Publication was issued, to wit:

Annie D. Parks, et al Plaintiffs vs. John Horner, et al Defendants	In Equity No. 6953 In the Circuit Court for Somerset County, Maryland

ORDER OF PUBLICATION

The object to this proceeding is to procure a decree for the sale of a certain lot of land in Lawsons Election District, Somerset County, State of Maryland, near the county road from Roach's to Crisfield, formerly owned by the late Edwin Hance Daugherty.

The bill alleges:

1. That Edwin Hance Daugherty died in the year 1929 a resident of Somerset County, Maryland leaving surviving him the following heirs:

Rena D. Powell, his daughter

Hattie D. Ward, his daughter

Annie D. Parks, his daughter

John E. Daugherty, his son

Edna D. Horner, his daughter

Druscilla D. Nelson, his daughter

2. That Hattie D. Ward died in the year 1942 leaving surviving her the following heirs:

Charlotte W. Sterling, her daughter

Elton Ward, her son

3. That Elton Ward died in the year 1953 leaving surviving him the following heirs:

Irene J. Ward, his widow

Elton Ward, his son, ad infant

Yvonne Ward, his daughter, an infant

Michael Ward, his son, an infant

Steven Ward, his son, an infant

Jack Ward, his son, an infant

4. That John L. Daugherty died in the year 1951 leaving surviving him the following heirs:

Edna Daugherty, his widow

William B. Daugherty, his son

John E. Daugherty, his son

5. That Edna D. Horner died in the year 1951, leaving surviving her as her heirs, her as her heirs, her husband, John Horner, and all of her foregoing brothers and sisters and children of her deceased brothers and sisters.

6. That the said Edwin Hance Daugherty died seized and possessed of a certain lot of land in Lawsons Election District, Somerset County, State of Maryland, near the county road from Roach's to Crisfield, the title to which he acquired by a deed dated May 1, 1876, made by John L. Daugherty and Nancy Daugherty, his wife, and recorded among the land records of Somerset County on May 23, 1876 in Liber LW No. 16 folio 310, a duly certified copy of which is filed herewith as a part hereof marked "Exhibit A".

7. That Rena D. Powell has heretofore conveyed all her right, title, and interest in the above described premises to the plaintiff William B. Daugherty.

8. That the plaintiff Annie D. Parks is the owner of an undivided one-sixth interest in the said land; that the plaintiff Edna Daugherty is the owner of an undivided one-eighteenth interest in the said land; that the plaintiff William B. Daugherty is the owner of an undivided two-ninth interest in the said land.

9. That the said land is not susceptible of partition without material loss or injury to the parties entitled to interests therein as stated, and that in order to make a division of said interests it will be necessary that the said land be sold and the proceeds divided among the parties according to their several interests.

To the end therefore:

That a decree may be passed for the sale of said land.

That the proceeds of the sale may be divided between the parties according to their respective rights and interests.

That your orators may have such other and further relief as their case may require.

It is thereupon this 6th day of February, 1954, ordered by the Circuit Court for Somerset County, Maryland in Equity that the complainants by causing a copy of this order to be inserted in some newspaper published in Somerset County, Maryland once in each of four successive weeks before the 8th day of March, 1954, give notice to John Horner who resides at 5317 3rd Street, N.W. Washington, D.C.; Druscilla Nelson, who resides at Buras, Louisiana, they not being residents of the State of Maryland, of the object and substance of this bill warning them to appear in this Court in person or by solicitor on or before the 24th day of March, 1954, to show cause, if any they have, why a decree ought not to be passed as prayed.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

And thereafter, to wit, on the twenty-sixth day of February, in the year nineteen hundred and fifty-four, the following Affidavit of Service was filed here, to wit:

Annie D. Parks, et al Plaintiffs vs. John Horner, et al Defendants	In Equity No. 6953 In the Circuit Court for Somerset County, Maryland

DISTRICT OF COLUMBIA, to wit:

I hereby certify that on the 23rd day of February, 1954, before me, the subscriber, a notary public in and for District of Columbia, personally appeared Harry Saidman who made oath in due form of law as follows:

That on the 17th day of February 1954, in Washington, District of Columbia, he being then

more than twenty-one years of age, he served a true copy of the annexed order of publication in this action personally upon John Horner, the defendant herein, by delivering to and leaving with the said defendant a true copy thereof. That he knows the person so served as aforesaid to be the defendant in said action and the person mentioned and described in said order of publication as John Horner, the defendant herein.

As witness my hand and notarial seal the day and year first above written.

Harry Saidman SEAL OF NOTARY Leo P. Green
Notary Public

And thereupon, on the fifteenth day of March, in the year nineteen hundred and fifty-four, the following Admission of Service was issued, to wit:

Annie D. Parks, et al
Plaintiffs
vs.
John Horner, et al
Defendants

In Equity No. 6953
In the Circuit Court
for
Somerset County, Maryland

I hereby admit due and timely service of the Order of Publication in the above entitled action.

Druscilla Nelson

And thereafter, to wit, on the seventeenth day of March, in the year nineteen hundred and fifty-four, the said complainants by their solicitor aforesaid filed in Court here a petition in the words following, to wit:

Annie D. Parks, et al
Plaintiffs
vs.
John Horner, et al
Defendants

In Equity No. 6953
In the Circuit Court
for
Somerset County, Maryland

The petition of William B. Daugherty respectfully shows to this Court as follows:

1. That he is one of the plaintiffs herein.

2. That Don Ward, an infant, a child of the late Elton Ward, who was a child of the late Hattie D. Ward, was inadvertently omitted as a defendant herein. That he resides with his mother Irene J. Ward in Crisfield, Maryland.

3. That as such heir as aforesaid he is a necessary party to this action.

Wherefore petitioner prays for an order granting leave to plaintiffs to amend their bill of complaint by adding the said Don Ward as a defendant herein and directing that a summons issue for said Don Ward.

Lionel Bennett
Attorney for plaintiffs
Office & p.o. address
Crisfield, Maryland

Upon which said petition the Court here passed the following order, to wit:

O R D E R

On the foregoing petition it is hereby ordered this 17 day of March, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, that plaintiffs be and they hereby are granted leave to amend the bill of complaint herein by adding Don Ward, an infant, as a defendant herein and that a summons issue for said Don Ward, an infant.

E. McMaster Duer
Judge

And thereafter, an Amended Bill of Complaint was filed in Court here in the words following, to wit:

Annie D. Parks, Edna Daugherty, William B. Daugherty all of Crisfield, Maryland Plaintiffs vs. John Horner, 5317 3rd St., N.W. Washington, D.C. Druscilla Nelson, Buras, Louisiana Charlotte W. Sterling, 1047 Wilkins Ave., Baltimore, Md. Irene J. Ward Elton Ward Yvonne Ward Michael Ward Steven Ward Jack Ward Don Ward John E. Daugherty all of Crisfield, Maryland Defendants	In Equity No. 6953 In the Circuit Court for Somerset County, Maryland

To the Honorable the Judges of said Court:

Your orators complaining say:

1. That Edwin Hance Daugherty died in the year 1929 a resident of Somerset County, Maryland leaving surviving him the following heirs:

Rena D. Powell, his daughter

Hattie D. Ward, his daughter

Annie D. Parks, his daughter

John E. Daugherty, his son

Edna D. Horner, his daughter

Druscilla D. Nelson, his daughter

2. That Hattie D. Ward died in the year 1942 leaving surviving her the following heirs:

Charlotte W. Sterling, her daughter

Elton Ward, her son

3. That Elton Ward died in the year 1953 leaving surviving him thefollowing heirs:

Irene J. Ward, his widow

Elton Ward, his son, an infant

Yvonne Ward, his daughter, an infant

Michael Ward, his son, an infant

Steven Ward, his son, an infant

Jack Ward, his son, an infant

Don Ward, his son, an infant

4. That John L. Daugherty died in the year 1951 leaving surviving him the following heirs:

Edna Daugherty, his widow

William B. Daugherty, his son

John E. Daugherty, his son

5. That Edna D. Horner died in the year 1951, leaving surviving her as her heirs, her husband, John Horner, andall of her foregoing brothers and sisters and children of her deceased brothers and sisters.

6. That the said Edwin Hance Daugherty died seised and possessed of a certain lot of land in Lawsons Election District, Somerset County, State of Maryland, near the county road from Roach's to Crisfield, the title to which he acquired by a deed dated May 1, 1876, made by John L. Daugherty and Hancy Daugherty, his wife, and recorded among the land records of Somerset County on May 23, 1876 in Liber LW No. 16 folio 310, a duly certified copy of which is filed

herewith as a patt hereof marked "Exhibit A".

7. That Rena D. Powell has heretofore conveyed all her right, title, and interest in the above described premises to the plaintiff William B. Daugherty.

8. That the plaintiff Annie D. Parks is the owner of an undivided one-sixth interest in the said land; that the plaintiff Edna Daugherty is the owner of an undivided one-eighteenth interest in the said land; that the plaintiff William B. Daugherty is the owner of an undivided two-ninth interest in the said land.

9. That the said land is not susceptible of partition without material loss or injury to the parties entitled to interests therein as stated, and that in order to make a division of said interests it will be necessary that the said land be sold and the proceeds divided among the parties according to their several interests.

To the end therefore:

That a decree may be passed for the sale of said land.

That the proceeds of the sale may be divided between the parties according to their respective rights and interests.

That your orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your orators the order of publication giving notice to John Horner, 5317 3rd Street, N.W. Washington, D.; Druscilla Nelson, Buras, Louisiana; who are non-residents of this State, of the object and substance of this bill, and warning them to appear in this Court in person orby solicitor on or before a certain day to be named therein to show cause, if any they may have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

Lionel Bennett
Solicitor for plaintiffs
Office & p.o. address
Crisfield, Maryland

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 9th day of March, 1954, before me, the subscriber, a notary public of the State of Maryland, in and for Somerset County aforesaid, personally appeared William B. Daugherty, one of the plaintiffs in the above cause, and made oath in due form of law that the matters and facts set forth in the foregoing amended bill of complaint are true to the best of his knowledge and belief and that the said defendants are not in the military service of the United States of America as defined by the Soldiers and Sailors Relief Act of 1940, and as defined by Chapter 710 of the Acts of the General Assembly of Maryland, 1941 Session.

Witness my hand and Notarial Seal.

SEAL OF NOTARY — Lionel Bennett
Notary Public

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following subpoena was issued, to wit:

THE STATE OF MARYLAND,

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Don Ward, infant
Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of April next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Annie D. Parks et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 1st day of March Nineteen Hundred and Fifty Four.

Issued the 17th day of March 1954.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

At which said first Monday in April, in the year nineteen hundred and fifty-four, and the day of the return of the above recited writ, came again into Court here the said complainants by their solicitor, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid, delivered for service, also came, and made return thereof to theCourt here in the words following, to wit:

"Summoned Don Ward, infant, and copy of Subpoena
and Bill of Complaint left with him 3/19/54;
summoned Irene Ward, mother of Don Ward, and copy
of Subpoena and Bill of Complaint left with her 3/19/54"

Murray E. Ward, Sheriff

Geo. W. Todd, Jr., Dep. Sheriff

And thereafter to wit, on the twenty-fourth day of May, in the year nineteen hundred and fifty-four, the said complainants by their solicitor aforesaid filed in Court here a petition in the words following, to wit:

Annie D. Parks, et al Plaintiffs vs. John Horner, et al Defendants	In Equity No. 6953 In the Circuit Court for Somerset County, Maryland

The petition of the plaintiffs respectfully shows:

That the defendants in the cause have been duly summoned to appear to the bill of complaint in this cause, but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court.

The plaintiffs therefore pray that the bill of complaint in this cause may be taken pro confesso against the said defendants and that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

Lionel Bennett

Solicitor for plaintiffs

Upon which said petition the Court here passed the following order, to wit:

O R D E R

It appearing in the above entitled cause that the defendants have been duly summoned to appear to the bill of complaint in this cause but have failed to appear toor answer said bill of complaint within the time prescribed by the rules of this Court. It is thereupon this 24th day of May, 1954, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that said bill of complaint be, and the same is hereby taken pro confesso against said defendants and it is further ordered that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

E. McMaster Duer

Judge.

And thereafter to wit, on the twenty-sixth day of May, in the year nineteen hundred and fifty-four, the said complainants by their solicitor aforesaid filed in Court here a petition in the words following, to wit:

Annie D. Parks, et al	)	In Equity No. 6953
Plaintiffs	)	In the Circuit Court
vs.	)	for
John Horner, et al	)	Somerset County, Maryland
Defendants	)	

To the Honorable the Judges of the said Court:

The petition of Annie D. Parks, one of the plaintiffs in the above cause respectfully represents:

That the said Elton Ward, Yvonne Ward, Michael Ward, Steven Ward, Jack Ward and Don Ward, the defendants in said cause, having been duly summoned, but being infants they cannot answer and defend this suit for themselves.

Your petitioner therefore prays your Honors to appoint a guardian ad litem to appear and answer for said infants.

And as in duty bound, etc.

Lionel Bennett

Solicitor for Petitioner

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 25th day of May, 1954, before me, the subscriber, a notary public of the State of Maryland, in and for Somerset County personally appeared Annie D. Parks and made oath in due form of law that the matters and facts in the aforegoing petition are true to the best of her knowledge and belief.

SEAL OF NOTARY — Madeline R. Rich

Notary Public

Upon which said petition the Court here passed the following order, to wit:

O R D E R

Ordered, this 26th day of May, 1954, by the Circuit Court for Somerset County, State of Maryland, in Equity, upon the aforegoing petition and affidavit that Wade D. Ward be and he is hereby appointed guardian ad litem to appear and answer for Elton Ward, Yvonne Ward, Michael Ward, Steven Ward, Jack Ward and Don Ward, infant defendants, in the above cause.

E. McMaster Duer

Judge

And thereupon the said Wade D. Ward, as guardian specially appointed, filed in Court here the following answer, to wit:

Annie D. Parks, et al	)	In Equity No. 6953
Plaintiffs	)	In the Circuit Court
vs.	)	for
John Horner, et al	)	Somerset County, Maryland
Defendants	)	

To the Honorable, the Judges of said Court:

The answer of Wade D. Ward, guardian ad litem, for Elton Ward, Yvonne Ward, Michael Ward, Steven Ward, Jack Ward and Don Ward, infant defendants herein, to the Bill of Complaint filed against the said defendants respectfully represents:

1. That he admits the allegations as set forth in paragraphs 1, 2, 3, 4, 5 and 6 of the said Bill of Complaint heretofore filed in this cause.

2. That he neither admits or denies the remaining allegations of the said Bill of Complaint, but demands strict proof of the matters and facts therein alleged.

And as in duty bound, etc.

Wade D. Ward

Guardian ad Litem

Service admitted this 27 day of May, 1954.

Lionel Bennett

Attorney for plaintiffs

And thereafter to wit, on ths fifth day of June, in the year nineteen hundred and fifty-four, the said complainants by their solicitor aforesaid filed in Court here a petition in the words following, to wit:

Annie D. Parks, et al
Plaintiffs
vs.
John Horner, et al
Defendants

In Equity No. 6953
In the Circuit Court
for
Somerset County, Maryland

The petition of the plaintiffs respectfully shows:

That John Horner, Druscilla Nelson, Charlotte W. Sterling and Irene J. Ward, defendants in the cause have been duly summoned to appear to the bill of complaint in this cause, but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court.

The plaintiffs therefore pray that the bill of complaint in this cause may be taken pro confesso against the said defendant and that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

Lionel Bennett

Solicitor for plaintiffs

Upon which said petition the Court here passed the following order, to wit:

O R D E R

It appearing in the above entitled cause that John Horner, Druscilla Nelson, Charlotte W. Sterling and Irene J. Ward, defendants have been duly summoned to appear to the bill of complaint in this cause but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court. It is thereupon this 5th day of June, 1954, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that said bill of complaint be, and the same is hereby taken pro confesso against said defendants and it is further ordered that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

E. McMaster Duer

Judge

And afterwards, to wit, on the fifth day of August, in the year nineteen hundred and fifty-four Benson W. Sterling, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Annie D. Parks, et al
Plaintiffs
vs.
John Horner, et al
Defendants

In Equity No. 6953
In the Circuit Court
for
Somerset County, Maryland

In this cause an order having been passed for testimony to be taken to support the allegations of the bill, I, Benson W. Sterling, of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this 21st day of July, 1954, in Somerset County aforesaid, I did take the following testimony, towit:

EXAMINATION BY MR. LIONEL BENNETT:

William B. Daugherty, a witness of lawful age, produced on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state yourname, residence and occupation.

A. My name is William B. Daugherty, I reside in Lawsons District, Somerset County, Maryland and I am a farmer.

Q. Are you the William B. Daugherty who is one of the plaintiffs in this action?

A. I am.

Q. I offer the bill of complaint and all the exhibits annexed thereto, that being a certified copy of a deed dated May 1, 1876, made by John L. Daugherty to Edwin Hance Daugherty, recorded on May 23, 1876, in Liber LW 16 folio 310. Are the plaintiffs and defendants named in this action all the heirs of Edwin Hance Daugherty, who was the grantee of the premises described in the above metioned deed.

A. Yes, sir.

Q. Will you please describe this property:

A. It is a piece of land containing about 20 acres of brush land about one-half of which has been cleared. There is a shack on the premises which at present is unoccupied and is of very little value.

Q. Who occupies the residence at the present time?

A. No one.

Q. Can this property be divided between the heirs?

A. No. I do not see how it is possible for one building to be divided.

Q. Do you believe that in order to make a division of your respective interests it will be necessary that the real estate be sold and the proceeds divided between you?

A. Yes, that is the only way it can be done.

COURT'S QUESTION:

A. No sir.

William B. Daugherty

Benson W. Sterling

William J. Hall, a witness of lawful age, produced on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state your name, residence, and occupation.

A. William J. Hall, I reside at Marion Station, Maryland, and I am engaged in buying and selling timber, timber land, farm land and so forth.

Q. Are you familiar with the value of the land in the vicinity of the premises described by the previous witness:

A. I am.

Q. Have you made appraisals heretofore of such property?

A. I ha ve.

Q. At my request did you make an appraisal of the premises mentioned above?

A. I did.

Q. Have you formed an opinion of the fair market value of this property?

A. Yes.

Q. What is the fair market value of the premises in your opinion?

A. $500.00.

COURT'S QUESTION:

A. No sir.

William J. Hall

Benson W. Sterling

There being no further witnesses to be examined and at the suggestion of the Solicitor for the complainant, the papers are herewith returned to Court, and I further certify the annexed bill of costs is correct and paid by the plaintiffs.

Bill of Costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling seal

Examiner in Chancery

And thereafter, to wit, on the nineteenth day of August, in the year nineteen hundred and fifty-four, the Circuit Court here passed the following decree in the premises, to wit:

Annie D. Parks, et al)
Plaintiffs)
vs.)
John Horner, et al)
Defendants)

In Equity No. 6953
In the Circuit Court
for
Somerset County, Maryland

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 19th day of August, 1954, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that the real estate in the proceedings mentioned be sold; and it is further

Ordered, adjudged and decreed that Lionel Bennett be and he hereby is appointed trustee to make such sale and that the course and manner of his proceedings shall be as follows:

He shall first file with the Clerk of this Court a bond to the State of Maryland executed by himself and a surety or sureties to be approved by this Court in the penalty of five hundred dollars ($500.00) if corporate or one thousand dollars ($1,000.00) if private surety conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises; he shall then proceed to make the said sale, having given at least three weeks notice by advertisement inserted in some newspaper published in the City of Crisfield, Somerset County, as he shall think proper, of the time, place, manner and terms of sale, which terms shall be as follows:

A cash deposit of 10% of the purchase price at the time of sale and the balance in cash upon final ratification of sale by the Circuit Court for Somerset County, interest to be paid on the unpaid principal to date of settlement, taxes, water rent, and all other public charges, if any, to be adjusted to the date of settlement and as soon as may be convenient after such sale or sales, the said trustee shall return to this Court a full and particular account of his proceedings relative to such sale, with an annexed affidavit of the trust thereof and of the fairness of sake sale; and on obtaining this Court's ratification of the sale, and on the payment of the whole purchase money (and not before), the said trustee shall, by a good and suff-

icient deed to be executed, acknowledged, and recorded according to law, convey to the purchaser or purchasers his, her, or their heirs the property and estate to him, her, or them sold free, clear and discharged from all claims of the parties hereto, plaintiffs and defendants, and those claiming by, from, or under them, or of them; and the said trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustee as this Court shall think proper to allow in consideration of the skill, attention, and fidelity wherewith he shall appear to have discharged his trust.

E. McMaster Duer

Judge

And thereupon, the said Lionel Bennett, Trustee filed in Court here a bond in the words following, to wit:

IN THE CIRCUIT COURT OF SOMERSET COUNTY
STATE OF MARYLAND

Annie D. Parks, et al	)	In Equity No. 6953
versus	)	BOND OF TRUSTEE TO SELL
John Horner, et al	)	Real Estate

KNOW ALL MEN BY THESE PRESENTS: That we, Lionel Bennett as Principal, and the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation of the State of Maryland, as Surety, are held and firmly bound unto theState of Maryland, in the full and just sum of One Thousand and 00/100 Dollars ($1000.00) to be paid to the said State or its certain Attorney, to which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SEALED WITH OUR SEALS and dated this 30th day of August, in the year of our Lord one thousand, nine hundred and fifty-four.

WHEREAS THE ABOVE BOUNDEN Lionel Bennett by virtue of a decree of the Honorable the Judge of the Circuit Court of Somerset County has been appointed trustee to sell Real Estate mentioned in the proceedings in the case of Annie D. Parks, et al versus John Horner, et al now pending in said Court.

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, if the above bounden Lionel Bennett do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by any future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Madeline R. Rich — Lionel Bennett (SEAL)

CORPORATE SEAL — UNITED STATES FIDELITY AND GUARANTY COMPANY
By C.R. Schaeffer, Jr., Attorney-in-fact

(CERTIFIED COPY)

POWER OF ATTORNEY
No. 66035

KNOW ALL MEN BY THESE PRESENTS:

That the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and appoint C.R. Schaeffer, Jr. of the City of Baltimore, State of Maryland, its true and lawful attorney for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all stipulations, bonds and/or undertakings, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, a certified copy of which is hereto annexed and made a part of this power of

attorney; and the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us, its Board of Directors, hereby ratifies and confirms all and whatsoever the said C.R. Schaeffer, Jr. may lawfully do in the premises by virtue of these presents.

IN WITNESS WHEREOF, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 3rd day of July, A.D. 1952.

UNITED STATES FIDELITY AND GUARANTY COMPANY

(SEAL) (Signed) By W.E. Pullen, Vice-President.

(Signed) E.H. Shaw, Assistant Secretary.

STATE OF MARYLAND,)
) SS:
CITY OF BALTIMORE,)

On this 3rd day of July, A.D., 1952, before me personally came W.E. Pullen, Vice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY, and E.H. Shaw, Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland, that they, the said W.E. Pullen and E.H. Shaw were respectively the Vice-President and Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing power of attorney; that they each knew the seal of said corporation; that the seal affixed to said power of attorney was such corporate seal; that it was so affixed by order of the Board of Directors of said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively of the Company.

My commission expires the first Monday in May, A.D. 1953.

(SEAL) (Signed) Dorothy S. Drexel

Notary Public

STATE OF MARYLAND,)
) SS:
CITY OF BALTIMORE,)

I, M. Luther Pittman, Clerk of Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Dorothy S. Drexel, Esquire, before whom the annexed affidavits were made, and who has thereto subscribed her name, was, at the time of so doing a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths, take acknowledgments, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary and verily believe the signature to be her genuine signature.

IN TESTIMONY WHEREOF, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this 3rd day of July, A.D. 1952.

(SEAL) (Signed) M. Luther Pittman

Clerk of the Superior Court
of Baltimore City

COPY OF RESOLUTION

THAT WHEREAS, it is necessary for the effectual transaction of business that this Company appoint agents and attorneys with power and authority to act for it and in its name in the State of Maryland and in States other than Maryland, and in the Territories of the United States and in the Provinces of the Dominion of Canada and in the Colony of Newfoundland.

THEREFORE, BE IT RESOLVED, that this Company do, and it hereby does, authorize and empower its President or either of its Vice-Presidents in conjunction with its Secretary or one of its Assistant Secretaries, under its corporate seal, to appoint any person or persons as attorney or attorneys-in-fact, or agent or agents of said Company, in its name and as its act, to execute, and deliver any and all contracts guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performance of contracts other then insurance

policies and executing or guaranteeing bonds and undertakings, required or permitted in all actions or proceedings, or by law allowed, and

ALSO, in its name and as its attorney or attorneys-in-fact, or agent or agents to execute and guarantee the conditions of any and all bonds, recognizances, obligations, stipulations, undertakings or anything in the nature of either of the same, which are or may by law, municipal or otherwise, or by any Statute of the United States or of any State or Territory of the United States or of the Provinces of the Dominion of Canada or of the Colony of Newfoundland, or by the rules, regulations, orders, customs, practice or discretion of any board, body, organization, office or officer, local, municipal or otherwise be allowed, required or permitted to be executed, made, taken, given, tendered, accepted, filed or recorded, for the security or protection of, by or for any person or persons, corporation, body, office interest, municipality orother association or organization whatsoever, in any and all capacities whatsoever, conditioned for the doing or not doing of anything or any conditions which may be provided for in any such bond, recognizance, obligation, stipulation, or undertaking, or anything in the nature of either of the same.

I, G.P. Moore, Assistant Secretary of the UNITED STATES FIDELITY AND GUARANTY COMPANY, hereby certify that at a special meeting of the Board of Directors of said Company, duly called and held at the office of the Company, at theCity of Baltimore on the 25th day of February, A.D. 1916, at which was present a quorum of said Directors, duly authorized to act in the premises, resolutions were passed andentered on the minutes of said Company, of which resolutions the foregoing is a true copy and of the whole thereof.

And I do further certify that the above and foregoing is a full, true and correct copy of the original power of attorney given by said Company to C.R. Schaeffer, Jr. of Baltimore, Maryland, authorizing and empowering him to sign bonds as therein set forth, and that the said Power of Attorney is still in full force and effect as of this date.

Given under my hand and the seal of said Company, at Baltimore, Maryland, this 30th day of Aug. A.D. 1954.

CORPORATE SEAL — G.P. Moore, Assistant Secretary

STATE OF MARYLAND)
) SS:
CITY OF BALTIMORE)

I, Nan C. Zimmerman, a Notary Public in and for the City and State aforesaid, do hereby certify that C.R. Schaeffer, Jr., who, as attorney-in-fact, signed the writing above, or hereto annexed, for UNITED STATES FIDELITY AND GUARANTY CO., a corporation, bearing date the day of August 30, 1954, has this day in my said City, before me, acknowledged the said writing to be the act and deed of said corporation.

Given under my hand this 30th day of August, 1954.

SEAL OF NOTARY — Nan C. Zimmerman, Notary Public

My Commission expires the first Monday in May, A.D. 1955.

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twenty-second day of September, in the year nineteen hundred and fifty-four, the said trustee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Annie D. Parks, et al	)	In Equity No. 6953
Plaintiffs	)	In the Circuit Court
vs.	)	for
John Horner, et al	)	Somerset County, Maryland
Defendants	)	

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of Lionel Bennett trustee appointed by this Court by order herein dated August 19, 1954, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in him by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in the Crisfield Post, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three successive weeks before the day of the sale, he did pursuant to said notice attend at the steps of the Post Office at Crisfield, Maryland on the 18th day of September, 1954, at two o'clock in the afternoon of said day, and then and there proceeded to sell the property described in the bill of complaint, to wit:

ALL that lot of land in Lawsons Election District, Somerset County, State of Maryland, near the county road from Roach's to Crisfield, the title to which Edwin Hance Daugherty acquired by a deed dated May 1, 1876, made by John L. Daugherty and Nancy Daugherty, his wife, and recorded among the land records of Somerset County on May 23, 1876, in Liber LW No. 16 folio 310.

And sold the same to William B. Daugherty for eight hundred twenty-five dollars ($825.00). He being then and there the highest bidder therefor and the purchaser has complied with the terms of the sale.

Respectfully submitted,

Lionel Bennett, trustee

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 20th day of September, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett, trustee named in the foregoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

SEAL OF NOTARY — Madeline R. Rich, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 23rd day of October 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 22nd day of October, 1954.

The report states the amount of sale to be eight hundred twenty-five dollars ($825.00).

Benjamin L. Barnes

Clerk

And now at this day, to wit, on the seventeenth day of November, in the year nineteen hundred and fifty-four, came again into Court here the said complainants, by their solicitor aforesaid, and on motion of the said complainants, by their solicitor aforesaid, the Court here passed the following order, to wit:

FINAL ORDER

Ordered by this Court this 17th day of November 1954, that the sale made and reported by the trustee herein be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L Barnes, Clerk.

nnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnn

J. Edgar Harvey, Assignee for the purpose of foreclosure and collection of mortgage to Lloyd Chandler

from

Watson Bunn,

Ex Parte

Be it remembered that heretofore, to wit, on the eighth day of September, in the year nineteen hundred and fifty-four, a certain Lloyd Chandler of Wicomico County and State of Maryland, by J. Edgar Harvey, his solicitor, exhibited and filed in the Circuit Court here an Order to Docket Suit, and the original and assignment of a certain mortgage executed and delivered to Lloyd Chandler by a certain Watson Bunn of Somerset County and State of Maryland, which said Order to Docket Suit and original and assignment of Mortgage are in the words following, to wit:

J. Edgar Harvey, Assignee for the purpose of foreclosure and collection of mortgage to Lloyd Chandler

from

Watson Bunn,

Ex Parte

No. 7034 Chancery

In the Circuit Court

for

Somerset County and

State of Maryland

Benjamin L. Barnes, Esquire
Clerk of the Circuit Court for Somerset County

Mr. Clerk:

Please assign a case on your Chancery Docket, docket therein as above, file for foreclosure the herewith mortgage from Watson Bunn to Lloyd Chandler dated June 14, 1952 and recorded among the Land Records of said Somerset County in Liber B.L.B. No. 156, Folio 436 and assigned on August 30, 1954 to J. Edgar Harvey for the purpose of foreclosure and collection, and the herewith bond of the said J. Edgar Harvey, Assignee as aforesaid, and enter our appearance for said Assignee.

Harvey & Cropper

Solicitors for Assignee

THIS MORTGAGE, Made this 14th day of June in the year nineteen hundred and fifty-two, by Watson Bunn, of Somerset County and State of Maryland, Witnesseth:

Whereas, the said Watson Bunn is indebted unto Lloyd Chandler, of Wicomico County, State of Maryland, in the full and just sum of Two Thousand Three Hundred Thirty-three and 74/100 ($2333.74) Dollars; balance of the purchase money for the real estate hereinafter conveyed; which said indebtedness is evidenced by the bill obligatory of the said Watson Bunn for said sum, dated evenly herewith, payable to the order of the said Lloyd Chandler in equal weekly installments of Fifteen ($15.00) Dollars each; the first of which said installments shall become due and payable on the 23rd day of June, 1952 and the remaining installments on each succeeding Monday thereafter until fully paid. The principal indebtedness to bear interest at the rate of six per cent (6%) per annum, to be computed semi-annually on all unpaid balance. It is understood that the payments above provided for shall be applied to the payment of prin-

cipal and interest; and whereas for the purpose of further securing the payment of which said sum, with interest as aforesaid, this mortgage is executed.

Now therefore, this mortgage witnesseth: That for and in consideration of the premises and the sum of One Dollar, the said Watson Bunn hereby grants and conveys unto the said Lloyd Chandler, his heirs and assigns, all that lot or parcel of land situate on Deal Island, in Deal Island Election District, Somerset County, Maryland, lying and binding on the south side of a private road leading from the main county road, nearly opposite the Methodist Church, adjoining the lands formerly owned by John W. Horner, Noah Webster and others, and being the same and all the land which was conveyed unto the said Watson Bunn, by Lloyd Chandler and Nettie H. Chandler, his wife, by deed dated evenly herewith and intended to be recorded among the Land Records of Somerset County.

To which said deed and all the references in it contained, special reference is here made for a more complete andaccurate description of the land and premises hereby mortgaged.

Together with the buildings andimprovements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively becomedue and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the meantime, all taxes and assessments, public debts and charges, of every kind, levied or assessed or to be levied or assessed on said hereby mortgaged property, which taxes, assessments public dues, charges, mortgage debt and interest aforesaid, the said Watson Bunn does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or in the interest thereon to accrue, or in any part of either one of them at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns, or Edgar A. Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgaged or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner andterms of sale by advertisement in some newspaper printed in Somerset County, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to thepayment of all claims of the said Mortgagee his, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in his behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagor covenants to

the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existence of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount ofat least twenty-three hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, his personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Test: Eunice Dashiell Watson Bunn (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this 14th day of June in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Watson Bunn the mortgagor named in the foregoing mortgage and he acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me, Edgar A. Jones, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and that he is agent of the mortgagee, duly authorized to make this affidavit.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY Eunice Dashiell
Notary Public

State Stamps: $2.20

Received for Record June 16, 1952 and recorded in Liber B.L.B. No. 156, folio 436, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

ASSIGNMENT

I hereby assign the above and aforegoing mortgage to J. Edgar Harvey for the purpose of foreclosure and collection.

AS WITNESS my hand and seal this 30th day of August, A.D. 1954.

TEST: Etta G. Long Lloyd Chandler (SEAL)

Filed for Record September 8, 1954.

Test: Benjamin L. Barnes , Clerk.

And thereafter, to wit, the following Affidavit was filed:

J. Edgar Harvey, Assignee for the purpose of foreclosure and collection of mortgage to Lloyd Chandler	)	No. 7034 Chancery
	)	In the Circuit Court
from	)	for
Watson Bunn	)	Somerset County and
Ex Parte.	)	State of Maryland

STATE OF MARYLAND, WICOMICO COUNTY, to wit:

I HEREBY CERTIFY, That on this 7th day of September, A.D. 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Lloyd Chandler and made oath in due form of law that the amount due by Watson Bunn on the mortgage filed in this cause, dated June 14, 1952 and recorded among the Land Records of Somerset County and State of Maryland, in Liber B.L.B. No. 156, Folio 436, is Sixteen Hundred and Fifty Dollars ($1,650.00) with interest thereon at six (6%) per cent from August 30, 1954; and at the same time the said Lloyd Chandler made oath as aforesaid that the said Watson Bunn is not in the Military Service and that he has not been in the Military Service within six months prior to the date hereof.

AS WITNESS my hand and Notarial Seal the day andyear first above written.

SEAL OF NOTARY — Etta G. Long, Notary Public

And thereupon the said J. Edgar Harvey, Assignee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, J. Edgar Harvey, as principal, and Lloyd Chandler and Lester Q. Chandler, as sureties, all of Wicomico County and State of Maryland, are held and firmly bound unto the State of Maryland in the full sum of Two Thousand Dollars ($2,000.00) to be paid to the said State, or its certain Attorney, to which payment well and truly to be made and done, we bind ourselves, and each of us, our, and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, sealed with our seals and dated this 7th day of September, A.D. 1954.

WHEREAS, The above bounden J. Edgar Harvey, by virtue of the power of sale contained in a mortgage from Watson Bunn to the said Lloyd Chandler dated June 14, 1952 and recorded among the Land Records of Somerset County and State of Maryland in Liber B.L.B. No. 156, Folio 436 and assigned by the said Lloyd Chandler to the said J. Edgar Harvey August 30, 1954 for the purpose of foreclosure and collection, is about to sell the premises described in said mortgage, default having been made in the payment of money as specified andin the conditions and covenants therein contained.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden J. Edgar Harvey does and shall, well and truly and faithfully perform the trust reposed in him under the mortgage aforesaid, and shall abide by and fulfill any decree or order which shall be made by any Court of Equity in relation to the sale of said mortgaged property, or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

TEST:
Etta G. Long

J. Edgar Harvey (SEAL)
Lloyd Chandler (SEAL)
Lester Q. Chandler (SEAL)

Which said Bond was thus thereonendorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the thirteenth day of October, in the year nineteen hundred and fifty-four, the said Assignee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

J. Edgar Harvey, Assignee for the purpose of foreclosure and collection of mortgage to Lloyd Chandler

from

Watson Bunn,

Ex Parte.

No. 7034 Chancery

In the Circuit Court

for

Somerset County and

State of Maryland.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of J. Edgar Harvey, Assignee of mortgage made and executed by Watson Bunn to Lloyd Chandler, dated June 14, 1952 and recorded among the Land Records of Somerset County and State of Maryland, in Liber B.L.B. No. 156, Folio 436, and having been duly assigned on August 30, 1954 by the said Lloyd Chandler to the said J. Edgar Harvey for the purpose of foreclosure and collection, under and by virtue of the power of sale therein contained to make sale of certain real estate therein mentioned, default having been made in the payment of the money secured to be paid by the said mortgage, and in the payment of interest thereon, and in other covenants and conditions of the said mortgage, whereby the entire mortgage debt has become due and demandable, respectfully shows:

That after having given bond with security for the faithful performance of his trust and after having complied with all the other requisites as required by law and the said power of sale contained in said mortgage, and after having given notice of the time, place, manner and terms of sale by advertisement inserted in The Crisfield Post, a weekly newspaper published in said Somerset County for at least twenty days before the day of sale, as will appear by reference to the hereto attached certificate of publication of said notice of sale, he did, pursuant to said notice, attend at the front door of the Court House, in the Town of Princess Anne, in said Somerset County, on the eighth day of October, in the year nineteen hundred and fifty-four at two o'clock P.M., and then and there proceeded to sell said property mentioned in said mortgage in manner following, that is to say:

This Assignee of mortgage aforesaid, under and by virtue of the power of sale contained in the mortgage aforesaid, offered at public sale to the highest bidder the real estate mentioned in said mortgage, situated and lying on Deal Island, in Deal Island Election District, in Somerset County and State of Maryland, lying and being on the South side of a private road leading from the main county road, nearly opposite the Methodist Church, adjoining the lands formerly owned by John W. Horner, Noah Webster and others, and being the same land which was conveyed unto the said Watson Bunn by Lloyd Chandler and wife by deed dated June 14, 1952 and recorded as aforesaid in Liber B.L.B. No. 157, Folio 273.

And this Assignee of mortgage aforesaid, under and by virtue of the power contained in said mortgage, sold the above described property to the said Lloyd Chandler for the sum of Sixteen Hundred and Fifty Dollars ($1,650.00), he being at that sum the highest bidder therefor, the terms of sale being cash, and the said purchaser will comply with said terms upon the final ratification of said sale.

And this Assignee of mortgage aforesaid, under and by virtue of the power of sale contained in said mortgage, further reports and prays ratification of the distribution of the funds in his hands arising from said sale, as follows:

1954, October 8.	To amount of sale		$1,650.00
	Disbursements		
Harvey & Cropper, Solicitors' Appearance fee		$10.00	
J. Edgar Harvey, Assignee, Commissions		129.00	
J. Edgar Harvey, Attorney's fee, as per rule		25.00	
William A. Figgs, Auctioneer		7.50	
The Crisfield Post, Notice of Sale and Order Nisi		43.75	
Etta G. Long, Notary Public		.50	
Benjamin L. Barnes, Clerk, Court Costs		18.75	

Brought Forward		$1,650.00
Carlos Bozman, Treasurer, State and County taxes, and interest, for 1952, 1953 and 1954	59.31	
Lloyd Chandler, mortgagee, Principal $1,650.00, interest $10.73, total $1,660.73, credit thereon	1,356.19	1,650.00

Respectfully submitted,

Harvey & Cropper

Solicitors for Assignee

J. Edgar Harvey

Assignee of mortgage for the purpose of foreclosure and collection.

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 12th day of October, A.D. 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared J. Edgar Harvey, Assignee of mortgage for the purpose of foreclosure and collection, and made oath in due form of law that the matters and things stated in the aforegoing report of sale and the distribution of the proceeds thereof, are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal the day and year last above written.

SEAL OF NOTARY

Etta G. Long

Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 13th day of October, A.D. 1954, that the sale of the property mentioned in these proceedings, and the distribution of the funds arising from said sale, made and reported by J. Edgar Harvey, Assignee, under power contained in said mortgage to make said sale, be ratified and confirmed unless cause to the contrary be shown on or before the 15th day of November, A.D. 1954; provided a copy of this order be inserted in some weekly newspaper published in said Somerset County once in each of three successive weeks before the 13th day of November, A.D. 1954.

The Report states the amount of sale to be Sixteen Hundred and Fifty Dollars.

Benjamin L. Barnes

Clerk

And now at this day to wit, on the twentieth day of November, in the year nineteen hundred and fifty-four, comes again into Court here the said Assignee and on motion of the said Assignee the Court here passed the following order, to wit:

FINAL ORDER OF RATIFICATION

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 20th day of November, A.D. 1954, that the sale and the distribution of the funds arising from said sale, made and reported by J. Edgar Harvey, Assignee, under power contained in said mortgage, be and the same are hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

nnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnn

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in January, being the third day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

Walter R. Holloway,
T/A Holloway and Company
Salisbury, Maryland

vs.

Agnes Smullen, Dewey S. Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, Mary Smith, Walter Smullen, John Smullen, all of Salisbury, Maryland;
Elizabeth Gillis, Snow Hill, Maryland and
Mollie Ingersoll,
Princess Anne, Maryland

Be it remembered that heretofore, to wit, on the eighteenth day of November, in the year nineteen hundred and fifty-two, a certain Walter R. Holloway, T/A Holloway and Company, by L. Creston Beauchamp, his solicitor, exhibited and filed in the Circuit Court here a bill of complaint against Agnes Smullen, Dewey S. Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walter Smullen, John Smullen, Elizabeth Gillis and Mollie Ingersoll, which said bill of complaint is in the words following, to wit:

Walter R. Holloway,
T/A Holloway and Company
Salisbury, Maryland

vs.

Agnes Smullen, Dewey S. Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walter Smullen, John Smullen, all of Salisbury, Maryland;
Elizabeth Gillis, Snow Hill, Maryland and
Mollie Ingersoll,
Princess Anne, Maryland

No. 6814 Chancery
In the Circuit Court
for
Somerset County,
Maryland.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The bill of complaint of Walter R. Holloway, T/A Holloway and Company, Salisbury, Maryland, who sues as well for himself as for all of the creditors of Walter A. Smullen, late of Somerset County, Maryland, deceased, who will come in and contribute to the expense of this suit, respectfully represents:

(1) That your orator is an undertaker and as such furnished and provided a casket and all funeral services for the burial of Walter A. Smullen, who died October 22, 1952, the bill for same being $482.52, as will fully appear by reference to a sworn account thereof filed as a part of this bill marked Exhibit A.

(2) That the said Walter A. Smullen being so indebted as aforesaid unto your orator and also unto divers other persons and having no personal estate of any value, and upon which no administration was ever had, but having considerable real estate in St. Peter's Election District, Somerset County, Maryland, on the north side of the state road leading through St. Stevens, adjoining the lands of J. Thomas Phoebus heirs and Fred Bozman, and containing two acres, more or less; departed this life in the month of October, 1952, intestate, leaving surviving him as his only heirs at law the following, all adults:

A widow, Agnes Smullen, Salisbury, Maryland, Route 1
A son, Dewey Smullen, Salisbury, Maryland
A son, John Smullen, Salisbury, Maryland, nor in the Army at Savanah, Georgia
A son, Herman Smullen, Salisbury, Maryland
A son, Jerome Smullen, Salisbury, Maryland
A daughter, Elizabeth Gillis, Snow Hill, Maryland
A daughter, Nancy Smith, Salisbury, Maryland, Route 1

A daughter, May Smith, Salisbury, Maryland
A daughter, Molly Ingersoll, Princess Anne, Maryland
A son, Walton Smullen, Salisbury, Maryland, Route 1

(3) Your orator further charges that no administration was ever had on the personal estate of the said Walter A. Smullen andthat the same is not sufficient to pay the costs of the administration and the debts due and owing by the said Walter A. Smullen at the time of his death; and your orator is advised that he is entitled to have the decedent's real estate sold to pay him and the claim of the other creditors of said deceased, but your orator is unable to obtain adequate relief without the aid of this Court.

To the end therefore:

(A) That the defendants hereinafter named may answer the several matters and things hereinbefore set forth.

(B) That the aforesaid real estate, or so much thereof as may be necessary, may be decreed to be sold for the payment of the aforesaid claim of your orator and of the other creditors of the said deceased.

(C) That your orator may have such other and further relief as this case may require.

May it please your Honor to grant unto your orator the writ of subpoena of the State of Maryland, directed to the said Agnes Smullen, Dewey S. Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walter Smullen, John Smullen, all of Salisbury, Maryland, Elizabeth Gillis, Snow Hill, Maryland, and Mollie Ingersoll, Princess Anne, Maryland, to give notice of the object and substance of this bill and warning them to appear in person or by solicitor 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 as in duty bound, etc.

L. Creston Beauchamp
Solicitor for Complainant

Exhibit "A" referred to in the foregoing bill is in the words following to wit:

Salisbury, Md., Nov. 6, 1952

M Estate of Walter A. Smullen (deceased)
Rd. #3 Princess Anne Maryland.

IN ACCOUNT WITH

HOLLOWAY & COMPANY
FUNERAL HOME

520 East Church Street — Telephones, 154, 1286 & 1348

Oct. 24. 1952.	To half couch gray finnished metal casket for self.	$400.00
	Mr. Walter A. Smullen.	
	Embalming.	20.00
	Gray suit of clothes & underclothing.	35.00
	Outside Case for casket at grave.	15.00
	Outside case delivered to Messick cemetery, use of grass and lowering device at grave.	12.50
		$ 482.50

State of Maryland, Wicomico County, To Wit:

I hereby certify that on this 14 day of November, 1952, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County, aforesaid, personally appeared Walter R. Holloway and made oath in due form of law that the above is a true and correct statement of the expenses of the funeral of Walter A. Smullen which was furnished by the said Walter R. Holloway and that no part of said bill has been paid.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

Holloway & Co, Funeral Directors — SEAL OF — Catherine L. Martin

Per: Walter R. Holloway, Partner — NOTARY — Notary Public

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following subpoenas were issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Agnes Smullen, Salisbury, Md. Route 1
Dewey Smullen, Salisbury, Maryland
John Smullen, Salisbury, Maryland
Herman Smullen, Salisbury, Maryland
Jerome Smullen, Salisbury, Maryland
Nancy Smith, Salisbury, Md. Route 1
Mae Smith, Salisbury, Maryland
Walton Smullen, Salisbury, Md. Route 1

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Walter R. Holloway, T/A Holloway and Company, Salisbury, Maryland vs. Agnes Smullen, et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of November Nineteen Hundred and fifty-two.

Issued the 18th day of November 1952.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNT, TO WIT:

TO Elizabeth Gillis
Snow Hill, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Walter R. Holloway, T/A Holloway and Company, Salisbury, Maryland vs. Elizabeth Gillis, et al against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of November Nineteen Hundred and fifty-two.

Issued the 18th day of November 1952.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT

SOMERSET COUNTY, TO WIT:

TO Molly Ingersoll
Princess Anne, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Walter R. Holloway T/A Holloway & Company, Salisbury, Maryland vs. Molly Ingersoll, et al against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of November Nineteen Hundred and fifty-two.

Issued the 18th day of November 1952.

TO THE DEFENDANT(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

At which said first Monday in December, in the year nineteen hundred and fifty-two, and the day of the return of the first above recited writ, came again into Court here the said complainant by his solicitor, and the Sheriff of Wicomico County, Jesse M. Pollitt, to whom the writ aforesaid was, in form aforesaid, delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned Agnes Smullen, Dewey Smullen, Herman Smullen, Jerome Smullen, Walton Smullen, Nancy Smith and Mae Smith and copy of Subpoena and Bill of Complaint left with each, this 26th day of November, 1952. Non Est as to John Smullen.

Jesse M. Pollitt

Sheriff of Wicomico County

At which said first Monday in December, in the year nineteen hundred and fifty-two, and the day of the return of the second above recited writ, came again into Court here the said complainant by his solicitor, and the Sheriff of Worcester County, Edwin D. Lynch, to whom the writ aforesaid was, in form aforesaid, delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned the within defendant by leaving a copy of process, together with copy of Bill of Complaint attached, this 29th day of November, 1952.

So. Ans. Edwin D. Lynch

Sheriff

At which said first Monday in December, in the year nineteen hundred and fifty-two, and the day of the return of the third above recited writ, came again into Court here the said complaint by his solicitor, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid, delivered for service, also came, and made return thereof to

the Court here in the words following, to wit:

"Summoned and copy of Subpoena, Bill of Complaint and Exhibit "A" left with defendant 11/25/52".

Murray E. Ward, Sheriff

I. Fred Phoebus, Dept. Sheriff

And thereafter, to wit, on the ninth day of December, in the year nineteen hundred and fifty-two, the following answer was filed in Court here, to wit:

Walter R. Holloway, T/A Holloway and Company Salisbury, Maryland vs. Agnes Smullen and others	No. 6814 Chancery In the Circuit Court for Somerset County, Maryland

To the Honorable, the Judge of said Court.

The answer of John Smullen, adult, one of the defendants in the above cause respectfully represents:

That he neither admits nor denies the matters and facts contained in the bill of complaint filed in this case, but consents to the passage of such decree as may be proper therein.

T/Sgt. John T. Smullen U.S.A.F.

And thereafter, to wit, on the eighteenth day of December, in the year nineteen hundred and fifty-two the following Military Affidavit was filed here, to wit:

Walter R. Holloway, T/A Holloway and Company Salisbury, Maryland vs. Agnes Smullen and others	No. 6814 Chancery In the Circuit Court for Somerset County, Maryland

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 18th day of December, 1952, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, who made oath in due form of law that Agnes Smullen, Dewey S. Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walton Smullen, Elizabeth Gillis and Mollie Ingersoll, the defendants in the above named cause, are not engaged in nor employed by the Military Service of the United States of America to the best of his knowledge and belief.

Benjamin L. Barnes

Clerk of Court

And thereafter to wit, on the eighteenth day of December, in the year nineteen hundred and fifty-two, the said complainant by his solicitor aforesaid filed in Court here a petition in the words following, to wit:

Walter R. Holloway, T/A Holloway and Company Salisbury, Maryland vs. Agnes Smullen, Dewey S. Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walton Smullen, Salisbury, Md., Elizabeth Gillis, Snow Hill, Md., and Mollie Ingersoll, Pr. Anne, Md.	No. 6814 Chancery In the Circuit Court for Somerset County, Maryland

To the Honorable, the Judges of said Court:

The petition of the plaintiff respectfully represents that the adult defendants, Agnes Smullen, Dewey Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walton Smullen, Elizabeth Gillis and Mollie Ingersoll, have all been duly summoned to the above bill of complaint

but have failed to appear or file answer thereto;

And that the adult defendant, John Smullen, has filed his answer to said bill.

The plaintiff therefore prays the Court to pass a decree pro confesso against the said non-answering defendants, Agnes Smullen, Dewey Smullen, Herman Smullen, Nancy Smith, May Smith, Walton Smullen, Elizabeth Gillis and Mollie Ingersoll and, also, to pass an order to take testimony in said cause.

And as in duty bound, etc.

L. Creston Beauchamp
Solicitor for plaintiff

Upon which said petition the Court here passed the following order, to wit:

It appearing in the above entitled cause that the defendants, Agnes Smullen, Dewey Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walton Smullen, Elizabeth Gillis and Mollie Ingersoll, have been duly summoned to appear to the bill of complaint filed herein and have failed to appear to or answer said bill of complaint;

It is, thereupon, this 18 day of December, 1952, upon the foregoing petition, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the bill of complaint in the above cause be, and the same is hereby taken pro confesso against the said defendants, Agnes Smullen, Dewey Smullen, Herman Smullen, Jerome Smullen, Nancy Smith, May Smith, Walton Smullen, Elizabeth Gillis and Mollie Ingersoll.

And it is further ordered that the plaintiff have leave to take testimony before one of the standing examiners of this Court.

E. McMaster Duer
Judge

And afterwards, to wit, on the ninth day of June, in the year nineteen hundred and fifty-four, Harry C. Dashiell, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Walter R. Holloway, T/A Holloway and Co., Salisbury, Maryland
vs.
Agnes Smullen and others

No. 6814 Chancery
In the Circuit Court
for
Somerset County, Maryland

In the above entitled cause, an order having been passed for the taking of testimony to support the allegations of the bill of complaint, I, Harry C. Dashiell, one of the standing examiners of the Circuit Court for Somerset County, Maryland, in Equity, do hereby certify that on Wednesday, the 7th day of April, 1954, at the office of L. Creston Beauchamp, in Princess Anne, Maryland, I did take the following depositions, that is to say:

Walter R. Holloway, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Walter R. Holloway, 54, Salisbury, Md., Funeral Director.

Int. (2) State if you knew Walter Smullen; is he living or dead, and if dead, did you perform burial services.

Ans. I knew Walter Smullen, and he is dead. I was the undertaker who performed the burial services.

Int. (3) Please state what services you performed, the cost, and how much, if anything, you have been paid on the bill.

Ans. I furnished a casket, embalming, clothes, an outside case at the grave, and delivered the same to the cemetery, all for the sum of $482.50, according to the itemized bill I have filed as a part of this case marked Exhibit "A". No part

of the bill has ever been paid, and the entire sum of $482.50 is due to me.

Int. (4) Please state if Mr. Smullen left a will or if there has been any administration or return thereon.

Ans. He did not leave any will and there has been administration taken out, but no return has been made in the Office of the Register of Wills and I never heard of any personal property Mr. Smullen had, except an old automobile which was not worth much money, and there is no other property except this house and lot, and I know of no way to get my money except by the sale of the land, which is assessed at $300.00.

Court Questions and Answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Walter R. Holloway

Dewey S. Smullen, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Dewey S. Smullen, 54, 405 Hasty St., Salisbury, Maryland, Mill Worker.

Int. (2) Do you know the parties to this suit?

Ans. The parties are: My deceased father, step-mother and brothers and sisters, and the plaintiff is the undertaker in Salisbury who buried my father who died in October 22, 1952, the bill of $482.52 filed by the undertaker is correct.

Int. (3) Please state the names and addresses of your brothers and sisters, and step-mother.

Ans. Agnes Smullen, Salisbury, Maryland; John Smullen, Salisbury, Maryland; Herman Smullen, Salisbury, Maryland; Jerome Smullen, Salisbury, Maryland; Elizabeth Gillis, Salisbury, Maryland, formerly Snow Hill, Md.; Nancy Smith, Salisbury, Maryland, Routel; May Smith, Salisbury, Maryland; Molly Ingersoll, Princess Anne, Maryland; Walton Smullen, Annapolis, Md., formerly a resident of Salisbury, Md.

Int. (4) Please state what, if any, position you hold in the administration in the estate of your father.

Ans. I have been appointed and qualified as administrator. Before my appointment this bill for the payment of the funeral expenses had been filed. There is no personal property which has come into my hands and I know of no property which can be sold to pay the funeral bill except the house and lot mentioned in this case.

Court Questions and Answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Dewey Smullen

Bernetta Catlin, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Bernetta Catlin, 39,Crisfield, Md., Deputy Register of Wills for Somerset County, Md.

Int. (2) Please state if there is any case in your Coort on the estate of Walter Smullen, deceased.

Ans. There has been no will filed in the case, but administration has been granted to one of the sons after the widow renounced.

Int. (3) Please state any report of the administrator of the estate and the condition of the estate at the present time.

Ans. Dewey Smullen qualified as administrator and the creditor's notice has been published in the Marylander & Herald. On the application for letters a 1940 Plymouth automobile was given. That is all the entries of any kind that have been made in the estate, except the one for real estate, a house and lot at St.

Stephen's, this county.

Int. (4) Please state anything further you know about this estate.

Ans. That is all and I am confident that the real estate will have to be sold to pay the undertaker's bill and costs.

Court Questions and Answers: Nothing further.

Test: Harry C. Dashiell, Exmr. Bernetta N. Catlin

There being no further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solicitor, return the above deposition to the Court and certify that all of the requirements of General Equity Rule 28A have been complied with, and that the examiner's costs have been paid by the complainant.

Given under my hand and seal this 8th day of June, 1954.

Harry C. Dashiell (SEAL)

Examiner in Chancery

And thereafter, to wit, on the twenty-eighth day of June, in the year nineteen hundred and fifty-four, the Circuit Court here passed the following decree in the premises, to wit:

Walter R. Holloway, T/A Holloway and Co. Salisbury, Maryland	No. 6814 Chancery
vs.	In the CircuitCourt
Agnes Smullen and others	for
	Somerset County, Maryland

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 28th day of June, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the real estate mentioned in the proceedings be sold; that L. Creston Beauchamp be, and he is hereby appointed trustee to make such sale, the course and manner of said proceeding to be as follows; He shall first file in the office of the Clerk of the said Court a bond to the State of Maryland, executed by himself and a corporate surety to be approved by the said Clerk, in the penalty of one thousand dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or that may be reposed in him by any future decree or order in the premises; he shall then proceed to make sale of said real estate, having given at least twenty-one days previous notice, inserted in some newspaper printed in said Somerset County and such other notice as he may think proper of the time, place, manner and terms of sale, which terms shall be as follows: Cash on the day of the sale.

And as soon as may be convenient after any such sale, the trustee shall return to this Court a full and particular account of the same, with an affidavit of the truth thereof and of the fairness of such sale annexed. And on the ratification of such sale by this Court, and on the payment of the whole purchase money, and not before, the said trustee by good and sufficient deed to be executed and acknowledged according to law, shall convey to the purchaser or purchasers of said property, to his, her or their heirs, the property to him, her or them sold free, clear and discharged of all claims of the parties to this cause, and of any person or persons claiming by, from or under them. And the said trustee shall bring into this Court the money arising on said sale, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit, and such commissions to the said trustee as the Court shall think proper to allow on consideration of the skill, attention and fidelity wherewith he shall have appeared to discharged his trust.

At the time of advertising said sale the said trustee shall give notice to the creditors of Walter Smullen, deceased, to file their claims duly probated in the Office of the Clerk of

the Circuit Court for said Somerset County, within sixty days from the date of said sale.

E. McMaster Duer

Judge

And thereupon, the said L. Creston Beauchamp, Trustee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a Maryland Corporation, surety, are held and firmly bound unto the State of Maryland in the full and just sum of one thousand dollars, current money, to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 19th day of July, nineteen hundred and fifty-four.

WHEREAS, by a decree of the Circuit Court for Somerset County, Maryland, bearing date the 28th day of June, nineteen hundred and fifty-four, and passed in a cause in said Court pending wherein Holloway Funeral Company is the complainant and Agnes Smullen and others are the defendants, the same being No. 6814 on the Chancery Docket of said Court, the above named L. Creston Beauchamp was appointed Trustee, with the power to sell the house and lot in said cause decreed to be sold, and whereas, the said L. Creston Beauchamp is about to enter upon the execution of said trust;

NOW THE CONDITION OF the above obligation is such that, if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by any further decree, or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

L. Creston Beauchamp (Seal)
Principal

Witness: CORPORATE MARYLAND CASUALTY COMPANY

Alice Ann Catlin SEAL By L.C. Beauchamp, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twenty-eighth day of July, in the year nineteen hundred and fifty-four, the said trustee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Walter R. Holloway, T/A)
Holloway and Company)
Salisbury, Maryland)
vs.)
Agnes Smullen and others)
)

No. 6814 Chancery
In the Circuit Court
for
Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of L. Creston Beauchamp, Trustee in the above entitled cause, appointed by a decree of this Court dated June 28, 1954, to make sale of the real estate mentioned, respectfully shows:

That by virtue of the power and authority contained in said decree and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said decree, and after having given at least twenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in said county and by handbill posting at the Court House door in

said county, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, July 27, 1954, at the hour of 2:00 o'clock P.M. and then and there proceeded to sell at public auction the following described property mentioned in said decree, namely:

He offered all that lot or parcel of land situate, lying and being in St. Peters Election District, Somerset County, Maryland, binding on the north side of the State Road leading through St. Stevens, adjoining the lands of J. Thomas Phoebus Heirs and Fred Bozman, and containing two acres more or less; and being the same and all the land which was owned by Walter Smullen at the time of his death, and improved by comfortable dwelling and the necessary outbuildings, and sold the same to Elbert Gladden at and for the sum of two hundred dollars, which he has paid to the satisfaction of the trustee.

And the trustee makes the following distribution of the proceeds of said sale:

Whole Amount of Sale		$200.00
Costs, as taxed by Clerk	$43.00	
Printing and Order Nisi	36.95	
Premium on Bond	10.00	
Auctioneer	5.00	
Solicitor's fee, as allowed by Court	25.00	
Commissions, as per Chancery Rule	25.00	
State and County Taxes	6.32	151.27
Paid to Holloway Funeral Home on Account		49.73

And the Trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Trustee

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 28th day of July, 1954, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, the Trustee mentioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report and the distribution of proceeds therein are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Benjamin L. Barnes

Clerk of the Court

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

Walter R. Holloway, T/A Holloway & Company Salisbury, Maryland	No. 6814 Chancery
vs.	In the Circuit Court for Somerset County, Maryland
Agnes Smullen and others	

Ordered by the Circuit Court for Somerset County, Maryland, this 28th day of July, 1954, that the report of L. Creston Beauchamp, Trustee, mentioned in the report of sale, and the sale of house and lot by him reported, and the distribution of the proceeds of said sale by him made, be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 31st day of August, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County, Maryland, once in each of four successive weeks on or before the 30th day of August, 1954.

The report states the amount of sale to be $200.00

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

And how at this day, to wit, on the fourth day of January, in the year nineteen hundred and fifty-five, came again into Court here the said complainant, by his solicitor aforesaid, and on motion of the said complaiant, by his solicitor aforesaid, the Court here passed the following order, to wit:

Final Order

It having been proved to the Court that a copy of the preceding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 4th day of January, 1955, adjudged, ordered, and decreed by the Circuit Court for Somerset County, Maryland, that the within report of L. Creston Beauchamp, Trustee, and the sale by him reported and the distribution of the proceeds therefrom by him made, be and the same are hereby finally ratified and confirmed.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, andthe same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

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Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection

Be it remembered that heretofore to wit, on the first day of September, in the year nineteen hundred and fifty-four, a certain Wade D. Ward in his proper person, exhibited and filed in the Circuit Court here the original of a certain mortgage executed and delivered to the Bank of Crisfield by Harlan K. Sterling and Georgia A. Sterling of said county and state, which said original of mortgage and assignments are in the words following, to wit:

THIS MORTGAGE, Made this 2nd day of April in the year nineteen hundred and forty-five, by Harlan K. Sterling and Georgia A. Sterling, his wife, of Somerset County, and State of Maryland, Witnesseth:

WHEREAS, the said Harlan K. Sterling and Georgia A. Sterling, his wife, are justly and bona fide indebted unto the Bank of Crisfield, a body corporate, under the laws of the State of Maryland, in the full sum of fifteen hundred dollars, ($1500.00), the same being for purchase price of the hereinafter described real estate; and whereas the said Harlan K. Sterling and Georgia A. Sterling have given therefor, their Bill Obligatory, dated evenly herewith, for said principal sum, payable to the said Bank of Crisfield, its successors and assigns, one year after date, with interest payable semi-annually from date, to better secure the payment of which said sum and interest when and as the same shall become due and payable as aforesaid, these presents are executed.

Now, therefore, this mortgage witnesseth, that in consideration of the premises, and of the sum of one dollar, the said Harlan K. Sterling and Georgia A. Sterling, his wife, do grant and convey unto the said Bank of Crisfield, its successors and assigns, all that lot or parcel of land, situate in the Town of Crisfield, in Crisfield Election District, in said Somerset County, containing one and one-half acres, more or less, bounded on the South by the land of Harry Evans, on the East, by Ellis Windsor, and on the North by Ruth Ward and Willie Riggin,

and on the West by the Crisfield High School lot, and being the same and all of the land which was conveyed to the said Harlan K. Sterling and Georgia S. Sterling, by deed from said Harry Evans dated evenly herewith, and intended to be delivered and recorded simultaneously with this mortgage.

And special reference is hereby made to the aforesaid deed and to all the references in said deed contained, for a more accurate and perfect description of the lands and premises hereby mortgaged.

Together with thebuildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, its successors and assigns forever.

PROVIDED that if the said Mortgagors shal well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the meantime, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Harlan K. Sterling and Georgia A. Sterling, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or in the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, its successors or assigns, or George H. Myers, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale, shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset County, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any therebe) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched

or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least fifteen hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for sub insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Harlan K. Sterling (SEAL)

Benson W. Sterling Georgia A. Sterling (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, that on this 2 day of April in the year nineteen hundred and forty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Harlan K. Sterling and Georgia A. Sterling, his wife, the mortgagors named in the foregoing mortgage and acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared beforeme, J. Coyne Sterling, the Vice-President of the Bank of Crisfield, a corporation as aforesaid, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and that he is the duly authorized agent of the said Bank of Crisfield, to make this affidavit.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF Benson W. Sterling

NOTARY Notary Public

Received for Record April 4, 1945 and recorded in Liber .B.L.B. No. 125, folio 590, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

Assignment

For value received the "Bank of Crisfield" (a body corporate) hereby assigns the within mortgage to Benson W. Sterling, without recourse. Witness the corporate seal of said "Bank of Crisfield" and the hand of F.D. Tyler, the vice president thereof this 23rd day of October 1951.

Witness: CORPORATE F.D. Tyler

Allison H. Hall, Cashier Vice President

Filed for Record October 24, 1951 and recorded in Liber B.L.B. No. 125, folio 590.

Test: Benjamin L. Barnes , Clerk.

Assignment

For value received, I hereby assign the within mortgage and the debt thereby secured to the Bank of Crisfield, a body corporate for the purpose of securing my collateral note in the amount of $806.12 dated evenly herewith.

Witness my hand and seal the day and year above written.

Witness: A. Wellington Tawes Benson W. Sterling (SEAL)

Filed for Record October 24, 1951 and recorded in Liber B.L.B. No. 125, folio 590.

Test: Benjamin L. Barnes , Clerk.

Assignment

For the purpose of foreclosure and collection, the Bank of Crisfield hereby assigns the within mortgage to Wade D. Ward.

As witness the corporate seal of the Bank of Crisfield, a body corporate, and signature of F.D. Tyler, Vice President, this 31st day of August, 1954.

Test: CORPORATE BANK OF CRISFIELD

Allison H. Hall, Cashier SEAL By F.D. Tyler, Vice President

Filed for Record September 1, 1954 andrecorded in Liber B.L.B. No. 125, folio 590.

Test: Benjamin L. Barnes , Clerk.

And thereupon the said Wade D. Ward, Assignee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Wade D. Ward, of Somerset County and State of Maryland, and F. Doyle Tyler and A. Wellington Tawes, Sr., all of Somerset County, State of Maryland, are held and firmly bound unto the said State of Maryland, in the full and just sum of Three Thousand Dollars ($3,000.00) current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 23rd day of September, in the year nineteen hundred and fifty-four.

Whereas, by mortgage dated April 2, 1945, recorded among the Land Records of Somerset County in Liber B.L.B. No. 125, at folio 590, Harlan K. Sterling and Georgia A. Sterling, his wife, conveyed to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, certain real estate in Somerset County, to secure the payment of the sum therein mentioned, and whereas the said Wade D. Ward, Assignee, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by the said mortgage; and whereas default has occurred in the terms and conditions of said mortgage and the said Wade D. Ward is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Wade D. Ward, does and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of the said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Witness:

Merrill O. Byrd

Wade D. Ward (SEAL)

F. Doyle Tyler (SEAL)

A. Wellington Tawes (SEAL)

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the fourteenth day of October, in the year nineteen hundred and fifty-four, the said Assignee exhibited andfiled in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	No. 7030 Chancery In the Circuit Court for Somerset County, Maryland

REPORT OF SALE

To the Honorable, the Judges of said Court

The report of sale of Wade D. Ward, Assignee of a mortgage made and executed by Harlan K. Sterling and Georgia A. Sterling, his wife, dated April 2, 1945, recorded among the land records of Somerset County, Maryland in Liber B.L.B. No. 125, at folio 590, and duly assigned to the undersigned for the purpose of foreclosure and collection, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage, or in the payment of the interest thereon, or in some other covenant of said mortgage whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors:

That after giving bond with security approved by the Clerk of this Court for the faithful performance of the assignee, as aforesaid, reposed in him by and pursuant to said mortgage, and as required by law, and after giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, once a week for three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of the Post Office in Crisfield, Maryland on the 25th day of September, 1954, at 2:00 P.M. and then and there proceeded to sell the property dexcribed in said mortgage, to wit:-

All that lot or parcel of land situate, lying and being in the City of Crisfield, Crisfield Election District, Somerset County, State of Maryland, and more particularly described as follows:

All that lot containing one and one-half (1 1/2) acres, more or less, bounded on the South, by the land of Harry Evans, on the East by Ellis Windsor, on the North by Ruth Ward and Willie Riggin, and on the West, by the Crisfield High School lot, and being the same and all of the land which was conveyed to the said Harlan K. Sterling and Georgia A. Sterling, by deed from Harry Evans, dated April 2, 1945, and recorded in Liber B.L.B. No. 131, at folio 380.

The said property was sold to Fred Gerald of Crisfield, Maryland, he being then and there the highest bidder therefore, at and for the sum of Twelve Hundred Dollars ($1200.00); and the purchaser has complied with the terms of sale and your attorney has distributed the proceeds of said sale as follows:

Total receipts from sale		$1200.00
To the Crisfield Times, publishing advertising	$45.03	
To Doyle Tyler, Auctioneer	10.00	
To Benjamin L. Barnes, Clerk of the Circuit Court, costs	28.75	
To be retained as commission	99.00	
To the Bank of Crisfield, on mortgage debt	834.74	
To Carlos Bozman, Treasurer, for county taxes	92.78	
Remainder	89.10	
	$1200.00	$1200.00

Respectfully submitted,

Wade D. Ward

Attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 13th day of October, 1954, before me, the subscriber, a Notary Public of the State ofMaryland, in and for Somerset County, personally appeared Wade D. Ward, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY — Elizabeth B. Whaley, Notary Public

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 13th day of October, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared F.D. Tyler, Vice President of the Bank of Crisfield, Crisfield, Maryland, who made oath in due form of law that the amount due on the mortgage foreclosed herein is as follows:

Balance due Bank of Crisfield, on mortgage debt	$834.74

And he further made oath that no part of the said sum of Eight Hundred Thirty-four Dollars and Seventy-four Cents ($834.74) has been paid.

SEAL OF NOTARY — Elizabeth B. Whaley, Notary Public

F. D. Tyler

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	)	No. 7030 Chancery
	)	In the Circuit Court
	)	for
	)	Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 15th day of November, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 13th day of November, 1954.

The report states the amount of sale to be $1200.00.

Benjamin L. Barnes
Clerk

And now at this day, to wit, on the eighth day of January, in the year nineteen hundred and fifty-five, comes again into Court here the said Assignee, and on motion of the said Assignee, the Court here passed the following order, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward, for foreclosure and collection.	)	No. 7030 Chancery
	)	In the Circuit Court
	)	for
	)	Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 8th day of January, 1955, that the sale made and reported by the attorney and the distribution of the proceeds be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L Barnes, Clerk.

Edgar A. Jones, Attorney, Ex parte under power contained in Mortgage from Walter J. Johnson and Juanita Johnson to Allen Foster Matthews

Be it remembered that heretofore, to wit, on the sixteenth day of November, in the year nineteen hundred and fifty-four, a certain Allen Foster Matthews of Somerset County and State of Maryland, by Edgar A. Jones, his solicitor exhibited and filed in the Circuit Court here, an Order to Docket Suit and the original of a certain mortgage executed and delivered to Allen Foster Matthews by a certain Walter J. Johnson and Juanita Johnson, of said county and state, which said Order to Docket Suit and original of Mortgage are in the words following, to wit:

Edgar A. Jones, Attorney, Ex parte under power contained in Mortgage from Walter J. Johnson and Juanita Johnson to Allen Foster Matthews

No. 7048 Chancery
In the Circuit Court
for
Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled suit and file the original mortrage among the papers therein.

Edgar A. Jones
Attorney

THIS MORTGAGE, Made this 13th day of October in the year nineteen hundred and fifty-three, by Walter J. Johnson and Juanita Johnson, his wife, both of Somerset County and State of Maryland, Witnesseth:

Whereas, the said Walter J. Johnson and Juanita Johnson, his wife, are indebted unto Allen Foster Matthews, of said County and State, in the full and just sum of twelve hundred dollars ($1200.00), which said indebtedness is evidenced by the bill obligatory of the said Walter J. Johnson and Juanita Johnson for said sum, dated evenly herewith, payable to the order of the said Allen Foster Matthews one year after date, with interest from date payable semi-annually; and whereas for the purpose of futher securing the payment of which said sum and interest as aforesaid, this mortgage is executed.

Now therefore, this mortgage witnesseth: That for and in consideration of the premises and the sum of one dollar, the said Walter J. Johnson and Juanita Johnson, his wife, hereby grant and convey unto the said Allen Foster Matthews, his heirs and assigns, all those lots or parcels of land, situate in Dublin Election District, Somerset County, Maryland, described as follows:

First: All that lot or parcel of land, situate as aforesaid, beginning for the same at an iron bounder on the north side of the state road leading from Green Hill to Costen and on the east side of a private road entering the land of Oksztulski; thence running along the north side of said state road South 49° East 295½ feet to an iron bounder at the southeast corner of the land described in a deed from Rebecca E. Adams and husband to Ernest O. Nutter; thence along the second line of the Nutter tract 26° East 100 feet to an iron bounder; thence running North 49° West 295½ feet to an iron pipe on the east side of said private road; thence with the east side of said private road 26° West 100 feet to the beginning, and being the same land conveyed unto the said Walter J. Johnson by The Holt Oil Company by deed dated August 5, 1942 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 139, folio 270, except so much thereof as was conveyed by the said Walter J. Johnson, et al, to the State of Maryland by deed dated November 21, 1947 and recorded among the aforesaid Land Records in Liber B.L.B. No. 141, folio 529.

Second: All that lot or parcel of land, situate as aforesaid, and adjoining the tract described above, on the north side of the new state road running from Westover to Pocomoke, beginning for the same in the center of a ditch at the extreme northeast corner of the mort-

gagors' land; thence running by and with the center of said ditch a northerly direction across the old county road to the center of a ditch on the northerly side of said county road; thence running in a westerly direction by and with the center of said ditch until the same intersects the easterly side of the lane running to the old dwelling house on the Alexander Oksztulski farm; thence in a southerly direction by and with the easterly side of said lane to the northerly side of the aforesaid state road; thence by and with the northerly side of said state road in an easterly direction to the southwest corner of the mortgagors' lot; thence in a northerly direction by and with the mortgagors' lot to the northwest corner of mortragors' lot; thence in an easterly direction by and with the said mortgagors' lot to the place of beginning, containing three acres, more or less, being the same land conveyed unto the said Walter Johnson by C. Foster Matthews and wife by deed dated May 24, 1950 and recorded among the aforesaid Land Records in Liber B.L.B. No. 149, folio 436.

To which said deeds and all the references and descriptions in them contained, special reference is here made for a more complete and accurate description of the land and premises hereby mortgaged.

It is understood that this mortgage is second and subsequent to a mortgage given to C. Foster Matthews by the said Walter J. Johnson and Juanita Johnson, dated July 18th, 1950 and recorded among the aforesaid Land Records in Liber B.L.B. No. 150, folio 356.

And for and in consideration aforesaid, the said Walter J. Johnson hereby bargains and sells, assigns and sets over unto the said Allen Foster Matthews, his personal representatives and assigns, all of the following chattels now located in the buildings on said premises, to wit: 1 National Cash Register, Serial No. 126(4) N 4094811; 1 Electric Dry Cooler; 1 Gas Grill; 5 Booths; 1 Two-door Electric Refrigerator; 1 Superfex Oil Burner.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonring or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortragors shall possess the aforesaid property upon paying, in the meantime, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Walter J. Johnson and Juanita Johnson, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, his personal representatives or assigns, or Edgar A. Jones, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant andconvey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset County, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all ex-

penses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, his personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement a and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sdd under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least twelve hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, his personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurane shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Walter J. Johnson (SEAL)

Marie F. Richards Juanita Johnson (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to-wit:

I HEREBY CERTIFY, That on this 13th day of October in the year nineteen hundred and fifty-three, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Walter J. Johnson and Juanita Johnson, his wife, the mortgagors named in the foregoing mortgage and each acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me Edgar A. Jones and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and that he is agent of the mortgagee, duly authorized to make this affidavit.

As witness my hand and Notarial Seal the day and year above written.

State Stamps: $1.10 CORPORATE SEAL Marie F. Richards Notary Public

Received for Record October 13, 1953 and recorded in Liber B.L.B. No. 161, Folio 167, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

And thereafter, to wit, on the sixteenth day of November, in the year nineteen hundred and fifty-four, the following Affidavit was filed in Court here, to wit:

Edgar A. Jones, Attorney, Ex parte under power contained in Mortgage from Walter J. Johnson and Juanita Johnson to Allen Foster Matthews

No. 7048 Chancery
In the Circuit Court
for
Somerset County, Maryland

State of Maryland, Somerset County, to wit:

On this 16th day of November, 1954, before me, the undersigned officer, personally appeared Allen Foster Matthews and made oath in due form of law as follows: That the principal amount owing on the above mortgage is $1186.00, with interest from April 13, 1954; that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service within thirty days prior to the making of this affidavit, such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;
2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;
3. The military service of any nation with which the United States of America may be allied in the prosection of war.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

And thereupon the said Edgar A. Jones, Attorney, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Edgar A. Jones, Allen Foster Matthews and Carolyn M. Matthews, all of Somerset County and State of Maryland, are held and firmly bound unto the said State of Maryland, in the full and just sum of twenty-four hundred dollars ($2400.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, sealed with our seals and dated this _____ day of November, in the year nineteen hundred and fifty-four.

Whereas, by a mortgage dated October 13, 1953, recorded among the Land Records of Somerset County in Liber B.L.B. No. 101, folio 167, Walter J. Johnson and Juanita Johnson, his wife, conveyed to Allen Foster Matthews certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgege contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to thesale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Witness:
Eunice Dashiell

Edgar A. Jones (SEAL)
Allen Foster Matthews (SEAL)
Carolyn M. Matthews (SEAL)

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the fifteenth day of December, in the year nineteen hundred and fifty-four, the said Attorney exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Edgar A. Jones, Attorney, Ex parte	)	No. 7048 Chancery
under power contained in Mortgage	)	In the Circuit Court
from Walter J. Johnson and Juanita	)	for
Johnson to Allen Foster Matthews	)	Somerset County, Maryland
	)	

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney named in a certain mortgage made and executed by Walter J. Johnson and Juanita Johnson, his wife, to Allen Foster Matthews, and dated October 13, 1953, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 161, folio 167, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 14th day of December, 1954, at two o'clock P.M., and then and there proceed to sell the property described in said mortgage, to wit:

All those lots or parcels of land situate in Dublin Election District, Somerset County, Maryland, described as follows:

First: All that lot or parcel of land, situate as aforesaid, beginning for the same at an iron bounder on the north side of the state road leading from Green Hill to Costen and on the east side of a private road entering the land of Oksztulski; thence running along the north side of said state road South 49° East 295½ feet to an iron bounder at the southeast corner of the land described in a deed from Rebecca E. Adams and husband to Ernest O. Nutter; thence along the second line of the Nutter tract 26° East 100 feet to an iron bounder; thence running North 49° West 295½ feet to an iron pipe on the east side of said private road; thence with the east side of said private road 26° West 100 feet to the beginning, being the same land conveyed unto thesaid Walter J. Johnson by The Holt Oil Company by deed dated August 5, 1942 and recorded among the aforesaid Land Records in Liber B.L.B. No. 139, folio 276, except so much thereof as was conveyed by the said Walter J. Johnson, et al, to the State of Maryland by deed dated November 21, 1947 and recorded among the aforesaid Land Records in Liber B.L.B. No. 141, folio 529.

Second: All that lot or parcel of land, situate as aforesaid, and adjoining the tract described above, on the north side of the new state road running from Westover to Pocomoke, beginning for thesame in the center of a ditch at the extreme northeast corner of the said Walter J. Johnson's land; thence running by and with the center of said ditch a northerly direction across the old county road to the center of a ditch on the northerly side of said county road; thence running in a westerly direction by and with the center of said ditch until the

same intersects the easterly side of the lane running to the old dwelling house on the Alexander Oksztulski farm; thence in a southerly direction by and with the easterly side of said lane to the northerly side of the aforesaid state road; thence by and with the northerly side of said state road in an easterly direction to the southwest corner of the said Walter J. Johnson's lot; thence in a northerly direction by and with the said Johnson's lot to the northwest corner of Johnson's lot; thence in an easterly direction by and with the said Johnson's lot to the place of beginning, containing three acres, more or less, being the same land conveyed unto the said Walter J. Johnson by C. Foster Matthews and wife by deed dated May 24, 1950 and recorded among the aforesaid Land Records in Liber B.L.B. No. 149, folio 436, and sold the same to Juanita M. Johnson at and for the sum of seventeen hundred and ninety-five dollars ($1795.00), she being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sales		$1,795.00
To Clerk of the Circuit Court for costs	$28.75	
To Carlos Bozman, Collector of State and County taxes	303.90	
To Marylander andHerald, advertising andOrder Nisi	56.50	
To B. C. Dryden, auctioneer	10.00	
To Assignee as commission	137.70	
To Solicitor	25.00	
To Balance to be credited on mortgage debt	1,233.15	1,795.00
Total mortgage debt, principal		$1,186.00
Interest		47.44
		$1,233.44
Less credit by sale		1,233.15
Balance due		.29

Edgar A. Jones

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 14th day of December, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Order Nisi

Edgar A. Jones, Attorney, Ex parte under power contained in Mortgage from Walter J. Johnson and Juanita Johnson to Allen Foster Matthews	No. 7048 Chancery In the Circuit Court for Somerset County, Maryland

Ordered this 15th day of December, in the year nineteen hundred and fifty-four, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Attorney named in the above mortgage, be ratified and

confirmed unless cause to the contrary thereof be shown on or before the 15th day of January, 1955, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 7th day of January, 1955.

The report states the amount of sales to be $1795.00.

Benjamin L. Barnes

Clerk of the Circuit Court

And now at this day to wit, on the nineteenth day of January, in the year nineteen hundred and fifty-five comes again into Court here the said Attorney, and on motion of the said Attorney, the Court here passed thefollowing order, to wit:

Edgar A. Jones, Attorney, Ex parte	)	No. 7048 Chancery
under power contained in Mortgage	)	In the Circuit Court
from Walter J. Johnson and Juanita	)	for
Johnson to Allen Foster Matthews	)	Somerset County, Maryland
_____	)	

Ordered by the Circuit Court for Somerset County in Equity this 19th day of January, in the year nineteen hundred and fifty-five, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

Rex A. Taylor

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L Barnes, Clerk.

"""

Edgar A. Jones, Attorney and Agent named in mortgage from Daniel T. Waters, unmarried, to The Farmers and Merchants Bank of Salisbury, a body corporate of the State of Maryland, Ex Parte

Be it remembered that heretofore to wit, on the twenty-ninth day of November, in the year nineteen hundred and fifty-four, a certain The Farmers and Merchants Bank of Salisbury, by Edgar A. Jones, their Attorney, exhibited and filed in the Circuit Court here, an Order to Docket Suit, a certified/copy of a certain mortgage executed and delivered to The Farmers and Merchants Bank of Salisbury by Daniel T. Waters of Somerset County, State of Maryland, and an Affidavit, which said Order to Docket Suit, certified copy of Mortgage and Affidavit are in the words following, to wit:

Edgar A. Jones, Attorney and Agent named in mortgage from Daniel T. Waters, unmarried, to The Farmers and Merchants Bank of Salisbury, a body corporate of the State of Maryland, Ex Parte	)	No. 7052 Chancery In the Circuit Court for Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled suit and file the certified copy of mortgage among the papers therein.

Edgar A. Jones

Attorney

THIS MORTGAGE, Made this 27th day of August in the year nineteen hundred and forty-six, by Daniel T. Waters, unmarried, of Somerset County, State of Maryland, witnesseth:

WHEREAS the said Daniel T. Waters is indebted unto The Farmers and Merchants Bank of Salisbury, a body corporate, in the full and just sum of five hundred dollars, money advanced to pay the purchase price for the hereinafter described real estate, and WHEREAS the said Daniel T. Waters has given therefor his bill obligatory for the said principal sum, dated evenly herewith, payable to the order of the said The Farmers and Merchants Bank, one year after date, with interest from date, payable semi-annually and to better secure the payment of which said sum and interest, when and as the same shall become due and payable, this mortgage is executed.

NOW THEREFORE THIS MORTGAGE WITNESSETH, That for and in consideration of the sum of one dollar, the said Daniel T. Waters hereby grants and conveys unto the said The Farmers & Merchants Bank of Salisbury, a body corporate, its successors or assigns, all that lot or parcel of land situate in Westover Election District, Somerset County, Maryland, lying and binding on the east side of the State Road leading from Princess Anne to Westover and extending from said State Road to the right of way of the Pennsylvania Railroad Company, bounded on the north by the land of Bessie Handy, on the south by the land of Bessie Handy, on the south by the reserved land of Helen Barnes Ames, which said lot is laid down as No. 5, on a plat recorded with a deed to the said Bessie Handy from Helen Barnes Ames among the land records of said Somerset County and being the same and all of the land which was conveyed unto the said Daniel T. Waters by Helen Barnes Ames by deed dated evenly herewith and intended to be recorded among the land records of Somerset County.

To which said deed and all the references in them contained, special reference is here made for a more complete and accurate description of the land and premises hereby conveyed.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortragee its successors or assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the meantime, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Daniel T. Waters does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Edgar A. Jones, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to

apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, its successors or assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in his behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagor covenants to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least five hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case if fire, to insure to the benefit of the said mortgagee, its successors or assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee is, and to deposit the policy or policies as aforesaid, the said mortgagee hereby authorized to insured and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Test: Louise T. Horner — Daniel T. Waters (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to-wit:

I HEREBY CERTIFY, That on this 27th day of August, in the year nineteen hundred and forty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Daniel T. Waters, the mortgagor named in the foregoing mortgage and acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me Edgar A. Jones, Agent of aforesaid mortgagee, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and that he is the duly authorized agent of the mortgagee to make this affidavit.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Louise T. Horner
Notary Public

Received for Record August 27, 1946 and recorded in Liber B.L.B. No. 137, folio 191 one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somersct County, Maryland, hereby certify that the aforegoing is truly and correctly copied from Liber B.L.B. No. 137, folio 191, one of the Land Records of Somerset County, Maryland.

SEAL OF COURT — In testimony whereof I hereunto subscribe my name and affix the Seal of said Court this nineteenth day of November, One Thousand Nine Hundred and Fifty-four.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

Edgar A. Jones, Attorney and Agent named in mortgage

From

Daniel T. Waters, unmarried

To

The Farmers and Merchants Bank of Salisbury, a body corporate of the State of Maryland

EX PARTE

No. 7052 Chancery

In the Circuit Court

for

Somerset County,

Maryland.

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 24th day of November, A.D., 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Delbert Davis, President of The Farmers and Merchants Bank of Salisbury, and made oath in due form of law as follows: That the amount owing on the mortgage filed for foreclosure in these proceedings is TWO HUNDRED THIRTY-NINE AND 52/100 DOLLARS ($239.52), with interest at 6% per annum from August 27th, 1946; and that the said Daniel T. Waters, Mortgagor, is not in military service as hereinafter set forth and that he has not been in such military service within thirty days prior to the making of this affidavit, such military service referred to being as follows:

(1) The military service of the United States of America or of the enlisted reserve corps thereof;

(2) Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;

(3) The military service of any nation with which the United States of America may be allied in the prosecution of war.

AS WITNESS my hand and Notarial Seal.

SEAL OF NOTARY — Evelyn E. Dennis
Notary Public

And thereupon the said Edgar A. Jones, Attorney, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, Edgar A. Jones, of Somerset County and State of Maryland, and National Surety Corporation, a body corporate of the State of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of five hundred dollars ($500.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 29th day of November, in the year nineteenhundred and fifty-four.

Whereas, by a mortgage dated August 27, 1946, recorded among the Land Records of Somerset

County in Liber B.L.B. No. 137, folio 191, Daniel T. Waters conveyed to The Farmers and Merchants Bank of Salisbury certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well andfaithfully perform the trust reposed in him by said mortgage and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)

Witness: Eunice Dashiell CORPORATE National Surety Corporation

SEAL By Edgar A. Jones, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the twenty-ninth day of December, in the year nineteen hundred and fifty-four, the said Attorney exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Edgar A. Jones, Attorney and Agent	)	No. 7052 Chancery
named in mortgage from Daniel T. Waters,	)	In the Circuit Court
unmarried, to The Farmers and Merchants	)	for
Bank of Salisbury, a body corporate of	)	Somerset County,
the State of Maryland, Ex Parte	)	Maryland
_____	)	

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney named in a certain mortrage made and executed by Daniel T. Waters to The Farmers and Merchants Bank of Salisbury, and dated August 27, 1946, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 137, folio 191, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 28th day of December, 1954, at two o'clock P.M., and then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land in Westover Election District, Somerset County, Maryland, lying and binding on the east side of the state road leading from Princess Anne to Westover and extending from said state road to the right of way of the Pennsylvania Railroad Company, bounded on the north by the lands of Bessie Handy, on the south by the land of Helen Ames, beginning for the same at a cement post placed at the southwest corner of the Bessie Handy lot

and on the east side of said state road right of way; thence running North 60° West 202.9 feet to the Pennsylvania Railroad right of way; thence in a southerly direction by and with the west side of said right of way 206.3 feet to the land of Helen Ames at a point South 60° East 221.3 feet from the aforesaid state road; thence with the state road North 30° East 205.4 feet to the place of beginning, being accurately laid down and described as Lot No. 5 on a plat made by W. Ballard Miles, recorded among the aforesaid Land Records in Plat Book No. 1, folio 40, and being the same and all the land conveyed unto the said Daniel T. Waters by Helen Ames by deed dated August 27, 1946 and recorded among the aforesaid Land Records in Liber B.L.B. No. 136, folio 573, and sold the same to The Farmers and Merchants Bank of Salisbury at and for the sum of five hundred thirteen dollars and twenty cents ($513.20), it being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sales			$513.20
To Clerk of the Circuit Court for costs		$28.75	
To Carlos Bozman, Collector of State and County taxes		1.10	
To Marylander and Herald, advertising and Order Nisi		40.00	
To Edwin B. Muir, auctioneer		10.00	
To Solicitor		25.00	
To costs advanced by Stanley G. Robins		3.00	
To Attorney as commission		46.06	
To Balance to be credited on mortgage debt		359.29	$513.20
Total mortgage debt, principal	$239.52		
Interest	119.77		
	$359.29		
Less credit by sale	359.29		

Edgar A. Jones

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 28th day of December, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the said therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Order Nisi

Edgar A. Jones, Attorney and Agent named in mortgage from Daniel T. Waters, unmarried, to The Farmers and Merchants Bank of Salisbury, a body corporate of the State of Maryland, Ex Parte	No. 7052 Chancery In the Circuit Court for Somerset County, Maryland

Ordered this 29th day of December, in the year nineteen hundred and fifty-four, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Attorney named in the above mortgage, be ratified

and confirmed unless cause to the contrary thereof be shown on or before the 29th day of January, 1955, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 22nd day of January, 1955.

The report states the amount of sales to be $513.20.

Benjamin L. Barnes

Clerk of the Circuit Court

And now at this day to wit, on the thirty-first day of January, in the year nineteen hundred and fifty-five comes again into Court here the said Attorney and on motion of the said Attorney the Court here passed the following order, to wit:

Edgar A. Jones, Attorney and Agent named in mortgage from Daniel T. Waters, unmarried to The Farmers and Merchants Bank of Salisbury, a body corporate of the State of Maryland, Ex Parte	)	No. 7052 Chancery In the Circuit Court for Somerset County, Maryland.

Ordered by the Circuit Court for Somerset County in Equity this 31st day of January, in the year nineteen hundred and fifty-five, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although the notice appears to have been given as required by the Order Nisi passed in said cause.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

"""

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection to Ruby F. Roberts from Robert E. Wall and Bertha K. Wall, his wife	)	Be it remembered that heretofore to wit, on the twenty-second day of September, in the year nineteen hundred and fifty-four, a certain Charles E. Hearne, Jr. and James P. Bailey, Assignees, exhibited and filed in the Circuit Court here, an original of a certain mortgage executed and delivered to Ruby F. Roberts by a certain Robert E. Wall and Bertha K. Wall, his wife, of Somerset County and State of Maryland, which said original of mortgage is in the words following, to wit:

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection to Ruby F. Roberts from Robert E. Wall and Bertha K. Wall, his wife	)	No. 7039 Chancery In the Circuit Court for Somerset County, Maryland

THIS MORTGAGE, Made this 10th day of February, in the year nineteen hundred and fifty-four, by Robert E. Wall and Bertha K. Wall, his wife, of Somerset County and State of Maryland, parties of the first part;

WHEREAS, the said Robert E. Wall and Bertha K. Wall are justly indebted unto Ruby F. Roberts, of Wicomico County and State of Maryland, her heirs and assigns, party of the second

part, in the full sum of THIRTY-FIVE HUNDRED DOLLARS ($3500.00), evidenced by the certain Bill Obligatory of the said Robert E. Wall and Bertha K. Wall, bearing even date herewith for the said principal sum of $3500.00, payable to the order of said party of the second part as follows: The sum of THIRTY-FIVE DOLLARS ($35.00) on the principal each and every month hereafter until said principal sum or balance due thereon is paid in full, with interest on principal balances at the rate of six per centum per annum, payable semi-annually, to secure the payment of the said principal sum, and interest thereon, in the manner and at times aforesaid limited for the payment thereof, respectively, these presents are executed.

NOW, THEREFORE, THIS MORTGAGE WITNESSETH: That the said parties of the first part, in consideration of the premises, and for the purpose aforesaid, and in the further consideration of One Dollar ($1.00) to them in hand paid by the said party of the second part, receipt whereof is hereby by them acknowledged, do hereby grant and convey unto the said party of the second part, her heirs and assigns, all that lot or parcel of land situate in Mt. Vernon Election District, of Somerset County and State of Maryland, near the County Road leading through Mt. Vernon, bounded on the North by the land formerly owned by Andrew Evans, on the East by the land of James H. Hastie and wife, on the South by the land of John R. Sims and on the West by the land of Elsie Roberts, and containing 1½ acres, more or less; together with the private lane leading from said County Road to the property herein described; and being the same land that was conveyed unto the said Robert E. Wall and wife by H. Brittingham Roberts and wife by deed of even date herewith and intended to be recorded among the Land Records of said Somerset County, Maryland, simultaneously herewith.

This mortgage is given to secure money advanced as a part of the purchase price of the above described property.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, her heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all the taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, her personal representatives or assigns, or Charles E. Hearne, Jr., Hamilton P. Fox, Jr. &/or James P. Bailey, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby

granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, her personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least THIRTY-FIVE HUNDRED dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, her personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as thourh included in the mortgagedebt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors, the day and year above written.

Test: Robert E. Wall (SEAL)

Gwendolyn D. Bounds Bertha K. Wall (SEAL)

STATE OF MARYLAND, COUNTY, to wit:

I HEREBY CERTIFY, That on this 10th day of February, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared Robert E. Wall and Bertha K. Wall, his wife, the mortgagors named in the foregoing mortgage and each acknowledged the foregoing mortgage to be their respective act and deed; and at the same time and place also personally appeared before me and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

AS WITNESS my hand and Notarial Seal.

SEAL OF NOTARY Gwendolyn D. Bounds

Notary Public

Received for Record April 14, 1954 and recorded in Liber B.L.B. No. 163, folio 308, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

ASSIGNMENT

I hereby assign the within mortgage unto Charles E. Hearne, Jr. and James P. Bailey, for the purpose of foreclosure and collection.

As witness my hand and seal this 21st day of September, 1954.

Test: Henry W. Roberts Ruby F. Roberts (SEAL)

Filed for Record September 22, 1954.

Test: Benjamin L. Barnes , Clork.

And thereupon the said Charles E. Hearne, Jr. and James P. Bailey, Assignees, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS:

That we, Charles E. Hearne, Jr. and James P. Bailey as Principals, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a body corporate, duly incorporated under the laws of the State of Maryland, as Surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Thirty-five hundred Dollars, to be paid to the said State or its certain Attorney, to which payment well and truly to be made, and done, we bind ourselves and each of us, our and each of our Heirs, Executors, Administrators, Successors or Assigns jointly and severally, firmly by these presents.

Sealed with our seals and dated this 21st day of July in the year of our Lord nineteen hundred fifty-four.

Whereas, the above bounden Charles E. Hearne, Jr. and James P. Bailey by virtue of the power contained in a mortgage from Robert E. Wall and Bertha K. Wall, his wife to Ruby F. Roberts, bearing date the 10th day of February and recorded among the mortgage records of Somerset County, Maryland in Liber B.L.B. No. 163 Folio 306 and assigned to said Charles E. Hearne, Jr. and James P. Bailey for the purpose of foreclosure and collection on Sept. 21, 1954, are about to sell the land and premises described in said mortgage, default having been made in the payment of the money as specified, and in the conditions and covenants therein contained.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden Charles E. Hearne, Jr. and James P. Bailey do and shall well and truly and faithfully perform the trust reposed in them under the mortgage aforesaid, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property, or the proceeds thereof then the above obligation to be void, otherwise to be and remain in full force and virtue in law.

In Testimony Whereof, the above bounden Charles E. Hearne, Jr. and James P. Bailey have hereto set their hands and seals and the said body corporate has caused these presents to be duly signed by its Attorney-in-Fact, the day and year first herein above written.

Signed, sealed and delivered in the presence of: Charles E. Hearne, Jr. (SEAL)

Betty E. Wilson James P. Bailey (SEAL)

Witness: CORPORATE SEAL FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Betty E. Wilson - as to Surety By Charles E. Hearne, Jr. Attorney-in-Fact

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the nineteenth day of October, in the year nineteen hundred and fifty-four, a Statement of Mortgage Debt was filed in Court here, to wit:

Charles E. Hearne, Jr., and James P. Bailey, Assignees for the purpose of foreclosure and collection of mortgage to Ruby F. Roberts From Robert E. Wall and Bertha K. Wall, his wife	)	No. 7039 Chancery In the Circuit Court for Somerset County, Maryland

STATEMENT OF MORTGAGE DEBT

To Principal Balance	$ 3,500.00
To interest thereon from February 10, 1954 to date	163.30
Total amount due October 19, 1954	$ 3,663.30

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 19th day of October, A.D., 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Ruby F. Roberts and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct to the best of her knowledge, information and belief.

AS WITNESS my hand and Notarial Seal.

SEAL OF NOTARY — Iris B. Beauchamp, Notary Public

And thereafter to wit, on the ninth day of November, in the year nineteen hundred and fifty-four, the said Assignees exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Charles E. Hearne, Jr., and James P. Bailey, Assignees for the purpose of foreclosure and collection of mortgage to Ruby F. Roberts From Robert E. Wall and Bertha K. Wall, his wife	)	No. 7039 Chancery In the Circuit Court for Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Charles E. Hearne, Jr., and James P. Bailey, Assignees of mortgage made and executed by Robert E. Wall and Bertha K. Wall, his wife, to Ruby F. Roberts dated February 10, 1954, and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No.163, Folio 308, and duly assigned on September 21, 1954, unto Charles E. Hearne, Jr., and James P. Bailey for the purpose of foreclosure and collection, under and by virtue of the power of sale contained therein to make sale of said real estate therein mentioned, default having been made in the payment of the money secured to be paid by the said mortgage and in the payment of interest thereon and in other covenants and conditions of said mortgage, whereby the entire mortgage debt has become due and demandable, respectfully shows:

That after giving bond with security for the faithful performance of their trust, and after complying with all the other requisites as requested by law and the said power contained in said mortgage, and after having given notice of the time, place, manner and terms of sale by advertisement inserted in The Marylander and Herald, a newspaper published in said Somerset County for at least twenty days before the day of sale, as will appear by reference to the hereto attached Certificate of Publication of said notice of sale, they did, pursuant to said notice, attend at the front door of the Court House in Princess Anne, Somerset County, Maryland, on the 19th day of October, A.D., 1954, at two o'clock P.M., and then and there did proceed to sell said property mentioned in said mortgage in the manner following, that is to say:

The Assignees of mortgage aforesaid, under and by virtue of the power of sale contained in the mortgage aforesaid, under and by virtue of the power of sale contained in the mortgage aforesaid, offered at public sale, to the highest bidder, the real estate mentioned in said mortgage, same being a parcel of land as follows:

ALL that lot or parcel of land situate in Mt. Vernon Election District, of Somerset County and State of Maryland, near the County Road leading through Mt. Vernon, bounded on the North by the land formerly owned by Andrew Evans, on the East by the land of James H. Hastie and wife, and on the South by the land of John R. Sims, and on the West by the land of Elsie Roberts, containing 1½ acres, more or less; together with the private land leading from said County Road to the property herein described; and being the same land that was conveyed unto the said Robert E. Wall and Bertha K. Wall, his wife, by H. Brittingham Roberts and wife by deed dated February 10th, 1954, and recorded among the Land Records of said Somerset County, Maryland, on April 14, 1954.

AND the Assignees as aforesaid, under and by virtue of said power, sold the parcel above described unto Ruby F. Roberts, of Wicomico County and State of Maryland, her heirs and assigns, at and for the sum of TWO THOUSAND DOLLARS ($2,000.00), she being, at that sum, the highest bidder therefor, and the said purchaser has complied with the terms of sale.

And the Assignees of mortgage as aforesaid, under and by virtue of the power of sale contained in said mortgage, further report and pray ratification of the distribution of the funds in their hands arising from said sale as follows:

RECEIPTS:

Amount of Sale as reported			$2,000.00
DISBURSEMENTS:			
To B.L. Barnes, Clerk of Court, Costs		$ 18.75	
Appearance Fee		10.00	
Marylander & Herald, Advertising	$39.39		
Salisbury Times, Advertising	21.00		
Order Nisi	10.00	70.39	
Fidelity & Deposit Co., Bond Premium		14.00	
State & County Taxes, 1954		22.30	
Chas. E. Hearne, Jr., and James P. Bailey, Attorney's Fee in lieu of Commissions		50.00	
Toll Calls to Princess Anne		1.85	
Total Disbursements			$ 202.29
Balance to be applied to mortgage debt			$ 1797.71
Amount of Mortgage & Interest		$ 3663.30	
Credit by Sale		1797.71	
Amount of Deficiency		$ 1865.59	

Respectfully submitted,

Charles E. Hearne, Jr.

James P. Bailey
Assignees

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 4th day of November, A.D., 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Charles E. Hearne, Jr., and James P. Bailey, Assignees as aforesaid, and made oath in due form of law that the matters and facts stated in the aforegoing Report of Sale and the distribution of the proceeds thereof are true and correct to the best of their knowledge, information and belief, and that the sale therein reported was fairly made.

AS WITNESS MY HAND AND NOTARIAL SEAL.

SEAL OF NOTARY — Iris B. Beauchamp
Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

ORDERED by the Circuit Court for Somerset County and State of Maryland, in Equity, this 9th day of November, A.D., 1954, that the sale of the property mentioned in these proceedings, and the distribution of the funds arising from said sale, made and reported by Charles E. Hearne, Jr., and James P. Bailey, Assignees for the purpose of foreclosure and collection, under power contained in said mortgage to make said sale, be ratified and confirmed unless cause to the contrary be shown on or before the 13th day of December, A.D., 1954, provided a copy of this Order be inserted in some newspaper published in said Somerset County once in each of three successive weeks before the 11th day of December, A.D., 1954.

The Report states the amount of sale to be TWO THOUSAND DOLLARS ($2,000.00).

Benjamin L. Barnes

Clerk

And now at this day to wit, on the twenty-first day of February, in the year nineteen hundred and fifty-five, comes again into Court here the said Assignees and on motion of the said Assignees, the Court here passed the following order, to wit:

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County and State of Maryland, in Equity, this 21st day of February, A.D., 1955, that the sale and the distribution of the funds arising from said sale, made and reported by Charles E. Hearne, Jr., and James P. Bailey, Assignees under power contained in said mortgage, be and the same are hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in March, being the seventh day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.

Be it remembered that heretofore to wit, on the twenty-eighth day of December, in the year nineteen hundred and fifty-four, a certain Wade D. Ward, Assignee, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an original of a certain mortgage executed and delivered to the Bank of Crisfield, by a certain Harvey N. Howard and Hassletyne Howard, of said county and state, which said original of Mortgage is in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.

No. 7055 Chancery
In the Circuit Court
for
Somerset County, Maryland

THIS MORTGAGE, Made this 15th day of December in the year nineteen hundred and fifty-three, by Harvey N. Howard and Hassletyne Howard, his wife, both of Somerset County, State of Maryland, parties of the first part, Whereas, the said Harvey N. Howard and Hassletyne Howard, his wife, are justly indebted unto the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, party of the second part, in the full sum of Twelve Thousand Dollars ($12,000.00) evidenced by the certain Bill Obligatory of the said Harvey N. Howard and Hassletyne Howard, his wife, bearing even date herewith for the said principal sum of Twelve Thousand Dollars ($12,000.00) with interest at four and one-half (4½) per cent per annum on the unpaid principal until paid, principal and interest being payable at the Bank of Crisfield, Crisfield, Maryland, in monthly installments of seventy-five dollars and ninety-six cents ($75.96) commencing on the 15th day of January, 1954, and continuing on the 15th day of each month thereafter until the principal and interest, if not paid sooner, shall be due and payable on the 15th day of December, 1974. And whereas, for the purpose of further securing the payment of said Bill Obligatory, with interest and payable as aforesaid, or any renewal or renewals of the same, and whether such renewal or renewals shall be for the whole or any part of said sum, the said Harvey N. Howard and Hassletyne Howard, his wife, have agreed to execute this mortgage.

NOW THEREFORE, this Mortgage Witnesseth, That the said parties of the first part, in consideration of the premises and for the purpose aforesaid, and in further consideration of One Dollar ($1.00) to them in hand paid by the said party of the second part, receipt whereof is hereby by them acknowledged, do grant and convey unto the said party of the second part, its successors and assigns, all that lot or parcel of land situate, lying and being in Lawson's Election District, Somerset County, State of Maryland, on the easterly side of the state road leading to Jacksonville from Crisfield and known as Richie Boulevard and fronting one hundred seven and one-half (107½) feet thereupon and running back a depth of one hundred fifty (150) feet and being a part, only, of all that land conveyed to Ethel Ward by George A. Christy and wife, by deed dated June 21, 1922, recorded among the land records of Somerset County, Maryland

in Liber W.J.S. No. 86, at folio 75, and which said lot or parcel of land is fully described and is laid down as Lot No. One (1) on a plat made by W. Ballard Miles, Surveyor for Somerset County, Maryland, dated March 11, 1953, entitled "Plat of Ward's Addition to Crisfield", and which said plat is attached to and made a part of the deed from said Ethel Ward, widow, and Frederick A. Wilkins and Hazel Wilkins, his wife, to said Harvey N. Howard, which deed is dated March 17, 1953, and duly recorded, as aforesaid, in Liber B.L.B. No. 158, folio 444-- to which said plat, deeds and records, aforesaid, and all the references in each contained, special reference is here made and as a part hereof for a more full and complete description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Harvey N. Howard and Hassletyne Howard, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Prentiss W. Evans, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, of their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be

stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least twelve thousand dollars, and to cause the policy to be effected thereon to be so farmed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, its personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Test: Prentiss W. Evans — Harvey N. Howard (SEAL)

Hassletyne Howard (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this 15th day of December in the year nineteen hundred and fifty-three, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Harvey N. Howard and Hassletyne Howard, his wife, the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me F. D. Tyler, Vice President of the Bank of Crisfield, a body corporate, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth. And the said F. D. Tyler further made oath, as aforesaid, that he is the duly authorized agent for said Bank of Crisfield for the purpose of making this acknowledgment.

Witness my hand and notarial seal.

State Stamps: $13.20 — SEAL OF NOTARY — Beryl Sterling, Notary Public

Received for Record December 17, 1953 and recorded in Liber B. L. B. No. 161, folio 361, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

Assignment

The "Bank of Crisfield" (a body corporate) hereby assigns to Wade D. Ward the within mortgage for the purpose of foreclosure. Witness the seal of said Bank of Crisfield and the hand of F.D. Tyler, Vice President, thereof this 28th day of December 1954.

Witness: Allison H. Hall, Cashier — CORPORATE SEAL — F. D. Tyler, Vice President

And thereupon the said Wade D. Ward, Assignee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Wade D. Ward, of Somerset County and State of Maryland, and F. Doyle Tyler and Mager B. Thawley, all of Somerset County, State of Maryland, are held and firmly bound unto the State of Maryland, in the full and just sum of Twenty-five Thousand Dollars ($25,000.00), current money to be paid to the said State of Maryland, or its

certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 20th day of January, in the year nineteen hundred and fifty-five.

Whereas, by mortgage dated December 15, 1953, recorded among the Land Records of Somerset County in Liber B.L.B. No. 161, at folio 361, Harvey N. Howard and Hassletyne Howard, his wife, conveyed to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, certain real estate in Somerset County, to secure the payment of the sum therein mentioned, and whereas the said Wade D. Ward, Assignee, by the virtue of the power and authority contained in said Mortgage is authorized, upon default, to sell the property conveyed by the said mortgage; and whereas default has occurred in the terms and conditions of said mortgage and the said Wade D. Ward is about to exercise the power of sale in said mortgage contained;

Now therefore, the condition of the above obligation is such, that if the above bounden, Wade D. Ward, does and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of the said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Witness: Allison H. Hall

Wade D. Ward (SEAL)

F. Doyle Tyler (SEAL)

Mager B. Thawley (SEAL)

Which said bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the tenth day of February, in the year nineteen hundred and fifty-five, the said Assignee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	)	No. 7055 Chancery In the Circuit Court for Somerset County, Maryland

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of sale of Wade D. Ward, Assignee, of a mortgage made and executed by Harvey N. Howard and Hassletyne Howard, his wife, to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated December 15, 1953, recorded among the land records of Somerset County, Maryland, in Liber B.L.B. No. 161, at folio 361, and duly assigned to the undersigned for the purpose of foreclosure and collection, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage, or in the payment of the interest thereon, or in some other covenant of said mortgage whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors:

That after giving bond with security approved by the Clerk of this Court for the faithful performance of the assignee, as aforesaid, reposed in him by and pursuant to said mortgage and as required by law, and after giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, once a week for three successive weeks before the day of sale; he

did, pursuant to said notice, attend in front of the Post Office in Crisfield, Maryland on the 22nd day of January, 1955, at 2:00 P.M. and then and there proceeded to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate, lying and being in Lawson's Election District, Somerset County, State of Maryland, on the easterly side of the State Road leading to Jacksonville from Crisfield and known as Richie Boulevard and fronting one hundred seven and one-half (107 1/2) feet thereupon and running back a depth of one hundred fifty (150) feet and being a part, only, of all that land conveyed to Ethel Ward by George A. Christy and wife, by deed dated June 21, 1922, recorded among the land records of Somerset County, Maryland, in Liber W.J.S. No. 86, at folio 75, and which said lot or parcel of land is fully described and is laid down as Lot # One (1) on a plat made by W. Ballard Miles, Surveyor for Somerset County, Maryland, dated March 11, 1953 entitled "Plat of Ward's Addition to Crisfield", and which said plat is attached to and made a part of the deed from said Ethel Ward, widow, and Frederick A. Wilkins and Hazel Wilkins, his wife, to the said Harvey N. Howard, which deed is dated March 17, 1953, and duly recorded, as aforesaid, in Liber B.L.B. No. 158, folio 444; and being the same and all that land described in the aforesaid mortgage of said Harvey N. Howard and Hassletyne Howard, his wife.

And said property was sold to Bank of Crisfield, a body corporate, it being then and there the highest bidder therefore, at and for the sum of Twelve Thousand Four Hundred Eighty-five Dollars ($12,485.00); and the purchasers have complied with the terms of sale.

Respectfully submitted,

Wade D. Ward, Attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 10th day of February, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Wade D. Ward, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

Benjamin L. Barnes

Clerk

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Wade D. Ward, Assignee, Ex Parte, for the purpose of foreclosure and collection under power contained in a mortgage of Harvey N. Howard and Hassletyne Howard, his wife, to Bank of Crisfield, and then by assignment to Wade D. Ward for foreclosure and collection	)	No. 7055 Chancery
	)	In the Circuit Court
	)	for
	)	Somerset County, Maryland
	)	

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 14th day of March, 1955, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 12th day of March, 1955.

The report states the amount of sale of $12,485.00.

Benjamin L. Barnes

Clerk

And now at this day to wit, on the nineteenth day of March, in the year nineteen hundred and fifty-five, comes again into Court here the said Assignee, and on motion of the said Assignee the Court here passed the following order, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward, for foreclosure and collection.	No. 7055 Chancery In the Circuit Court for Somerset County, Maryland

F I N A L O R D E R

Ordered by this Court this 19th day of March, 1955, that the sale made and reported by the Attorney be and the same are hereby ratified and confirmed, no cause to the contraryhaving been shown.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin [illegible], Clerk.

""

Davis Horsey, divorced, Incompetent, by Exchange National Bank of Winter Haven, as Guardian, Mary H. Cooper and Marshall F. Cooper, her husband, Carolyn D. Riggin and Nathaniel B. Riggin, her husband, Emilye D. Porter and J. Scott Porter, her husband, Plaintiffs vs. John C. Horsey, Jr., unmarried, Norman T. Whittington and Golda B. Whittington, his wife, Respondents	Be it remembered that heretofore, to wit, on the twenty-second day of January, in the year nineteen hundred and fifty-five, a certain Davis Horsey, Incompetent, by Exchange National Bank of Winter Haven, as Guardian, Mary H. Cooper and Marshall F. Cooper, her husband, Carolyn D. Riggin and Nathaniel B. Riggin, her husband, Emilye D. Porter and J. Scott Porter, her husband, by Godfrey Child, their solicitor, exhibited and filed in the Circuit Court

here a bill of complaint against John C. Horsey, Jr., unmarried, Norman T. Whittington and Golda B. Whittington, his wife, which said bill of complaint is in the words following, to wit:

Davis Horsey, divorced, Incompetent, by Exchange National Bank of Winter Haven, as Guardian, Mary H. Cooper and Marshall F. Cooper, her husband, Carolyn D. Riggin and Nathaniel B. Riggin, her husband, Emilye D. Porter and J. Scott Porter, her husband, Plaintiffs vs. John C. Horsey, Jr., unmarried, Norman T. Whittington and Golda B. Whittington, his wife, Respondents	No. 7060 Chancery In the Circuit Court for Somerset County, Maryland

To the Honorable, theJudges of said Court:

Your Orators, complaining say:

1. THAT Edwin A. Robinson, late of Somerset County, Maryland, was in his lifetime and at the time of his death seized and possessed, in fee simple, of an undivided one-half interest in the following tracts, lots or parcels of land situate, lying and being in Somerset County, Maryland, together with the buildings and improvements thereon, and the rights and appurtenances belonging and appertaining thereto, to wit:

(a) All those two pieces, lots and parcels of land situate and lying in Brinkleys District, Somerset County, Maryland and particularly described as follows:

Beginning for the FIRST LOT on the suburbs of Marion and known as the "Julia W. Garrison Place" and which is bounded on the North by the Hill property; on the East by the Whittington property, on the South by Coulbourne's Creek and others; on the West by the creek and the Shockley property.

SECOND: All that parcel of thicket land located near the above described lot, containing about thirteen (13) acres of woodland, more or less, bounded on the South by the Chapel Lane, on the East by land formerly belonging to R.H. Whittington, on the North by the Guy W. Garrison land and on the West by land formerly owned by Julia W. Garrison and being Lot No. 2 conveyed in a deed from Arzah Davis, et al to Aden Davis, Jr. dated October 11, 1917 and recorded among the Land Records of Somerset County, Maryland in Liber W.J.S. No. 73 at folios 418, et seq.

The two lots or parcels of land above described being all and the same land granted and conveyed to Norman T. Whittington and the said Edwin A. Robinson, as tenants in common, in equal shares, from Farmers Bank of Somerset County, a Maryland corporation, by deed dated March 1, 1943 and of record among the Land Records of said Somerset County in Liber B.L.B. No. 124, at folios 105, et seq., a certified copy of which deed is filed herewith and made a part hereof and marked "Exhibit A".

(b) All that lot or parcel of land situate in Brinkleys Election District, Somerset County, Maryland lying on the South side of the County road leading from Marion to the Steamboat Wharf beginning at a boundry located in the middle of a ditch on the Southwest side of the County road aforesaid and about seven (7) feet from the mouth of said ditch or the ditch which separates this property from that of C.J. Hill and running thence parallel with the latter ditch South fifty-three and one-half (53½) degrees West fifty-seven and seventy-two one-hundredths (57.72) perches to the middle of another ditch; thence South thirty-seven (37) degrees East forty-five and forty-eight one-hundredths (45.48) perches by and with the middle of said ditch to the middle of another ditch which separates this property from other lands of W. Rowe Whittington; thence North forty-eight and one-half (48½) degrees East sixty-one and one-hundredths (61.66) perches by and with the middle of the latter ditch to the middle of the ditch bordering on the aforesaid County road; thence North forty-two and one-half (42½) degrees West forty and five one-hundredths (40.05) perches by and with the middle of the latter ditch to the place of beginning.

It being all and the same lands granted and conveyed to the said Norman T. Whittington and the said Edwin A. Robinson, as tenants in common, in equal shares, from R. Brice Whittington and Agatha W. Whittington by deed dated June 13, 1945 and of record among the aforesaid Land Records in Liber B.L.B. No. 132 at folios 22, et seq., a certified copy of which deed is filed herewith as a part hereof and marked "Exhibit B".

(c) All that farm or tracy of land situate in Lawson's Election District, Somerset County, Maryland, near Hopewell, being known as the "George Thomas Miles Land", containing ten (10) acres, more or less, and being all and the same land granted and conveyed to the said Norman T. Whittington and the said Edwin A. Robinson, as tenants in common, in equal shares, from Joseph E. Hall and Eva Marie Hall, his wife, by deed dated February 19, 1949 and of record among the aforesaid Land Records in Liber B.L.B. No. 146, at folios 207, et seq., a certified copy of which deed is filed herewith as a part hereof and marked "Exhibit C".

(d) All those several lots or parcels of land, containing thirty-two (32) acres, more or less, which were formerly the home farm of Columbus J. Hill, situate in Brinkleys Election District of Somerset County, Maryland, lying on the West side of the County road leading from Mation to Coulbourne's Creek bounded on the North by the lands owned or formerly owned by Hall N. Miles, on the East by Southey F. Miles, on the South by the Julia Garrison land and on the West by Coulbourne's Creek.

Being all and the same land granted and conveyed to the said Norman T. Whittington and the said Edwin A. Robinson, as tenants in common, in equal shares, from Thomas Paul Coulbourne and Letha C. Coulbourne by deed dated October 22, 1951 and of record as aforesaid in Liber B.L.B. No. 155 at folios 251, et seq., a certified copy of which deed is filed herewith as a part hereof and marked "Exhibit D".

2. That being so seized and possessed of an undivided one-half interest in and to the aboveabove described lands, the said Edwin A. Robinson departed this life on or about the 19th day of November, 1953, intestate. The said Edwin A. Robinson left no widow or children or father or mother surviving him and his property descended by operation of law, in equal shares, to the following, to wit: DAVIS HORSEY, one of the Plaintiffs, MARY H. COOPER, one of the Plaintiffs, CAROLYN D. HIGGIN, one of the Plaintiffs, EMILYE D. PORTER, one of the Plaintiffs, JOHN C. HORSEY, JR., one of the Defendants, all being first cousins of the said deceased.

3. That the said Davis Horsey is an incompetent, who is duly represented in this proceeding by Exchange National Bank of Winter Haven, his Guardian duly appointed by a decree of the County Court for Polk County, Florida, as more fully appears by exemplified copy of guardianship letters filed herewith and made a part hereof and marked "Exhibit E", and the said Exchange National Bank of Winter Haven is duly autnorized to appear as a Plaintiff in these proceedings, as more fully appears by a certified copy of an order of the said County Court for Polk County, Florida dated November 13, 1954 filed herewith and made a part hereof and marked "Exhibit F".

4. That the real estate above described is not susceptible of division among the parties entitled to interests therein without material loss and injury to the parties so entitled to interests and that in order to make division of said interests, it will be necessary that said real estate be sold and the proceeds thereof be divided amongst the said parties, according to their several interests.

5. That all of the parties hereto are adults over the age of twenty-one years.

To the end, therefore,

1. THAT a decree may be passed for the sale of the said real estate.

2. THAT the proceeds of said sale may be distributed amongst the parties to this proceeding according to their respective rights and interests.

3. THAT your Orators may have such other and further relief as their case may require.

AND as in duty bound, etc.

Godfrey Child

Solicitor for Plaintiffs

STATE OF MARYLAND, WORCESTER COUNTY, to wit:

I hereby certify that on this 21st day of January, A.D. 1955, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Emilye D. Porter, one of the Plaintiffs in the foregoing bill of complaint, and made oath in due form of law that the matters and facts set forth therein are true as therein stated to the best of her knowledge, information and belief.

As witness my hand and Notarial Seal.

SEAL OF NOTARY — Doris C. Hickman, Notary Public

Exhibit "A" referred to in the foregoing bill is in the words following, to wit:

Corporation Deed

Farmers Bank of Somerset County

To

Norman T. Whittington and
Edwin A. Robinson

THIS DEED, Made this 1st day of March in the year one thousand nine hundred and Forty Three, by the FARMERS BANK OF SOMERSET COUNTY, a body corporate of the State of Maryland,

WITNESSETH, That in consideration of the sum of Sixteen hundred dollars , ($1600.00), the said FARMERS BANK OF SOMERSET COUNTY, a corporation as aforesaid, does hereby grant and convey unto Norman T. Whittington and Edwin A. Robinson of Somerset County, Maryland, as tenants in common.

All thos_ two pieces, lots and or parcel of land situate and lying in Brinkleys District, Somerset County, Maryland and particularly described as follows:

BEGINNING for the FIRST LOT on the suburbs of Marion and known as the Julia W. Garrison place and which is bounded on the north by the Hill property; on the east by the Whittington property, on the south by Coulbournes Creek and others; on the west by the Creek and the Shockley property, and being the same property conveyed to the Farmers Bank by Gordon Tull, trustee by deed dated the 5th day of September, 1932, and recorded in Liber J.M.T. No. 101, Folio 460; and which the Bank then sold to B.I. Waller & Wife, and repurchased upon foreclosure of the Mortgage from then, and which was again conveyed to the said Farmers Bank by deed from Gordon Tull, Attorney, dated the 11th day of November, 1938, and recorded in Liber J.M.T. No. 115, Folios 294 etc.

SECOND: All that parcel of thicket land located near the above described lot, containing about thirteen acres of woodland, more or less, bounded on the south by the Chapel lane, on the East by land formerly belonging to R.H. Whittington, on the north by the Guy W. Garrison land and on the west by land formerly owned by Julia W. Garrison, and being Lot No. 2 conveyed in a deed from Arzah Davis et als. to Aden Davis, Jr., dated Oct. 11th, 1917, and recorded in Liber W.J.S. No. 73 Folios 418 etc. and which was conveyed to the Farmers Bank by deed from Carrie T. Davis, widow of Aden Davis, Jr., dated January 17th, 1930; and recorded in Liber G.W.L. No. 99, Folios 466 &c.

TOGETHER with the improvements thereon, and the rights and appurtenances thereto belonging or appertaining.

TO HAVE AND TO HOLD the above granted property unto the said Norman T. Whittington and Edwin A. Robinson, as tenants in common, their heirs and assigns forever.

AND the said Farmers Bank of Somerset County hereby covenants with the said Norman T. Whittington and Edwin A. Robinson that it will warrant specially the property hereby conveyed; that it has done no act to encumber said property; and that it will execute such further assurances of said land as may be requisite.

AND THIS DEED FURTHER WITNESSETH, That the said FARMERS BANK OF SOMERSET COUNTY, a corporation as aforesaid, does hereby constitute and appoint Howard G. Price to be its attorney, for it and in its name, and as and for its corporate act and deed, to acknowledge this deed before any person having authority by laws of the State of Maryland, to take such acknowledgment, to the intent that the same may be duly recorded.

AS WITNESS, the corporate seal of the said Farmers Bank of Somerset County and the signatureof Honiss A. Tull the President thereof, the day and year first above written.

Test: Corporate Farmers Bank of Somerset County

Addie Handy Seal Per Honiss A. Tull, President (SEAL)

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, That on this 1st day of March in the year one thousand nine hundred and Forty Three before me, the subscriber, Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Howard G. Price, the attorney named in the afore-

going Deed, and by virtue and in pursuance of the authority therein conferred on him, acknowledged the foregoing Deed to be the act of the said Farmers Bank of Somerset County, a corporation as aforesaid, as well as his individual act as attorney therefor to the end that the same may be recorded as such.

AS WITNESS my hand and official seal the day and year aforesaid.

$1.60 State Stamps Seal of Addie Handy

$2.20 Federal Stamps Notary Notary Public

Received for Record Mar. 2, 1943, and recorded in Liber B.L.B. 124, No. 105 &c one of the Land Records of Somerset Co.

Per: Benjamin L. Barnes , Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber B.L.B. No. 124, folio 105, et seq., one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this eighth day of December, in the year of our Lord one thousand nine hundred and fifty-four.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

Exhibit "B" referred to in the foregoing bill is in the words following, to wit:

DEED

R. Brice Whittington
Agatha Whittington

To

Norman T. Whittington
Edwin A. Robinson

This Deed, made this 13th day of June, in the year nineteen hundred forty-five, by R. Brice Whittington and Agatha Whittington, his wife, both of Somerset County and State of Maryland, Witnesseth:

That for and in consideration of the sum of Ten Dollars and other good, valuable and sufficient considerations, receipt of which is hereby acknowledged, the said R. Brice Whittington and Agatha Whittington, his wife, hereby grant and convey unto Norman T. Whittington and Edwin A. Robinson, of said County and State, as tenants in common, share and share alike, their heirs and assigns, all that lot or parcel of land situate in Brinkley's Election District, Somerset County, Maryland, lying on the South side of the County Road leading from Marion to the steamboat wharf, beginning at a boundary located in the middle of a ditch on the Southwest side of the County Road aforesaid and about seven (7) feet from the mouth of said ditch or the ditch which separates this property from that of C.J. Hill, and running thence parallel with the latter ditch, South 53½ degrees West 57.72 perches to the middle of another ditch; thence South 37 degrees East 45.48 perches by and with the middle of said ditch to the middle of another ditch which separates this property from other lands of W. Rowe Whittington; thence North 48½ degrees East 61.66 perches by and with the middle of the latter ditch to the middle of the ditch bordering on the aforesaid county road; thence North 42½ degrees West 40.05 perches by and with the middle of the latter ditch to the place of beginning; being the same and all the land which was conveyed to the said R. Brice Whittington by Gordon Tull, Administrator, by deed dated January 11, 1933 and recorded among the land records of Somerset County in Liber J.M.T. No. 104, folio 262; and being also, the same and all of the land which was conveyed unto the said W. Rowe Whittington by said R. Brice Whittington and wife, by deed dated January 31, 1940 and recorded among the aforesaid Land Records in Liber B.L.B. No. 116, folio 441; which said land was devised unto the said R. Brice Whittington by the last will and testament of the said W. Rowe Whittington, dated April 16, 1938 and duly admitted to probate among the Testamentary Records of Somerset County.

To which said deeds and will and all the references in them contained, special reference is here made for a more complete and accurate description of the land and premises hereby conveyed.

Together with the buildings and improvements thereupon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages to the same belonging or in anywise appertaining.

To have and to hold the said land and premises, above described and mentioned and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining, unto and to the proper use and benefit of the said Norman T. Whittington and Edwin A. Robinson, as tenants in common, share and share alike, their heirs and assigns, in fee simple.

And the said grantors covenant that they will warrant specially the property hereby granted and conveyed and that they will execute such further assurances of said land as may be requisite.

As witness the hands and seals of the grantors, the day and year above written.

R. Brice Whittington (SEAL)

Witness: Geo. A. Green Agatha W. Whittington (SEAL)

State of Maryland, Somerset County, to-wit:

I hereby certify, that on this 13 day of June, in the year nineteen hundred forty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared R. Brice Whittington and Agatha Whittington, his wife, and each acknowledged theaforegoing Deed to be his act and deed and signed his name thereto in my presence.

As witness my hand and Notarial Seal the day and year above written.

Federal Stamps: $1.65 Geo. A. Green SEAL OF

State Stamps: $1.50 Notary Public NOTARY

Received for Record June 15, 1945 and recorded in Liber B.L.B. No. 132, folio 22 et seq., one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber B.L.B. No. 132, Folio 22 et seq., one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this eighth day of December, in the year nineteen hundred and fifty-four.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

Exhibit "C" referred to in the foregoing bill is in the words following, to wit:

DEED

JOSEPH E. HALL AND EVA MARIE HALL

TO

NORMAN T. WHITTINGTON AND EDWIN A. ROBINSON

This Deed, made this 19 day of February, in the year nineteen hundred and forty-nine, by Joseph E. Hall and Eva Marie Hall, his wife, both of Somerset County and State of Maryland,

Witnesseth:

That for and in consideration of the sum of ten dollars, and other good, valuable and sufficient considerations, receipt of which is hereby acknowledged, the said Joseph E. Hall and Eva Marie Hall, his wife, hereby grant and convey unto Norman T. Whittington and Edwin A. Robinson, both of said County and State, as tenants in common, share and share alike, their heirs and assigns, all that farm or

tract of land, situate in Lawsons Election District, Somerset County, Maryland, near Hopewell, being known as the George Thomas Miles land, containing ten acres, more or less, and being the same land which was conveyed unto Alonzo C. Hall by L. Creston Beauchamp, Trustee, by deed dated June 6, 1943 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 124, folio 434, and being also the same and all the land which was devised unto the said Joseph E. Hall by the third item of the will of Alonzo C. Hall dated November 7, 1946 and duly admitted to probate among the Testamentary Records of Somerset County.

To which said deed and will and all the references in them contained, special reference is here made for a more complete and accurate description of the land and premises hereby conveyed.

Together with the buildings and improvements thereupon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging, or in anywise appertaining.

To have and to hold the said land and premises above described and mentioned and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said Norman T. Whittington and Edwin A. Robinson, as tenants in common, share and share alike, their heirs and assigns, in fee simple.

And the said grantors covenant that they will warrant specially the property hereby granted and conveyed and that they will execute such further assurances of said land as may be requisite.

As witness the hands and seals of the grantors the day and year first above written.

Witness: Lola E. Ford — Joseph E. Hall (SEAL)

Eva Marie Hall (SEAL)

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 19 day of February, in the year nineteen hundred and forty-nine, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Joseph E. Hall and Eva Marie Hall, his wife, and each acknowledged the aforegoing Deed to be his act and deed, and signed same in my presence.

As witness my hand and Notarial Seal the day and year above written.

Federal Stamps: $6.60 — SEAL OF — Lola E. Ford

State Stamps: $6.60 — NOTARY — Notary Public

Received for Record February 23, 1949 and recorded in Liber B.L.B. No. 146, folio 207 et seq., one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber B.L.B. No. 146, Folio 207 et seq., one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this eighth day of December, in the year nineteen hundred and fifty-four.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

Exhibit "D" referred to in the foregoing bill is in the words following, to wit:

DEED

Thomas Paul Coublurne and Letha C. Coulbourne

To

Norman T. Whittington and Edwin A. Robinson

This Deed, made this 22nd day of October, in the year nineteen hundred and fifty-one, by Thomas Paul Coulbourne and Letha C. Coulbourne, his wife, both of Somerset County and State of Maryland, Witnesseth:

That for and in consideration of the sum of ten dollars, and other good and sufficient considerations, receipt of which is hereby acknowledged, the said Thomas Paul Coulbourne and Letha C. Coulbourne, his wife, hereby grant and convey unto Norman T. Whittington and Edwin A. Robinson, of said County and State, as tenants in common, share and share alike, their heirs and assigns, all those several lots or parcels of land containing thirty-two acres, more or less, which was formerly the home farm of Columbus J. Hill, situate in Brinkleys Election District, Somerset County, Maryland, lying on the west side of the county road leading from Marion to Coulbourne's Creek; bounded on the north by the land owned or formerly owned by Hall N. Miles, on the east by Southey F. Miles, on the south by the Julia Garrison land and on the west by Coulbourne's Creek and being the same and all the land which was conveyed unto the said Thomas Paul Coulbourne by Bank of Marion by deed dated May 19, 1941 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 118, folio 409.

To which said deed and all the references in it contained, special reference is here made for a more complete and accurate description of the land and premises hereby conveyed.

Together with the buildings and improvements thereupon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging, or in anywise appertaining.

To have and to hold the said land and premises above described and mentioned and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said Norman T. Whittington and Edwin A. Robinson as tenants in common, share and share alike, their heirs and assigns, in fee simple.

And the said grantors covenant that they will warrant specially the property hereby granted and conveyed and that they will execute such further assurances of said land as may be requisite.

As witness the hands and seals of the grantors the day and year first above written.

Witness:

Lola E. Ford

Thomas Paul Coulbourne (SEAL)

Letha C. Coulbourne (SEAL)

State of Maryland, Somerset County, to wit:

I hereby certify that on this 22nd day of October, in the year nineteen hundred and fifty-one, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Thomas Paul Coulbourne and Letha C. Coulbourne, his wife, and each acknowledged the aforegoing Deed to be his act and deed and signed same in my presence.

As witness my hand and Notarial Seal the day and year above written.

Federal Stamps: $5.50

State Stamps: $5.50

SEAL OF NOTARY

Lola E. Ford

Notary Public

Received for Record November 1, 1951 and recorded in Liber B.L.B. No. 155, Folio 251, et seq., one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber B.L.B. No. 155, folio 251, et seq., one of the Land Records of Somerset County.

SEAL OF COURT

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this eighth day of December, in the year of our Lord, one thousand nine hundred and fifty-four.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County, Maryland

Exhibit "E" referred to in the foregoing bill is in the words following, to wit:

IN THE COUNTY JUDGE'S COURT IN AND FOR POLK COUNTY, FLORIDA

IN RE: GUARDIANSHIP OF)
ESTATE OF DAVID HORSEY, (
An Incompetent)

PETITION FOR THE APPOINTMENT OF GUARDIAN

Comes now L.B. Anderson, as President of the EXCHANGE NATIONAL BANK OF WINTER HAVEN, and respectfully shows unto the Court as follows:

That David Horsey is a mentally incompetent person and has been adjudged so by the County Judge's Court of Polk County, Florida; that this proceeding was had in March, 1952, at which time said incompetent was 52 years of age; that said incompetent is, and has been since said date, in the Florida State Hospital, Arcadia, Florida.

That said incompetent has an interest in the Estate of Edwin H. Robinson, being administered in Somerset County, Maryland, and that it is necessary for a guardian to be appointed for the incompetent, David Horsey.

That the nearest relative of said incompetent, Mary Horsey Cooper, has waived her right to serve as guardian, in favor of Exchange National Bank of Winter Haven, which said waiver is hereto attached and made a part hereof.

WHEREFORE, your petitioner respectfully prays that this Court make and enter an Order herein appointing Exchange National Bank of Winter Haven as Guardian of the Estate of David Horsey, an incompetent, and that Letters of Guardianship be issued to it.

THIS the 4 day of October, A.D. 1954.

EXCHANGE NATIONAL BANK OF WINTER HAVEN

By: L.B. Anderson, President (SEAL)

STATE OF FLORIDA
COUNTY OF POLK

Before me, personally appeared L.B. ANDERSON, who being first duly sworn, deposes and says that he is President of Exchange National Bank of Winter Haven, and as such is authorized to make this affidavit for and on behalf of said corporation, and that the matters and things set forth in the above and foregoing petition are true.

L.B. Anderson

Sworn to and subscribed before me, this
4 day of October, A.D. 1954.

E. A. SMITH

Notary Public, State of Florida at Large,
My commission expires: 10/22/54

GUARDIANSHIP - Order Appointing.

IN COURT OF COUNTY JUDGE

POLK COUNTY, STATE OF FLORIDA

IN THE MATTER OF GUARDIANSHIP OF

Estate of DAVID HORSEY,
An Incompetent

BY THE JUDGE OF SAID COURT:

Guardianship of Estate of DAVID HORSEY, an incompetent, coming on to be heard on the application of EXCHANGE NATIONAL BANK OF WINTER HAVEN to be appointed Guardian of the Estate of

David Horsey, in incompetent, and it appearing to the Court that said applicant is fit and proper to receive appointment:-

IT IS ORDERED, ADJUDGED AND DECREED, That said EXCHANGE NATIONAL BANK OF WINTER HAVEN, be and it is hereby appointed Guardian of the estate of said incompetent, and that upon taking the prescribed oath, Letters of Guardianship, as aforesaid, be granted to said applicant.

Given under my hand and seal of said Court, this 15th day of October, A.D., 1954.

C. M. WIGGINS

(COUNTY JUDGE'S SEAL)

County Judge

IN COURT OF THE COUNTY JUDGE, POLK COUNTY

STATE OF FLORIDA

IN THE MATTER OF GUARDIANSHIP OF)

Estate of DAVID HORSEY,)

An Incompetent)

BY THE JUDGE OF SAID COURT, TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETINGS:

WHEREAS, EXCHANGE NATIONAL BANK OF WINTERHAVEN, hath applied to the Judge of the County Judge's Court of said County of Polk, to be appointed Guardian of the Estate of David Horsey, an incompetent, and it appearing to the Judge of said Court that it is proper that a guardian be appointed, and that said Exchange National Bank of Winter Haven is a fit and proper institution to receive said appointment, and having in due form of law taken the oath and performed all other acts necessary to its just qualification as such Guardian:

NOW, THEREFOR, KNOW YE, That I, C.M. WIGGINS, County Judge in and for the County aforesaid, by virtue of the power and authority by law in me vested, do hereby declare the said EXCHANGE NATIONAL BANK OF WINTER HAVEN duly qualified under and by virtue of the laws of said state, to act as Guardian of said Estate of DAVID HORSEY, an incompetent and hath power, by virtue of these presents, to have the care, custody and control of said estate and duly entitled to take possession of and to have and to hold, for the benefit of said incompetent, all and singular the goods, chattels, credits and estate of said incompetent, as shall be in accordance with law during the legal continuance of said Guardianship, until the legal disabilities of the said David Horsey shall cease to exist, or until the said Guardianship shall be duly revoked according to law.

IN WITNESS WHEREOF, I hereunto set my hand and affix the seal of said Court at Bartow, this 15th day of October, A.D., 1954.

C. M. WIGGINS

(COUNTY JUDGE'S SEAL)

County Judge

Exemplification

STATE OF FLORIDA)

COUNTY OF POLK)

I, C.M. WIGGINS, sole presiding Judge of the Court of County Judge in and for said County, and ex-officio Clerk of said Court, do hereby certify that the foregoing is a true, perfect and correct copy of Petition for Appointment of Guardian, Order Appointing Guardian, and Letters of Guardianship, in re: Estate of David Horsey, Incompetent, as the same remain of record in my office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court, at my office in Bartow this 15th day of October, A.D., 1954.

SEAL OF COURT

C. W. WIGGINS

County Judge and Ex-Officio Clerk of the Court of County Judge

STATE OF FLORIDA)
COUNTY OF POLK)

I, C.M. WIGGINS, County Judge and sole presiding Judge of the Court of County Judge in and

for said County, do hereby certify that said Court is a Court of Probate jurisdiction; that C.M. WIGGINS, whose name is subscribed to the foregoing certificate, was at the time of signing the same, Judge of the Court of County Judge of Polk County aforesaid, and keeper of the records and seal thereof, duly elected and qualified to office; that he is by virtue of said office ex-officio Clerk of said Court and that full faith and credit are and of right should be given to all his official acts as such, in all courts of record and elsewhere and that his said attestation is in due form of law and by the proper officer.

Given under my hand and seal this 15th day of October, A.D., 1954.

SEAL OF COURT — C. M. WIGGINS, County Judge

STATE OF FLORIDA)
)
COUNTY OF POLK)

I. C.M. WIGGINS, Judge of the Court of County Judge and ex-officio Clerk of said Court in and for Polk County and State of Florida, do hereby certify that C.M. WIGGINS, whose genuine signature is appended to the foregoing certificate, was at the time of signing the same, County Judge and sole presiding Judge of the Court of County Judge in and for said county, duly commissioned and qualified; that full faith and credit are and of right should be given to all his official acts as such in all courts of record and elsewhere.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court at my office in Bartow this 15th day of October, A.D., 1953.

C. M. WIGGINS

County Judge and Ex-Officio Clerk
of the Court of County Judge

Exhibit "F" referred to in the foregoing bill is in the words following, to wit:

IN THE COUNTY JUDGE'S COURT IN AND FOR POLK COUNTY, FLORIDA

IN RE: GUARDIANSHIP OF ESTATE)
OF DAVID HORSEY, (
An Incompetent)

ORDER AUTHORIZING INSTITUTION OF PROCEEDINGS FOR PARTITION OF REAL ESTATE LOCATED IN THE STATE OF MARYLAND

The petition of Exchange National Bank of Winter Haven as Guardian of the Estate of David Horsey, an incompetent, for hearing, and it appearing therefrom that the incompetent has an interest in certain lands located in Somerset County, Maryland, and the Guardian being of the opinion that it would be advisable and to the best interest of said incompetent to institute partition proceedings in equity in the Circuit Court for said Somerset County, Maryland, for the sale of any and all real estate in wh ich the incompetent has an interest, and the Court not being advised of any reason why such proceedings should not be instituted,

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that Exchange National Bank of Winter Haven as Guardian of the Estate of the said David Horsey, an incompetent, be, and it is hereby authorized to forthwith institute partition proceedings in equity in the Circuit Court for Somerset County, Maryland, for the sale of any and all real estate in which the incompetent has an interest located in said Somerset County, Maryland.

DONE AND ORDERED at Bartow, Polk County, Florida, this 13th day of November, A.D. 1954.

(COURT JUDGE'S SEAL) C. M. WIGGINS
County Judge

Certification

IN THE COURT OF THE COUNTY JUDGE OF POLK COUNTY,
STATE OF FLORIDA

STATE OF FLORIDA)
COUNTY OF POLK.)

I, C. M. WIGGINS, sole presiding Judge of the Court of the County Judge of Polk County,

State of Florida, and also ex-officio Clerk of said Court, do hereby certify that said Court is a Court of Probate Jurisdiction, that I am the official keeper of the records and seal thereof, and that the foregoing is a true, perfect and correct copy of Order Authorizing institution of Proceedings for Partition of real estate located in the State of Maryland in re: Guardianship of Estate of David Horsey, an incompetent, as the same appears of record in the public records of this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Court, at the Court House, in Bartow, on the 16th day of November, A.D. 1954.

SEAL OF COURT

C. M. Wiggins
County Judge and ex-officio Clerk of the Court of the County Judge

And thereafter, to wit, on the twenty-second day of January, in the year nineteen hundred and fifty-five, Answer of Defendants, Norman T. Whittington and Golda B. Whittington, was filed in Court here, to wit:

Davis Horsey, et al	)	No. 7060 Chancery
vs	)	In the Circuit Court for
John C. Horsey, et al	)	Somerset County, Maryland
_____	)	

To the Honorable, the Judges of said Court:

The answer of the defendants, Norman T. Whittington and Golda B. Whittington, by their attorney, Edgar A. Jones, to the bill of complaint against them and others in this Court exhibited.

These defendants admit the matters and facts set forth in said bill of complaint and consent to the passage of such decree as may be right and proper in the premises.

And as in duty bound,

Edgar A. Jones, Attorney for Defendants,
Norman T. Whittington and
Golda B. Whittington

I hereby certify that a copy of the above was mailed to Godfrey Child, Esq., Pocomoke City, Maryland, Attorney for Plaintiffs, this 22nd day of January, 1955.

Edgar A. Jones
Attorney for Defendants,
Norman T. Whittington and
Golda B. Whittington

And thereafter, to wit, on the fourth day of February, in the year nineteen hundred and fifty-five, the following Answer of John C. Horsey, Jr., defendant was filed in Court here, to wit:

Davis Horsey, et al	)	In Equity No. 7060
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County,
John C. Horsey, Jr., et al	)	Maryland
Defendants	)	
_____	)	

To the Honorable the Judges of said Court:

John C. Horsey, Jr. by Lionel Bennett, his attorney, for his answer to the bill of complaint filed by the plaintiffs herein respectfully shows:

1. That he admits the allegations contained in paragraphs 1,2,3,4 and 5.

2. That he consents to the passage of such decree as may be proper in the premises.

And as in duty bound, etc.

Lionel Bennett
Solicitor for defendant
John C. Horsey, Jr.

I hereby certify that a copy of the foregoing answer was mailed on February 3, 1955 by regular United States mail, postage prepaid, to Godfrey Child, Esq. at Pocomoke City, Maryland he being the attorney of record for the plaintiffs in the cause.

Lionel Bennett
Solicitor for defendant
John C. Horsey, Jr.

And thereafter, to wit, on the fourth day of February, in the year nineteen hundred and fifty-five, the said complainants, by their solicitor aforesaid filed in Court here a petition in the words following, to wit:

Davis Horsey, et al	)	In Equity No. 7060
Plaintiffs	)	In the Circuit Court
vs	)	for
John C. Horsey, Jr., et al	)	Somerset County, Maryland
Defendants	)	

To the Honorable, the Judges of said Court:

John C. Horsey, Jr., by Lionel Bennett, his attorney, respectfully shows:

1. That heretofore in this action John C. Horsey, Jr. has filed an answer consenting to the passage of such decree as may be proper in the premises.

2. That your petitioner is advised and therefore alleges that certain of the plaintiffs and defendants will be actively interested in purchasing part or all of the premises involved in this action at the lowest price possible at the sale of the premises which is sought herein.

3. That it is to the interest of your petitioner that said premises bring the highest price attainable at said sale.

4. That your petitioner believes and therefore alleges that the interests of the plaintiffs and the defendants in the sale of these premises are adverse and since your petitioner is the owner of a one-fourth interest in the estate of the late Edwin A. Robinson, he desires to have his counsel appointed co-trustee with the counsel for plaintiffs in the event that the court decrees a sale of said premises for the purpose of partition.

Wherefore your petitioner prays this Honorable Court that Lionel Bennett be appointed co-trustee with such other trustee as may be appointed to conduct the aforesaid sale of said property.

And as in duty bound, etc.

Lionel Bennett
Solicitor for petitioner

I hereby certify that a copy of the foregoing petition was mailed on February 3, 1955, by regular United States mail, postage prepaid, to Godfrey Child, Esq. at Pocomoke City, Maryland, he being the attorney of record for the plaintiffs in the cause.

Lionel Bennett
Solicitor for petitioner

Upon which said petition the Court here passed the following order, to wit:

Davis Horsey, et al	)	No. 7060 Chancery
vs.	)	In the Circuit Court for
John C. Horsey, Jr., et al	)	Somerset County, Maryland
	)	

The Above Cause Standing Ready for Hearing and having been submitted, the proceedings therein were by the Court read and considered:

It is Thereupon, this 5th day of February in the year nineteen hundred and fifty-five by the Circuit Court for Somerset County, ADJUDGED, ORDERED AND DECREED, That the property in the

proceedings mentioned be sold, and Godfrey Child, Edgar A. Jones and Lionel Bennett be and they are hereby appointed Trustees to make sale, and that the course and manner of their proceedings, shall be as follows: They shall first file with the Clerk of this Court a bond to the State of Maryland, executed by them and a corporate surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of twenty thousand Dollars, conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises they shall then proceed to make the said sale, having given at least three weeks' notice by advertisement, inserted in such weekly newspaper or newspapers published in Somerset County as they shall think proper, of the time, place, manner and terms of sale, which shall be one-third cash on day of sale and the balance within sixty days from the day of sale, to be secured by the bond of the purchaser or purchasers, or all cash at the option of the purchaser or purchasers and soon as may be convenient after such sale or sales, the said Trustees shall return to this Court a full and particular report of their proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustees shall, by a good and sufficient deed, to be executed, acknowledged and recorded, according to law, convey to the purchaser or purchasers, his, her or their heirs or assigns, the property and estate to him, her or them sold, free clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting cost of this suit, and such commissions to the said Trustees as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer

Judge

And thereupon, the said Edgar A. Jones, Lionel Bennett and Godfrey Child, Trustees, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Edgar A. Jones and Lionel Bennett, of Somerset County and State of Maryland, and Godfrey Child, of Worcester County and State of Maryland, and National Surety Corporation, a body corporate of the State of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of twenty thousand dollars ($20,000.00) current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and successors, jointly and severally, firmly by these presents, sealed with our seals and dated this 7th day of February, in the year nineteen hundred and fifty-five.

Whereas, the above bounden, Edgar A. Jones, Lionel Bennett, and Godfrey Child, by virtue of a decree of the Circuit Court for Somerset County, have been appointed to sell the property mentioned in the proceedings in the case of Davis Horsey, et al, vs. John C. Horsey, Jr., et al, now pending in said Court.

Now the condition of the above obligation is such that if the above bounden, Edgar A. Jones, Lionel Bennett and Godfrey Child, do and shall, well and faithfully perform the trust reposed in them by said decree or order in the premises, then the above obligation shall be void otherwise to be and remain in full force and virtue in law.

Witness: Eunice Dashiell — Edgar A. Jones (SEAL)

Witness: Doris C. Hickman — Lionel Bennett (SEAL)

Godfrey Child (SEAL)

CORPORATE SEAL — National Surety Corporation

By Edgar A. Jones, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the eleventh day of March, in the year nineteen hundred and fifty-five, the said Trustees exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Davis Horsey, et al	)	No. 7060 Chancery
vs	)	In the Circuit Court for
John C. Horsey, Jr. et al	)	Somerset County, Maryland
	)	

To the Honorable, the Judges of said Court:

The report of Edgar A. Jones, Godfrey Child and Lionel Bennett, Trustees appointed by a decree of this Court, passed in the above entitled cause, dated the 5th day of February, 1955, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of their trust, and after having complied with all the other prerequisites as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in "The Crisfield Times", a weekly newspaper published in Somerset County, for at least three successive weeks before the day of sale and by dodgers placed on the bulletin board at the Court House in Princess Anne and mailed to prospective purchasers, they did, pursuant to said notice, attend in front of the Court House, in Princess Anne, Maryland, on the 8th day of March, 1955, at or about the hour of 2:00 o'clock P.M., and then and there proceeded to sell said property in manner following, that is to say:

Your trustees offered at public sale to the highest bidder the property mentioned in said decree, and described as follows:

All those lots or tracts of land situate in Brinkleys and Lawsons Election District, Somerset County, Maryland, and more accurately described, as follows:

First: All that farm or parcel of land situate in Brinkleys Election District as aforesaid, located on the south side of the county road leading from Marion to Coulbourne's Creek and on the north side of said creek, adjoining the lands formerly owned by Southey F. Miles and others, and composed of the following tracts:

(1) All that lot or parcel of land, situate as aforesaid in Brinkleys Election District, on the suburbs of Marion and known as the "Julia W. Garrison Place", bounded on the north by what is known as the Hill property, on the east by the Whittington property, on the wouth by Coulbourne's Creek andothers and on the west by the creek and the Douglas Chelton property, containing 18 acres, more or less.

(2) All that parcel of thicket land located near the above described lot, containing 13 acres of woodland, more or less, bounded on the south by Chapel Lane, on the east by land formerly belonging to R.H. Whittington, on the north by the Guy W. Garrison land and on the west by land formerly owned by Julia W. Garrison and being Lot No. 2 conveyed in a deed from Arzah Davis, et al, to Aden Davis, Jr., dated October 11, 1917 and recorded among the Land Records of Somerset County in Liber W.J.S. No. 73, folios 418, et seq.

The two lots or parcels of land above described being all and the same land granted and conveyed to Norman T. Whittington and Edwin A. Robinson, as tenants in common, in equal shares, from Farmers Bank of Somerset County, by deed dated March 1, 1943 and recorded among the aforesaid Land Records in Liber B.L.B. No. 124, folios 105, et seq.

(3) All that lot, situate as aforesaid in Brinkleys Election District, lying on the south side of the county road leading from Marion to Coulbourne's Creek, beginning at a bound-

ary located in the middle of a ditch on the southwest side of the county road aforesaid and about seven feet from the mouth of said ditch or the ditch which separates this property from that of C.J. Hill and running thence parallel with the latter ditch South 53½° West 57.72 perches to the middle of another ditch; thence South 37° East 45.48 perches by and with the middle of said ditch to the middle of another ditch which separates this property from other lands of W. Rowe Whittington; thence North 48½° East 61.66 perches by and with the middle of the latter ditch to the middle of the ditch bordering on the aforesaid county road; thence North 42½° West 40.05 perches by and with the middle of the latter ditch to the place of beginning, containing 16 acres tillable land, more or less, being all and the same land granted and conveyed to the said Norman T. Whittington and Edwin A. Robinson, as tenants in common, in equal shares, from R. Brice Whittington and Agatha W. Whittington by deed dated June 13, 1945 and recorded among the aforesaid Land Records in Liber B.L.B. No. 132, folios 22, et seq.

(4) All those several lots or parcels of land, situate as aforesaid in Brinkleys Election District, containing 32 acres, more or less, which were formerly the home farm of Columbus J. Hill, lying on the west side of the county road leading from Marion to Coulbourne's Creek, adjoining the lands owned or formerly owned by Hall N. Miles, Southey F. Miles, Julia Garrison and Coulbourne's Creek, being all and the same land granted and conveyed to the said Norman T. Whittington and Edwin A. Robinson, as tenants in common, in equal shares, from Thomas Paul Coulbourne and Letha C. Coulbourne by deed dated October 22, 1951 and recorded among the aforesaid Land Records in Liber B.L.B. No. 155, folio 251, et seq.

All stoves, feeders and equipment in the brooder house on the lands above described.

And your Trustees sold the above described property as an entirety to Whittington's Poultry Farms, Inc., a body corporate of the State of Maryland, for the sum of seventeen thousand and one hundred dollars ($17,100.00), it being at that sum the highest bidder therefor.

And your Trustees then offered,

Second: All that farm or tract of land, situate as aforesaid in Lawsons Election District, near Hopewell, being known as the "George Thomas Miles Land", containing 10 acres, more or less, and being all and the same land granted and conveyed to the said Norman T. Whittington and Edwin A. Robinson, as tenants in common, in equal shares, from Joseph E. Hall and Eva Marie Hall, his wife, by deed dated February 19, 1949 and recorded among the aforesaid Land Records in Liber B.L.B. No. 146, folios 207, et seq.

All stoves, feeders and equipment in the brooder house on the lands above described.

And your Trustees sold the above described property to Whittington's Poultry Farms, Inc., a body corporate as aforesaid, for the sum of six thousand dollars ($6,000.00), it being at that sum the highest bidder therefor.

The purchaser has complied with the terms of sale to the satisfaction of your Trustees.

Respectfully submitted,

Edgar A. Jones

Godfrey Child

Lionel Bennett
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 9th day of March, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones and Lionel Bennett, Trustees named in the above report of sale, and made oath in due form of law, that the matters and things stated in the aforegoing report are true to the best of their knowledge and belief, and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

State of Maryland, Worcester County, to wit:

I hereby certify, that on this 10th day of March, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Worcester County aforesaid, personally appeared Godfrey Child, Trustee named in the above report of sale, and made oath in due form of law, that the matters and things stated in the aforegoing report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Doris C. Hickman, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Order Nisi

Davis Horsey, et sl	)	No. 7060 Chancery
vs	)	In the Circuit Court for
John C. Horsey, Jr. et al	)	Somerset County, Maryland
_____	)	

Ordered by the Circuit Court for Somerset County that the sale of the property mentioned in these proceedings, made and reported by Edgar A. Jones, Godfrey Child and Lionel Bennett, Trustees appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to thecontary thereof be shown on or before the 14th day of April, 1955, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of four successive weeks on or before the 9th day of April, next.

The report states the amount of sales to be $23,100.00.

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County

And now at this day, to wit, on the fifteenth day of April, in the year nineteen hundred and fifty-five came again into Court here the said complainants, by their solicitor aforesaid, and on motion of the said complainants, by their solicitor aforesaid, the Court here passed the following order, to wit:

Final Order

Ordered by the Circuit Court for Somerset County this 15th day of April, 1955, that the sale made and reported by the trustees aforesaid be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, althourh due notice appears to have been given as required by the order nisi passed in said cause; and the Trustees are allowed the usual commissions and such proper expense as they shall produce vouchers for to the auditor.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

"""

STATE OF MARYLAND, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in May, being the sixth day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

Edgar A. Jones, Assignee of mortgage from McKinley Towns and Anna M. Towns, his wife, to Eldon G. Marksman and Callie E. Marksman, his wife, Ex Parte

Be it remembered that heretofore to wit, on the eighth day of March, in the year nineteen hundred and fifty-five, a certain Edgar A. Jones, in his proper person, exhibited and filed in the Circuit Court here, an Order to Docket Suit, Affidavit as to Amount Due and Military Service and the original of a certain Mortgage executed and delivered to Eldon G. Marksman and Callie E. Marksman, his wife, by a certain McKinley Towns and Anna M. Towns, his wife, of said county and state, which said Order to Docket Suit, Affidavit and original of Mortgage are in the words following, to wit:

Edgar A. Jones, Assignee of mortgage from McKinley Towns and Anna M. Towns, his wife, to Eldon G. Marksman and Callie E. Marksman, his wife, Ex Parte

No. 7074 Chancery
In the Circuit Court
for
Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County, will please docket the above entitled suit and file the original mortgage among the papers therein.

Edgar A. Jones
Assignee

Edgar A. Jones, Assignee of mortgage from McKinley Towns and Anna M. Towns, his wife, to Eldon G. Marksman and Callie E. Marksman, his wife, Ex Parte

No. 7074 Chancery
In the Circuit Court
for
Somerset County, Maryland

State of Maryland, Somerset County, to wit:

On this 7th day of March, 1955, before me, the undersigned officer, personally appeared Eldon G. Marksman, one of the mortgagees, and made oath in due form of law, appeared Eldon G. Marksman, one of the mortgagees, and made oath in due form of law, as follows: That the principal amount owing on the above mortgage is $6,000.00, with interest from May 1, 1952; that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service within thirty days prior to the making of this affidavit, such military service referred tobeing as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;
2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;
3. The military service of any nation with which the United States of America may be allied in the prosection of war.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

THIS MORTGAGE, Made this 1st day of May in the year nineteen hundred and fifty-two, by McKinley Towns and Anna M. Towns, his wife, of Columbia County, State of New York, Witnesseth:

Whereas the said McKinley Towns and Anna M. Towns, his wife, are justly and bona fide indebted unto Eldon G. Marksman and Callie E. Marksman, his wife, in the full and just sum of six thousand dollars ($6000.00), balance of the purchase money for the real estate hereinafter conveyed, which said indebtedness is evidenced by the bill obligatory of the said McKinley Towns and Anna M. Towns, his wife, for said sum dated evenly herewith, payable to the order of the said Eldon G. Marksman and Callie E. Marksman, his wife, two years after date, with interest from date payable semi-annually, and whereas for the purpose of further securing the payment of which said sum and interest, when and as the same shall become due and payable, this mortgage is executed.

NOW, THEREFORE, THIS MORTGAGE WITNESSETH: That in consideration of the premises and the further sum of one dollar ($1.00) in hand paid, receipt of which is hereby acknowledged, the said McKinley Towns and Anna M. Towns, his wife, do hereby grant and convey unto Eldon G. Marksman and Callie E. Marksman, as tenants by the entireties, with the right of survivorship, their heirs and assigns, all those two tracts or parcels of land situate and lying about one and one-half miles from the Town of Princess Anne, in West Princess Anne Election District, in Somerset County, Maryland, and lying on the east side of the lane which leads from the County Road which leads from Princess Anne to Monie, to the former home of Charles W. Fitzgerald, deceased, and being all the land which was conveyed unto Carl Schumann and Hattie E. Schumann, his wife, as tenants by the entireties, by John B. Roberts and wife by deed dated December 11th, 1910, and recorded among the land records of Somerset County in Liber W.J.S. No. 71, folio 397, the land hereby conveyed, according to the deed aforesaid, containing eighty-one and three-fourths (81-3/4) acres, more or less, together with the right of way which was described and conveyed to the said Carl Schumann and Hattie E. Schumann, his wife, as tenants by the entireties by Clarence E. Barnett and wife by deed dated January 5th, 1922, and recorded among the aforesaid Land Records in Liber W.J.S. No. 85, folio 279, the said Hattie E. Schumann having departed this life, the property hereinafter described became vested in the said Carl Schumann absolutely; and being the same and all the land that was conveyed unto Florence J. Grant by Robert R. Jackson and Ethel D. Jackson, his wife, by deed dated January 6, 1949, and recorded among the Land Records aforesaid in Liber B.L.B. No. 140, folio 68, and being the same and all the land that was conveyed unto the said McKinley Towns and Anna M. Towns, his wife, by Florence J. Grant, by deed dated evenly herewith, not delivered yet, but intended to be delivered and recorded simultaneously with this mortgage.

And special reference is hereby made to the aforesaid deeds and all the references therein contained, for a more accurate and perfect description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagees their heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagees, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said

hereby mortgaged property, which taxes, assessments, public dues, charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said McKinley Towns and Anna M. Towns, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee their personal representatives or assigns, or E. McMaster Duer, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset County, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortragees, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least six thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagees, their personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagees, and to deposit the policy or policies as aforesaid, the said mortgagees hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagees may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Patricia H. Laird

McKinley Towns (SEAL)

Anna M. Towns (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this 1st day of May, in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared McKinley Towns and Anna M. Towns, his wife, the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me Eldon G. Marksman, one of the within named mortgagees andmade oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

Witness my hand and Notarial Seal the day and year first above written.

SEAL OF NOTARY — Patricia H. Laird, Notary Public

Received for Record May 1, 1952 and recorded in Liber B.L.B. No. 150, folio 340, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

Assignment

For value received, and for the purpose of foreclosure and collection, we hereby assign the within mortgage to Edgar A. Jones.

As witness our hands and seals this 22nd day of May, in the year nineteen hundred and fifty-four.

Witness: Eunice Dashiell — Eldon G. Marksman (SEAL)

Callie E. Marksman (SEAL)

Filed for Record March 8, 1955 and recorded in Liber B.L.B. No. 156, folio 341.

Test: Benjamin L. Barnes , Clerk.

And thereupon the said Edgar A. Jones, Assignee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, Edgar A. Jones, of Somerset County and State of Maryland, and National Surety Corporation, a body corporate of the State of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of six thousand dollars ($6,000.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 7th day of March, in the year nineteen hundred and fifty-five.

Whereas, by mortgage dated May 1, 1952, recorded among the Land Records of Somerset County in Liber B.L.B. No. 156, folio 340, McKinley Towns and Anna M. Towns, his wife, conveyed to Eldon G. Marksman and Callie E. Marksman, his wife, certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Assignee, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)

Witness: — CORPORATE SEAL — National Surety Corporation

Eunice Dashiell — By Edgar A. Jones, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the sixth day of April, in the year nineteen hundred and fifty-five, the said Assignee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Edgar A. Jones, Assignee of Mortgage	)	No. 7074 Chancery
from McKinley Towns and Anna M. Towns,	)	In theCircuit Court for
his wife, to Eldon G. Marksman and	)	Somerset County, Maryland
Callie E. Marksman, his wife, Ex Parte	)	
_____	)	

To the Honorable, the Judge of said Court:

The report of sale of Edgar A. Jones, Assignee of a certain mortgage made and executed by McKinley Towns and Anna M. Towns, his wife, to Eldon G. Marksman and Callie E. Marksman, his wife, dated May 1, 1952 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 156, folio 340, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in The Marylander and Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend in front of the Court House door, in Princess Anne, Somerset County, Maryland, on the 5th day of April, 1955, at or about two o'clock P.M., and then and there proceed to sell the property described in said mortgage, to wit:

All those two tracts or parcels of land situate and lying about one and one-half miles from the Town of Princess Anne, in West Princess Anne Election District, Somerset County, Maryland, and lying on the east side of the lane which leads from the county road running from Princess Anne to Monie, to the former home of Charles W. Fitzgerald, deceased, and being all the land conveyed unto Carl Schumann and Hattie E. Schumann by John B. Roberts and wife by deed dated December 11, 1916 and recorded among the aforesaid Land Records in Liber W.J.S. No. 71, folio 397, containing 81 3/4 acres, more or less, together with theright of way which was described and conveyed to the said Carl Schumann and Hattie E. Schumann by Clarence E. Barnett and wife by deed dated January 5, 1922 and recorded among the aforesaid Land Records in Liber W.J.S. No. 85, folio 279, and being also the same and all the land conveyed unto the said McKinley Towns and Anna M. Towns by Florence J. Grant by deed dated March 13, 1952 and recorded among the aforesaid Land Records in Liber B.L.B. No. 157, folio 155, and sold the same to Eldon G. Marksman and Callie E. Marksman, his wife, at and for the sum of sixty-five hundred dollars ($6500.00), they being then and there the highest bidders therefor, and the purchasers have complied with the terms of sale and your trustee has distributed the proceeds, as follows:

Total sales		$6,500.00
To Carlos Bozman, Collector of State and County Taxes	$185.50	
To The Marylander and Herald, Advertising and Order Nisi	43.75	
To Premium on Bond	24.00	
To Clerk of the Circuit Court for costs	28.75	
To Auctioneer	25.00	

			$6,500.00
To Solicitor		$25.00	
To Assignee as commissions		335.00	
To Balance to be credited on mortgage debt		5,833.00	6,500.00
Total mortgage debt, principal	$6,000.00		
Interest	1,054.00		
	$7,054.00		
Less credit by sale	5,833.00		
	$1,221.00		
4-5-55 Cash by check The Home Insurance Company for windstorm damage on 10-15-54	2,000.00		
To John I. Kostanoski, second mortgagee under mortgage dated May 1, 1952 recorded Liber B.L.B. No. 156, folio 342.	$779.00		

Respectfully submitted,

Edgar A. Jones

Assignee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 5th day of April, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Assignee named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Edgar A. Jones, Assignee of Mortgage from McKinley Towns and Anna M. Towns, his wife, to Eldon G. Marksman and Callie E. Marksman, his wife, Ex Parte — No. 7074 Chancery, In the Circuit Court for Somerset County, Maryland

Ordered this 5th day of April, in the year nineteen hundred and fifty-five, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Assignee named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of May, 1955, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 7th day of May, 1955.

The report states the amount of sales to be $6,500.00.

Benjamin L. Barnes

Clerk of the Circuit Court

And now at this day to wit, on the tenth day of May, in the year nineteen hundred and fifty-five, comes again into Court here the said Assignee, and on motion of the said Assignee, the Court here passed the following order, to wit:

Edgar A. Jones, Assignee of Mortgage from McKinley Towns and Anna M. Towns, his wife, to Eldon G. Marksman and Callie E. Marksman, his wife, Ex Parte — No. 7074 Chancery, In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County in Equity, this 10th day of May, in the year nineteen hundred and fifty-five, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Assignee mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

E. McMaster Duer

Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: J Benjamin L Boone, Clerk.

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Edgar A. Jones, Assignee of Mortgage from Calvin C. Lowe and Pauline M. Lowe, his wife, to May R. Smith, Ex Parte

Be it remembered that heretofore to wit, on the twelfth day of March, in the year nineteen hundred and fifty-five, a certain Edgar A. Jones, Assignee, in his proper person, exhibited and filed in the Circuit Court here an Order to Docket Suit, Affidavit as to Amount Due and Military Service and the original or a certain mortgage executed and delivered to May R. Smith, widow, by a certain Calvin C. Lowe and Pauline M. Lowe, his wife, of said county and state, which said Order to Docket Suit, Affidavit and original of mortgage are in the words following, to wit:

Edgar A. Jones, Assignee of Mortgage fro. Calvin C. Lowe and Pauline M. Lowe, his wife, to May R. Smith, Ex Parte

No. 7076 Chancery
In the Circuit Court for
Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled suit and file the original mortgage among the papers therein.

Edgar A. Jones

Assignee

Edgar A. Jones, Assignee of Mortgage from Calvin C. Lowe and Pauline M. Lowe, his wife, to May R. Smith, Ex Parte

No. 7076 Chancery
In the Circuit Court for
Somerset County, Maryland

State of Maryland, Somerset County, to wit:

On this 11th day of March, 1955, before me, the undersigned officer, personally appeared Lacy L. Redd and made oath in due form of law, as follows: That the principal amount owing on the above mortgage is $8,819.96, with interest from December 31, 1952; that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service within thirty days prior to the making of this affidavit, such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;
2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;
3. The military service of any nation with which the United States of America may be allied in the prosecution of war.

And the said Lacy L. Redd further made oath in due form of law that he is agent of the mortgagee, duly authorized to make this affidavit.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

THIS MORTGAGE, Made this 16th day of February, in the year nineteen hundred and fifty-two, by Calvin C. Lowe and Pauline M. Lowe, his wife, of Somerset County, State of Maryland, parties of the first part.

WHEREAS, the said Calvin C. Lowe and Pauline M. Lowe, his wife, are justly indebted unto May R. Smith, widow, of Wicomico County, Maryland, party of the second part, in the full sum of TEN THOUSAND FIVE HUNDRED DOLLARS ($10,500.00), evidenced by the certain Bill Obligatory of the said Calvin C. Lowe and Pauline M. Lowe, his wife, bearing even date herewith for the said principal sum of TEN THOUSAND FIVE HUNDRED DOLLARS ($10,500.00), payable to the order of the said party of the second part, at one year from the date hereof, with interest thereon at the rate of six per centum per annum from the date hereof, payable semi-annually hereafter until paid, to secure the payment of the said principal sum, with interest thereon, in the manner and at the times aforesaid limited for the payment thereof respectively these presents are executed.

NOW, THEREFORE, THIS MORTGAGE WITNESSETH: That the said parties of the first part, in consideration of the premises, and for the purposes aforesaid, and in the further consideration of One Dollar ($1.00) to them in hand paid by the said party of the second part, receipt whereof is hereby acknowledged, do hereby grant and convey unto the said party of the second part, her heirs and assigns, the two following described tracts or parcels of land:

(1) All that tract or parcel of land situate and lying in Brinkley's Election District of Somerset County, State of Maryland, the same being a part of the real estate conveyed unto the Bank of Crisfield by Luther Daugherty, Sheriff of Somerset County, by deed dated April 16, 1932, and recorded among the Land Records of Somerset County, Maryland, in Liber J.M.T. No. 102, Folio 284, and being also a part of the real estate described in a deed to John C. Horsey from Minnie G. Horsey dated September 27, 1917, and recorded among the Land Records aforesaid in Liber W.J.S. No. 73, Folio 371, containing 72 acres of land, more or less, it being in all respects the same land conveyed to Carl D. Bevis from the Bank of Crisfield by deed dated March 30, 1942, and recorded among the aforesaid Land Records in Liber B.L.B. No. 122, folio 198.

(2) All that farm or tract of land situate and lying in Brinkley's Election District, Somerset County, State of Maryland, and binding upon the Southeast side of the Great Annemessex River, and on the West side of the old County Road leading from Marion Station to Kingston, and on the North side of the County Road leading from Marion to Coulbourne's Creek, containing 162.8 acres of land, more or less, and being in all respects the same land conveyed unto Carl D. Bevis from Charles P. Bright and Ella Bright, his wife, by deed dated November 4, 1943, and recorded among the Land Records of Somerset County aforesaid in Liber B.L.B. No. 126, Folio 324.

The two within described tracts of land being in all respects the same land that was conveyed unto the said Calvin C. Lowe and Pauline M. Lowe, his wife, from May R. Smith, widow, by deed dated the day of December, 1951, and recorded among the Land Records of Somerset County aforesaid in Liber B.L.B. No. ,Folio .

AND, in consideration of the premises and other consideration aforesaid and for the purposes aforesaid the said parties of the first part do hereby bargain and sell unto the said party of the second part, her heirs and assigns, all the following described personal property:

1 Farmall "H" Tractor
1 International combine
1 set 14" plows
1 International Grain Drill
1 set cultivators for "H" tractor
1 Mower
1 7" disc and 90 tooth drag
1 International Harvester Hammermill
1 3 h.p. Fairbanks-Morse Motor

THIS MORTGAGE is second and subsequent to a mortgage of even date herewith from the said parties of the first part to the Federal Land Bank of Baltimore, intended to be recorded among the Land Records of Somerset County, Maryland, and also a Chattel Mortgage of even date herewith from the said parties of the first part to the Salisbury Production Credit Association, intended to be recorded among the aforesaid Land Records.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD theaforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, her heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Calvin C. Lowe and Pauline M. Lowe, his wife, mortgagors, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, her personal representatives or assigns, or Richard M. Pollitt or Vaughn E. Richardson, their attorney or Agent, at any time after such default to sell the property hereby-mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee,, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors hereby covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least adequately dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to inure to the benefit of the said mortgagee, her personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Calvin C. Lowe (SEAL)

Eunice Dashiell Pauline M. Lowe (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this 16th day of February in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid peraonally appeared Calvin C. Lowe and Pauline M. Lowe, his wife, the mortgagors named in the foregoing mortgage and each of them acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me Vaughn E. Richardson, agent for May R. Smith, mortgagee, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

State Stamps: $11.55 SEAL OF NOTARY Eunice Dashiell Notary Public

Received for Record February 16, 1952 and recorded in Liber B.L.B. No. 150, folio 192, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes , Clerk.

Assignment

For value received, I hereby assign the within mortgage to Edgar A. Jones for the purpose of foreclosure and collection.

As witness my hand and seal this 11th day of March, 1955.

Witness: Ardell C. Deaton May R. Smith (SEAL)

Filed for Record March 12, 1955 and recorded in Liber B.L.B. No. 156, folio 192.

Test: Benjamin L. Barnes , Clerk.

And thereupon the said Edgar A. Jones, Assignee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, Edgar A. Jones, of Somerset County and State of Maryland, and National Surety Corporation, a body corporate of the State of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of ten thousand and five hundred dollars ($10,500.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 11th day of March, in the year nineteen hundred and fifty-five.

Whereas, by mortgage dated February 16, 1952, recorded among the Land Records of Somerset County in Liber B.L.B. No. 156, folio 192, Calvin C. Lowe and Pauline M. Lowe, his wife, conveyed to May R. Smith certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Assignee, by virtue of the power and

authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now therefore the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)

Witness: CORPORATE National Surety Corporation

Eunice Dashiell SEAL By Edgar A. Jones, Attorney in Fact

Which said Bond was thus thereon endorsed, to wit:

The Within Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the sixth day of April in the year nineteen hundred and fifty-five, the said Assignee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Edgar A. Jones, Assignee of Mortgage	)	No. 7076 Chancery
from Calvin C. Lowe and Pauline M. Lowe,	)	In the Circuit Court for
his wife, to May R. Smith, Ex Parte	)	Somerset County, Maryland
_____	)	

To the Honorable, the Judge of said Court:

The report of sale of Edgar A. Jones, Assignee of a certain mortgage made and executed by Calvin C. Lowe and Pauline M. Lowe, his wife, to May R. Smith and dated February 16, 1952, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 156, folio 192, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in The Crisfield Times, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend in front of the Post Office at Marion Station, Somerset County, Maryland, on the 2nd day of April, 1955, at or about twelve o'clock A.M., and then and there proceed to sell the property described in said mortgage, to wit:

All those farms or tracts of land, situate in Brinkleys Election District, Somerset County, Maryland, on both sides of the county road leading from Marion to Coulbourne's Creek, and described, as follows:

First; All that tract or parcel of land, situate as aforesaid, described in 1885, as beginning at a bridge on the private road across the head of "Walnut Cut" and thence running up, by and with the said private road the three courses and distances next following, viz: South 74°45' East 28½ perches to the lane leading to the dwelling house; thence South 73° 30' East 76 perches to a gate across the said private road; thence South 42° 15' East 6 3/4 perches to a ditch; thence South 48° West by and with the middle of said ditch 130 perches to Coulbourne's

Creek; thence down, by and with said Coulbourne's Creek and binding thereon the seven following courses and distances next following, viz: North 56° West 18 perches; thence South 76° West 16 perches; thence North 56° West 15 perches; thence North 55° 30' West 12½ perches; thence North 35° 30' West 29 perches; thence North 45° East 31 perches; thence North 21° 30' East 14 perches to the mouth of the aforesaid "Walnut Gut"; thence up, by and with said "Walnut Gut" and binding thereon the three following courses and distances, viz: North 45° East 44½ perches; thence North 63° East 8 perches; thence North 17° East 8 perches to the place of beginning, containing 60½ acres of arable land, 11 3/4 acres of marsh, in all 72 acres of land, more or less.

Second: All that farm or tract of land, situate as aforesaid, and binding upon the southeast side of the Great Annemessex River, and on the west side of the old county road leading from Marion Station to Kingston and on the north side of the county road leading from Marion to Coulbourne's Creek, containing 162.8 acres, more or less.

The above described lands being the same and all the land conveyed unto the said Calvin C. Lowe and Pauline M. Lowe by Mary R. Smith, widow, by deed dated December 21, 1951 and recorded among the aforesaid Land Records in Liber B.L.B. No. 155, folio 407, and sold the same to May R. Smith at and for the sum of seventy-five hundred dollars ($7500.00, she being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustee.

Edgar A. Jones

Assignee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 4th day of April, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Assignee named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY — Eunice Dashiell

Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Order Nisi

Edgar A. Jones, Assignee of Mortgage from Calvin C. Lowe and Pauline M. Lowe, his wife, to May R. Smith, Ex Parte	)	No. 7076 Chancery In the Circuit Court for Somerset County, Maryland

Ordered this 6th day of April, in the year nineteen hundred and fifty-five, that the sale of the property mentioned in these proceedings made and reported by Edgar A. Jones, Assignee named in the above mortgage be ratified and confirmed unless cause to the contrary thereof be shown or before the 9th day of May, 1955, provided a copy of this order be inserted in some newspaper published in Somerset County once in each of four successive weeks before the 7th day of May, 1955.

The report states the amount of sales to be $7500.00

Benjamin L. Barnes

Clerk of the Circuit Court
for Somerset County

And now at this day to wit, on the tenth day of May, in the year nineteen hundred and fifty-five, comes again into Court here the said Assignee and on motion of the said Assignee, the Court here passed the following order, to wit:

Edgar A. Jones, Assignee of Mortgage from Calvin C. Lowe and Pauline M. Lowe, his wife, to May R. Smith, Ex Parte

No. 7076 Chancery
In the Circuit Court for
Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, in Equity, this 10th day of May, in the year nineteen hundred and fifty-five, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Assignee mentioned in said mortgage, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the order nisi passed in said cause, and the Trustee is allowed the usual commissions and such proper expense as he shall produce vouchers for to the auditor.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

January Term 1955

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in January, being the third day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Edna Dize Ayres
Crisfield, Maryland
Plaintiff

vs

L. Elwood Dize
Miami, Florida
Waldon Dize
Crisfield, Maryland
Defendants

Be it remembered that heretofore, to wit, on the eighteenth day of August, in the year nineteen hundred and fifty-four, a certain Edna Dize Ayres by Lionel Bennett, her solicitor, exhibited and filed in the Circuit Court here a bill of complaint against L. Elwood Dize and Waldon Dize, which said bill of complaint is in the words following, to wit:

Edna Dize Ayres
Crisfield, Maryland
Plaintiff

vs

L. Elwood Dize
Miami, Florida
Waldon Dize
Crisfield, Maryland
Defendants

In Equity No. 7021

In the Circuit Court for

Somerset County, Maryland.

To the Honorable the Judges of said Court:

Your oratrix complaining says:

1. That your oratrix and the defendants are seized in fee simple as tenants in common of certain lands and premises situated in the City of Crisfield, Somerset County, State of Maryland, described in a certain deed dated May 14, 1904, made by Benjamin F. Gibson and wife to L. Cooper Dize, recorded among the land records of Somerset County in OTB 39 folio 186, a duly certified copy of said deed is herewith filed as a part hereof and marked "Exhibit A". That the plaintiff and defendants are the sole heirs at law and next of kin of the said L. Cooper Dize. That the said real estate is notsusceptible of partition without material loss or injury

to the parties entitled to the interests therein as stated, and that, in order to make a division of said interests it will be necessary that the said real estate be sold, and the proceeds thereof divided among the parties according to their several interests.

To the end therefore.

1. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said sale may be distributed between the parties according to their respective rights and interests.

3. That your oratrix may have such other and further relief as her case may require.

May it please your honors to grant unto your oratrix the writ of subpoena directed to the said L. Elwood Dize and Waldon Dize, adults, commanding them to be and appear in this Court in person or by solicitor at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound, etc.

Liond Bennett
Solicitor for plaintiff
Office and p.o. address
Crisfield, Maryland

Complainant's "Exhibit A", referred to in the foregoing bill is in the words following, to wit:

Deed)
L. Cooper Dize)
From)
Benjamin F. Gibson & wife)
_____)

EXHIBIT A

This Deed, made this fourteenth day of May, Nineteen hundred and four, by Benjamin F. Gibson and Olivia M. Gibson, his wife, party of the first part, and L. Cooper Dize, party of the second part, of Crisfield, Somerset County, Maryland, Witnesseth, that in consideration of Two Hundred Dollars ($200), lawful money of the United States, which is hereby acknowledged as received by the party of the first part, the said Benjamin F. Gibson and Olivia M. Gibson, his wife, do grant unto the said L. Cooper Dize, his heirs and assigns, in fee simple, all that lot or parcel of land, situate, lying and being in the Town of Crisfield, Somerset County, State of Maryland, and described as follows, that is to say: Beginning at the south east corner of land of Clara Parsons and running in an easterly direction Sixty two (62) feet to the land of Benjamin F. Gibson, being bounded on the south by Main Street, thence running one hundred and eighty (180) feet by and with said Gibson's land to the property of said Gibson in a northerly direction, thence running in a westerly direction by and with said Gibson's property sixty two (62) feet, thence running one hundred and eighty (180) feet in a southerly direction by and with the land of said Clara Parsons to the place of beginning. The within described real estate is a part of the same property which was purchased by said Benjamin F. Gibson from O. P. Gibson and wife, to which deed of purchase reference is hereby made for a more accurate description of the land and premises hereby conveyed. Together with the buildings and improvements thereupon erected, made or being: and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages to the same belonging, or in anywise appertaining. To Have and To Hold the said land and premises, above described and mentioned, and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining, unto and to the proper use and benefit of the said L. Cooper Dize, his heirs and assigns, in fee simple.

And the said Benjamin F. Gibson and Olivia M. Gibson, his wife, do hereby covenant that they will warrant specially the property hereby granted and conveyed, and that they will execute such further assurances of said land as may be requisite. Witness the hands and seals of the said grantors.

Test:

Thos. K. Whelton

Benjamin F. Gibson (SEAL)

Olivia M. Gibson (SEAL)

State of Maryland, Somerset County, to-wit: -

I hereby certify, That on this 19th day of May, Nineteen hundred and four, before me, the subscriber, a Justice of the Peace of the State of Maryland, in and for Somerset County aforesaid, personally appeared Benjamin F. Gibson and Olivia M. Gibson, his wife, and acknowledged the foregoing deed to be their respective act and deed.

Thos. K. Whelton J.P.

Received for record 12th July 1904 and recorded in Liber O. T. B. No. 39, folio 186 &c, one of the Land Records of Somerset County.

Per: Oliver T. Beauchamp, Clerk.

"""""""""""""""""""""""""""""""""""""""

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber O. T. B. No. 39, Folio 186 et seq., one of the Land Records of Somerset County.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this thirteenth day of August, in the year hineteen hundred and fifty-four.

SEAL OF COURT

Benjamin L. Barnes
Clerk of the Circuit Court for Somerset County, Maryland

And thereafter, to wit, the following Affidavit was filed, to wit:

Edna Dize Ayres	)	In Equity No.
Plaintiff	)	
vs	)	In the Circuit Court for
L. Elwood Dize, et al.	)	
Defendants	)	Somerset County, Maryland
	)	

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 16th day of August, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett and made oath in due form of law that he has personally made an investigation for the purpose of determining whether the defendants are in the military service of the United States so as to be entitled to the benefits of the Soldiers and Sailors Relief Act of 1940, approved October 17, 1940, and that from information obtained through such investigation, he certifies that the defendants are not in the military service of the United States as defined in Section 101 (1) of the Soldiers and Sailors Relief Act of 1940, nor has either received a discharge from such service within sixty days prior to the date of this affidavit.

As witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY

Madeline R. Rich
Notary Public

And thereupon, in pursuance of the prayer of the prayer of the foregoing bill, and by order of Court here, the following subpoena was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Walden Dize
Crisfield, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or

other defense to be filed to the complaint of Edna Dize Ayres, Crisfield, Maryland against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 5th. day of July, Nineteen Hundred and Fifty-four.

Issued the 18th day of August, 1954.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant (s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor (s) for Complainant (s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjamin L. Barnes, Clerk.

At which said first Monday in September, in the year nineteen hundred and fifty-four, and the day of the return of the above recited writ, came again into Court here the said complainant, by her solicitor aforesaid, and the Sheriff of Somerset County, Murray E. Ward, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned Walden Dize and copy of Subpoena, Bill and Exhibits
left with him 8/19/54"

Murray E. Ward, Sheriff

Geo. W. Todd, Jr., Dep. Sheriff

And thereafter to wit, on the eleventh day of September, in the year nineteen hundred and fifty-four, the solicitor for the defendant, Walton Dize, filed in Court here an Order to enter appearance in the words following, to wit:

Edna Dize Ayres	In Equity No. 7021
Plaintiff	
vs	In the Circuit Court for
L. Elwood Dize, et al.	
Defendants	Somerset County, Maryland

Mr. Clerk:

Please enter my appearance for the defendant Walton Dize.

Wade D. Ward
Solicitor for defendant
Walton Dize
Office & p.o. address
Crisfield, Maryland

And afterwards, to wit, on the eleventh day of September, in the year nineteen hundred and fifty-four, the solicitor for the defendant, L. Elwood Dize, filed in Court here an Order to enter appearance in the words following, to wit:

Edna Dize Ayres	No. 7021 Chancery
vs	In the Circuit Court for
L. Elwood Dize Miami, Florida and Walton Dize Crisfield, Maryland	Somerset County, Maryland

Mr. Clerk:

Please enter my appearance for the defendant, L. Elwood Dize, in the above cause.

L. Creston Beauchamp

I certify a copy of the above was mailed to Mr. Lionel Bennett, Crisfield, Maryland, on September 11, 1954.

L. Creston Beauchamp.

And thereafter, to wit, the following Petition, order and consent was filed in Court here, to wit:

Edna Dize Ayres	)	No. 7021 Chancery
Plaintiff	)	
vs	)	In the Circuit Court for
L. Elwood Dize, et al.	)	
Defendants	)	Somerset County, Maryland

To the Honorable the Judges of said Court:

The petition of Lionel Bennett and Clinton Dize respectfully represents:

That since the appearance of the defendants in this cause the plaintiff Edna Dize Ayres has departed this life leaving a last will and testament which was duly probated by the Orphans Court for Somerset County and letters testamentary thereon have been granted to your petitioners by the Orphans Court for Somerset County as will appear by reference to a certificate thereof filed herewith as a part hereof.

Your petitioners therefore pray that they may be admitted as executors of said deceased to prosecute this suit in her stead.

And as in duty bound, etc.

Lionel Bennett
Solicitor for petitioners
Office & p.o. address
Crisfield, Maryland

Upon which said petition the Court here passed the following order, to wit:

O R D E R

Upon the foregoing petition and the consent of the attorneys for the defendants endorsed hereon and no cause having been shown to the contrary, it is thereupon this 17th day of September, 1954, ordered by the Circuit Court for Somerset that Lionel Bennett and Clinton Dize as executors be and are hereby made a party plaintiff to this suit in the place of the said Edna Dize Ayres, deceased; and the said parties are hereby allowed to proceed in the cause according to the course of this Court.

E. McMaster Duer

Judge.

Upon which said Order the following consent, to wit:

C O N S E N T

We hereby consent to the passing of the foregoing order and the taking of testimony herein before a Standing Examiner of this Court hereby waiving notice of the time and place thereof.

L. Creston Beauchamp
Solicitor for defendant
L. Elwood Dize

Wade D. Ward
Solicitor for defendant
Walton Dize

Upon which said Petition, Order and Consent the following Certificate of letters testamentary, to wit:

MARYLAND, SS.

THE STATE OF MARYLAND.

OFFICIAL SEAL — TO ALL PERSONS TO WHOM THESE PRESENTS SHALL COME, GREETING:

Know ye, that the last will and testament of Edna Dize Ayers late of Somerset County, deceased, hath in due form of law been exhibited, proved and recorded in the office of the Register of Wills for Somerset County, a copy of which is to these presents annexed; and administration of all goods, chattels and credits of the deceased, is hereby granted and committed unto Lionel Bennett & Clinton Dize the Executors by the said appointed.

WITNESS, Lacy V. Bozman Chief Judge of the Orphans' Court for Somerset County, this 14th day of September in the year 1954.

Test:

Edward L. Fontaine

Register of Wills for Somerset County.

STATE OF MARYLAND,

SOMERSET COUNTY, SS.

I, Edward L. Fontaine Register of Wills and by law keeper of the Seal and of the Records and of the Original Papers of the Orphans' Court of Somerset County, DO HEREBY CERTIFY that the foregoing is a true and full copy of the Letters testamentary in the estate of Edna Dize Ayers late of said county, deceased, taken from Liber F. E. D. No. 46, folio 236, the same being one of the Records kept in the office of the Register of Wills for Somerset County.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the Seal of said Court, this 15th day of September, in the year of our Lord, nineteen hundred and fifty-four.

OFFICIAL SEAL

Edward L. Fontaine

Register of Wills for Somerset County.

And afterwards, to wit, on the eighteenth day of September, in the year nineteen hundred and fifty-four, Benson W. Sterling, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Edna Dize Ayres	)	In Equity No. 7021
Plaintiff	)	
vs	)	In the Circuit Court for
L. Elwood Dize, et al.	)	
Defendants	)	Somerset County, Maryland
	)	

In this cause an order having been passed for testimony to be taken to support the allegations of the bill, I, Benson W. Sterling, of Crisfield, Maryland, one of the Standing Examiners, of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this 17th day of September, 1954, in Somerset County aforesaid, I did take the following testimony, to wit:

EXAMINATION BY MR. LIONEL BENNETT:

Lionel Bennett, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your name, residence and occupation.
A. My name is Lionel Bennett, I reside in Crisfield, Md.
I am an Attorney at Law and I am one of the executors of the last will and testament of Edna Dize Ayres, the plaintiff in this action.

Q. Are you one of the plaintiffs in this action?
A. Yes I am.

Q. I offer the bill of complaint and all the exhibits annexed thereto, that being a certified copy of a deed dated May 14, 1904, made by Benjamin F. Gibson and wife, to L. Cooper Dize.

Q. Will you please describe the property mentioned in the said deed?
A. It is improved by a single family dwelling and can not be divided.

Q. Is it occupied at the present time?
A. No, sir.

Q. Can this property be physically divided between the parties hereto?
A. No sir.

Q. Do you believe that in order to make a division of the respective interests it will be necessary that the real estate be sold and the proceeds divided between the parties entitled thereto?
A. That is the only way it can be done.

COURT'S QUESTION
A. No sir.

Lionel Bennett

Benson W. Sterling

Rachel Moore Cox, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your name, residence, and occupation.
A. Rachel Moore Cox, I reside on East Main Street, Crisfield, Maryland. I am a real estate and insurance broker.

Q. Are you familiar with the value of the lands and buildings in and about the City of Crisfield, Somerset County, Maryland?
A. Yes.

Q. On occasion have you made appraisals for a fee of real estate for banks, insurance companies and others?
A. Yes, I have.

Q. At my request did you make an appraisal of the Phoebe Dize home, this being the property mentioned in the above deed?
A. I did.

Q. Have you formed an opinion of the fair market value of that property?
A. Yes.

Q. What, in your opinion, is the fair market value of the premises?
A. $4,500.00.

Court's Question:
A. No sir.

Rachel Moore Cox

Benson W. Sterling

There being no further witnesses to be examined and at the suggestion of the Solicitor for the complainant, the papers are herewith returned to Court, and I further certify the annexed are herewith returned to Court, and I further certify the annexed bill of costs is correct and paid by the plaintiff.

Bill of Costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling - seal
Examiner in Chancery

And thereafter, to wit, on the thirtieth day of September, in the year nineteen hundred and fifty-four, the Circuit Court here passed the following Decree of Sale, to wit:

Edna Dize Ayres	)	In Equity No. 7021
Plaintiff	)	
vs	)	In the Circuit Court for
L. Elwood Dize, et al.	)	
Defendants	)	Somerset County, Maryland
	)	

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 30th day of September, 1954, by the Circuit Court for Somerset County, in Equity, adjudged, ordered, and decreed that the real estate in the proceedings mentioned be sold; and it is further

Ordered, adjudged and decreed that Lionel Bennett, L. Creston Beauchamp and Wade D. Ward be and they hereby are appointed trustees to make such sale and that the course and manner of their proceedings shall be as follows:

They shall first file with the Clerk of this Court a bond to the State of Maryland executed

by themselves and a surety or sureties to be approved by this Court in the penalty of five thousand dollars ($5,000.00) if corporate or then thousand dollars ($10,000.00) if private surety conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement inserted in some newspaper published in the City of Crisfield, Somerset County, as they shall think proper, of the time, place, manner and terms of sale, which terms shall be as follows:

A cash deposit of 10% of the purchase price at the time of sale and the balance in cash upon final ratification of sale by the Circuit Court for Somerset County, interest to be paid on the unpaid principal to date of settlement, taxes, water rent, and all other public charges, if any, to be adjusted to the date of settlement and as soon as may be convenient after such sale or sales, the said trustees shall return to this Court a full and particular account of their proceedings relative to such sale, with an annexed affidavit of the trust thereof and of the fairness of said sale; and on obtaining this Court's ratification of the sale, and on the payment of the whole purchase money (and not before), the said trustees shall, by a good and sufficient deed to be executed, acknowledged, and recorded according to law, convey to the purchaser or purchasers his, her, or their heirs the property and estate to him, her, or them sold free, clear and discharged from all claims of the parties hereto, plaintiffs and defendants, and those claiming by, from, or under them, or of them; and the said trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustees as this Court shall think proper to allow in consideration of the skill, attention, and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer

Judge.

And thereupon, the said L. Creston Beauchamp, Lionel Bennett and Wade D. Ward/ Trustees, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS:

THAT WE, L. Creston Beauchamp, Lionel Bennett, Wade D. Ward, as Principals, and the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation of the State of Maryland, as Surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Five Thousand and 00/100 Dollars ($5000.00) to be paid to the said State or its certain Sttorney, to which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SEALED WITH OUR SEALS and dated this twenty-seventh day of October, in the year of our Lord one thousand, nine hundred and fifty-four.

WHEREAS THE ABOVE BOUNDEN L. Creston Beauchamp, Lionel Bennett, Wade D. Ward, by virtue of a decree of the Honoreble the Judge of the Circuit Court of Somerset County, have been appointed trustees to sell Real Estate mentioned in the proceedings in the case of Edna Dize Ayres, Plaintiff, versus, L. Elwood Dize, et al, Defendants, now pending in said Court.

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, if the above bounden L. Creston Beauchemp, Lionel Bennett, Wade D. Ward, do and shall well and faithfully perform the trust reposed in them by said decree, or that may be reposed in them by any future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

January Term 1955

Alice Ann Catlin

L. Creston Beauchamp (SEAL)
Lionel Bennett (SEAL)
Wade D. Ward (SEAL)

UNITED STATES FIDELITY AND GUARANTY COMPANY

By C. R. Schaeffer, Jr.
Attorney-in-fact

CORPORATE SEAL

Which said Bond was thus thereon endorsed, to wit:

Bond Approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, a Certified Copy of Power of Attorney, to wit:

KNOW ALL MEN BY THESE PRESENTS:

That the UNITED STATES FIDELITY AND GUARANTY COMPANY, a corporation organized and existing under the laws of the State of Maryland, having its principal office at the City of Baltimore, in the State of Maryland, does hereby constitute and appoint C. R. Schaeffer, Jr. of the City of Baltimore, State of Maryland, its true and lawful attorney for the following purposes, to wit:

To sign its name as surety to, and to execute, seal and acknowledge any and all stipulations, bonds and/or undertakings, and to respectively do and perform any and all acts and things set forth in the resolution of the Board of Directors of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, a certified copy of which is hereto annexed and made a part of this power of attorney: and the said UNITED STATES FIDELITY AND GUARANTY COMPANY, through us, its Board of Directors hereby ratifies and confirms all and whatsoever the said C. R. Schaeffer, Jr. may lawfully do in the premises by virtue of these presents.

IN WITNESS WHEREOF, the said UNITED STATES FIDELITY AND GUARANTY COMPANY has caused this instrument to be sealed with its corporate seal, duly attested by the signatures of its Vice-President and Assistant Secretary, this 3rd day of July, A.D., 1954.

UNITED STATES FIDELITY AND GUARANTY COMPANY

(Signed) By W. E. Pullen, Vice-President

(SEAL)

(Signed) E. H. Shaw, Assistant Secretary

STATE OF MARYLAND,)
CITY OF BALTIMORE) SS.

On this 3rd day of July, A.D., 1952, before me personally came W. E. Pullen, Vice-President of the UNITED STATES FIDELITY AND GUARANTY COMPANY, and E. H. Shaw, Assistant Secretary of said Company, with both of whom I am personally acquainted, who being by me severally duly sworn, said that they resided in the City of Baltimore, Maryland, that they, the said W. E. Pullen and E. H. Shaw were respectively the Vice-President and Assistant Secretary of the said UNITED STATES FIDELITY AND GUARANTY COMPANY, the corporation described in and which executed the foregoing power of attorney; that they each knew the seal of said corporation; that the seal affixed to said power of attorney was such corporate seal; that it was so affixed by order of the Board of Directors said corporation, and that they signed their names thereto by like order as Vice-President and Assistant Secretary, respectively of the Company.

My commission expires the first Monday in May, A.D., 1953.

(SEAL) (Signed) Dorothy S. Drexel, Notary Public

STATE OF MARYLAND,) SS.
CITY OF BALTIMORE)

I, M. Luther Pittman, Clerk of Superior Court of Baltimore City, which Court is a Court of Record, and has a seal, do hereby certify that Dorothy S. Drexel, Esquire, before whom the annexed affidavits were made, and who has thereto subscribed her name was at the time of so doing, a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and sworn and authorized by law to administer oaths, take acknowledgements, or proof of deeds to be recorded therein. I further certify that I am acquainted with the handwriting of the said Notary and verily believe the signature to be her genuine signature.

IN TESTIMONY WHEREOF, I hereto set my hand and affix the seal of the Superior Court of Baltimore City, the same being a Court of Record, this 3rd day of July, A.D., 1952.

(SEAL) (Signed) J. Luther Pittman
Clerk of the Superior Court of Baltimore City.

COPY OF RESOLUTION

THAT WHEREAS, it is necessary for the effectual transaction of business that this Company appoint agents and attorneys with power and authority to act for it and in its name in the State of Maryland and in States other than Maryland, and in the Territories of the United States and in the Provinces of the Dominion of Canada and in the Colony of Newfoundland.

THEREFORE, BE IT RESOLVED, that this Company do, and it hereby does, authorize and empower its President or either of its Vice Presidents in conjunction with its Secretary or one of its Assistant Secretaries, under its corporate seal, to appoint any person or persons as attorney or attorneys-in-fact or agent or agents of said Company, in its name and as its act, to execute, and deliver any and all contracts guaranteeing the fidelity of persons holding positions of public or private trust, guaranteeing the performance of contracts other than insurance policies and executing or guaranteeing bonds and undertakings, required or permitted in all actions or

proceedings, or by law allowed, and

ALSO, in its name and as its attorney or attorneys-in-fact, or agents to execute and guarantee the conditions of any and all bonds, recognizances, obligations, stipulations, undertakings or anything in the nature of either of the same, which are or may by law, municipal or otherwise, or by any Statute of the United States or of any State or Territory of the United States or of the Provinces of the Dominion of Canada or of the Colony of Newfoundland, or by the rules, regulations, orders, customs, practice or discretion of any board, body, organization, office or officer, local, municipal or otherwise be allowed, required or permitted to be executed, made, taken given, tendered, accepted, filed or recorded, for the security or protection of, by or for any person or persons, corporation, body, office, interest, municipality or other association or organization whatsoever, in any and all capacities whatsoever, condtioned for the doing or not doing of anything or any conditions which may be provided for in any such bond, recognizance, obligation, stipulation, or undertaking, or anything in the nature of either of the same.

I, G. P. Moore, Assistant Secretary of the UNITED STATES FIDELITY AND GUARANTY COMPANY, hereby certify that at a special meeting of the Board of Directors of said Company, duly called and held at the office of the Company, at the City of Baltimore, on the 25th day of February, A.D., 1916, at which was present a quorum of said Directors, duly authorized to act in the premises, resolutions were passed and entered on the minutes of said Company, of which resolutions the foregoing is a true copy and of the whole thereof.

And I do further certify that the above and foregoing is a full, true and correct copy of the original power of attorney given by said Company to C. R. Schaeffer, Jr. of Baltimore, Maryland, authorizing and empowering him to sign bonds as therein set forth, and that the said Power of Attorney is still in full force and effect as of this date.

Given under my hand and seal of said Company, at Baltimore, Maryland, this 27th day of Oct., A.D., 1954.

G. P. Moore, Assistant Secretary CORPORATE SEAL

And thereupon the following Affidavit, to wit:

STATE OF MARYLAND)
CITY OF BALTIMORE) SS:

I, Nan C. Zimmerman, a Notary Public in and for the City and State aforesaid, do hereby certify that C. R. Schaeffer, Jr., who, as attorney-in-fact, signed the writing above, or hereto annexed, for UNITED STATES FIDELITY AND GUARANTY CO., a corporation, bearing date the day of October 27, 1954, has this day in my said City, before me, acknowledged the said writing to be the act and deed of said corporation.

Given under my hand this 27th day of October, 1954. SEAL OF NOTARY

My Commission expires the first Monday in May, A.D., 1955 Nan C. Zimmerman, Notary Public

And thereafter to wit, on the eighth day of November, in the year nineteen hundred and fifty-four, the said trustees exhibited and filed in the Circuit Court here a report of sales with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Edna Dize Ayres	)	In Equity No. 7021
Plaintiff	)	
vs	)	In the Circuit Court for
L. Elwood Dize, et al.	)	
Defendants	)	Somerset County, Maryland
	)	

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of Lionel Bennett, L. Creston Beauchamp and Wade D. Ward, trustees appointed by this Court by order herein dated September 30, 1954, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in them by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in the Crisfield Post, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three successive weeks before the day of the sale, they did pursuant to said notice attend at the steps of the Post Office at Crisfield, Maryland on the 30th day of October, 1954 at two o'clock in the afternoon of said day, and then and there proceeded to sell the property

deacribed in the bill of complaint, to wit:

ALL that lot of land situated in the Town of Crisfield, Somerset County, State of Maryland and described as follows:

Beginning at the southeast corner of lands of Clara Parsons and running in an easterly direction 62' to the land of Benjamin F. Gibson, being bounded on the south by Main Street, thence running 180' by and with said Gibson's land to the property of said Gibson in a northerly direction, thence running in a westerly direction by and with said Gibson's property 62'; thence running 180' in a southerly direction by and with the land of said Clara Parsons to the place of beginning. Being the same premises that were conveyed to L. Cooper Dize by deed dated May 14, 1904, recorded in Liber OTB 39, folio 186.

And sold the same to Wilbert J. Coulbourn for three thousand dollars ($3,000.00). He being then and there the highest bidder therefor and the purchaser has complied with the terms of the sale.

Respectfully submitted,

Lionel Bennett, trustee

L. Creston Beauchamp, trustee

Wade D. Ward, trustee

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 1st day of November, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett, L. Creston Beauchamp and Wade D. Ward, trustees named in the foregoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of their knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

SEAL OF NOTARY Elizabeth B. Whaley, Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of December, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 4th day of December, 1954.

The report states the amount of sale to be three thousand dollars ($3,000.00).

Benjamin L. Barnes

Clerk.

And now at this day, to wit, on the tenth day of January, in the year nineteen hundred and fifty-five, came again into Court here the said trustees, and on motion of the said trustees, the Court passed the following order, to wit:

FINAL ORDER

Ordered by this Court this 10th day of January, 1955, that the sale made and reported by the trustees herein be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

Rex A. Taylor

Judge.

And thereupon, it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

nnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnnn

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne, Town, in and for said County, on the first Monday in May, being the second day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

William J. Kelly)
vs)
Margaret Kelly Anderson,)
Glendola Kelly Clark,)
Zelah Kelly Rini)
James Kelly,)
Evelyn Snyder Wright,)
Anna Snyder Shaeffer,)
John Snyder)
Patsy Schefflett)

Be it remembered that heretofore, to wit, on the twenty-fourth day of February, in the year nineteen hundred and fifty-five, a certain William J. Kelly by his solicitor, Harry C. Dashiell, exhibited and filed in the Circuit Court here a bill of complaint against Margaret Kelly Anderson, Glendola Kelly Clark, Zelah Kelly Rini, James Kelly, Evelyn Snyder Wright, Anna Snyder Shaeffer, John Snyder and Patsy Schefflett, which said bill of complaint is in the words following, to wit:

William J. Kelly) No. 7069 Chancery
vs)
Margaret Kelly Anderson,)
Glendola Kelly Clark,)
Zelah Kelly Rini,)
James Kelly,) In the Circuit Court for
Evelyn Snyder Wright,)
Anna Snyder Shaeffer,)
John Snyder and)
Patsy Schefflett)
) Somerset County, in Equity

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Orator, complaining, says:

1. That a certain Bertha M. Kelly, late of said Somerset County, deceased, was in her lifetime, and at the time of her death, seized in fee simple, of a tract of land in Dames Quarter Election District in said Somerset County and State of Maryland containing about twelve (12) acres more or less and which was conveyed to the said Bertha M. Kelly by two deeds as follows: The first from Margaret A. Kelly, dated October 31, 1898 and recorded among the land records of said Somerset County in Liber OTB 25, folio 333 and the other deed from Wilbur S. Kelly, dated August 17, 1909 and recorded in said land records in Liber SFD 52, folio 316, etc.

2. That being so seized, the said Bertha M. Kelly, departed this life on or about the fourteenth day of January, nineteen hundred and fifty-five, intestate, leaving no husband surviving but leaving the following children and grandchildren surviving her as her only heirs at law, namely: The Plaintiff, William J. Kelly, a son who is an adult and who resides at Dames Quarter in said Somerset County, Maryland; the Defendant, Margaret Kelly Anderson, a daughter who is an adult and who resides at 203 Stillwater Road, Baltimore County, Maryland; the Defendant, Glendola Kelly Clark, a daughter who is an adult and who resides at 2414 Joppa Road, Baltimore County, Maryland; the Defendant, Zelah Kelly Rini, a daughter who is an adult and who resides at 108 E. Rambler Road, Wildwood Crest, Wildwood, New Jersey; the Defendant, James Kelly, a son who is an adult and who resides at 3709 Mohawk Ave., Baltimore City, Maryland; the Defendant Evelyn Snyder Wright, an adult who resides at 618 Murdock Road, Baltimore County, Maryland; the Defendant, Anna Snyder Schaeffer, an adult who resides at 8427 Greenway, Towson, Baltimore County, Maryland and the Defendant, John Snyder, an adult who resides at

8433 Greenway Greenway, Towson, Baltimore County, Maryland; the three last named Defendants being the children Emily Kelly Snyder, deceased, a daughter of the said Bertha M. Kelly, deceased,; and the Defendant, Patsy Schefflett, an infant under the age of twenty-one years, who resides at 321 Pratt Road, Grey Maner, Baltimore County, Maryland, who is a daughter of Dorothy Kelley , deceased, a daughter of the said Bertha M. Kelly deceased.

3. That your Orator and the said Defendants are now seized as tenants in common of the aforesaid land.

4. That the aforesaid real estate is not susceptible of division or partition among the said parties entitled to interest therein and that it, therefore, would be for the benefit and advantage of said parties to sell the said real estate and divide the proceeds among them.

TO THE END, THEREFORE:

A. That a decree may be passed for the sale of said real estate.

B. That the proceeds of said sale maybe divided among your Orator and the said Defendants according to their respective rights and interest therein.

C. That your Orator may have such other and further relief as his case may require.

May it please your Honors to grant unto your Orator the writ of sub-poena directed to the said Margaret Kelly Anderson, an adult who resides at 203 Stillwater Road, Baltimore, Maryland; the said Glendola Kelly Clark, an adult who resides at 2414 Joppa Road, Baltimore County, Maryland, the said James Kelly, an adult who resides at 3709 Mohawk Ave., Baltimore City, Maryland, the said Evelyn Snyder Wright, an adult who resides at 618 Murdock Road, Baltimore County, Maryland, the said Anna Snyder Schaeffer, an adult who resides at 8427 Greenway, Towson, Baltimore County, Maryland, the said John Snyder, an adult who resides at 8433 Greenway, Towson, Baltimore County, Maryland, and Patsy Schefflett, a minor under the age of twenty-one years, commanding them and each of them to be and appear in this Court on some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein; and an order of publication directed to the said Zelah Kelly Rini, an adult who resides at 108 Rambler Road, Wildwood Crest, Wildwood, New Jersey, and who is a non-resident of the State of Maryland, giving notice of the object and substance of this suit and warning her to be and appear in this Court in person or by solicitor on or before a certain day to be named in said order of publication.

And as in duty bound, etc.

Harry C. Dashiell
Solicitor for Complainant

And thereafter the following answer was filed, to wit:

William J. Kelly	No. 7060 Chancery.
vs	
Margaret Kelly Anderson, Glendola Kelly Clark, Zelah Kelly Rini, James Kelly, Evelyn Snyder Wright, Anna Snyder Shaeffer, John Snyder, and Patsy Schefflett	In the Circuit Court for Somerset County in Equity

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The answer of the said Zelah Kelly Rini, to the Bill of Complaint (by a copy of which is hereto attached) against her and others in said cause exhibited respectfully represents.

That this Defendant admits the matters and facts set forth in said Bill of Complaint and consents to the passage of such decree as may be right and proper in the premises.

Zelah Kelly Rini

And thereupon, in pursuance of the prayer of the prayer of the foregoing bill, the following subpoenas were issued, to wit:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF COURT

TO Anna Snyder Schaeffer
8427 Greenway,
Towson 4, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William J. Kelly against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty Five.

Issued the 24th day of February, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named. Complainant (s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor (s) for Complainant (s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF SOMERSET COUNTY, TO WIT:

COURT TO: Evelyn Snyder Wright,
618 Murdock Road,
Baltimore 12, Md. Baltimore County

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William J. Kelly against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty Five.

Issued the 24th day of February 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant (s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor (s) for Complainant (s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Margaret Kelly Anderson
203 Stillwater Road
Baltimore, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William J. Kelly, against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty Five.

Issued the 24th day of February, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO Glendola Kelly Clark,
2414 E. Joppa Road,
Baltimore 14, Md.
Baltimore County

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William J. Kelly against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty Five.

Issued the 24th day of February, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant (s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Compalinant (s)

Name Harry C. Dashiell

Address Princess Anne, Md. Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND
SEAL OF
COURT SOMERSET COUNTY, TO WIT:

TO James Kelly
3709 Mohawk Ave.
Baltimore, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William J. Kelly against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty Five.

Issued the 24th day of February, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decreé for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF

COURT

TO John Snyder,
8433 Greenway
Towson 4, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William J. Kelly against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty Five.

Issued the 24th day of February 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

THE STATE OF MARYLAND
SEAL OF
COURT SOMERSET COUNTY, TO WIT:

TO Patsy Schefflett, Infant
321 Trappe Road, Balto. County 22, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other

defense to be filed to the complaint of William J. Kelly against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty Five

Issued the 24th day of February, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

And thereafter on the eleventh day of March in the year Nineteen Hundred and Fifty-Five, the following Order to renew subpoena, to wit:

William J. Kelly	)	7069 Chancery
vs	)	
Margaret Kelly Anderson et al	)	
	)	

MR.CLERK:

Please re-issue summons for James Kelly at 3709 Mohawk Ave., Balto., Md.

Harry C. Dashiell

Solicitor for Complainant

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO James Kelly
3709 Mohawk Ave.
Baltimore, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of April next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William J. Kelly against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of March, Nineteen Hundred and fifty-five.

Issued the 11th day of March, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena, Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

At which said first Monday in March, in the year nineteen hundred and fifty-five, and the day of the return of the first six of the above recited writs, came again into Court here the said complainants by their solicitor, and the Sheriff of Baltimore County, Gilbert G. Miller, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

To the first above recited writs:

"Summoned Anna Snyder Schaeffer and a copy of subpoena, Bill of Complaint served on, and left with her this 25th day of Feb., 1955."

Costs 95¢ Gilbert G. Miller, Sheriff

To the second above recited writs:

"Summoned Evelyn Snyder Wright and a copy of subpoena, Bill of Complaint served on and left with her this 25th day of February, 1955"

Costs 95¢ Gilbert G. Miller, Sheriff

To the third above recited writs:

"Summoned Margaret Kelly Anderson and a copy of subpoena, Bill of Complaint served on and left with her this 28th day of Feb., 1955"

Costs 95¢ Gilbert G. Miller, Sheriff

To the fourth above recited writs:

"Summoned Glendola Kelly Clark and a copy of subpoena, Bill of Complaint served on and left with her this 25th day of February, 1955."

Costs 95¢ Gilbert G. Miller, Sheriff

To the fifth above recited writs:

"Non Est"

To the sixth above recited writs:

"Summoned John Snyder and a copy of subpoena, Bill of Complaint served on and left with him this 25th day of February, 1955."

Costs 95¢ Gilbert G. Miller, Sheriff

At which said first Monday in March, in the year nineteen hundred and fifty-five, and the day of the return of the seventh above recited writ, came again into Court here the said complainant, by his solicitor, and the Sheriff of Baltimore County, Gilbert G. Miller, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court herein the words following, to wit:

To the seventh above recited writs:

"Summoned Patsy Schefflett, Infant this 26th day of February 1955 by reading Subpoena, Bill of Complaint to Patsy Schefflett, Infant and a Copy of Subpoena, Bill of Complaint left with Patsy Schefflett, Infant and a Copy of Subpoena, Bill of Complaint left with Edward Garnett, father of said Infant."

Costs $1.90 Gilbert G. Miller, Sheriff

At which said first Monday in March, in the year nineteen hundred and fifty-five, and the day of the return of the eighth above recited writ, came again into Court here the said complainant, by his solicitor, and the Sheriff of Baltimore County, Joseph C. Oeegan, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court herein the words following, to wit:

To the eighth above recited writs:

"Summoned James Kelly and a copy of the Process with a copy of the Bill of Complaint left with the Defendant on the 16th day of March, 1955 in the presences of Daniel Willehe".

Fees $2.35 Joseph C. Oeegan, Sheriff

And thereafter to wit, on the thirty-first day of March, Nineteen Hundred and Fifty-Five the said complainant , by his solicitor, filed in Court here a petition and order of court in the words following, to wit:

WILLIAM J. KELLY	)	NO. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, ETAL	)	FOR SOMERSET COUNTY
	)	IN EQUITY

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Orator complaining says:

The petition of the Complainent, William J. Kelly, respectfully represents:

That it appears from the papers in said cause, that Patsy Schefflett has been duly summonsed to appear in said cause, but being an infant under the age of twenty-one years, she cannot answer and defend this suit for herself. Your Petitioner, therefore, prays this Court to appoint a guardian ad litem to appear and answer for said infant Respondent.

And as in duty bound, etc.

Harry C. Dashiell, Solicitor for Complainent

ORDERED by the Circuit Court for Somerset County in Equity, this 31st day of March, nineteen hundred and fifty-five, that Grace J. Barnes, be and she is hereby appointed guardian ad litem to appear and answer for said Patsy Schefflett, who has been duly summonsed to appear but who is an infant under the age of twenty-one years and cannot appear and answer for herself.

E. McMaster Duer,

Judge.

The answer of Grace J. Barnes, guardian ad litem duly appointed by this Honorable Court respectfully represents:

That the said Patsy Schefflett being an infant, cannot answer the Bill of Complaint for herself and therefore submits her rights to the protection of this Honorable Court and the said Respondent consents to the passage of such decree as may be right and proper in the premises.

Grace J. Barnes, Guardian Ad Litem

And afterwards, to wit, on the twenty-sixth day of March, Nineteen hundred and Fifty-five, the following Petition and Decree Pro Confess and Order appointing Special Examiners, to wit:

WILLIAM J. KELLY	)	NO. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, etal	)	FOR SOMERSET COUNTY
	)	IN EQUITY

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of the Complainent, William J. Kelly, respectfully represents:

That it appears by the papers in said cause that the said Respondents, Margaret Kelly Anderson, Glendola Kelly Clark, James Kelly, Evelyn Snyder Wright, Anna Snyder Schaeffer and John Snyder, have all been duly summonsed to appear and answer as required by law. And it also appears that the said Zelah Kelly Rini, an adult, has appeared in said cause and has filed her answer therein.

Your petitioner, therefore, prays this Court to pass an order that said Bill of Complaint be taken against the said adult Respondents, Margaret Kelly Anderson, Glendola Kelly Clark, James Kelly, Evelyn Snyder Wright, Anna Snyder Schaeffer and John Snyder, pro confesso.

And as in duty bound, etc..

Harry C. Dashiell, Solicitor for Complainent

May Term, 1955

ORDERED by the Circuit Court for Somerset County in Equity, this 26th day of March, nineteen hundred and fifty-five, that the said Bill of Complaint be and it is hereby taken pro confesso a ainst Margaret Kelly Anderson, Glendora Kelly Clark, James Kelly, Evelyn Snyder Wright, Anna Snyder Schaeffer and John Snyder, all adult Respondents, who have been duly summonsed to appear but have failed to appear and answer as required by law.

And since it appears that Harry C. Dashiell, the examiner of this Court is the Solicitor for the Complainent in this cause, it is further ordered that Lorraine W. Long be and she is hereby appointed Special Examiner to take the depositions in this cause.

E. McMaster Duer

Judge.

And afterwards, to wit, on the sixth day of April, Nineteen hundred and Fifty-five, Lorraine W. Long, Special Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here, in the words following, to wit:

WILLIAM J. KELLY	)	NO. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, ET AL	)	FOR SOMERSET COUNTY
	)	IN EQUITY

In the above entitled cause, I, Lorraine W. Long, Special Examiner, duly appointed by this Court, do hereby certify that at the law office of Harry C. Dashiell in Princess Anne, Maryland on Wednesday, April 6, 1955, I did take the following depositions, that is to say:

William J. Kelly, a witness of lawful age, being first duly sworn, deposing says:

1. Please state your name, age, residence and occupation.

Ans. William J. Kelly, age 55, residence, Dames Quarter, Maryland, occupation, retired lighthouse keeper.

2. Do you know the parties to this suit and if so, how long have you known them and where do they reside.

Ans. Yes, I know the parties to this suit. I am the Plaintiff and the Defendants are my brother and three sisters and the children of two deceased sisters.

3. Please tell us if you knew Bertha M. Kelly in her lifetime, if yea, is she living or dead, if dead, when and where did she die, did she or not die intestate and who are her heirs at law.

Ans. Bertha M. Kelly was my Mother and she died on the 14th day of January, 1955 at the home of my sister, Glendola K. Clark in Baltimore. She left no last will and testament and her heirs at law are as follows: The Plaintiff, myself, and I am an adult and reside at Dames Quarter, Maryland; the Defendant, Margaret Kelly Anderson, a daughter who is an adult and resides at 203 Stillwater Road, Baltimore, Maryland; the Defendant, Glendola Kelly Clark, a daughter who is an adult and resides at 2414 Joppa Road, Baltimore County, Maryland; the defendant, Zela Kelly Rini, a daughter who is an adult and who lives at 108 E. Rambler Road, Wildwood, N.J.; the defendant, James Kelly, who is a son and an adult and who resides at 3709 Mohawk Ave., Baltimore Maryland; the following children of my deceased sister, Emily Kelly Snyder, who died before her Mother, namely the defendant, Evelyn Snyder Wright, an adult who resides at 618 Murdock Road, Baltimore County, Maryland; Anna Snyder Schaeffer, and adult who resides at 8427 Greenway, Towson, Baltimore County, Maryland and the defendant, John Snyder an adult who lives at 8433 Greenway, Towson, Maryland; and finally the daughter of another sister who died before her Mother's death, namely Patsy Schefflett, an infant under the age of 21 years who resides at 321 Pratt Road, Greymanor, Baltimore County, Maryland.

4. Please state whether or not the said Bertha M. Kelly owned any real estate at the time of her death and if so describe it and state its' value.

Ans. Yes, at the time of her death, my Mother owned a tract of land in Dames Quarter, Somerset County, Maryland, containing about 12 acres. This property adjoins the lands of Minnie Simpkins, Lena V. Carew and others and contains about 12 acres more or less. It was conveyed to my Mother by two deeds one, from Margaret A. Kelly dated October 31, 1898 and recorded in Liber OTB 25, folio 333 and the other deed from my Father, Wilbur S. Kelly, dated August 17, 1909 and recorded in Liber SFD 52, folio 316, etc., This property is improved by a dwelling house not very old, which is in a fiar condition of repair and in my opinion the whole property is worth about $3500.00.

5. Please state whether or not the said real estate is susceptible of partition among the parties entitled thereto or will it have to be sold and the proceeds divided among them.

Ans. It cannot be divided in kind among so many heirs but on the contrary, it will have to be sold and the proceeds divided among the heirs who are the owners at the present time.

6. At the sole of this property, please tell us if there is any portion thereof that you would like to have exempt from the sale.

Ans. Yes, there is on this property, a very old burial ground. It is no doubt the oldest known burial ground in Dames Quarter. It contains about an acre of ground and not only are all my people buried there but it was the burial ground of a great many other familgies of the Dames Quarter Community. I am sure that all of the members of my family would like to have this burying ground exempted from the sale together with a right of way over the road leading up to it.

Court question and answer.

I believe that there is nothing further that I desire to say.

William J. Kelly

TEST Lorraine W. Long

Hodson White, a witness of lawful age, being first duly sworn, deposing says:

1. Please state your name, age, residence and occupation.

Ans. Hodson White, age 60, residence, Dames Quarter, Maryland, occupation, school bus driver.

2. Do you know the parties to this suit, if so, how long have you known them and where do they reside.

Ans. Yes, I know all the parties to this suit and have known them all of their life, since we have all lived as neighbors down at Dames Quarter.

3. Did you know Bertha M. Kelly in her lifetime, if so, is she living or dead, if dead, did she die intestate and who are her heirs at law.

Ans. I did know Mrs. Bertha M. Kelly in her lifetime and had known her for many years. She died at the home of one of her daughters in Baltimore about the middle of January and was brought down to Dames Quarter for burial in the old Kelly graveyard. My information is that she did not leave a last will and testament and her heirs at law are William J. Kelly, the plaintiff, an adult who resides at Dames Quarter, Maryland; Margaret Kelly Anderson, a daughter who is an adult and resides at 203 Stillwater Road, Baltimore, Maryland; the defendant, Glendola Kelly Clark, a daughter who is an adult and who resides at 2414 Joppa Road, BaltimoreCounty, Maryland; the defendant, Zela Kelly Rini, a daughter who is an adult and who lives at 108 E. Rambler Road, Wildwood, N.J., the defendant, James Kelly who is a son and an adult and who resides at 3709 Mohawk Ave., Baltimore, Maryland; the following children of a deceased daughter, Emily Kelly Snyder, who died before her Mother, namely the defendant, Evelyn Snyder Wright, an adult

who resides at 618 Murdock Road, Baltimore County, Maryland; Anna Snyder Schaeffer, an adult who resides at 8427 Greenway, Towson, Baltimore County, Maryland and the Defendant, John Snyder an adult who lives at 8433 Greenway, Towson, Maryland; and finally the daughter of another daughter who died before her Mother's death, namely Patsy Schefflett, an infant under the age of 21 years who resides at 321 Pratt Road, Greymanor, Baltimore County, Maryland.

4. Did or not the said Bertha M. Kelly own any real estate at the time of her death and if she did, describe and state its value.

Ans. At the time of her death, Mrs. Kelly owned a tract of land improved by a dwelling house located on or near the main County Road at Dames Quarter, leading to the "Shore Side". This property adjoins the lands of Minnie Simpkins, Lena V. Carew and others and contains about 12 acres. I am not familiar with the deeds for the property but I do know that the property has beein in the Kelly family for many years. This property in my opinion is worth about $3500.00.

5. Please state whether or not this property can be divided in kind or whether it will have to be sold and the proceeds divided.

Ans.. It will have to be sold and the proceeds divided. There are too many heirs in order to make any kind of equal division among them.

Court question and answer:

There is nothing further.

T. Hodson White

TEST Lorraine W. Long

There being no further witnesses produced to me to be examined, I herewith at the request of the Plaintiff Solicitor, return the above depositions to Court closed under my hand and seal and certify that the annexed statement of cost is correct.

Given under my hand and seal this 6th day of April, 1955.

Lorraine W. Long SEAL

Examiner

Bill of Cost:

To fee for taking abouve depositions--------$10.00

And thereafter to wit, an affidavit in the words following,

WILLIAM J. KELLY	)	NO. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, etal	)	FOR SOMERSET COUNTY
	)	IN EQUITY

TO THE HONORABLE, THE JUDGES OF SAID COURT:

I, the undersigned, Woodall Ford, do hereby certify that I knew Bertha M. Kelly in her lifetime and all of her children all of their lives.

I do further state that I have known the tract of land known as the Kelly farm consisting of a dwelling house and about twelve acres of land all of my life. I am advised that the heirs have been offered the sum of $3500.00 in cash for this property and if this is so then in my opinion this is a very good price of said property and it is to the advantage and for the benefit of the children to accept this offer.

Another reason I have for this opinion is because the dwelling house on said property is in need of extensive repairs and a considerate sum of money will have to be spent on the dwelling as soon as the sale is consummated.

Respectfully submitted,

Woodall Ford

Subscribed andsworn to before me, a Notary Public of the State of Maryland in and for Somerset County this 28th day of April, 1955.

SEAL OF NOTARY Eunice Dashiell, Notary Public

And afterwards, to wit, on the thirtieth day of April, Nineteen hundred and Fifty-five, the following affidavit, in the words following.

WILLIAM J. KELLY	)	NO. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, etal	)	FOR SOMERSET COUNTY
	)	IN EQUITY

TO THE HONORABLE, THE JUDGES OF SAID COURT:

I, the undersigned, T. Hodson White, do hereby certify that I have lived in Dames Quarter district, all of my life and that I know Bertha M. Kelly and all of her children, who are the parties in this cause, all of my life and/or their lives.

I further certify that I have been familiar with the tract of land known as the Kelly farm mentioned and described in the above papers all of my life and that speaking generally I am familiar with the value and sale price of real estate in Dames Quarter District. I am advised that Perry White has offered the parties to this suit the sum of $3500.00 in cash for the Kelly farm and in my opinion this is a very good offer for said property and it is to the advantage and for the benefit of said parties to accept this offer and to sell and convey said property to the said Perry White for this sum of money.

Respectfully submitted,

T. Hodson White

Subscribed and sworn to before me, a Notary Public of Somerset County and State of Maryland this 28th day of April, 1955.

SEAL OF NOTARY Eunice Dashiell, Notary Public

And thereafter to wit, the following affidavit, in the words following.

WILLIAM J. KELLY	)	NO. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, etal	)	FOR SOMERSET COUNTY
	)	IN EQUITY

TO THE HONORABLE, THE JUDGES OF SAID COURT:

I, the undersigned, Delmas Shores, do hereby certify that I knew Bertha M. Kelly in her lifetime and all of her children, all of their lives.

I do further state that I have known the tract of land known as the Kelly farm consisting of a dwelling house and about twelve acres of land all of my life. I am advised that the heirs have been offered the sum of $3500.00 in cash for this property and if this is so then in my opinion this is a very good price for said property and it is to the advantage and for the benefit of the children to accept this offer.

Another reason I have for this opinion is because the dwelling house on said property is in need of extensive repairs and a considerate sum of money will have to be spent on the dwelling as soon as the sale is consummated.

Respectfully submitted,

Delmas Shores

Subscribed and sworn to before me, a Notary Public of the State of Maryland in and for Somerset County this 28th day of April, 1955.

SEAL OF NOTARY Eunice Dashiell, Notary Public

And thereafter, to wit, on the thirtieth day of April, Nineteen Hundred and Fifty-Five, the following decree in the words following.

WILLIAM J. KELLY	)	No. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, et al	)	FOR SOMERSET COUNTY
	)	IN EQUITY

This cause standing ready for hearing and being submitted without argument, these proceedings were read and considered.

It is thereupon this 30th day of April, 1955 by the Circuit Court for Somerset County in Equity, adjudged, ordered and decreed, that the real estate in the proceedings mentioned be sold.

That Harry C. Dashiell, be, and he is hereby appointed Trustee to make such sale and that the course and manner of his proceedings shall be as follows:

He shall first file in the office of the Clerk of the Circuit Court for Somerset County in Equity, a bond to the State of Maryland, executed by himself and a surety or sureties to be approved by said Clerk in the penalty of $7000.00, if individual surety or sureties, or one-half of said prenal sum if Corporate surety, condition for the faithful performance of the Trust reposed in him by this decree or that may be reposed in him by any future decree or order in the premises.

He shall then proceed to make sale of the real estate in the following manner.

He shall accept the offer made for the real estate described in this proceedings by Perry A. White of Wicomico County, Maryland of $3500.00 in cash, and upon the payment of said sum of money by the said purchaser and upon the final ratification of said sale by this Court, the said Trustee is hereby authorized and empowered to give to said purchaser a deed for said property, conveying free and unembumbered title therein.

And as soon as may be after the completion of said sale, the said Trustee shall return to this Court, a full and particular account of the same with an affidavit of the truth thereof, and of the fairness of such sale.

And upon the payment of the whole purchase price and not before the said Trustee shall by good and sufficient deed to be executed and acknowledged according to law, convey to the purchaser of said property, his heirs and assigns the real estate to him so sold, free, clear and discharged of all claims of the parties to this cause and of any person or persons claiming by, from or under them.

And the said Trustee shall bring into this Court, the money arising from such sale to be disposed of under the direction of this Court, after deducting therefrom the cost of this sale and such commissions to the said Trustee as the said Court shall think proper to allow in consideration of the skill, attention, and fidelity wherewith he shall appear to have discharged his Trust.

E. McMaster Duer.

Judge

And afterwards, to wit, the following Trustees' Report of Sale, Order Nisi, and Final Order of Ratification was filed on the 4th day of May, 1955, in the words following:

WILLIAM J. KELLY	)	NO. 7069 CHANCERY
VS	)	IN THE CIRCUIT COURT
MARGARET KELLY ANDERSON, etal	)	FOR SOMERSET COUNTY IN EQUITY
	)	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Sale of Harry C. Dashiell, Trustee, appointed by a decree passed in the above entitled cause, to make sale of the real estate therein mentioned, respectfully represents:

That after giving bond with security for the faithful discharge of the trust as required by said decree, the said Trustee did sell at private seal, all that lot or parcel of land mentioned in said proceedings as follows:

Your said Trustee sold at a private sale in order to complete and carry out the offer for said property heretofore made by a certain Perry A. White of Wicomico County and State of Maryland and in further compliance with the decree heretofore passed in this cause, your said Trustee sold said real estate to the said Perry A. White and Beatrice M. White, his wife, and

Lena V. Carew, as joint tenants and not as tenants in common, their heirs and assigns in fee simple, and which said real estate is more fully described as follows:

All that tract or parcel of land situate lying and being in Dames Quarter Election District in said Somerset County and State of Maryland, near the County Road leading to the shore side adjoining the lands of Minnie Simpkins, Lena V. Carew, Monroe Jones, and others and containing 12 acres of land more or less.

This being the same land which was conveyed unto the said Bertha M. Kelly by two deeds, the first from Margaret A. Kelly dated October 31, 1898 and recorded among the land records of said Somerset County in Liber OTB 25, folio 33, etc., and the other deed from Wilbur S. Kelly dated August 17, 1909 and recorded in Liber SFD 52, folio 316 etc., except so much thereof as was afterwards conveyed to William O. Simpkins by deed duly recorded among the land records of said Somerset County. This property is improved by a two story frame dwelling house.

And your Trustee further reports that the purchase price of $3500.00 has been fully paid in cash to your said Trustee by the said Purchasers and the receipt of which is hereby acknowledged.

And your said Trustee further reports that the name of the purchasers of said property has been changed to the form herein stated at the request and direction of the said Perry A. White; and with the consent and approval of the said Perry A. White, your Trustee reserves the old burying ground on said property which is really a community cemetary and the dimensions of which are to be laid off before this sale is ratified.

All of which is respectfully submitted. Harry C. Dashiell, Trustee

State of Maryland, Somerset County, to wit:

I hereby certify that on this 3rd day of May, 1955, before me, the subscriber, a Notary Public of the State of Maryland in and for Somerset County, aforesaid, personally appeared Harry C. Dashiell, Trustee named in the above Report of Sale and made oath in due form of law that the matters and facts stated in the aforegoing Report of Sale are true as therein reported was fairly made.

As witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY Eunice Dashiell, Notary Public

WILLIAM J. KELLY) NO. 7069 CHANCERY

VS) IN THE CIRCUIT COURT

MARGARET KELLY ANDERSON, et al) FOR SOMERSET COUNTY IN EQUITY

ORDERED that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Trustee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 6th day of June, 1955; provided a copy of this order be inserted in some newspaper printed in Somerset County, once in each of three successive weeks before the 4th day of June, 1955.

The report states the amount of sale to be $3500.00.

Benjamin L. Barnes, Clerk.

ORDERED by the Circuit Court for Somerset County in Equity this 7th day of June, 1955, that the sale of the real estate mentioned in these proceedings made and reported by Harry C. Dashiell, Trustee as aforesaid; be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

And since it appears that Harry C. Dashiell, the regular auditor of this Court, is the solicitor for the Complainant in said cause, it is further ordered that Lorraine Long be, and she is hereby appointed special auditor to state the account in this cause.

E. McMaster Duer, Judge.

And thereafter the following Bond was filed on the thirteenth day of July, 1955, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS that I, Harry C. Dashiell of Somerset County and State of Maryland, as principal, and the American Shrety Company of New York, a corporation created and existing under the laws of the State of New York, as surety, are held and firmly bound unto the State of Maryland, or its certain Attorney, in the full and just sum of $ 4000.00, to be paid to the said State of Maryland, and to which payment, well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, firmly by these presents, sealed with our seals and dated this 13th day of ~~May~~ July, 1955.

WHEREAS by a decree of the Circuit Court for Somerset County, in Equity, passed on the 20Qth day of April, 1955, in a cause wherein William J. Kelly is the plaintiff, and Margaret Kelly Anderson, and others are Defendants, the same being No. 7069 Chancery on the chancery docket of said Court, the said Harry C. Dashiell was appointed Trustee to make sale of the real estate therein mentioned and described, all of which will appear by a reference to the proceedings in said cause.

NOW, therefore, this obligation witnesseth that if the above bounden, Harry C. Dashiell, does and shall, well, truly and faithfully perform the trust reposed in him by said decree or that may be reposed in him by any future decree or order in the premises, then this obligation to be void; otherwise to be and remain in full force and virtue in law.

AS witness the hand and seal of the said Trustee , the corporate seal of said American Surety Company, a corporation as aforesaid, and the hand of Harry C. Dashiell, attorney-in-fact, the day and year above written.

Harry C. Dashiell (SEAL)

AMERICAN SURETY COMPANY OF NEW YORK,

TEST: By- Harry C. Dashiell, Attorney-in-fact

E. McMaster Duer

Seal of Corporation

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Duer, Clerk.

HENRY H. WATSON AND CLAY E. DENNIS, TRADING AS DENNIS & WATSON, POCOMOKE CITY, MARYLAND

VS

MARION J. CULVER, 907 Market St., Pocomoke, MABEL L. BUTLER, Market St., Pocomoke, J. ROGER CULVER, 216 Newton, St., Salisbury, BETTY ANN FLURER, 503 Clarke Ave., Pocomoke JEAN K. OUTTEN, Rt. 3, Pocomoke, Md. LENA G. VAN NAME, 397 Netherlands Ave., Staten Island, New York and LLOYD L. SIMPKINS, ADMINISTRATOR, Princess Anne, Md.

) NO. 7047 CHANCERY IN THE

) CIRCUIT COURT FOR

) SOMERSET COUNTY.

Be it remembered that heretofore to wit, on the twelfth day of November, in the year nineteen hundred and fifty-four, a certain Harry C. Dashiell, Solicitor, in his proper person, exhibited and filed in the Circuit Court here a Bill of Complaint against Marion J. Culver, Mabel L. Butler, J. Roger Culver, Betty Ann Flurer, Jean K. Outten, Lena G. Van Name & Lloyd L. Simpkins, Adm., which said Bill of Complaint is in the words following, to wit:

HENRY H. WATSON AND CLAY E. DENNIS, TRADING AS DENNIS & WATSON, POCOMOKE CITY, MARYLAND

VS

MARION J. CULVER, 907 Market St., Pocomoke,
MABEL L. BUTLER, Market St., Pocomoke
J. ROGER CULVER, 216 Newton St., Salisbury
BETTY ANN FLURER, 503 Clarke Ave., Pocomoke
JEAN K. OUTTEN, Rt. 3 Pocomoke, Md.
LENA G. VAN NAME, 397 Netherlands Ave., Staten Island, New York
and LLOYD L. SIMPKINS, ADMINISTRATOR, Princess Anne, Md.

NO. 7047 CHANCERY IN THE

CIRCUIT COURT FOR

SOMERSET, COUNTY.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Bill of Complaint of the Complainents, Henry H. Watson and Clay E. Dennis, partners, trading as Dennis & Watson, who sue as well for themselves as for all of the creditors of Woodland F. Culver, late of Somerset County, deceased, who will come in and contribute to the expenses of this suit, respectfully show:

FIRST: That your Orators are Undertakers and as such, furnished a casket and incurred other necessary expenses in the burial of the said Woodland F. Culver and conducted the funeral of the said Woodland F. Culver which said expenses amounting to the sum of ninehundred twenty-two dollars and fifty-four cents ($922.54) as will appear by statement of the said account herewith filed as a part of this bill marked Exhibit "A".

SECOND: That the said Woodland F. Culver being so indebted unto your Orators and unto divers other persons departed this life on or about the first day of May , nineteen hundred and fifty-four, intestate leaving no wife or widow surviving him but leaving the following children as his only heirs at law, namely, a son, the Respondent, Marion J. Culver, an adult, who resides at 907 Market Street, Pocomoke, Maryland; a dau hter, the Respondent, Mabel L. Butler, an adult, who resides on Market Street, Pocomoke, Maryland, a son, the Respondent, J. Roger Culver, an adult, who resides at 216 Newton Street, Salisbury, Maryland; and the following children of Mary E. Butler, a dau hter of the said Woodland F. Culver, who died before the death of her Father, leaving surviving her, three dau hters, namely, Betty Ann Flurer, a Respondent, who is an adult, and resides at 503 Clarke Avenue, Pocomoke, Maryland; the Respondent Jean K. Outten, a daughter and an adult, who resides at Rt. 3, Pocomoke, Maryland and a daughter, the Respondent Lena K. Van Name, an adult who resides at 397 Netherlands Avenue, Staten Island, New York.

THIRD: That the said Woodland F. Culver at the time of his death, was seized and possessed of valuable real estate in Dublin Election District in said Somerset County and said State of Maryland.

FOURTH: That the said Woodland F. Culver at the time of his death, left a small personal estate which is absolutely insufficient to pay the debts due and owing by him at the time of his death and that the Respondent, Lloyd L. Simpkins, an adult residing at Princess Anne, Maryland, has been appointed Administrator upon the estate of the deceased by the Orphan's Court for Somerset County.

TO THE END THEREFORE:

(1) That the said real estate of the said Woodland F. Culver, or so much thereof as may be necessary may be sold for the payment of the debts due and owing by the said deceased.

(2) That your Orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your Orators the writ of subpoena directed to the said Marion J. Culver, an adult, residing at 907 Market Street, Pocomoke, Maryland; and unto Mable L. Butler, an adult, residing on Market Street in said Pocomoke, Maryland and to J. Roger Culver, an adult residing at 216 Newton Street, Salisbury, Maryland and unto Betty Ann Flurer, an adult residing at 503 Clarke Ave., Pocomoke and unto Jean K. Outten, an adult residing on Rt. 3, Pocomoke, Maryland and unto Lloyd L. Simpkins, Adm.; of the said deceased, an adult, residing at Princess Anne, Maryland, commanding them and each of them to be and appear 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 passes as prayed; and an order of publication directed to the Respondent Lena G. Van Name, an adult, whose address is 397 Netherlands Ave, Staten Island, in the State of New York, and who is a non resident of the State of Maryland, giving notice to non resident defendant of the substance and object of this suit and warning her to be and appear in this Court on a certain day to be named therein to answer the premises and abide by and perform such

decree as may be passed in said cause.

And as in duty bound, etc.,

Lloyd L. Simpkins

Harry C. Dashiell, Solicitors for the Complainents.

Complainant's "Exhibit A", referred to in the foregoing bill is in the words following, to wit:

BILLS

$97.18 - Royce Culver
922.59 - Dennis & Watson
44.50 - E. G. Davis
440.54 - Marion Culver
5.28 Clifs Quality Meats
9.47 - Taxes St. & Co. - Store
22.27 - Taxes St. & Co. - Farm
426.79 - O. L. Tawes
150.00 - Dr. Gilmore - Medical
46.78 - Shockley & Humphreys - Store
$2165.40
40.00 - Ed Muir
$2205.40

1954
No. 5838 Pg. 26 RECEIVED Jun 15, 1955 19

of MR. Woodland Culver

Twenty-three ---------- 27/100 DOLLARS

County Tax - - $21.53
Interest - - - 97
State Tax - - - 74
Interest - - - 03
Total $23.27

For Dublin District, Somerset County, Md.

Carlos Bozman, Treasurer
R

Dennis & Watson

vs

Marion Culver, et al.

IN THE

CIRCUIT COURT FOR SOMERSET

COUNTY

No. 7047 Chancery, Term, 19__

STATEMENT OF COSTS

PLAINTIFF'S		DEFENDANT'S
Attorney	$10.00	
Clerk	12.00	
To accrue	2.00	
Record	16.25	
Sheriff Wicomico	.75	
Sheriff Worcester	3.00	
Sheriff Somerset	.75	
Examiner, Testimony	10.00	
	$54.75	

Test: Benjamin L. Barnes,

Clerk of the Circuit Court for Somerset County.

TELEPHONE 224 DENNIS AND WATSON Funeral Home (Successors to Vernon P. Stevenson) POCOMOKE CITY, MARYLAND AMBULANCE SERVICE

ESTATE OF LATE WOODLAND F. CULVER

1954		
May 1 - To personal services rendered,		
Casket, Embalming & etc.		$850.00
Cement Vault and opening grave		70.00
Clothing I. H. Merrill Co.		2.59
		$922.54
		497.96
		424.58

And thereafter, to wit, on the seventeenth day of November, in the year Nineteen Hundred and Fifty-Four, the following Answer to Bill of Complaint, in the words following, to wit:

HENRY H. WATSON AND CLAY E. DENNIS, TRADING AS DENNIS & WATSON, POCOMOKE CITY, MARYLAND) No. 7047 CHANCERY IN THE

VS) CIRCUIT COURT FOR SOMERSET

MARION J. CULVER, 907 Market St., Pocomoke
MABEL L. BUTLER, Ma ket St., Pocomoke
J. ROGER CULVER, 210 Newton St., Salisbury) COUNTY
BETTY ANN FLURER, 503 Clarke Ave., Pocomoke
JEAN K. OUTTEN, Rt. 3, Pocomoke, Md.
LENA G. VAN NAME, 397 Netherlands Ave., Staten Island, New York
and
LLOYD L. SIMPKINS, ADM., Princess Anne, Md.)

TO THE HONORABLE, THE JUDGES OF SOMERSET COURT:

The answer of Lena G. Van Name, an adult and one of the Respondents in the above entitled cause to the Bill of Complaint filed in said cause a ainst said Respondents and others, a copy of which said Bill of Complaint is hereto attached.

That said Respondent admits the matters and facts alled ed in said Bill of Complaint and consents to the passa e of such decree as may be right and proper in the premises.

Lena G. Van Name

TEST: William F. North
SEAL OF NOTARY
WILLIAM F. NORTH
NOTARY PUBLIC, STATE OF NEW YORK
QUALIFIED IN RICHMOND COUNTY
RICHMOND COUNTY CLERK'S NO. 43-8156600
COMMISSION EXPIRES MARCH 30, 1956.

And thereafter to wit, on the twenty-fourth day of December, in the year Nineteen Hundred and Fifty-four, the followin , Petition and Order of Court for Decree Pro Confesso and Order appointin Special Examiner, in the words following, to wit:

HENRY H. WATSON AND CLAY E. DENNIS, TRADING AS DENNIS & WATSON, POCOMOKE CITY, MARYLAND) NO. 7047 CHANCERY IN THE CIRCUIT

VS) COURT FOR SOMERSET COUNTY.

MARION J. CULER, MABEL L. BUTLER, J. ROGER CULVER, BETTY ANN FLURER, and LLOYD L. SIMPKINS, ADMINISTRATOR)

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

The petition of the Complainants respectfully represents:

That it appears from the paper filed in this cause that the said Defendant, Lena G. Van Name, has filed her answer in said cause and that the said Defendants, Marion J. Culver, Mabel L. Butler, J. Roger Culver, Betty Ann Flurer, Jean K. Outten and Lloyd L. Simpkins, Administrator of Woodland F. Culver, deceased, have each been duly summonsed to appear in said cause but have failed to appear and aswer as required by law.

Your petitioner, therefore, prays your Honors, to pass an order that said Bill of Complaint be taken Pro Confesso against said Defendants, sho have been duly summonsed to appear but have failed to appear and answer as above set forth and as in duty bound.

Lloyd L. Simpkins

Harry C. Dashiell, Attorneys for Complainants.

Order of Court:

Upon the above petition, it is this 24th day of December in the year nineteen hundred and fifty-four, by the Circuit Court for Somerset County in Equity, adjudged, ordered and decreed that said Bill of Complaint be and the same is hereby taken Pro Confesso against the Defendants, Marion J. Culver, Mabel L. Butler, J. Homer Culver, Betty Ann Flurer, Jean K. Outten, and Lloyd L. Simpkins, all of whom are adults and all of whom have been duly summonsed to appear but have failed to appear and answer as required by law.

And since it appears that Harry C. Dashiell, the regular Examiner of this Court, is one of the solicitors for the Complainants in this cause, it is further ordered that Lorraine W. Long, be and she is hereby appointed Special Examiner to take the depositions in this cause.

E. McMaster Duer, Judge.

And afterwards, to wit, on the twenty-ninth day of December, in the year Nineteen Hundred and Fifty-four, the following Depositions, in the words following, to wit:

DENNIS & WATSON) NO. 7047 CHANCERY IN THE CIRCUIT

VS)

LENA G. VAN NAME, ETAL)

) COURT FOR SOMERSET COUNTY

In the above entitled cause, I, Lorraine W. Long, Special Examiner, duly appointed by this Honorable Court, do hereby certify that at the law office of Harry C. Dashiell on Wednesday, December 29, 1954, I did take the following depositions, that is to say.

Henry H. Watson, a witness of lawful age, being first duly sworn, deposing and says.

Int. 1: Please state your name, age, residence, and occupation.

Ans.: My name is Henry H. Watson, my age is 53, I reside in Pocomoke City, Maryland and I am an Undertaker and Funeral Director..

Int. 2: Do you know the parties to this suit?

Ans.: I know Mr. Dennis. He and myself are the Plaintiffs in this suit. I believe that I know all of the Defendants except Lena G. Van Name. Several of these parties live in Pocomoke City and of course I know them in that way.

Int. 3: Please state whether or not you knew the lat Woodland F. Culver in his lifetime or at the time of his death.

Ans.: I knew Mr. Culver in his lifetime and as Undertaker, I conducted his funeral services at the time of his death, including embalming the body and all of the services usual to be rendered in connection with a funeral.

Int. 4: Now, I show you a bill which has been filed as "ExhibitA", along with the Bill of Complaint in this cause and will ask you to tell us just what this bill represents.

Ans.: Personal services rendered, removal and enbalming, casket, cement vault and opening of grave, clothing, making a total of $922.54. These are the usual charges which we make as Undertakers for this class of service.

Int. 5: Please tell us what does the date May 1, 1954, represent on this bill and what knowledge you have of the heirs at law or the estate of the deceased, Woodland F. Culver.

Ans.: May 1, 1954 is the date of Mr. Culver's death and as I have testified, I know the people who are defendants in this suit as the members of his family

but beyond this general knowledge, I do not know who were his heirs at law, and I have no knowledge about his farm or any other assets of his estate.

COURT QUESTION AND ANSWER:

Nothing further except that the enclosed bill which is herewith filed in evidence has not been paid either in whole or in part, the whole amount is still due.

Henry H. Watson

TEST:

Lorraine W. Long

Royce L. Culver, a witness of lawful age, being first duly sworn, deposing says:

Int. 1: Please state your name, age, residence and occupation,

Ans.: My name is Royce L. Culver, age 24, residence, Dublin District, Occupation, Poultry and farming.

Int. 2: Do you know the parties to this suit, if so, how long and where do they reside?

Ans: Yes, I know all of the parties to this suit. The Plaintiff is Henry H. Waters and Clay E. Dennis are the undertakers who buried my Grandfather and the Defendants are the heirs at law of my Grandfather. They are all adults and they all reside in Pocomoke City, except my Uncle, J. Roger Culver who lives in Salisbury and Lena G. Van Name who lives at Staten Island, New York and of course, Mr. Lloyd L. Simpkins who is not an heir but is the Administrator on my Grandfathers personal estate.

Int. 3: Did you know Woodland F. Culver in his lifetime, if, yea, is he living or dead, if dead when and where did he die and who are his heirs at law?

Ans.: I did know Woodland F. Culver in his lifetime. He was my Grandfather. He died at Peninsula General Hospital in Salisbury on Ma 1, 1954. His heirs at law are as follows: a son, Marion J. Culver, who is my Father. He is an adult and resides at 907 Market St., Pocomoke; a daughter, Mabel L. Butler, who is an adult and who lives in Pocomoke on Market St.; a son, J. Roger Culver, an adult, who resides at 216 Newton St., Salisbury. My Grandfather also had another daughter, Mary E. Butler, who departed this life before her Father, leaving three daughters, namely Betty Ann Flurer, an adult who lives at 503 Clarke Ave., Pocomoke, Jean K. Outten, an adult, who resides on Rt. 3, Pocomoke and Lena G. Van Name, an adult who resides at 397 Netherlands Ave., Staten Island, N.Y. All of these heirs at law are Defendants in this suit.

Int. 4: Please state whether or not Woodland F. Culver owned any real estate at the time of his death and if so describe it and give its value.

Ans.: At the time of his death, my Grandfather owned a farm located in Dublin Election District, Somerset County, Maryland. This property is lying and binding on both sides of the County Road leading from Princess Anne towards Snow Hill. It is bounded on the North by said County Road, on the East by the land of J. W. West Heirs, on the South by the land formerly owned by Robert Testerman, and on the West by the land of Samuel Hitch and containing 88 acres more or less and being the same land which was conveyed to Woodland F. Culver by J. Roger Culver and Virginia Culver, his wife, by deed recorded in Liber BLB 145, folio 377, etc., The only improvement on this farm at this time is a corn crib. In my opinion, this property is worth at least $2000.00.

Int. 5: Please state whether or not the said Woodland F. Culver left any personal estate at the time of his death.

Ans.: The only personal estate that he left was a small stock of Merchandise and a few articles of personal property. I do not think that his personal property was

sufficient to pay his debts but Mr. Simpkins who is the Administrator on the estate, can testify to that more accurately than I can.

COURT QUESTION AND ANSWER:

Nothing further.

TEST: Lorraine W. Long Royce L. Culver

Lloyd L. Simpkins, a witness of lawful age being first duly sworn, deposing says:

Int. 1: Please state your name, age, residence and occupation.

Ans: Name, Lloyd L. Simpkins, age, 32, reside in Princess Anne, Maryland, occupation, Attorney-at-Law.

Int. 2: Do you know the parties to this suit and if so where do they reside?

Ans.: I know Mr. Watson from Pocomoke, who has just testified in this case. I know all of the defendants except Jean K. Outten and Lena G. Van Name. The defendants other than myself are the children and Grandchildren and heirs at law of Woodland F. Culver, deceased.

Int. 3: Did you or not know Woodland F. Culver in his lifetime and if so, is he living or dead and if dead, who are his heirs at law?

Ans.: I knew Mr. Culver in his lifetime slightly and had stopped at the store and talked with him. After his death some of the members of his family and retained me as an Attorney to close up his estate. His heirs at law are the following defendants: Marion J. Culver, a son, an adult, who lives at 907 Market Street, Pocomoke; Mabel L. Butler, a daughter, an adult, who lives on Market Street, Pocomoke,; J. Roger Culver, a son, an adult, who lives at 216 Newton Street, Salisbury. The deceased also had another daughter, Mary E. Butler, who died before her Father leaving surviving her, three daughters, Betty Ann Flurer, an adult, who resides at 503 Clarke Ave., Jean K. Outten, an adult, who lives on Rt. 3, Pocomoke, and Lena G. Van Name, an adult who lives at 397 Netherlands Ave., Staten Island, New York.

Int. 4: Please state what if anything you know about the real estate owned by Mr. Culver at the time of his death.

Ans.: All I know is the deed which I looked up and which has been testified to by Mr. Royce Culver, the preceding witness. I do not know anything more about the farm or its location or value.

Int. 5: Please state whether or not Mr. Culver had any personal estate at the time of his death and tell us what you know about the debts if any, due by the estate.

Ans.: After Mr. Dulvers' death, I was appointed Administrator upon the estate by the Orphans' Court of Somerset County. The inventory showed that he owned a small stock of merchandise and a few articles of household furniture located in one of the rooms at the store. About two weeks ago, I sold all of this personal property and the total amount of the sale was $322.25. I have also collected and deposited a few store accounts that were due him but I do not know the exact amount. In any event, the personal estate will not be sufficient to pay the debts. The funeral bill testified to by Mr. Watson, is $922.54, and the other bills are: Dr. David J. Gilmore, $150.00; O. L. Tawes, Crisfield, $426.79; Clif's Quality meats, Salisbury, $5.28; E. C. Davis Candy Co., Salisbury, $44.50;

Marion Culver, $440.54. This bill due Mr. Marion Culver is for money that he paid the hospital and nurses during the time of his Fathers' last illness. It is apparent, therefore, that the proceeds of the sale of the personal property will not be sufficient to pay these debts.

COURT QUESTION AND ANSWER:

Nothing more except that the Defendants in this cause whose names I have stated above are not now in the military or naval service.

Lloyd L. Simpkins

TEST: Lorraine W. Long

There being no further witnesses produced to me to be examined, I, herewith, at the request of the Plaintiff Solicitors, return the above depositions to Court, closed under my hand and seal and certify that the annexed statement of cost is correct.

Given under my hand and seal this 29th day of December in the year nineteen hundred and fifty-four.

Lorraine W. Long SEAL

Special Examiner

Bill of Cost

Lorraine W. Long, Special Examiner----------$10.00

And thereafter to wit, on the eight day of February, in the year Nineteen hundred and Fifty-Five, the following Decree was filed, in the words following, to wit:

DENNIS & WATSON	)	NO. 7047 CHANCERY IN THE CIRCUIT
VS	)	
MARION J. CULVER, etal	)	COURT FOR SOMERSET COUNTY, IN EQUITY
	)	

This cause, standing ready for hearing, and being submitted without argument, the proceedings were read and considered.

It is, therefore, this 8th day of February, 1955, by the Circuit Court of Somerset County in Equity, adjudged, ordered and decreed that the real estate mentioned in the proceedings be sold.

That Lloyd L. Simpkins and Harry C. Dashiell, be and they are hereby appointed Trustees to make such sale and that the course and manner of their proceedings shall be as follows: The said Trustees shall first file in the office of the Clerk of the Circuit Court for Somerset County in Equity, a bond to the State of Maryland executed by themselves and a surety or sureties to be approved by the said Clerk in the penalty of $4,000.00, if individual surety or sureties, or one-half of said penal sum if corporate surety, condition for the faithful performance of the trust, reposed in them by this decree or that may be reposed by them by any future decree or order in the premises; they shall then proceed to make sale of said real estate having first given at least three weeks previous notice inserted in some newspaper printed and published in said newspaper in said Somerset County and such further notice as they may think proper of the time place, manner and terms of sale which term shall be as follows: One-half in cash on the day of sale and the balance of the purchase money to be paid in six months from the day of sale, the deferred payment to bear interest from the day of sale and the payment thereof to be secured by the bond of the purchaser with a surety or sureties to be approved by the said Trustees, or all cash at the option of the purchaser or purchasers.

And as soon as may be convenient after such sale or sales, the said Trustees shall return to this Court a full and particular account of the same with an affidavit of the truth thereof and of the fairness of such sale or sales annexed and on the ratification of such sale or sales by this Court and on the payment of the whole purchase money and not before,

the said Trustees shall by a good and sufficient deed, to be executed and acknowledged according to law, convey to the purchaser or purchasers of said property and to his, her, or their heirs, and assigns, the property to him, her, or them sold freed, cleared and discharged of all of the claims of the parties to this cause and of any person or persons claiming by, from or under them. And the said Trustees shall bring to this Court, the money arising from such sale or sales and the bonds which may be taken for the same to be disposed of under the direction of this Court after deducting therefrom, the cost of this suit and such commissions to the said Trustees as the Court shall think proper to allow in consideration of the skill, attention, and fidelity wherewith they shall appear to have discharged their trust.

And at the time of advertising said sale, the said Trustees shall give notice to any creditors of the said Woodland F. Culver, deceased, to file their claims with the vouchers thereof, duly probated according to law with the Clerk of the Circuit Court for Somerset County, within sixty days from the date of said sale or sales.

E. McMaster Duer, Judge.

And afterwards, to wit, on the ninth day of February, in the year Nineteen Hundred and Fifty-Five, the following Bond, in the words following, to wit:

Know all men by these presents, that we, Lloyd L. Simpkins and Harry C. Dashiell, both of Somerset County and State of Maryland, as principals, and the American Surety Company of New York, a corporation created and existing under the laws under the State of New York as surety, are held and firmly bound unto the said State of Maryland or its certain Attorney, in the full and just sum of $2,000.00, to which payment will and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, firmly by these presents, seal with our seals and dated this 8th day of February, in the year nineteen hundred and fifty-five.

Whereas by a decree of the Circuit Court for Somerset County in Equity, pall on the 8th day of February, 1955, is a cause wherein Dennis & Watson are Plaintiffs and Marion J. Culver, and others, are Defendants, the same being No. 7047 Chancery on the Chancery docket of said Court, the said Lloyd L. Simpkins and Harry C. Dashiell were appointed Trustees to make sale of the real estate therein mentioned and described in said cause, all of which will appear by reference to the proceedings in said cause.

Now, therefore, this obligation witnesseth that if the above bounden, Lloyd L. Simpkins and Harry C. Dashiell, do and shall well, truly and faithfully perform the trust reposed in them by said decree or that maybe reposed in them by any future decree or order in the premises then this obligation to be void; otherwise, to be and remain in full force and virtue in law.

As witness the hands and seals of the said Trustees, the corporate seal of the said American Surety Company, a corporation as aforesaid and the bond of Harry C. Dashiell, Attorney-in-fact, the day and year above written.

Lloyd L. Simpkins (SEAL)

Harry C. Dashiell (SEAL)

AMERICAN SURETY COMPANY OF NEW YORK

BY Harry C. Dashiell

Attorney-in-fact

TEST Lorraine W. Long

The within Bond approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the seventh day of March, in the year nineteen hundred and fifty-five, the said trustees exhibited and filed in the Circuit Court here a report of sale , order nisi, and final order, so as aforesaid filed, are in the words following, to wit:

DENNIS & WATSON	)	NO. 7047 CHANCERY IN THE CIRCUIT
VS	)	COURT FOR SOMERSET COUNTY IN
MARION J. CULVER, ETAL	)	EQUITY
	)	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Sale of Lloyd L. Simpkins and Harry C. Dashiell, Trustees appointed by decree passed in the above entitled cause, to make sale of the real estate therein mentioned, respectfully represents:

That after giving bond with security approved by the Clerk of the Circuit Court, or by one of the Judges thereof, for the faithful discharge of the trust reposed as aforesaid in said Trustees as required by said decree and as required by law, and after giving notice of the time, place, manner, and terms of sale, by advertisement in the Marylander and Herald, a weekly newspaper, published in said Somerset County, once a week for three successive weeks before the day of sale and by handbills posted at the Court House door in said County and otherwise, the said Trustees pursuant to said notice, did attend at the Court House door in Princess Anne, Maryland on Saturday, March 5, 1955, at the hour of 11:00 A. M. and did then and there offer the real estate hereinafter described for sale at Public Auction, as follows:

Your said Trustees offered for sale, all that farm or tract of land in Dublin Election District in said Somerset County and State of Maryland, lying and binding on both sides of the County Road, leading from Princess Anne, towards Snow Hill and bounded on the North by the said County Road, on the East by the land of J. W. West heirs, on the South by the land formerly owned by Robert Testerman and on the West by the land of Samuel Hitch and containing eighty-eight (88) acres more or less and being the same and all of the land which was conveyed unto the said Woodland F. Culver, deceased, by J. Roger Culver and wife by deed dated April 4, 1948, and recorded among the land records of said Somerset County in Liber BLB 145, folio 377, etc., This property is improved only by a small corn crib.

And your said Trustees sold said real estate above described unto Chester J. Outten and Myrtle M. Outten, his wife, of Worcester County in the State of Maryland at and for the sum of four thousand and fifty dollars,($4050.00),and the said purchasers have complied with the terms of said sale by paying all of said amount in cash.

All of which is respectfully submitted.

Lloyd L. Simpkins

Harry C. Dashiell, Trustees

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 7th day of March, 1955, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Lloyd L. Simpkins and Harry C. Dashiell, Trustees as above set forth and made oath in due form of law that the matters and things as stated in the foregoing Report of Sale, are true to the best of their knowledge and belief and that the sale therein reported was fairly made.

Benjamin L. Barnes, Clerk.

HENRY H. WATSON & CLAY S. DENNIS,	)	NO. 7047 CHANCERY IN THE CIRCUIT COURT
trading as DENNIS & WATSON	)	FOR SOMERSET COUNTY IN EQUITY
VS	)	
MARION J. CULVER, ETAL	)	
	)	

ORDERED That the sale of the real estate mentioned in these proceedings made and reported by Lloyd L. Simpkins and Harry C. Dashiell, Trustees', under decree of the above Court, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 8th day of April, 1955, providing a copy of this order be inserted in some newspaper printed in Somerset County each of three successive weeks before the 2nd day of April, 1955.

The report states the amount of sale to be four thousand and fifty dollars ($4050.00).

Benjamin L. Barnes, Clerk.

ORDERED by the Circuit Court for Somerset County in Equity, this 6th day of May, 1955, that the sale of the real estate mentioned in these proceedings made and reported by Lloyd L. Simpkins and Harry C. Dashiell, Trustees, as above set forth, be and the same is hereby finally ratified and confirmed; no cause to the contrary having been shown, although due notice appears to have been given as required by the Order Nisi, passed in said cause.

And since it appears that Harry C. Dashiell, the Auditor of this Court, is a Solicitor for the Complainant in this cause, it is further ordered that Lorraine W. Long, be, and she is hereby appointed Special Auditor to state the account in this cause.

Rex A. Taylor, Judge.

And thereupon, it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

CAROL LEE WHITE
and
WILLIAM S. WHITE,
infants, by WILLIAM
J. WHITE, their next
friend

VS

CAROL LEE WHITE
and
WILLIAM S. WHITE,
infants,
PRINCESS ANNE, MARYLAND

Be it remembered that heretofore to wit, on the eighth day of March, in the year Nineteen Hundred and Fifty-five, a certain Harry C. Dashiell, Solicitor, in his proper person, exhibited and filed in the Circuit Court here a Bill of Complaint against Carol Lee White and William S. White, Infants, which said Bill of Complaint is in the words following, to wit:

CAROL LEE WHITE
and
WILLIAM S. WHITE,
infants, by WILLIAM
J. WHITE, their next friend

VS

CAROL LEE WHITE
and
WILLIAM S. WHITE,
infants,
PRINCESS ANNE, MARYLAND

NO. 7075 CHANCERY

IN THE CIRCUIT COURT FOR

SOMERSET COUNTY IN EQUITY

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Orator, complaining, says:

First: That William Schaeffer, late of Somerset County, deceased, was in his lifetime and at the time of his death, seized and possessed of valuable real estate situate, lying and being in West Princess Anne Electcion District in said Somerset County and State of Maryland and which said real estate was conveyed unto the said William Schaeffer by two deeds. The first unto the said William Schaeffer by the said William J. White, dated March 18, 1946 and recorded in Liber B.L.B. 135, folio 404, etc., and the second deed dated January 3, 1947 and recorded in Liber 138, folio 549.

Second: That being so seized and possessed, the said William Schaeffer departed this life on or about the 27th day of February, 1954, intestate, leaving no widow or children surviving him but leaving surviving him, the following grandchildren as his only heirs at law,

namely Carol Lee White, a granddaughter and William S. White, a Grandson, and both of whom are infants under the age of twenty-one (21) years and both of said Grandchildren being the children of Erna S. White, the only daughter of the said William Schaeffer, who died before the death of her said Father and both of said grandchildren now reside and have always resided with their said Father, the said William J. White in Princess Anne in said Somerset County and State of Maryland.

Third: That a certain Victor L. Carlson has offered to purchase said real estate, owned as aforesaid, by the said William Schaeffer at the time of his death and now owned by said grandchildren as his only heirs at law, at and for the sum of forty-four hundred dollars ($4400.00) in cash upon the passage of a decree by this Honorable Court authorizing and empowering the Trustees, to be appointed in this case, to make such sale at a private sale as aforesaid.

Fourth: That your Petitioner believes and alleges that in view of the fact that said children are infants as aforesaid and have no useful or profitable use or purpose to which said real estate could be put, it would be to the advantage and for the benefit of said infants to sell said real estate and to convert the same into cash; and to that end to accept the offer for said real estate and for this Honorable Court to pass a decree for a sale of said real estate at a private sale in order that the offer of the said Carlson may be accepted and a good and sufficient title to said real estate may be given.

TO THE END, THEREFORE,

1. That a decree may be passed for the sale of said real estate at a priviate sale as is herein set forth.

2. That the proceeds of the sale of said real estate may be distributed to the two infant defendants herein according to their respective rights and interests therein.

3. That your Orator may have such other and further relief as his case may require.

May it please your Honors to grant unto your Orator the writ of subpoena directed to the said Defendants, Carol Lee White and William S. White, both of whom are infants under the age of twenty-one (21) years and both of whom reside in Somerset County, Maryland, commanding them and each of them to be and appear in this Court in person or by Solicitor on or before the day to be named in said Writ and to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

Harry C. Dashiell, Solicitor of Complainant.

And thereupon, in pursuance of the prayer of the foregoing bill, the following subpoena was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Carol Lee White
and
William S. White, Infants,
Princess Anne, Maryland — GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of April next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of

Carol Lee White and William S. White, by William J. White, their next friend against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of March Nineteen Hundred and Fifty-five.

Issued the 8th day of March, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

At which said first Monday in April, in the year nineteen hundred and fifty-five, and the day of the return of the above recited writ, came again into Court here the said complainant, by his solicitor aforesaid, and the Sheriff of Somerset County, Isaac H. Dorsey, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned Carol Lee White & William S. White, infants, and copy of Subpoena and Bill left with each; also copy of Subpoena & Bill left with William J. White, father of said infants 3/11/55"

Isaac H. Dorsey, Sheriff.

And thereafter to wit, on the twenty-sixth day of March, in the year nineteen hundred and fifty-five, the solicitor for the complainant, filed in Court here a Petition and Order of Court appointing Guardian Ad Litem and Answer of Guardian Ad Litem, in the words following, to wit:

CAROL LEE WHITE and WILLIAM S. WHITE, by WILLIAM J. WHITE, their next firend	)	NO. 7075 CHANCERY
VS	)	IN THE CIRCUIT COURT FOR SOMERSET COUNTY
CAROL LEE WHITE and WILLIAM S. WHITE	)	IN EQUITY.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of the Complainants, Carol Lee White and William S. White, by William J. White, their next friend, respectfully represents:

That the said Carol Lee White and William S. White, the Respondents in the above entitled cause, have been duly summonsed to appear in said cause, all of which will appear by reference to the papers filed in said cause but the said Respondents being infants under the age of twenty-one years, cannot answer and defend this suit for themselves and the said Respondents pray this Honorable Court to appoint a guardian ad litem to appear and answer for said infant Respondents.

And as in duty bound.

Harry C. Dashiell, Solicitor for the Complainants.

ORDERED by the Circuit Court for Somerset County in Equity this 26th day of March, nineteen hundred and fifty-five upon the aforegoing petition that Grace J. Barnes be and she is hereby appointed guardian ad litem to appear and answer for Carl Lee White and William S. White both of whom are infants under the age of twenty-one years.

E. McMaster Duer, Judge.

The answer of Grace J. Barnes, guardian ad litem duly appointed by this Honorable Court, respectfully represents:

That the said Carol Lee White and William S. White, being infants, cannot answer the

Bill of Complaint for themselves and therefore, submit their rights to the protection of this Honorable Court and the said Respondents and each of them consent to the passage of such decree as may be right and proper in the premises.

Grace J. Barnes, guardian ad litem

And thereafter, to wit, on the thirty-first day of March, in the year nineteen hundred and fifty-five, the following Order of Court appointing Special Examiner, in the words following, to wit:

Carol Lee White and William S. White by William J. White

VS

CarolmLee White and William S. White

No. 7075 Chancery

In the Circuit Court for

Somerset County, in Equity.

IT appearing from the papers in the above entitled cause that Harry C. Dashiell, the regular Examiner of said Court is the Solicitor for the Complainants in said cause, it is this 31st day of March, 1955, by the Circuit Court for Somerset County, in Equity, ORDERED that Lorraine W. Long be and she is hereby appointed Special Examiner to take the depositions in said cause.

E. McMaster Duer, Judge.

And afterwards, to wit, on the thirty-first day of March, in the year nineteen hundred and fifty-five, the following Depositions, in the words following, to wit:

CAROL LEE WHITE and WILLIAM S. WHITE, infants, by WILLIAM J. WHITE, their next friend

VS

CAROL LEE WHITE and WILLIAM S. WHITE, infants, PRINCESS ANNE, MARYLAND

NO. 7075 CHANCERY IN

THE CIRCUIT COURT FOR SOMERSET COUNTY

IN EQUITY

In the above entitled cause, I, Lorraine W. Long, Special Examiner, duly appointed by this Court in the above entitled cause, do hereby certify that at the law office of Harry C. Dashiell, on Tuesday, March 31st, 1955, I did take the following depositions, that is to say.

William J. White, a witness of lawful age, being first duly sworn, deposing says.

1. Please state your name, age, residence and occupation.

Ans. My name is William J. White, age, 46 years, reside at Princess Anne, Maryland, and my occupation is manager of the A&P Store in Princess Anne.

2. Do you know the parties to this suit and if so how long have you known them and where do they reside.

Ans. Yes, I know the parties to this suit, Carol Lee White and William S. White. They are my children and I have known them all of their life. They have always resided with me at my home in Princess Anne, Maryland.

3. Did you know William Schaeffer in his lifetime; if yes, is he living or dead, if dead when did he die and who are his heirs at law?

Ans. I did know William Schaeffer in his lifetime. He was the Father of my first wife, Erna S. White. He lived about five miles West of Princess Anne and died there on February 27, 1954. He left no last will and testament. His wife died a number of year before his death and his only child was Erna who died several years before his death. His only heirs at law are two grandchildren, who are the children of Erna and myself and who are the parties to this suit, Carol Lee White and William S. White. They are both infants under the age of twenty-one years.

4. Please state whether or not the said William Schaeffer owned any real estate at the

time of his death and if so please describe it.

Ans. At the time of his death, Mr. Schaeffer owned a parcel of land in West Princess Anne Election District, Somerset County, Maryland, containing two acres, more or less and lying and binding on the northside of the State road leading from Princess Anne to Deal Island. It is bounded by the lands of E. Mace Smith and Earl Smith on the north and west, and Stanley Smith on the east. This property was conveyed to Mr. Schaeffer by myself in two deeds. First, I conveyed to him an undivided one-half interest by deed dated March 18, 1946 and recorded in Liber BLB 135, folio 404, etc., and then by a second deed I conveyed him the remaining one-half interest in the property. This last deed was dated January 3, 1947 and recorded in Liber BLB 138, folio 549, etc. This property is improved by a small frame bungalow and a chicken house with a capacity of about 6,000 chickens.

5. In the Bill of Complaint, which you have filed on behalf of your children, you state in the third paragraph that Victor L. Carlson has offered you the sum of $4400.00 cash for this property and you have asked the Court to decree sale of the property to Mr. Carlson at a private sale. Please tell us if this carries out your wishes in the matter and if you believe such a sale is for the benefit and advantage of the children.

Ans. Yes, it is my wish to sell this property to Mr. Carlson for $4400.00 and I am sure that such a sale is for the benefit of the children. Mr. Carlson lives about one-half mile down the Deal Island road from this property and he is very anxious to have possession so that he can make material improvements in the same, just as soon as possible.

Now, in the next place, his offer of $4400.00 represents in my judgment, an exceptionally good price for the property. The buildings are only in a fair condition of repair and really do need improvement at the present time. Now, in the next place, my two children really have no use for this property. Carol Lee is graduating this year from High School and expects to go in training in a hospital in Philadelphia. William S. is only thirteen years old and of course there is no use of the property that he could make for several years to come. Therefore, I not only consider the price a very good offer but I am satisfied that <u>is</u> is entirely for the benefit of the children to sell the property and convert it into cash.

Court question and answer:

I know nothing further, except that neither of these children are in the military or naval service of the U. S.

William J. White

TEST: Lorraine W. Long

E. Mace Smith, a witness of lawful age,deposing says:

1. Please state your name, age, residence and occupation.

Ans. E. Mace Smith, age 67 years, I reside in West Princess Anne, and am a retired broker.

2. Do you know the parties to this suit, if so h w long and where do they reside?

Ans. Yes, I know the parties to this suit. I have known Mr. White ever since he came to Princess Anne and I have known his two children, Carol Lee and William S. all of their lives. They are both infants under the age of twenty-one years and they reside with their Father, in Princess Anne, Maryland.

3. Did you know William Schaeffer in his lifetime, if so is he living or dead. If dead, did he or not die intestate and who are his heirs at law?

Ans. I know Mr. Schaeffer very well and have known him ever since he came to Princess Anne. I never heard of his leaving any last will and testament and I think his only heirs at law are these two grandchildren, Carol Lee White and William S. White. I knew their Mother and she died a number of years before her Father.

4. Please state whether or not Mr. Schaeffer owned any real estate at the time of his death and if so, describe it.

Ans. Yes, he owned about two acres of land improved by a frame bungalow and a chicken house down on the Deal Island road and surrounded on two sides by my property. I heard the testimony just given by Mr. William White about this property in reply to this same question and my answer would be the same as his.

5. In the Bill of Complaint in this case, the Plaintiff alledges that Victor L. Carlson has offered $4400.00 cash for the William Schaeffer property and that sale to him as set forth in the Bill of Complaint would be for the benefit of the children. Please tell us what is your opinion of such a sale to Mr. Carlson and would it be for the benefit of the children.

Ans. I think it is for the benefit of the children to sell and I think it is a good price and that it should bemade at a private sale. Mr. Carlson wants to make considerable improvements in the property right away and it would be for the benefit of all the parties to sell it at a private sale.

Court question and answer:

I know nothing further.

E. Mace Smith

TEST: Lorraine W. Long

Edwin B. Muir, a witness of lawful age, first duly sworn, deposing says:

1. Please state your name, age, residence and occupation.

Ans. Edwin B. Muir, age 53 years, I reside at Princess Anne, Maryland, and am Warden of the County Jail, etc.

2. Do you know the parties to this suit, if so how long and where do they reside?

Ans. Yes, I know the parties to this suit. I have known Mr. White ever since he came to Princess Anne and I have known his two children, Carol Lee and William S. all of their lives. They are both infants under the age of twenty-one years and they reside with their Father in Princess Anne, Maryland.

3. Did you know William Schaeffer in his lifetime, if so is he living or dead. If dead, did he or not die intestate and who are his heirs at law?

Ans. I have known Mr. Schaeffer ever since he came to Princess Anne. I never heard of his leaving any last will and testament and I think his only heirs at law are these two grandchildren, Carol Lee and William S. White. I knew their Mother and she died a number of years before her Father.

4. Please state whether or not Mr. Schaeffer owned any real estate at the ti e of his death and if so, describe it.

Ans. Yes, he owned about two acres of land improved by a frame bungalow and a checken house down on the Deal Island road and surrounded on two sides by the property of Mr. E. Mace and Earl Smith and on another side by the property of Stanley Smith. I heard the testimony just given by Mr. White and my reply to the same question would be the same as his.

5. In the Bill of Complaint in this case, the Plaintiff alledges that Victor L. Carlson has offered $4400.00 cash for the William Schaeffer property and that a sale to him as set forth in the Bill of Complaint would be for the benefit of the children. Please tell us what is your opinion of such a sale to Mr. Carlson and would it be for the benefit of the children.

Ans. I think it is for the benefit of the children to sell and I think

it is a good price and that it should be made at a private sale. Mr. Carlson wants to make considerable impro ements in the property right away and it would be for the benefit of all the parties to sell it at a private sale.

Court question and answer:

I know nothing further.

Edwin B. Muir

TEST: Lorraine W. Long

There being no further witnesses produced to me to be examined, I herewith at the request of the Solicitor for the Complainant, return the above depositions to Court, closed under my hand and seal and certify that the annexed statement of cost is correct.

Given under my hand and seal this 31st day of March, 1955.

Lorraine W. Long (SEAL)

Special Examiner in Chancery.

Bill of Cost:

Lorraine W. Long, Special Examiner----------$10.00

And thereafter, to wit, on the thirteenth day of April, in the year nineteen hundred and fifty-five, the following decree in the words following, to wit:

CAROL LEE WHITE and WILLIAM S. WHITE, infants by WILLIAM J. WHITE, their next friend) VS) CAROL LEE WHITE and WILLIAM S. WHITE, infants PRINCESS ANNE, MARYLAND)	NO. 7075 CHANCERY IN THE CIRCUIT COURT FOR SOMERSET COUNTY, IN EQUITY

This cause standing ready for hearing and being submitted without argument, these preceedings were read and considered.

It is thereupon this 13th day of April, 1955, by the Circ it Court for Somerset County in Equity, adjudged, ordered and decreed that the real estate in the proceedings mentioned be sold.

That Harry C. Dashiell be, and he is hereby appointed Trustee to make such sale and that the course and manner of his proceedings shall be as follows:

He shall first file in the office of the Clerk of the Circuit Court for Somerset County in Equity, a bond to the State of Maryland, executed by himself and a surety or sureties to be approved b the said Clerk in the penalty of $9,000.00, if individual surety or sureties, or one-half of said penal sum if corporate surety, condition for the faithful performance of the trust reposed in him by this decree or that may be reposed in him by any future decree or order in the premises. He shall then proceed to make sale of the real estate in the following manner:

He shall accept the offer made for the real estate described in this proceeding by Victor L. Carlson of $4,400.00, in cash and upon the payment of said sum of money by the said purchaser and upon the final ratification of said sale by this Court, the said Trustee is hereby authorized and empowered to give to said purchaser, a deed for said property conveying free and unemcumbered title therein.

And as soon as may be after the completion of said sale, the said Trustee shall return to this Court a full and particular account of the same with an affadavit of the truth thereof, and of the fairness of such sale.

And upon the payment of the whole purchase price and not before, the said Trustee shall by

a good and sufficient deed to be executed and acknowledged, according to law, convey to the purchaser of said property, his heirs and assigns the real estate to him so sold, free, clear and discharged of all claims of the parties to this cause and of any person or persons claiming by, from or under them.

And the said Trustee shall bring into this Court, the money arising from such sale, to be disposed of under the direction of this Court, after deducting therefrom the costs of this sale and such commissions to the said Trustee as the said Court shall think proper to allow in consideration of the skill, attention, and fidelity, wherewith he shall appear to have discharged his Trust.

E. McMaster Duer, Judge.

And thereafter on the fifteenth day of April, in the year nineteen hundred and fifty-five, the following Bond was filed in Court here, in the words following, to wit:

Know all men by these presents that Harry C. Dashiell, principal, of Somerset County and State of Maryland and the American Surety Company of New York, a corporation created and existing under the laws of the State of New York, as surety, are held and firmly bound unto the State of Maryland in the full and just sum of $5,000.00 to be paid to the said State of Maryland or its certain Attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns firmly by these presents, sealed with our seal and dated this 14th day of April, 1955.

WHEREAS by a decree of the Circuit Court forSomerset County in Equity, passed on the 13th day of April, 1955, in a cause pending in said Court wherein Carol Lee White and William S. White by William J. White, their next friend, are complainants and Carol Lee White and William S. White are Defendants, the same being No. 7075 Chancery, the undersigned, Harry C. Dashiell, was duly appointed Trustee in said cause as will appear by reference to the proceedings in said cause.

Now, therefore, the condition of the above obligation is such that if the above bounden, Harry C. Dashiell, do and shall, well, truly and faithfully perform the trust reposed in him by said decree or that may be reposed in him by any future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

As witness the hand and seal of the said Harry C. Dashiell, the Corporate seal of the American Surety Company of New York, a corporation as aforesaid, and the hand of Harry C. Dashiell, Attorney-in-fact, the day and year above written.

Harry C. Dashiell (SEAL)

AMERICAN SURETY COMPANY OF NEW YORK

BY - Harry C. Dashiell, Attorney-in-fact

TEST: Lorraine W. Long

CORPORATE SEAL

The within Bond Approved,

Benjamin L. Barnes, Clerk.

And ther after to wit, on thetwenty-sixth day of April, in the year nineteen hundred and fifty-five, the said Solicitor exhibited and filed in the Circuit Court here a report of sales with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed are in the words following, to wit:

CAROL LEE WHITE and WILLIAM S. WHITE, infants by WILLIAM J. WHITE, their next friend	)	NO. 7075 CHANCERY
	)	IN THE CIRCUIT COURT FOR
vs	)	SOMERSET COUNTY
	)	IN EQUITY
CAROL LEE WHITE and WILLIAM S. WHITE, infants PRINCESS ANNE, MARYLAND	)	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Sale of Harry C. Dashiell, Trustee, appointed by a decree passed in the above entitled cause, to make sale of the real estate therein mentioned, respectfully represents:

That after giving bond with security for the faithful discharge of the trust as required by said decree, the said Trustee did sell at private sale, all that lot or parcel of land mentioned in said proceedings as follows:

Your said Trustee sold at a private sale in order to complete and carry out the offer for said property heretofore made by a certain Victor L. Carlson of Somerset County and State of Maryland and in further compliance with the decree heretofore passed in this cause, the real estate mentioned and described in these proceedings at and for the sum of $4400.00 and which said real estate is more fully described as follows:

All that lot or parcel of land situate lying and being in West Princess Anne Election District in said Somerset County and State of Maryland lying and binding on the north side of the State Road leading from Princess Anne towards Deal Island and bounded on the north and west by the lands of E. Mace Smith and Earl Smith and on the east by the land of Stanley Smith and containing two acres more or less.

It being the same and all of the land which was conveyed unto the late William Schaeffer by William J. White by two deeds. The first deed dated March 18, 1946 and recorded in Liber BLB 135, folio 404, etc., andthe second deed dated January 3, 1947 and recorded in Liber BLB 138, folio 549, etc. This property is improved by a small frame bungalow and by a chicken house.

And your Trustee further reports that the said purchase price of $4400.00 has been fully paid in cash to your said Trustee by the said Purchaser and the receipt of which said money is hereby acknowledged.

All of which is respectfully submitted.

Harry C. Dashiell

State of Maryland, Somerset County to wit:

I hereby certify that on this 26th day of April, 1955, before me the subscriber, a Notary Public of the State of Maryland in and for Somerset County, aforesaid, personally appeared Harry C. Dashiell, Trustee named in the above Report of Sale and made oath in due form of law that the matters and facts stated in the aforegoing Report of Sale are true as therein stated to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand andnotarial seal the day and year above written.

Eunice Dashiell, Notary Public

Seal of Notary.

CAROL LEE WHITE and WILLIAM S. WHITE, infants by WILLIAM J. WHITE, their next friend	NO. 7075 CHANCERY
vs	IN THE CIRCUIT COURT
CAROL LEE WHITE and WILLIAM S. WHITE, infants PRINCESS ANNE, MARYLAND	FOR SOMERSET COUNTY
	IN EQUITY

ORDERED that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Trustee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 31st day of May, 1955; provided a copy of this order be inserted in some newspaper printed in Somerset County, one in each of three successive weeks

before the 28th day of May, 1955.

The report states the amount of sale to be $4400.00.

Benjamin L. Barnes, Clerk.

ORDERED by the Circuit Court for Somerset County in Equity this day of 15th of June, 1955, that the sale of the real estate mentioned in these proceedings made and reported by Harry C. Dashiell, Trustee as aforesaid; be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

And since it appears that Harry C. Dashiell, the regular auditor of this Court, is the solicitor for the Complainants in said cause, it is further ordered that Lorraine W. Long be, and she is hereby appointed auditor to state the account in this cause.

E. McMaster Duer, Judge.

And thereupon, it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

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STATE OF MARYLAND, SOMERSET COUNTY, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in July, being the fourth day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were Present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

In the matter of the tax sale of real estate	)	No. 7005 Chancery
in Lawson Election District, Somerset County,	)	
Maryland, assessed to Rufus & Kazian Dennis	)	In the Circuit Court for
for the years 1951, 1952 and 1953 made and	)	
reported by Carlos Bozman, County Treasurer	)	Somerset County, Maryland,
and Collector. - George and Lenora Bradshaw	)	
Purchaser.	)	In Equity

Be it remembered that heretofore to wit, on the third day of August, nineteen hundred and fifty-four, a certain Carols Bozman, County Trueasurer and Collector of State and County Taxes by L. Creston Beauchamp, filed in Court here, Report of Sale, Order Nisi and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate	)	No. 7005 Chancery
in Lawson Election District, Somerset County,	)	
Maryland, assessed to Rufus & Kazian Dennis	)	In the Circuit Court for
for the years 1951, 1952, and 1953 made and	)	
reported by Carlos Bozman, County Treasurer	)	Somerset County, Maryland,
and Collector. - George and Lenora Bradshaw	)	
Purchaser.	)	In Equity.

TO THE HONORABLE, THE JUDGES OF THE SAID COURT:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Rufus and Kaziah Dennis in Lawson Election District, Somerset County, Maryland, the sum of No dollars and eleven cents State taxes, and two dollars and seventy cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the.....a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Rufus and Kaziah Dennis in Lawson Election District, Somerset County, Maryland, the sum of No. dollars and eleven cents State taxes and two dollars andninty-seven cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 53.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the.....a newspaper published in Princess Anne, Maryland, and in the Crisfield, Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to

whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Rufus and Kaziah Dennis in Lawson Election District, Somerset County, Maryland, the sum of No dollars and eleven cents State taxes, and two dollars and ninty-seven cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August 1953, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the.....a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions to whom the property included in said tax bills was assessed so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1951, 1952, and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Rufus and Kaziah Dennis, in said Lawson Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Crisfield Times a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did on Tuesday, July 27, 1954, at or about the hour of two o'clock P. M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to George and Lenora Bradshaw in said election district, as follows:

All that lot or parcel of land situate, lying and being in Lawson Election District, Somerset County, Maryland, binding on the New State Road, adjoining the lands of Harold Cullen and Nash Miles heirs, and containing 4½ acres, more or less, and assessed to Rufus J. and Kaziah Dennis Heirs for the years 1951, 1952, and 1953, and sold for taxes due for said years, and said the same to George and Lenora Bradshaw, they being the highest bidder therefore, at and for the sum of five hundred twenty-five dollars, now fully paid, and a copy of said advertisement is herewith filed as part of this report.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of State and County Taxes.

STATE OF MARYLAND, SOMERSET COUNTY TO WIT:

I hereby certify that on this 3rd day of August, 1954, before me the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Carlos Bozman, County Treasurer and Collector of State and County Taxes for said Somerset County, and made oath in due form of law that the matters and facts stated in the foregoing report of sale are true as therein set forth, to the best of his knowledge and belief and that the sale therein reported was fairly made.

Witness my hand and notarial seal.

Gertrude H. Bozman

Notary Public

SEAL OF NOTARY

In the matter of the tax sale	)	NO. 7005 CHANCERY
of real estate in Lawson Election	)	
District, Somerset County, Maryland,	)	IN THE CIRCUIT COURT
assessed to Rufus and Kaziah Dennis	)	
for 1951, 1952 and 1953, made and	)	FOR
reported by Carlos Bozman, County	)	
Treasurer and Collector.	)	SOMERSET COUNTY,
George and Lenora Bradshaw--	)	
Purchasers	)	MARYLAND

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County Taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Lawson Election District, said Somerset County, containing four and one-half acres, more or less, binding on the New State Road, adjoining the lands of Harold Cullen and Nash Miles heirs, and assessed to Rufus and Kaziah Dennis for the years 1951, 1952, and 1953, made to George and Lenora Bradshaw, of Somerset County, for the sum of five hundred twenty-five dollars, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is, thereupon, this 3rd day of August, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in said Somerset County once in each of three successive weeks before the 3rd day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 15 day of October, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be $525.00.

E. McMaster Duer

Judge.

In the matter of the tax sale of	)	NO. 7005 CHANCERY
real estate in Lawson Election	)	
District, Somerset County, Maryland,	)	IN THE CIRCUIT COURT
assessed to Rufus and Kaziah Dennis	)	
for 1951, 1952, and 1953, made and	)	FOR
reported by Carlos Bozman, County	)	
Treasurer and Collector.	)	SOMERSET COUNTY
George and Lenora Bradshaw--	)	
Purchasers	)	MARYLAND
	)	

I having been proved to the Court that, in the above entitled cause, notice has been given by publication of the order nisi heretofore passed in this cause, in the Crisfield Times, a weekly newspaper published in said Somerset County, according to the terms of said order nisi, and no objection having been filed and no cause to the contrary havin been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same are hereby ratified and confirmed.

E. McMaster Duer

Judge.

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby given notice that on Tuesday, July 27, 1954, at or about the hour of two o'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public acution for cash all those lots or parcels of land situate, lying and being in Somerset County, Maryland, more particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

Number 10: All that lot of land in the Lawson Election District, said county and state, size 4½ acres with improvements thereon binding on the New State Road, adjoining the lands of Harold Cullen and Nash Miles heirs and assessed to Rufus J. & Kaziah Dennis Heirs for the years 1949, 1950, 1951, 1952, and 1953, and sold for taxes due for said years.

.....

CARLOS BOZMAN, County Treasurer

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Bayley, Clerk.

In the matter of the tax sale of real estate in Dames Quarter Election District, Somerset County, Maryland, assessed to Albert White for the years 1951, 1952, and 195) made and reported by Carlos Bozman, County Treasurer and Collector. Estelle Babb ....., Purchaser

Be it remembered that heretofore to wit, on the twenty-first day of February, in the year Nineteen Hundred and Fifty-Five, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by L. Creston Beauchamp, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in Dames Quarter Election District, Somerset County, Maryland, assessed to Albert White for the years 1951, 1952, and 1953 made and reported by Carlos Bozman, County Treasurer and Collector, Estelle Babb....., Purchaser.

No. 7067 Chancery

In the Circuit Court for Somerset County, Maryland,

In Equity.

To the Honorable, the Judges of the said Court.

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1954, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Albert White in Dames Quarter Election District, Somerset County, Maryland, the sum of No dollars and 37 cents State taxes, and nine dollars and thirty cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander and Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Albert White in Dames Quarter Election District, Somerset County, Maryland, the sum of No dollars and 39 cents State taxes, and ten dollars and twenty-three cents, County taxex, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos _____, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylandar & Herald, a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Albert White in Dames Quarter Election District, Somerset County, Maryland, the sum of No dollars and 37 cents State taxes, and ten dollars and twenty-three cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylandar & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons

or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1951, 1952, and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Albert White, in said Dames Quarter Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Marylandar & Herald, a weekly nespaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did on Tuesday, July 27, 1954, at or about the hour of two o'clock P. M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Estelle Babb in said election district, as follows;

All that lot or parcel of land situate, lying and being in Dames Quarter Election District, Somerset County, Maryland, binding on the County Road and adjoining the lands of Samuel Jones, George W. Jones, and William & Sarah Fields, and containing ½ an acre more or less, and assessed to Albert White for the years 1951, 1952, and 1953, and sold for taxes due for said years, and sold the same to Estelle Babb, she being the highest bidder therefore, at and for the sum of sixty-three dollars and thirty-one cents, now fully paid, and a copy of said advertisement is herewith filed as part of this report.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of State and County taxes.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 21st day of February, 1955, before me the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Carlos Bozman, County Treasurer and Collector of State and County Taxes for said Somerset County, and made oath in due form of law that the matters and facts stated in the foregoing report of sale are true as therein set forth, reported was fairly made.

Witness my hand and Notarial Seal.

Gertrude H. Bozman SEAL OF

Notary Public NOTARY.

In the matter of the tax sale of real estate in Dames Quarter Election District, Somerset County, Maryland, assessed to Albert White for 1951, 1952, and 1953, made and reported by Carlos Bozman, County Treasurer and Collector.

Estelle Babb--Purchaser.

No._____Chancery

In the Circuit Court for Somerset County, Maryland.

The annexed and foregoing report of the proceedings of Carlos Bozman County Treasurer and Collector of State and County Taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Dames Quarter Election District, said Somerset County, containing one-half an acre, more or less, binding on the County Road and adjoining the lands of Samuel Jones, George W. Jones and William & Sarah Fields and assessed to Albert White for the years 1951, 1952, and 1953, made to Estelle Babb, of Elizabeth City, New Jersey, for the sum of sixty-three dollars and thirty-one cents, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is, thereupon, this 21 day of Feb, 1955, by the Circuit Court, for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in said Somerset County once in each of three successive weeks before the 19th day of March, 1955, warning all persons interested in said property to be and appear in this Counrt, in person or by solicitor, on or before the 25th day of April, 1955, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be $63.31.

E. McMaster Duer.

Judge.

And now at this day to wit, on the 3rd day of August, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the followin order, to wit:

In the matter of the tax sale of real estate in Dames Quarter Election District, Somerset County, Maryland, assessed to Albert White for 1951, 1952, and 1953, made and reported by Carlos Bozman, County Treasurer and Collector.

Estelle Babb--Purchaser.

No. Chancery

In the Circuit Court for Somerset County, Maryland.

It having been proved to the Court that, in the above entitled cause notice has been given by publication of the order nisi heretofore passed in this case, in the Marylandar & Herald, a weekly newspaper published in said Somerset County, according to the terms of said order nisi, and no objection having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same are hereby ratified and confirmed.

E. McMaster Duer,

Judge.

July Term, 1955.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Virginia L. Bruce, Clerk.

\#

In the matter of the tax sale of real estate in Brinkleys Election District, Somerset County, Maryland, assessed to Alfred Dixon Estate for the years 1948-1953 made and reported by Carlos Bozman, County Treasurer and Collector, Robert W. Windsor and Tressie E. Windsor, ... Purchasers.

Be it remembered that heretofore to wit, on the seventeenth day of August, in the year nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Edgar A. Jones, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of rea. estate in Brinkleys Election District, Somerset County, Maryland, assessed to Alfred Dixon Estate for the years 1948-1953 made and reported by Carlos Bozman, County Treasurer and Collector, Robert W. Windsor and Tressie E. Windsor,.....Purchasers.

No. 7014 Chancery

In the Circuit Court

For

Somerset County, Maryland,

In Equity

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alfred Dixon Estate in Brinkleys Election District, Somerset County, Maryland, the sum of no dollars and twenty-six cents State taxes, and two dollars and seventy-three cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1951.

That in the month of August, 1950, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the..... a newspaper published in Princess Anne, Maryland, and in the Crisfield Ti es, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman

County Treasurer, and Collector as aforesaid, prepared the tax bills of every tax-payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons, or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alfred Dixon Estate, in Brinkleys Election District, Somerset County, Maryland, the sum of no dollars and thirteen cents State Taxes, and three dollars and fifteen cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alfred Dixon Estate in Brinkleys Election District, Somerset County, Maryland, the sum of no dollars and thirteen cents State taxes, and three dollars and forty-seven cents County taxes,

and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alfred Dixon Estate in Brinkleys Election District, Somerset County, Maryland, the sum of no dollars and thirteen cents State taxes, and three dollars and forty-seven cents County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1948, 1949, 1950, 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Alfred Dixon Estate, in said Brinkleys Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of these taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Crisfield Times, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom

the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on Tuesday, July 27, 1954, at or about the hour of two o'clock P.M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Alfred Dixon Estate in said election district, as follows:

No. 8. All that lot of land in the Brinkleys Election District, said County and State, size 6 acres with improvements thereon, adjoining with the lands of S. J. Adams and E. W. Adkins and assessed to Alfred Dixon Estate for the years 1948, 1949, 1950, 1951, 1952 and 1953 and sold for taxes due for said years, and sold the same to Robert W. Windsor and Tressie E. Windsor, of said County and State, they being then and there the highest bidders therefore, at and for the sum of two hundred five dollars, which they have fully paid, and a copy of said advertisement is herewith filed as part of this report, marked Exhibit A.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman
County Treasurer and Collector
of State and County taxes.

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby give notice that on Tuesday, July 27, 1954 at or about the hour of two o'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash all those lots or parcels of land, situate, lying and being in Somerset County, Maryland, more particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

No. 8. All that lot of land in the Brinkleys Election District, said county and state, size 6 acres with improvements thereon, adjoining the lands of S. J. Adams and E. W. Akins and assessed to Alfred Dixon Estate for the years 1948, 1949, 1950, 1951, 1952 and 1953 and sold for taxes due for said years.

Carlos Bozman,
County Treasurer.

State of Maryland, Somerset County, to wit:

I hereby certify that on this 16th day of August, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year first above written.

Patricia H. Laird SEAL OF
Notary Public NOTARY.

In the matter of the tax sale of real estate in Brinkleys Election District, Somerset County, Maryland, assessed to Alfred Dixon Estate for the years 1948, 1949, 1950, 1951, 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector Robert W. Windsor and Tressie E. Windsor, Purchasers.	)	No. Chancery In the Circuit Court for Somerset County, Maryland In Equity.

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Brinkleys Election District, Somerset County, Maryland, size 6 acres with improvements thereon, adjoining the lands of S. J. Adams and E. W. Adkins and assessed to Alfred Dixon Estate for the years 1948, 1949, 1950, 1951, 1952 and 1953, made to Robert W. Windsor and Tressie E. Windsor for the sum of two hundred five dollars, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is thereupon this 17th day of August, in the year nineteen hundred and fifty-four, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in Somerset County once in each of three successive weeks before the 25th day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 1st day of November, 1954, to show cause, if any they have why said sale shall not be ratified and confirmed.

The report states the amount of sale to be two hundred five dollars ($205.00).

E. McMaster Duer.

Judge.

And now at this day to wit, on the 3rd day of August, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

I having been proved to the Court in the above entitled cause that notice has been given by publication of the Order Nisi heretofore passed in this cause in the Crisfield Times, a weekly newspaper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same is hereby finally ratified and confirmed.

E. McMaster Duer.

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Bounds, Clerk.

In the matter of the tax sale of real estate in Westover Election District, Somerset County, Maryland, assessed to Edward C. Dorsey for the years 1950 - 51 - 52 - 53 made and reported by Carlos Bozman, County Treasurer and Collector. Harold E. Massey.....Purchaser.

In the matter of the tax sale of real estate in Westover Election District, Somerset County, Maryland, assessed to Edward C. Dorsey for the years 1950 - 51 - 52 - 53 made and reported by Carlos Bozman, County Treasurer and Collector. Harold E. Massey.....Purchaser.

Be it remembered that heretofore to wit, on the seventeenth day of August in the year nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Edgar A. Jones, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

No. 7015 Chancery

In the Circuit Court for

Somerset County, Maryland

In Equity

To the Honorable the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Edward C. Dorsey in Westover Election District, Somerset County, Maryland, the sum of no dollars and six cents State taxes, and no dollars and sixty-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1951.

That in the month of August, 1950, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the..... a newspaper published in Crisfield, Maryland and the said Carlos Bozman County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Edward C. Dorsey in Westover Election District, Somerset County, Maryland, the sum of no dollars and three cents State taxes, and no dollars and seventy-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to theperson or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest ther on, that said taxes would be collected by process of law.

That on June 30, 1952 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Edward C. Dorsey in Westover Election District, Somerset County, Maryland, the sum of no dollars and three cents State taxes and no dollars and eighty-three cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the

property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Edward C. Dorsey in Westover Election District, Somerset County, Maryland, the sum of no dollars and three cents State taxes, and no dollars and eight-three cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said.....County Treasurer and Collector as aforesaid,prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1950, 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Edward C. Dorsey, in said Westover Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on Tuesday, July 27, 1954, at or about the hour of two o'clock P.M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract, or parcel of land, being

the real estate assessed to Edward C. Corsey in said election district, as follows:

No. 3. All that lot of land in the Westover Election District, said county and state, size 2 acres with improvements thereon, adjoining the lands of William Methvin and George Dorsey and assessed to Edward C. Dorsey for the years 1949, 1950, 1951, 1952, and 1953 and sold for taxes due for said years, and sold the same to Harold E. Massey, of said County and State, he being then and there the highest bidder therefor, at and for the sum of ten dollars which he has fully paid, and a copy of said advertisement is herewith filed as part of this report, marked Exhibit A.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of

State and County Taxes.

State of Maryland, Somerset County, to wit:

I hereby certify that on this 16th day of August, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Carlos Bozman, County Treasurer and Collector of State And County taxes for said Somerset County, and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year first above written.

Patricia H. Laird. SEAL OF

Notary Public NOTARY.

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby give notice that on Tues., July 27, 1954 at or about the hour of two o'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash all those lots or parcels of land situate, lying and being in Somerset County, Maryland, more particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

No. 3 All that lot of land in the Westover Election District, said county and state, size 2 acres with improvements thereon, adjoining the lands of William Methvin and George Dorsey and assessed to Edward C. Dorsey for the years 1949, 1950, 1951, 1952 and 1953 and sold for the taxes due for said years.

Carlos Bozman,

Treasurer, Somerset County, Maryland.

In the matter of the tax sale of real estate in Westover Election District, Somerset County, Maryland, assessed to Edward C. Dorsey for the years 1949, 1950, 1951, 1952 and 1953, made and reported by Carlos Bozman, County Treasurer and Collector. Harold E. Massey, Purchaser.	)	No._____ Chancery In the Circuit Court for Somerset County, Maryland in Equity

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Westover Election District, Somerset County, Maryland, size 2 acres with improvements thereon, adjoining the lands of William Hethvin and George Dorsey and assessed to Edward C. Dorsey for the years 1949, 1950, 1951, 1952 and 1953, made to Harold E. Massey, for the sum of ten dollars, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is thereupon this 17th day of August, in the year nineteen hundred and fifty-four, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in Somerset County once in each of three successive weeks before the 25th day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 1st day of November, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be ten dollars ($10.00).

E. McMaster Duer Judge.

And now at this day to wit, on the 3rd day of August, 1955 comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

It having been proved to the Court in the above entitled cause that notice has been given by publication of the Order Nisi heretofore passed in this cause in the Marylander & Herald, a weekly newspaper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same is hereby finally ratified and confirmed.

E. McMaster Duer.

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

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In the Matter of the Tax Sale of Real Estate in Westover Election District, Somerset County, Maryland, assessed to Robert Johnson, Sold to Harold E. Massey

Be it remembered that heretofore to wit, on the seventeenth day of August, in the year nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Edgar A. Jones, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in Westover Election District, Somerset County, Maryland assessed to Robert Johnson for the years 1950-51-52-53 made and reported by Carlos Bozman, County Treasurer and Collector.

Harold E. Massey, Purchaser.

No. 7016 Chancery

In the Circuit Court for

Somerset County, Maryland,

In Equity.

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Robert Johnson in Westover Election District, Somerset County, Maryland, the sum of no dollars and thirty-one cents State taxes, and three dollars and twenty-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1951.

That in the month of August, 1950, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the....., a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners, for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Robert Johnson in Westover Election District, Somerset County, Maryland, the sum of no dollars and fifteen cents State taxes, and three dollars and seventy-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland,

and in the..... a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions or the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for thepurpose, as required by law, showing the aggregate assessment of every person, set of persons, or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Robert Johnson in Westover Election District, Somerset County, Maryland, the sum of no dollars and sixteen cents State taxes, and four dollars and thirteen cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Robert Johnson in Westover Election District, Somerset County, Maryland, the sum of no dollars and fifteen cents State taxes and four dollars and thirteen cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman, County Treqsurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the..... a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1948, 1949, 1950, 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Robert Johnson, in said Westover Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on Tuesday, July 27, 1954, at or about the hour of two o'clock P.M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Robert Johnson in said election district, as follows:

No. 4. All that lot of land in Westover Election District, said county and state, size 1 acre with improvements thereon, binding the State Road and adjoining the land of T. Edward Webb and assessed to Robert Johnson for the years 1948, 1949, 1950, 1951, 1952 and 1953 and sold for taxes due for said years, and sold the same to Harold E. Massey, he being then and there the highest bidder therefor, at and for the sum of thirty-six dollars, which he has fully paid, and a copy of said advertisement is herewith filed as part of this report, marked Exhibit A.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to the Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of State and County taxes.

State of Maryland, Somerset County, to wit:

I hereby certify that on this 16th day of August, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, County Treasurer and Collector of

State and County taxes for said Somerset County, and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year first above written.

Patricia H. Laird SEAL OF
Notary Public NOTARY.

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby give notice that on Tuesday, July 27, 1954 at or about the hour of two O'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash, all those lots or parcels of land situate, lying and being in Somerset County, Maryland, more particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

No. 4 All that lot of land in the Westover Election District, said county and state, size 1 acre with improvements thereon, binding the State Road and adjoining the land of T. Edward Webb and assessed to Robert Johnson for the years 1948, 1949, 1950, 1951, 1952 and 1953 and sold for taxes due for said years.

Carlos Bozman
County Treasurer.

In the matter of the tax sale of real estate in Westover Election District, Somerset County, Maryland, assessed to Robert Johnson for the years 1948, 1949, 1950, 1951, 1952 and 1953, made and reported by Carlos Bozman, County Treasurer and Collector. Harold E. Massey, Purchaser.	)	No._____Chancery In the Circuit Court for Somerset County, Maryland, in Equity.

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and collector of State and County taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Westover Election District, Somerset County, Maryland, size 1 acre, with improvements thereon, binding the State Road and adjoining the land of T. Edward Webb and assessed to Robert Johnson for the years 1948, 1949, 1950, 1951, 1952 and 1953, made to Harold E. Massey for the sum of thirty-six dollars, now fully paid, having been presented to the Court and examined and appearing to regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is thereupon this 17th day of August, in the year nineteen hundred and fifty-four, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in Somerset County, once in each of three successive weeks before the 25th day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 1st day of November, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be thirty-six dollars ($36.00).

E. McMaster Duer, Judge.

And now at this day to wit, on the third day of August, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor afor said, the Court here passed the following order, to wit:

It having been proved to the Court in the above entitled cause that notice has been given by publication of the Order Nisi heretofore passed in this cause in the Marylander & Herald, a weekly newspaper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same is hereby finally ratified and confirmed.

E. McMaster Duer.

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

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In the matter of the tax sale of real estate in Mt. Vernon Election District, Somerset County, Maryland, assessed to Junior Williams for the years 1949 - 1953 made and reported by Carlos Bozman, County Treasurer and Collector.
Kenneth P. Austin, Purchaser.

Be it remembered that heretofore to wit, on the seventeenth day of August, in the year nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Edgar A. Jones, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in Mt. Vernon Election District, Somerset County, Maryland, assessed to Junior Williams for the years 1949 - 1953 made and reported by Carlos Bozman, County Treasurer and Collector.
Kenneth P. Austin, Purchaser.

No. 7017 Chancery

In the Circuit Court for

Somerset County, Maryland,

In Equity.

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or cor-

porate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Junior Williams in Mt. Vernon Election District, Somerset County, Maryland, the sum of no dollars and thirty cents State taxes, and three dollars and twelve cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1951.

That in the month of August, 1950, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the....., a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Junior Williams in Mt. Vernon Election District, Somerset County, Maryland, the sum of no dollars and fourteen cents State taxes, and three dollars and sixty cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for

said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Junior Williams in Mt. Vernon Election District, Somerset County, Maryland, the sum of no dollars and fifteen cents State taxes, and three dollars and ninety-six cents County Taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Junior Williams in Mt. Vernon Election District, Somerset County, Maryland, the sum of no dollars and fourteen cents State taxes, and three dollars and ninety-six cents County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said

notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1949, 1950, 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Junior Williams, in said Mt. Vernon Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of the said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on July 27, 1954, at or about the hour of two o'clock P.M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Junior Williams in said election district, as follows:

No. 20. All that lot of land in the Mt. Vernon Election District, said county and state, a tract of woodland, size 24 acres with improvements thereon on the County Road adjoining the lands of Jessie Fisher and I. J. Holland Estate and assessed to Junior Williams for the years 1949, 1950, 1951, 1952 and 1953 and sold for taxes due for said years, and sold the same to Kenneth P. Austin, he being then and there the highest bidder therefor, at and for the sum of two hundred fifteen dollars, which he has fully paid, and a copy of said advertisement is herewith filed as part of this report, marked Exhibit A.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman
County Treasurer and Collector of
State and County taxes.

State of Maryland, Somerset County, to wit:

I hereby certify that on this 16th day of August, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year first above written.

Patricia H. Laird SEAL OF
Notary Public. NOTARY

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby given notice that on Tuesday, July 27, 1954 at or about the hour of two o'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash all those lots or parcels of land situate, lying and being in Somerset County, Maryland, more

particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

No. 20. All that lot of land in the Mt. Vernon Election District, said county and state, a tract of woodland, size 24 acres with improvements thereon on the County Road adjoining the lands of Jessie Fisher and I. J. Holland Estate and assessed to Junior Williams for the years 1949, 1950, 1951, 1952, and 1953 and sold for taxes due for said years.

Carlos Bozman
County Treasurer

In the matter of the tax sale of real estate in Mt. Vernon Election District, Somerset County, Maryland, assessed to Junior Williams for the years 1949, 1950, 1951, 1952 and 1953, made and reported by Carlos Bozman, County Treasurer and Collector. Kenneth P. Austin, Purchaser.	)	No. Chancery In the Circuit Court for Somerset County, Maryland In Equity

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Mt. Vernon Election District, Somerset County, Maryland, a tract of woodland, size 24 acres with improvements thereon on the County Road adjoining the lands of Jessie Fisher and I. J. Holland Estate and assessed to Junior Williams for the years 1949, 1950, 1951, 1952 and 1953, made to Kenneth P. Austin for the sum of two hundred fifteen dollars, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is thereupon this 17th day of August, in the year nineteen hundred and fifty-four, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in Somerset County once in each of three successive weeks before the 25th day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 1st day of November, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be two hundred fifteen dollars ($215.00).

E. McMaster Duer,
Judge.

And now at this day to wit, on the 3rd day of August, 1955 come again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

It having been proved to the Court in the above entitled cause that notice has been given by publication of the Order Nisi heretofore passed in this cause in the Marylander & Herald, a weekly newspaper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same is hereby finally ratified and confirmed.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Duer, Clerk.

In the matter of the tax sale of real estate in West Princess Anne Election District, Somerset County, Maryland, assessed to Mary Wash Spence for the years 1947 - 1953 made and reported by Carlos Bozman, County Treasurer and Collector. Harry Martin Fisher, Purchaser

Be it remembered that heretofore to wit, on the seventeenth day of August, in the year nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Edgar A. Jones, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in West Princess Anne Election District, Somerset County, Maryland, assessed to Mary Wash Spence for the years 1947 - 1953 made and reported by Carlos Bozman, County Treasurer and Collector. Harry Martin Fisher, Purchaser.

No. 7018 Chancery

In the Circuit Court for

Somerset County, Maryland

In Equity.

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Mary Wash Spence in West Princess Anne Election District, Somerset County, Maryland, the sum of no dollars and twelve cents State taxes and one dollars and thirty cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1951.

That in the month of August, 1950 the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the....., a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his

duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with thenames of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon theproperty assessed to Mary Wash Spence in West Princess Anne Election District, Somerset County, Maryland, the sum of no dollars and six cents State taxes, and one dollars and fifty cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Hearald a newspaper published in Princess Anne, Maryland, and in the..... a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of theperson or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by protess of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners, for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon theproperty assessed to Mary Wash Spence in West Princess Anne Election District, Somerset County, Maryland, the sum of no dollars and six cents State taxes, and one dollars and sixty-five cents, County taxes, and that the said State andCounty taxes were due andin arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to theperson or persons or corporate institutions, or to the agent of theperson or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next

succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes werenot paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Mary Wash Spence in West Princess Anne Election District, Somerset County, Maryland, the sum of no dollars and six cents State taxes, and one dollars and sixty-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1947, 1948, 1949, 1950, 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Mary Wash Spence, in said West Princess Anne Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on July 27, 1954, at or about the hour of two o'clock P. M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Mary Wash Spence in said election district, as follows:

No. 13. All that lot of land in the West Princess Anne Election District, said county and state, size 1 acre with improvements thereon, on the County Road adjoining the lands of

M. O. Baltz and assessed to Mary Wash Spence for the years 1947, 1948, 1949, 1950, 1951, 1952 and 1953 and sold for taxes due for said years and sold the same to Harry Martin Fisher, he being then and there the highest bidder therefor, at and for the sum of fifteen dollars and thirty cents, which he has fully paid, and a copy of said advertisement is herewith filed as a part of this report, marked Exhibit A.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted.

Carlos Bozman
County Treasurer and Collector of State and
County Taxes.

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 16th day of August, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year first above written.

Patricia H. Laird SEAL OF
Notary Public. NOTARY

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby given notice that on Tuesday, July 27, 1954, at or about the hour of two o'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash all those lots or parcels of land situate, lying and being in Somerset County, Maryland, more particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

No. 13. All that lot of land in the West Princess Anne Election District, in said county and state, size 1 acre with improvements thereon, on the County Road adjoining the lands of M. O. Baltz and assessed to Mary Wash Spence for the years 1947, 1948, 1949, 1950, 1951, 1952 and 1953 and sold for taxes due for said years.

Carlos Bozman
County Treasurer.

In the matter of the tax sale of real estate in West Princess Anne Election District, Somerset County, Maryland, assessed to Mary Wash Spence for the years 1947, 1948, 1949, 1950, 1951, 1952, and 1953, made and reported by Carlos Bozman, County Treasurer and Collector. Harry Martin Fisher, Purchaser.	)	No._____Chancery In the Circuit Court for Somerset County, Maryland In Equity.

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County taxes for Somerset County, Maryland, relating

to the sale on July 27, 1954, of land in West Princess Anne Election District, Somerset County, Maryland, size 1 acre with improvements thereon, on the County Road adjoining the lands of M. O. Baltz and assessed to Mary Nash Spence for the years 1947, 1948, 1949, 1950, 1951, 1952 and 1953, made to Harry Martin Fisher for the sum of fifteen dollars and thirty cents, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is thereupon this 17th day of August, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in Somerset County once in each of three successive weeks before the 25th day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 1st day of November, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be fifteen dollars and thirty cents, ($15.30).

E. McMaster Duer,

Judge.

And now at this day to wit, on the third day of August, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

It having been proved to the Court in the above entitled cause that notice has been given by publication of the Order Nisi heretofore passed in this cause in the Marylander & Herald, a weekly newspaper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same is hereby finally ratified and confirmed.

E. McMaster Duer,

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Bauer, Clerk.

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In the matter of the tax sale of real estate in West Princess Anne Election District, Somerset County, Maryland, assessed to Sandy & Harriett Cottman for the years 1948-1953 made and reported by Carlos Bozman, County Treasurer and Collector.
Edgar A. Jones, Purchaser.

Be it remembered that heretofore to wit, on the seventeenth day of August, in the year nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Edgar A. Jones, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in West Princess Anne Election District, Somerset County, Maryland, assessed to Sandy & Harriett Cottman for the years 1948-1953 made and reported by Carlos Bozman, County Treasurer and Collector.
Edgar A. Jones, Purchaser.

No. 7019 Chancery

In the Circuit Court for

Somerset County, Maryland,

In Equity

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Sandy & Harriett Cottman in West Princess Anne Election District, Somerset County, Maryland, the sum of no dollars and twenty-two cents State taxes, and two dollars and thirty-four cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1951.

That in the month of August, 1950, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the....., a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days, after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Sandy & Harriet Cottman in West Princess Anne Election District, Somerset County, Maryland, the sum of no dollars and elven cents State taxes and two dollars and seventy cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the..... a newspaper published in Crisfield, Maryland, and the said Carlos Bozman

County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Sandy & Harriett Cottman in West Princess Anne Election District, Somerset County, Maryland, the sum of no dollars and eleven cents State taxes, and two dollars and ninety-seven cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Sandy & Harriett Cottman in West Princess Anne Election District, Somerset County, Maryland,

the sum of no dollars and eleven cents State taxes, and two dollars and ninety-seven cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the.....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1948, 1949, 1950, 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Sandy and Harriett Cottman, in said West Princess Anne Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of the said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on July 27, 1954, at or about the hour of two o'clock P.M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Sandy and Harriett Cottman in said election district, as follows:

No. 10. All that lot of land in the West Princess Anne Election District, said county and state, size 9 acres with improvements thereon binding on the north side of the County Road adjoining the land of Norman Gale, Paul Renshaw and Sarah Cottman and assessed to Sandy & Harriett Cottman for the years 1948, 1949, 1950, 1951, 1952 and 1953, and sold for taxes due for said years, and sold the same to Edgar A. Jones, he being then and there the highest bidder therefor, at and for the sum of one hundred dollars, which he has fully paid, and a copy of said advertisement is herewith filed as part of this report, marked Exhibit A.

And the said Carlos Bozman County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of State

and County Taxes

State of Maryland, Somerset County, to wit:

I hereby certify that on this 16th day of August, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, and made oath in due form of law that the matters

and things stated in the foregoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year first above written.

Patricia H. Laird SEAL OF
Notary Public NOTARY.

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby give notice that on Tuesday, July 27, 1954, at or about the hour of two o'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash all those lots or parcels of land situate, lying and being in Somerset County, Maryland, more particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

No. 10. All that lot of land in the West Princess Anne Election District, said county and state, size 9 acres with improvements thereon binding on the north side of the County Road adjoining the land of Norman Gale, Paul Renshaw and Sarah Cottman and assessed to Sandy & Harriett Cottman for the years 1948, 1949, 1950, 1951, 1952 and 1953, and sold for taxes due for said years.

Carlos Bozman
County Treasurer.

In the matter of the tax sale of real estate in West Princess Anne Election District, Somerset County, Maryland, assessed to Sandy and Harriett Cottman for the years 1948, 1949, 1950, 1951, 1952 and 1953, made and reported by Carlos Bozman, County Treasurer and Collector.	)	No. _____ Chancery
	)	In the Circuit Court for
	)	Somerset County, Maryland
	)	In Equity
Edgar A. Jones, Purchaser	)	

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in West Princess Anne Election District, Somerset County, Maryland, size 9 acres with improvements thereon binding on the north side of the County Road adjoining the land of Norman Gale, Paul Renshaw and Sarah Cottman and assessed to Sandy and Harriett Cottman for the years 1948, 1949, 1950, 1951, 1952 and 1953, made to Edgar A. Jones for the sum of one hundred dollars, now full paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is thereupon this 17th day of August, in the year nineteen hundred and fifty-four, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in Somerset County once in each of three successive weeks before the 25th day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 1st day of November, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be one hundred dollars ($100.00.

E. McMaster Duer.

Judge.

And now at this day to wit, on the third day of August, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

It having been proved to the Court in the above entitled cause that notice has been given by publication of the Order Nisi heretofore passed in this cause in the Marylander & Herald, a weekly newspaper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 3rd day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same is hereby finally ratified and confirmed.

E. McMaster Duer

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per Virginia L. Barnes, Clerk.

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STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in May, being the second day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and
Benjamin L. Barnes, Clerk.

In the matter of the tax sale of real estate in Deals Island Election District, Somerset County, Maryland, assessed to Henry J. Bevans for the years 1950, 1951 and 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector.
Dewey A. Anderson, Purchaser.

Be it remembered that heretofore to wit, on the seventeenth day of August, in the year nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Harry C. Dashiell, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in Deals Island Election District, Somerset County, Maryland, assessed to Henry J. Bevans for the years 1950, 1951 and 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector.
Dewey A. Anderson, Purchaser.

No. 7020 Chancery

In the Circuit Court for Somerset County, Maryland,

In Equity.

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Henry J. Bevans in Deals Island Election District, Somerset County, Maryland, the sum of no dollars and forty-three cents State taxes, and four dollars and fifty five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1951.

That in t e month of August, 1950 the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Henry J. Bevans in Deals Island Election District, Somerset County, Maryland, the sum of no dollars and 21 cents State taxes and five dollars and twenty-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August 19...., the said....., County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the

property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Henry J. Bevans in Deals Island Election District, Somerset County, Maryland, the sum of no dollars and twenty two cents State taxes and five dollars and seventy eight cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions or to the agent of the person or persons or corporate institutions to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Henry J. Bevans in Deals Island Election District, Somerset County, Maryland, the sum of no dollars and twenty one cents State taxes, and five dollars and seventy eight cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said....., County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1950, 1951, 1952 and 1953, being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Henry J. Bevans in Deals Island Election District, and the said Carlos Bozman, County Treasurer, and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being susceptible or capable of partition or division in the judgment of said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on Tuesday, July 27, 1954, at or about the hour of two o'clock P.M., at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction for Cash, all that lot, tract or parcel of land, being the real estate assessed to Henry J. Bevans, in said Election District, as follows:

15 - All that lot of land in the Deals Island Election District, said county and state, size 1/2 acre with improvements thereon adjoining the lands of Marvin Jones, Geraldine Tilghman and Margaret Milbourne, and assessed to Henry J. Bevans for the years 1949, 1950, 1951, 1952 and 1953, and sold for the taxes due for said years.

AND sold the same to Dewey A. Anderson of said Somerset County and State of Maryland, he being the highest and best bidder therefor, at and for the sum of thirty four dollars and thirty five cents ($34.35), now fully paid; and a copy of said advertisement is herewith filed, as a part of this report, marked Exhibit "A".

AND the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

ALL of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of State and County Taxes.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 16th day of August, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Carlos Bozman, County and Collector of State and County taxes for said Somerset County, Maryland, and made oath in due form of law that the matters and facts stated in the aforegoing report of sales are true as therein set forth to the best of his knowledge and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal the day and year above written.

Gertrude H. Bozman

Notary Public.

SEAL OF NOTARY.

EXHIBIT "A"

TREASURER'S SALE FOR TAXES.

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the Acts of the General Assembly of Maryland, I hereby given notice that on -

TUES. JULY 27, 195 ,

at or about the hour of 2 o'clock P.M.

at the Court House Door, in Princess Anne, Maryland, I will sell at public auction, for cash, all those lots or parcel of land, situate, lying and being in Somerset County, Maryland more particularly described hereafter to pay and satisfy the county and state taxes leavied against the said lots or parcels of land and charged to and due from the same, together with the costs of sale.

++++++++++++++++++++++++++++++++++

No. 15- All that lot of land in the Deals Island Election District, said county and state, size 1/2 acre with improvements thereon, and adjoining the land of Marvin Jones Geraldine Tilghman and Margaret Milbourne and assessed to Henry J. Bevans for the years 1949, 1950, 1951 1952 and 1953, and sold for taxes due for said years.

CARLOS BOZMAN,

County Treasurer-

In the matter of the tax sale of	)	No. 7020 Chancery
the real estate in Deals Island	)	
District, Somerset County, Maryland	)	In the Circuit Court
assessed to Henry J. Bevans for the	)	
years 1950, 1951, 1952 and 1953, inc.	)	for
made and reported by Carlos Bozman,	)	
County Treasurer and Collector of State	)	Somerset County,
and County taxes for said Somerset	)	
County	)	In Equity.
Dewey A. Anderson, Purchaser	)	

The annexed and aforegoing report of the proceedings of Carlos Bozman, County Treasurer and Collector, of State and County taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Deals Island Election District, said County and State, size 1/2 acre, with improvements thereon adjoining the land of Marvin Jones, Geraldine Tilghman and Margaret Milbourne, and assessed to Henry J. Bevans for the years 1950, 1951, 1952 and 1953, and made to Dewey A. Anderson at and for the sum of thirty four dollars and theirty five cents ($34.35), now fully paid, having been presented to the Court and examined, and appearing

to be regular, and it appearing that the provisions of the law in relation thereto have been complied with.

IT IS THEREUPON, this 17th day of August, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers, published in said Somerset County, once in each of three successive weeks, before the 25th day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 25th day of October, 1954, to show cause, if any they have, why said sale should not be ratified and confirmed.

The report states the amount of sales to be thrity four dollars and thirty five cents ($34.35).

E. McMaster Duer.

Judge

And now at this day to wit, on the 29th day of June, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

IT having been proved to the Court that in the above entitled cause, notice has been given by publication of the Order Nisi heretofore passed in this cause, in the Marylander & Herald, a weekly news paper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed, and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 29th day of June, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the aforegoing report of sales and the sale therein reported, be, and the same are, hereby finally ratified and confirmed.

E. McMaster Duer

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Virginia L. Duer, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in May, being the third day of the same month, in the year of our Lord one thousand nine hundred and fifty-four.

Here present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Murrary E. Ward, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assign ment to Wade D. Ward for fore-closure and collection.	)	No. 6959 Chancery
	)	In the Circuit Court
	)	For
	)	Somerset County, Maryland.
	)	

Be it remembered that heretofore to wit, on the fifth day of March, in the year nineteen hundred and fifty-four, a certain Wade D. Ward, Assignee, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an original of a certain mortgage executed and delivered to the Bank of Crisfield, by a certain Harvey N. Howard and Hassletyne Howard, of said county and state, which said original of Mortgage is in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assign-ment to Wade D. Ward for fore-closure and collection.	)	No. 6959 Chancery
	)	In the Circuit Court
	)	For
	)	Somerset County, Maryland.
	)	

THIS MORTGAGE, Made this 28th day of March in the year nineteen hundred and forty-six, by Olin L. Daugherty and Mina Ray Daugherty, his wife, of Somerset County, in the State of Maryland:-

Whereas, the said Olin L. Daugherty and Mina Ray Daugherty, his wife, have this day borrowed from the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, the sum of Fifteen thousand dollars ($15000.00), which the said Bank of Crisfield, a body corporate as aforesaid, has advanced and loaned to the said Olin L. Daugherty and Mina Ray Daugherty, his wife, to enable the said Olin L. Daugherty and Mina Ray Daugherty, his wife, to complete the purchase of the real estate hereinafter described this day conveyed unto the said Olin L. Daugherty, and which sum so advanced has been paid to the said Olin L. Daugherty and Mina Ray Daugherty, his wife, on accout of the purchase money for said real estate; and whereas, the said Olin L. Daugherty and Mina Ray Daugherty, his wife, have executed and delivered unto the said Bank of Crisfield, a body corporate as aforesaid, their Bill Obligatory, with interest and payable as aforesaid, or any renewal or renewals of the same which may hereinafter be made in case the Bank of Crisfield, a body corporate as aforesaid, shall consent to any renewal or renewals of the same, and whether such renewal or renewals shall be for the whole or any part of said sum, the said Olin L. Daugherty and Mina Ray Daugherty, his wife, have agreed to execute this mortgage.

Now therefore this Purchase Money Mortgage Witnesseth, that in consideration of the premises and of the sum of five dollars in hand paid, the said Olin L. Daugherty and Mina Ray Daugherty, his wife, have granted and by these presents do grant and convey unto the

said Bank of Crisfield, a body corporate as aforesaid, its successors and assigns, all those lots or parcels of land situate, lying and being in Somerset County, State of Maryland, which is more particularly described, as follows, that is to say:-

PARCEL ONE: Beginning for the same in the Town of Crisfield, County and State aforesaid, lying on the North side of the New York, Philadelphia and Norfolk Railroad Company's property, improved by a two story brick store-room and warehouse, being the same and all the real estate and premises conveyed unto the Bank of Crisfield, a body corporate, by Clarence P. Lankford, George H. Myers and Harding P. Tull, trustees by deed bearing date the 18th day of May, 1926 and recorded among the Land Records of Somerset County in Liber W.J.S. No. 93 folio 93, etc., and being all the real estate and premises described in a deed to the H. L. Loreman & Bro, Inc., a body corporate, from Harold H. Loreman and wife, bearing date the 3rd day of May, 1922, and recorded among the Land Records of Somerset County in Liber W.J.S. No. 85, folio 593, the same being all that real estate of which an undivided one-half interest therein was conveyed unto Elliott Ward by the Bank of Crisfield, a body corporate, by deed dated the 18th day of February, 1929, which deed has been duly recorded among the aforesaid Land Records in Liber G.W.L. No. 97, folio 365, etc.

PARCEL TWO: All that lot or parcel of land situate, lying and being in Asbury Election District, Somerset County, State of Maryland, on the West side of the County Road leading from the store formerly occupied by the George T. Cullen to Meds Point Landing, fronting fifty-seven feet and two and one-half inches on said County Road, and running back a distance of two hundred and twenty-four feet, the same being all the real estate and premises conveyed unto George T. Cullen by William H. Dryden, Sheriff of said Somerset County, by deed bearing date the 21st day of October, 1937, and recorded among the Land Records of said Somerset County in Liber J.M.T. No. 113, folio 310 etc., and which said property is also described in a deed to Emma E. Sterling from George E. Mister and Effie Mister, his wife, by deed bearing date the 22nd day of December, 1917 and recorded among the aforesaid land records in Liber W.J.S. No. 75, folio 560, the same being all that real estate of which an undivided one-half interest therein was conveyed unto the said Elliott Ward by Clarence P. Lankford, Trustee, by deed bearing date the 3rd day of June, 1938, which deed has been duly recorded among the Land Records of said Somerset County, in Liber B.L.B. No. 116, folio 132--and is also all that real estate and premises conveyed to the said Olin L. Daugherty by Elliott Ward, by deed of which an undivided one-half interest was bearing even date herewith, not yet recorded or delivered but intended to be delivered and recorded among the Land Records of Somerset County contemporaneously with this mortgage--to which said deeds and records and all the references in each of them contained, special reference is hereby made and as a part hereof for a more accurate and complete description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charged, of every kind, levied or assessed, or to be levied or assessed on

said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Olin L. Daugherty and Mina Ray Daugherty do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue or in any part of either one of them, at the time limited for the payment of the same, or in any agreement covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Prentiss W. Evans their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of adecree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid tc the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted,and that the said Mortgagor, or any person in their behalf shall pay and mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shll be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual corps pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured the improvements on hereby mortgaged land to the amount of at least fifteen thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in cause of fire, to insure to the benefit of the said mortgagee, its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

Beryl Sterling

Olin L. Daugherty (SEAL)

Mina Ray Daugherty (SEAL)

STATE OF MARYLAND, Somerset COUNTY, to-wit:

I HEREBY CERTIFY, That on this 28th day of March in the year nineteen hundred and forty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid personally appeared Olin L. Daugherty and Mina Ray Daugherty, his wife, the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me J. Coyn Sterling, Vice President of the Bank of Crisfield, a body corporate and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth. And the said J. Coyne Sterling further made oath as aforesaid/that he is the duly authorized agent for the said Bank of Crisfield for the purpose of making this affadavit.

Filed for record April 4, 1946 and recorded in Liber BLB No. 133, Folio 495, one of the Land Records of Somerset County.
Per: Benjamin L. Barnes -- Assignment

Beryl Sterling Seal of Notary
Notary Public.

For the purpose of foreclosure and collection, I hereby assign the within mortgage to Wade D. Ward.

As witness the Corporate Seal of the Bank of Crisfield, a body corporate, and signature of A. W. Tawes, its president this 3rd day of March, 1954.

Test: CORPORATE Bank of Crisfield.

F. D. Tyler SEAL. A. W. Tawes, President.

Vice President.

And thereupon the said Wade D. Ward, Assignee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Wade D. Ward, of Somerset County and State of Maryland, and F. Doyle Tyler and Arthur W. Tawes, Sr., all of Somerset County, State of Maryland, are held and firmly bound unto the said State of Maryland, in the full and just sum of Thirty Thousand Dollars ($30,000.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 19th day of March, in the year nineteen hundred and fifty-four.

Whereas, by mortgage dated March 28, 1946, recorded among the Land Records of Somerset County in Liber B.L.B. No. 133, at folio 495, Olin Lee Daugherty and Mina Ray Daugherty, his wife, conveyed to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, certain real estate in Somerset County, to secure thepayment of the sum therein mentioned, and whereas, the said Wade D. Ward, Assignee, by the virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by the said mortgage; and whereas default has occurred in the terms and conditions of said mortgage and the said Wade D. Ward is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Wade D. Ward, does and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of the said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Wade D. Ward (SEAL)

F. Doyle Tyler (SEAL)

Witness: Arthur W. Tawes, Sr. (SEAL)

Frances M. Carson

Which said bond was thus thereon endorsed, to wit:

The within Bond approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the 15th day of April, in the year nineteen hundred and fifty-five, the said Assignee exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following,, to wit;

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	)	No. 6959 Chancery
	)	In the Circuit Court for
	)	Somerset County, Maryland

REPORT OF SALE

To the Honorable, the Judges of said Court

The report of sale of Wade D. Ward, Assignee of a mortgage made and executed by Olin L. Daugherty and Mina Ray Daugherty, his wife, dated March 28, 1946, recorded among the land records of Somerset County, Maryland in Liber B.L.B. No. 133, at folio 495, and duly assigned to the undersigned for the purpose of foreclosure and collection, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage, or in the payment of the interest thereon, or in some other covenant of said mortgage whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors:

That after giving bond with security approved by the Clerk of this Court for the faithful performance of the assignee, as aforesaid, reposed in him by and pursuant to said mortgage, and as required by law, and after giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, once a week for three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of the Post Office in Crisfield, Maryland on the 27th day of March, 1954, at 2:00 P.M. and then and there proceeded to sell the property described in said mortgage, to wit:

All those lots or parcels of land situate, lying and being in the City of Crisfield and Asbury Election District, Somerset County, Maryland, and more particularly described as follows:

PARCEL ONE: Beginning for the same in the City of Crisfield, Somerset County, Maryland lying on the North side of the New York, Philadelphia and Norfolk Railroad Company's property, between 10th and 11th Streets, improved by a two story brick storeroom and warehouse, being the same and all the real estate and premises conveyed unto the Bank of Crisfield, a body corporate, by Clarence P. Lankford, George H. Myers and Harding P. Tull, trustees, by deed bearing date the 18th day of May, 1926 and recorded among the Land Records of Somerset County in Liber W.J.S. No. 93, folio 93, etc., and being all the real estate and premises described in a deed to the H. L. Loreman & Bro., Inc., a body corporate, from Harold L. Loreman and wife, bearing date the 3rd day of May, 1922, and recorded among the Land Records of Somerset County in Liber W.J.S. No. 85, folio 593, the same being all that real estate of which an undivided one-half interest therein was conveyed unto Elliott Ward, by the Bank of Crisfield, a body corporate, by deed dated the 18th day of February 1929, and recorded in Liber G.W.L. No. 97, folio 365, etc., and is the real estate and premises conveyed to the said Olin L. Daugherty by Elliott Ward, by deed dated March 28, 1946 and recorded among Land Records of Somerset County in Liber B.L.B. No. 135, at folio 485.

PARCEL TWO: All that lot or parcel of land situate, lying and being in Asbury Election District, Somerset County, Maryland, on the West side of the County Road leading from the store formerly occupied by the George T. Cullen to Neds Point Landing, fronting fifty-seven feet and two and one-half inches on said County Road, and running back a distance of two hundred and twenty-four feet, the same being all the real estate and premises conveyed unto George T. Cullen by William H. Dryden, Sheriff of said Somerset County, by deed dated October 21, 1937 and recorded among the Land Records of said Somerset County, in Liber J.M.T. No. 113, folio 310, etc., and which property is also described in a deed to Emma E. Sterling from George E. Mister and Effie Mister, his wife, by deed dated December 22, 1917 and recorded among the said land records in Liber W.J.S. No. 75, folio 560, the same being all that real estate of which an undivided one-half interest therein was conveyed unto the said Elliott Ward by Clarence P. Lankford, Trustee, by deed dated June 3, 1938, which deed has been duly recorded among the Land Records of said Somerset County, in Liber B.L.B. No. 116, folio 132-- and is also all that real estate and premises conveyed to the said Olin L. Daugherty by Elliott Ward, by deed dated March 28, 1946 and recorded among the Land Records of Somerset County.

And sold Parcel One to Samuel Saltz of Crisfield, Maryland, he being then and there the highest bidder therefore, at and for the sum of Eighty-three Hundred Dollars ($8300.00); and sold Parcel Two to J. Millard Tawes of Crisfield, Maryland, he being then and there the highest bidder therefore, at and for the sum of Sixteen Hundred Fifty Dollars ($1650.00); and the purchasers have complied with the terms of sale and your attorney has distributed the proceeds of said sale as follows:

Total receipts from sale		$9,950.00
To the Crisfield Times, publishing advertising	$85.00	
To Doyle Tyler, Auctioneer	15.00	
To Benjamin L. Barnes, Clerk of the Circuit Court, costs	28.75	
To be retained as commission	400.00	
To the Bank of Crisfield, interest on mortgage debt	661.86	
To the Bank of Crisfield, insurance	49.50	
To the Bank of Crisfield, interest on amount paid for insurance	.30	
To the Bank of Crisfield, on mortgage debt	$709.59	
	$9,950.00	$9,950.00

Respectfully submitted,

Wade D. Ward,
Attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 15th day of April, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Wade D. Ward, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

Seal of Notary

Charles M. Woolston, Jr.
Notary Public

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 15th day of April, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally

appeared F. D. Tyler, Vice President of the Bank of Crisfield, Crisfield, Maryland, who made oath in due form of law that the amount due on the mortgages foreclosed herein is as follows:

Balance of principal sum due	$14,600.00
Interest on same at 6%	661.86
Insurance on building	49.50
Interest on insurance paid by bank	.30
Total amount	$ 15,311.66

And he further made oath that no part of the said sum of fifteen thousand three hundred eleven dollars and sixty-six cents ($15,311.66) has been paid

F. D. Tyler CORPORATE SEAL

Charles M. Woolston, Jr. Seal of Notary
Notary Public

Upon which said report the Clerk of the Circuit Court here passed the following order, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by Assignment to Wade D. Ward for foreclosure and collection.) No. 6959 Chancery) In the Circuit Court for) Somerset County, Maryland.

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 10th day of May, 1954, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 8th day of May, 1954.

The report states the amount of sale to $9,950.00.

Benjamin L. Barnes
Clerk.

And now at this day to wit, on the fifteenth day of May, in the year nineteen hundred and fifty-four, comes again into Court here the said Assignee, and on motion of the said Assignee the Court here passed the following order, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward, for foreclosure and collection) No. 6959 Chancery) In the Circuit Court for) Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 15th day of May, 1954, that the sale made and reported by the attorney and the distribution of the proceeds be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer
Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

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STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in July, the same being the fourth day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present, Hon. W. Laird Henry J., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
and Benjamin L. Barnes, Clerk.

Isaac H. Dorsey, Eq., Sheriff	and	Benjamin L. Barnes, Clerk.
In the matter of the tax sale of real estate in Brinkleys Election District, Somerset County, Maryland, assessed to Emma F. Burnette for the years 1951, 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector. William J. and Ruth Hall, Purchasers.	)	No. 7004 Chancery In the Circuit Court for Somerset County, Maryland, In Equity.

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30th, 19..... the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Emma F. Burnette in Brinkleys Election District, Somerset County, Maryland, the sum of No dollars and eight cents State taxes, and one dollars and eighty cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylandgr & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30th, 1952 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pur-

suance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Emma F. Burnette in Brinkleys Election District, Somerset County, Maryland, the sum of No dollars and seven cents State taxes and one dollars and ninty-eight cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylandar & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30th, 1953 the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Emma F. Burnette in Brinkleys Election District, Somerset County, Maryland, the sum of No dollars and seven cents State taxes, and one dollars and ninty-eight cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 54.

That in the month of August, 1953, the said....., County Treasurer and Collector, as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylandar & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice

that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Emma F. Burnette, in said Brinkleys Election District and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Crisfield Times, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did on Tuesday, July 27, 1954, at or about the hour of two o'clock P. M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Emma F. Burnette in said election district, as follows:

All that lot or parcel of land situate, lying and being in Brinkleys Election District, Somerset County, Maryland, binding on the County Road, adjoining the lands of Charles Burnette, Foster Matthews, and Lorie Burton, and containing eight acres, more or less, and assessed to Emma F. Burnette for the years 1951, 1952, and 1953, and sold for taxes due for said years, and sold the same to William and Ruth Hall, they being the highest bidder therefore, at and for the sum of three hundred twenty-five dollars, now fully paid, and a copy of said advertisement is herewith filed as part of this report.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of State and

County taxes.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 3rd day of August, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Carlos Bozman, County Treasurer and Collector of State and County Taxes for said Somerset County, and made oath in due form of law that the matters and facts stated in the foregoing report of sale are true as therein set forth, to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Witness my hand and Notarial Seal.

Gertrude H. Bozman

Notary Public.

SEAL OF NOTARY.

In the matter of the tax sale of real estate in Brinkleys Election District, Somerset County, Maryland, assessed to Emma F. Burnette for 1951, 1952 and 1953, made and reported by Carlos Bozman, County Treasurer and Collector. William J. and Ruth Hall,--Purchasers.

No. Chancery

In the Circuit Court

For

Somerset County, Maryland

The annexed and foregoing report of the proceedings of Carlos Bozman County Treasurer and Collector of State and County Taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Brinkleys Election District, said Somerset County, containing eight acres, more or less, binding on the County Road, adjoining the lands of Charles Burnette, Foster Matthews and Lorie Burton, and assessed to Emma F. Burnette for the years 1951, 1952 and 1953, made to William J. and Ruth Hall of Somerset County, for the sum of three hundred twenty-five dollars, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is, thereupon, this 3rd day of August, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in said Somerset County once in each of three successive weeks before the 3rd day of September, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 15th day of October, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be $325.00.

E. McMaster Duer,

Judge.

And now at this day to wit, on the 10th day of August, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

It having been proved to the Court that, in the above entitled cause notice has been given by publication of the order nisi heretofore passed in this cause, in the Crisfield Times, a weekly newspaper published in said Somerset County, according to the terms of said order nisi, and no objection having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 10th day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same are hereby ratified and confirmed.

Rex A. Taylor,

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Bozman, Clerk.

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In the matter of the tax sale of real estate in East Princess Anne Election District, Somerset County, Maryland ass-ssed to Margaretta King for the years 1951, 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector. L. Creston Beauchamp, Purchaser.

Be it remembered that heretofore to wit: on the twentieth day of March, in the year, nineteen hundred and fifty-four, a certain Carlos Bozman, County Treasurer and Collector of State andCounty Taxes by L. Creston Beauchamp, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in East Princess Anne Election District, Somerset County, Maryland assessed to Margaretta King for the years 1951, 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector. L. Creston Beauchamp, Purchaser.

No. 6963 Chancery

In the Circuit Court for Somerset County, Maryland,

In Equity.

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners for the purpose, as required by law, showing the aggregate assesment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Margaretta King in East Princess Anne Election District, Somerset County, Maryland, the sum of No dollars and six cents State taxes and One dollars and fifty cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951 the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander& Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and/tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for

said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Margaretta King in East Princess Anne Election District, Somerset County, Maryland, the sum of No dollars and six cents State taxes, and One dollars and sixty-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 53.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Margaretta King in East Princess Anne Election District, Somerset County, Maryland, the sum of No dollars and six cents State taxes, and One dollars and sixty-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 54.

That in the month of August, 1953, the said Carlos Bozman County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a

notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1951, 1952 and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Margaretta King, in said East Princess Anne Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on Tuesday March 9, 1954, at or about the hour of two o'clock P.M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to L. Creston Beauchamp in said election district, as follows:

All that lot or parcel of land situate, lying and being in East Princess Anne Election District, Somerset County, Maryland, binding on the east side of the old state road leading from the McClemmy's Crossing to Loretta, bounded on three sides by the land owned or formerly owned by the Conn & Bock Company, and containing two acres, more or less, and assessed to Margaretta King for the years 1951, 1952, and 1953, and sold for the taxes due for said years, and sold the same to L. Creston Beauchamp, he being the highest bidder therefor, at and for the sum of Thirty-three dollars and Ninety-three cents, how fully paid, and a copy of said advertisement is herewith filed as a part of this report.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman

County Treasurer and Collector of State and

County Taxes.

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I hereby certify that on this 20th day of March, 1954, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Carlos Bozman, County Treasurer and Collector of State and County Taxes for said Somerset County, and made oath in due form of law that the matters and facts stated in the foregoing report of sale are true as therein set forth, to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Witness my hand and notarial seal.

Patricia H. Laird SEAL OF

Notary Public NOTARY

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby give notice that on Tuesday, March 9, 1954, at or about the hour of two o'clock p.m., at the Court house door in Princess Anne, Maryland, I will sell at public auction for cash all that lot or parcel of land situate, lying and being in East Princess Anne Election District,

Somerset County, Maryland, binding on the east side of the old state road leading from the McClemmy's Crossing to Loretta, bounded on three sides by the land owned or formerly owned by the Cohn & Bock Company, and containing two acres, more or less, assessed to Margaretta King for the yeare 1951, 1952, and 1953, to pay and satisfy the state and county taxes levied against the said land, which said taxes are now due and in arrears for the said years, together with the interest and costs.

Carlos Bozman, County Treasurer.

In the matter of the tax sale	)	No. 6963 Chancery
of real estate in East Princess	)	
Anne Election District, Somerset	)	In the Circuit Court for
County, Maryland, assessed to	)	
Margaretta King for 1951, 1952,	)	Somerset County
and 1953, made and reported by	)	
Carlos Bozman, County Treasurer	)	Maryland
and Collector.	)	
L. Creston Beauchamp--Purchaser	)	

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County Taxes for Somerset County, Maryland, relating to the sale on March 9, 1954, of land in East Princess Anne Election District, said Somerset County, containing two acres, more or less, and adjoining the lands owned or formerly owned by Cohn & Bock Company, and assessed to Margaretta King for the years 1951, 1952 and 1953, made to L. Creston Beauchamp, of said Somerset County, for the sum of Thirty-three dollars and Ninety-three cents, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is, thereupon, this 20th day of March, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in said Somerset County once in each of three successive weeks before the 23rd day of April, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 25th day of May, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be $33.93.

E. McMaster Duer.

Judge.

And now at this day, to wit, on the 24th day of August, 1955, comes again into Court here the said Collector, by his solicitor aforesaid, and on motion of the said Collector, by his solicitor aforesaid, the Court here passed the following order, to wit:

It having been proved to the Court that, in the above entitled cause, notice has been given by publication of the order nisi heretofore passed in this cause, in the Marylander & Herald, a weekly newspaper published in said Somerset County, according to the terms of said order nisi, and no objection having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 24 day of August, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same are hereby ratified and confirmed.

E. McMaster Duer

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Bounds, Clerk.

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Edgar A. Jones, Attorney, Ex-Parte Under power contained in a mortgage from Joseph Ward and Virginia Ward, his wife, to Edward L. Fontaine

Be it remembered that heretofore to wit: on the fifth day of February in the year, nineteen hundred and fifty-four, a certain Edgar A. Jones, Attorney, Ex parte, of Somerset County and State of Maryland, exhibited and filed the following papers, in the words following, to wit:

Edgar A. Jones, Attorney, Ex-Parte Under power contained in a mortgage from Joseph Ward and Virginia Ward, his wife, to Edward L. Fontaine

No. 6951 Chancery
In the Circuit Court for
Somerset County, Maryland.

The Clerk of the Circuit Court for Somerset County will please docket the above entitled case and file the original mortgage among the proceedings therein.

Edgar A. Jones
Attorney.

And at the same time the following Affidavit as to Amount Due and Military Service was filed here in the words following, to wit:

Edgar A. Jones, Attorney, Ex-Parte under power contained in a mortgage from Joseph Ward and Virginia Ward, his wife, to Edward L. Fontaine

No. 6951 Chancery
In the Circuit Court for
Somerset County, Maryland.

State of Maryland, Somerset County, to wit:

On this 4th day of February, 1954, before me, the undersigned officer, personally appeared Edward L. Fontaine and made oath in due form of law, as follows: That the principal amount owing on the above mortgage is four hundred fifty-eight dollars and twenty-four cents ($458.24), with interest from May 1, 1952 and fire insurance premiums amounting to fourteen dollars and sixty cents ($14.60); that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service within thirty days prior to the making of this affidavit, such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;

2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;

3. The military service of any nation with which the United States of America may be allied in the prosection of war.

As witness my hand and Notarial Seal the day and year above written.

Seal of Notary

Eunice Dashiell, Notary Public.

And afterwards, to wit, on the fifth day of February in the year nineteen hundred and fifty-four, exhibited the following, an original of a certain mortgage executed and delivered to Edward L. Fontaine, by a certain Joseph Ward and Virginia Ward, of said county and state, which said original of Mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 1st day of May in the year nineteen hundred and fifty-two, by Joseph Ward and Virginia Ward, his wife, both of Somerset County,

State of Maryland, Witnesseth:

Whereas, the said Joseph Ward and Virginia Ward, his wife, are indebted unto Edward L. Fontaine, of said County and State, in the full and just sum of Four Hundred Fifty-eight and 24/100 ($458.24) Dollars, being the balance of the purchase money for the hereinafter described real estate, which said indebtedness is evidenced by the bill obligatory of the said Joseph Ward and Virginia Ward for said sum, dated evenly herewith, payable to the order of the said Edward L. Fontaine, one year after date, with interest from date payable semi-annually; and whereas for the purpose of further securing the payment of which said sum and interest, when and as the same shall become due and payable, this mortgage is executed.

Now therefore, this mortgage witnesseth: That for and in consideration of the premises, and of the sum of One Dollar, the said Joseph Ward and Virginia Ward, his wife, hereby grant and convey unto Edward L. Fontaine, his heirs and assigns, all that lot or parcel of land situate in Fairmount Election District, Somerset County, Maryland, containing six and three-quarters (6-3/4) acres, more or less, adjoining the lands owned or formerly owned by Harold Wagner, Chester P. Board, and others, and being the same land assessed to Mrs. Ida Dodson for the years 1941 to 1947 inclusive, and being the same and all the land which was conveyed unto William E. Milligan by Carlos Bozman, County Treasurer and Collector of State and County taxes for Somerset County, by deed duly recorded among the Land Records of Somerset County, and being also, the same and all the land which was conveyed unto the said Joseph Ward and Virginia Ward, by William E. Milligan and wife, by deed dated evenly herewith and intended to be recorded among the aforesaid Land Records.

To which said deeds and all the references in them contained, special reference is here made for a more complete and accurate descrpition of the land and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Joseph Ward and Virginia Ward, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns or Edgar A. Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgages, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her or their heirs or assigns; and which sale shall be made in the

manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, his personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any courst having jurisdiction to decree or order a sale thereof, all the annual corps pitched or cultivated thereon shall pass with the said mortgaged property to the purchase at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured the improvements on hereby mortgaged land to the amount of at least Four Hundred Sixty dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be seucred, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Joseph Ward (SEAL)

Eunice Dashiell Virginia Ward (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I HEREBY CERTIFY, That on this 1st day of May in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Joseph Ward and Virginia Ward, his wife, the mortgagprs named in the foregoing mortgage and each acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me Edward L. Fontaine, mortgagee and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY Eunice Dashiell
Notary Public

Filed for record October 1, 1952 and recorded in Liber B.L.B. No. 159, Folio 20, one of the Land Records of Somerset County. Per: Benjamin L. Barnes --

And thereupon the said Edgar A. Jones and Lloyd L. Simpkins, and Edward L. Fontaine filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Edgar A. Jones, Edward L. Fontaine and Lloyd L. Simpkins, all of Somerset County and State of Maryland, are held and firmly bound unto the said State of Maryland, in the full and just sum of nine hundred sixteen dollars and forty-eight cents ($916.48), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, sealed with our seals and dated this 4th day of February, in the year nineteen hundred and fifty-four.

Whereas, by mortgage dated May 1, 1952, recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 20, Joseph Ward and Virginia Ward, his wife, conveyed to Edward L. Fontaine certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)
Edward L. Fontaine (SEAL)
Lloyd L. Simpkins (SEAL)

Witness: Benjamin L. Barnes.

The within Bond approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the ninth day of March, in the year nineteen hundred and fifty-four the said Edgar A. Jones exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Edgar A. Jones, Attorney, Ex-Parte
Under power contained in a mortgage
from Joseph Ward and Virginia Ward,
his wife, to Edward L. Fontaine

No. 6951 Chancery
In the Circuit Court for
Somerset County, Maryland.

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney named in a certain mortgage made and executed by Joseph Ward and Virginia Ward, his wife, to Edward L. Fontaine, and dated May 1, 1952, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 20, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale,

he did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 9th day of March, 1954, at two o'clock P.M., and then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate in Fairmount Election District, Somerset County, Maryland, containing six and three-quarters (6 3/4) acres, more or less, adjoining the lands owned or formerly owned by Harold Wagner, Chester P. Board and others, being the same and all the land conveyed unto the said Joseph Ward and Virginia Ward by William B. Milligan and wife by deed dated May 1, 1953 and recorded among the aforesaid Land Records in Liber B.L.B. No. 157, folio 550, and sold the same to Edward L. Fontaine at and for the sum of six hundred and fifty-dollars ($650.00), he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustee, and your trustee has distributed the proceeds, as follows:

Total sales		$650.00
To Carlos Bozman, Collector of State & County Taxes	$9.69	
To Clerk of the Circuit Court for costs	28.75	
To Marylander and Herald, advertising and order nisi	36.25	
To Edwin B. Muir, Auctioneer	10.00	
To Solicitor	25.00	
To Attorney's commission	57.00	
To Balance to be credited on mortgage debt	483.31	$650.00
Mortgage debt, principal	$458.24	
Interest	51.00	
Insurance premiums	14.60	
	$523.84	
Less credit by sale	483.31	
	40.53	

Respectfully submitted,

Edgar A. Jones

Attorney.

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 9th day of March, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell

Notary Public.

Seal of Notary

Order Nisi

Edgar A. Jones, Attorney, Ex-Parte under power contained in a mortgage from Joseph Ward and Virginia Ward, his wife, to Edward L. Fontaine	No. 6951 Chancery In the Circuit Court for Somerset County, Maryland

Ordered this 9th day of March, in the year nineteen hundred and fifty,- four that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein, made and reported by Edgar A. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 10th day of April, 1954, provided a copy of this order be inserted in some newspaper published in said

Somerset County once in each of four successive weeks before the 9th day of April, 1954.

The report states the amount of sales to be $650.00.

Benjamin L. Barnes

Clerk of the Circuit Court.

Edgar A. Jones, Attorney, Ex-Parte under power contained in a mortgage from Joseph Ward and Virginia Ward, his wife, to Edward L. Fontaine

No._____Chancery

In the Circuit Court for

Somerset County, Maryland.

Ordered by the Circuit Court for Somerset County in Equity this 25th day of August, in the year nineteen hundred and fifty-five, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

Rex A. Taylor

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

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STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in September, being the fifth day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

Edgar A. Jones, Attorney, Ex Parte under power contained in Mortgage from Laura Handy to Alexander Sellers

Be it remembered that heretofore to wit, on the twenty-second day of June, nineteen hundred and fifty-five, a certain Edgar A. Jones, Attorney, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an original of a certain mortgage executed and delivered to Alexander Sellers, by a certain Laura Handy, of said county and state, which said original of Mortgage is in the words following, to wit:

Edgar A. Jones, Attorney, Ex Parte under power contained in Mortgage from Laura Handy to Alexander Sellers

No. 7100 Chancery
In the Circuit Court for
Somerset County, Maryland

THIS MORTGAGE, Made this 11th day of December in the year nineteen hundred and fifty-three, by Laura Handy, unmarried, of Somerset County and State of Maryland, Witnesseth:

Whereas, the said Laura Handy is indebted unto Alexander Sellers, of Media, Pennsylvania, in the full and just sum of thirty-one hundred twenty dollars ($3120.00), which said indebtedness is evidenced by the bill obligatory of the said Laura Handy, for said sum, payable to the order of the said Alexander Sellers in equal weekly installments of twenty dollars ($20.00) each; the first of which said installments shall become due and payable on Saturday, December 12, 1953, and the remaining installments on each succeeding Saturday thereafter until fully paid; the said installment payments to be credited first to interest at the rate of six per centum per annum and the balance to principal of said indebtedness; and whereas, for thepurpose of further securing the payment of which said sum and interest, this mortgage is executed.

Now, therefore, this mortgage witnesseth: That for and in consideration of the premises and of the sum of one dollar, the said Laura Handy, unmarried, hereby grants and conveys unto the said Alexander Sellers, his heirs and assigns, all that lot or parcel of land situate in Fairmount Election District, Somerset County, Maryland, described in 1922 as being on Freetown Hill and described as follows: Beginning for the same at a white oak boundary set up in the county road ditch at the southeast corner of the land of Elizabeth Bowser and running south, by and with the county road and said ditch to the land of Stephen Maddox, thence west, by and with the land of said Stephen Maddox to a stone set up joining the woods land of the St. Stephens Episcopal Church, thence north, by and with the woods land of said St. Stephens Episcopal Church to a big red oak stump; thence northeast, by and with the land of the said Elizabeth Bowser to the first place of beginning, containing one (1) acre of land, more or less, and being the same and all the land which was conveyed unto the said Laura Handy by William H. Adams, unmarried, by deed dated November 9, 1922 and recorded among the Land Records of Somerset County in Liber W. J. S. No. 87, folio 203.

To which said deed and all the references in it contained, special reference is here made for a more complete and accurate description of the land and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, his heirs and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on her part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Laura Handy does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns, or Edgar A. Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt interest and all costs incurred in making such sale, and to grant and convey said property to thepurchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisidiction in the State of Maryland; secondly, to the payment of all calims of the said Mortgagee, his personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in her behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagor covenants to pay the party advertising under said powers hereby granted all expenses incident to said advertisement including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existance of this mortgage to keep insured the improvements on hereby mortgaged land to the amount of at least thirty-one hundred twenty dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee his,

personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgage, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Test:

Sara Jane Bigger Laura Handy (SEAL)

STATE OF PENNSYLVANIA, DELAWARE COUNTY, TO WIT:

I HEREBY CERTIFY, That on this 11th day of December, in the year nineteen hundred and fifty-three before me, the subscriber, a Notary Public of the State of Pennsylvania, in and for the County aforesaid, personally appeared Laura Handy the mortgagor named in the foregoing mortgage and she acknowledged the foregoing mortgage to be her act and deed; and at the same time and place also personally appeared before me Alexander Sellers and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

Aswitness my hand and Notarial Seal the day and year above written.

Sara Jane Bigger Seal of Notary

Notary Public

Stamps: $3.85 My Commission expires May 2, 1955.

Received for Record Dec. 14, 1953 and recorded in Liber B.L.B. No. 161, Folio 352, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk.

And thereupon the said Edgar A. Jones, Attorney, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, Edgar A. Jones, of Somerset County and State of Maryland, and National Surety Corporation, a body corporate of theState of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of thirty-one hundred twenty dollars ($3120.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 22nd day of June, in the year nineteen hundred and fifty-five.

Whereas, by mortgage dated December 11, 1953, recorded among the Land Records of Somerset County in Liber B.L.B. No. 161, Folio 352, Laura Handy conveyed to Alexander Sellers certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney, by virute of the power and authority contained in said mortgage, is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds

thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)
National Surety Corporation
By Edgar A. Jones
Attorney-in-fact

CORPORATE SEAL

Witness: Eunice Dashiell

The within Bond approved and filed.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the 19th day of July, in the year nineteen hundred and fifty-five, the said Attorney exhibited and filed in the Circuit Court here a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Edgar A. Jones, Attorney, Ex Parte under	)	No. 7100 Chancery
power contained in Mortgage from	)	In theCircuit Court for
Laura Handy to Alexander Sellers	)	Somerset County, Maryland
	)	

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney named in a certain mortgage made and executed by Laura Handy to Alexander Sellers, and dated December 11, 1953, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 161, folio 352, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the saidmortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 19th day of July, 1955, at two o'clock P.M. and then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate in Fairmount Election District, Somerset County, Maryland, described in 1922 as being on Freetown Hill and described as follows: Beginning for the same at a white oak boundary set up in the county road ditch at the southeast corner of the land of Elizabeth Bowser and running south, by and with the county road and said ditch to the land of Stephen Maddox, thence west, by and with the land of said Stephen Maddox to a stone set up joining the woods land of the St. Stephens Episcopal Church, thence north, by and with the woods land of said St. Stephens Episcopal Church to a big red oak stump; thence northeast by and with the land of the said Elizabeth Bowser to the first place of beginning, containing one(1) acre of land, more or less, and being the same and all the land which was conveyed unto the said Laura Handy by William H. Adams, unmarried, by deed dated November 9,1922 and recorded among the Land Records of Somerset County, in Liber W.J.S. No. 87, folio 203, and sold the same to Alexander Sellers at and for the sum of twenty-five hundred dollars

($2500.00), he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sales			$2,500.00
To Carlos Bozman, Collector of State and County Taxes		$14.80	
To Clerk of the Circuit Court for costs		26.00	
To Marylander and Herald, advertising and Order nisi		43.93	
To Edwin B. Muir, Auctioneer		15.00	
To Solicitor		25.00	
To Premium on Bond		12.48	
To Assignee as commission		175.00	
To Balance to be credited on mortgage debt		2,185.79	2,500.00
Total mortgage debt, principal	$2,044.79		
Interest	196.94		
	$2,241.73		
Less credit by sale	2,185.79		
Balance due	55.94		

Respectfully submitted,

Edgar A. Jones

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 19th day of July, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the aforegoing report of sale and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell

Notary Public

Order Nisi

Edgar A. Jones, Attorney, Ex Parte under	)	No. 7100 Chancery
power contained in Mortgage from	)	In the Circuit Court for
Laura Handy to Alexander Sellers	)	Somerset County

Ordered this 19th day of July, in the year nineteen hundred and fifty-five, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of August, 1955, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 20th day of August, 1955.

The report states the amount of sales to be $2,500.00.

Benjamin L. Barnes

Clerk of the Circuit Court.

Edgar A. Jones, Attorney, Ex Parte under	)	No. _____ Chancery
power contained in Mortgage from	)	
Laura Handy to Alexander Sellers	)	

Ordered by the Circuit Court for Somerset County in Equity this 15th day of August, in the

year nineteen hundred and fifty-five, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

Rex A. Taylor

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Lauer, Clerk

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STATE OF MARYLAND, SOMERSET COUNTY, to wit;

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday of July, being the fourth day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were Present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Levin R. Wilson
T/A Wilson Funeral Home
Princess Anne, Maryland

vs.

Clayton Simpkins, Somerset County, Maryland, Lucy Parks, Somerset County, Maryland, Irvin Simpkins, Somerset County, Maryland, Charles Simpkins, 410 West 30th Street, Norfolk, Virginia, Jessie Lynch and Helen Hogg, both of 1164 Furgerson Avenue, Newport News, Virginia, Clifford Richardson, 505 East Boulevard, Elkhart, Indiana Rachel Armingar, Somerset County, Maryland, Alethia Mason, 301 Forsyth Avenue, Baltimore, Maryland, Elmond Phillips, 445 Boulden Street, Baltimore, Maryland, Thresa Trice, 4522 Brighton Avenue, San Diego, California, and Ruby Greenwell, 7034 Shurrey Drive, Baltimore, Maryland.

Be it remembered that heretofore, to wit, on the ninth day of February, in the year nineteen hundred and fifty-five, a certain Levin R. Wilson, trading as Wilson Funeral Home, by L. Creston Beauchamp, his solicitor, exhibited and filed in the Circuit Court here a bill of complaint against Clayton Simpkins, Lucy Parks, Irvin Simpkins, Charles Simpkins, Jessie Lynch, Helen Hogg, Clifford Richardson, Rachel Armiger, Alethia Mason, Elmond Phillips, Thresa Trice, and Ruby Greenwell; which said bill of comp;aint is in the words following, to wit:

Levin R. Wilson
T/A Wilson Funeral Home
Princess Anne, Maryland

vs.

Clayton Simpkins, et als.

No. 7065 Chancery
In the Circuit Court for
Somerset County,
Maryland.

TO THE HONORABLE, THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND, IN EQUITY:

The bill of complaint of Levin R. Wilson, T/A Wilson Funeral Home, of Somerset County, Maryland, who sues as well for himself as for all other creditors of Ethel Simpkins and Clifton Simpkins, both late of Somerset County, Maryland, deceased, who will come in and contribute to the expenses of this suit, respectfully represents:

(1) That your orator is an undertaker and as such furnished a coffin and incurred other necessary expenses in the burial of Ethel Simpkins who died on or about June 1, 1955, the balance due on said funeral expenses being Two Hundred Thirty Five Dollars ($235.00) as will more fully appear by reference to a sworn account thereof, filed as a part of this bill, marked Exhibit A.

(2) That your orator, as such undertaker, furnished a coffin and incurred other necessary expenses in the burial of Clifton Simpkins, who died on or about January 18, 1955, which said funeral expenses amounted to Four Hundred Ninty-Five Dollars ($495.00), as will more fully appear by reference to a sworn account, thereof, filed as a part of this bill, marked Exhibit B.

(3) That the said Clifton Simpkins and Ethel Simpkins, were husband and wife, and being so indebted as aforesaidunto your orator and also to diverse other persons, and having no personal estate of any value and upon which no administration was ever had but having real estate of considerable value in Mount Vernon Election District, Somerset County, Maryland,

departed this life at the time above mentioned, the said Ethel Simpkins having died intestate and the said Clifton Simpkins having left a last will and testament which has been filed with the Register of Wills for Somerset County, Maryland, but which has not been probated and leaving surviving no children or desendants, and as their only heirs at law, the following:

Clayton Simpkins, an adult brother of the said Clifton Simpkins, deceased, resident of Mount Vernon, Somerset County, Maryland.

Lucy Parks, an adult sister, resident of Mount Vernon, Somerset County, Maryland.

Alethia Mason, adult, resident of 301 Fourth Avenue, Baltimore, Maryland, both being the only children of Annie Windsor, deceased sister of Clifton Simpkins, deceased.

Cliford Richardson, and adult resident of 505 East Boulevard, Elkhart, Indiana, Jessie Lynch and Helen Hogg, adult residents of 1184 Furgerson Avenue, Newport News, Virginia, all three being the only children of Fannie Richardson, a deceased sister of Clifton Simpkins, deceased.

Irvin Simpkins, an adult resident of Mount Vernon, Somerset County, Maryland, and Charles Simpkins, adult resident of 410 West 30th Street, Norfolk, Virginia, both being the only children and heirs at law of William W. Simpkins, a deceased brother of Clifton Simpkins, deceased.

Elmond Phillips, an adult resident of 445 Boulden Street, Baltimore, Maryland.

Threaa Trice, an adult resident of 4522 Brighton Avenue, San Diego, California, both being the only children and heirs at law of Roxanna Phillips a deceased sister of Clifton Simpkins, deceased.

(4) That your orator further charges that while a will has been filed in the Register of Wills Office naming Ruby Greenwell as the executrix and the devisee, which will has not been probated and no attempt at administration has been made and that the personal property of the said estate is not sufficient to pay the costs of administration and the debts due and owing by the said Ethel Simpkins and Clifton Simpkins at the time of their deaths, and your orator is advised that his claim being for funeral expenses and not exceeding Five Hundred Dollars ($500.00) in each case is to be considered under the law as the debts of the said decedents, and that your orator is entitled to have the real estate sold for the payment of his claim and the claims of the other creditors of the said deceased, but your orator is unable to obtain adequate relief without the aid of this Honorable Court.

To the end therefore:--

A. That the defendants hereinafter named may answer the several matters and things hereinbefore set forth.

B. That the aforesaid real estate or so much thereof as may be necessary, may be decreed to be sold for thepayment of the aforesaid debt of your orator, and of the other creditors of the said deceased.

C. That your orator may have such other and further relief as his case may require.

May it please your Honor to grant unto your orator the order of publication giving notice to the said Thresa Trice, 4522 Brighton Avenue, San Diego, California, Cliford Richardson, 505 East Boulevard, Elkhart, Indiana, Jessie Lynch and Helen Hogg, 1184 Furgerson Avenue, New Prk News, Virginia, and Charles Simpkins, 410 West 30th Street, Norfolk, Virginia, all of whom are adults and non-residents of the State of Maryland, of the object and substance of this bill and warning them to appear in this Court in person or by solicitor 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, also, the writ of the State of Maryland of subpoona,

directed to the said Elmond Phillips, 445 Boulden Street, Baltimore, Maryland, Alethia Mason, 301 Fourth Avenue, Baltimore, Maryland, Irvin Simpkins, Mount Vernon, Somerset County, Maryland, Lucy Parks, Mount Vernon, Somerset County, Maryland, Rachel Armiger, Fairmount, Somerset County, Maryland, Clayton Simpkins, Mount Vernon, Somerset County, Maryland, and Ruby Greenwell, 7034 Shurrey Drive, Baltimore 15, Maryland, all of whom are adults, commanding them and each of them to be and appear in this Court in person or by solicitor, on some certain day to be named therein, to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

L. Creston Beauchamp

Solicitor for Complainant.

Levin R. Wilson T/A Wilson Funeral Home Princess Anne, Maryland	)	No. _____ Chancery
	)	In the Circuit Court for
vs.	)	Somerset County,
Clayton Simpkins, et als.	)	Maryland
_____	)	

The object of this suit is to procure a decree for thesale of certain real estate in Mount Vernon Election District, Somerset County, Maryland, of which Clifton Simpkins died seized and possessed.

The bill states that the said Ethel Simpkins and Clifton Simpkins, her husband, departed this life on or about June 1, 1952, and Clifton Simpkins on January 18, 1955, respectively, leaving no personal estate of any value but leaving real estate of considerable value in Mount Vernon Election District Somerset County, Maryland; that the plaintiff is an undertaker and as such furnished a coffin and incurred other necessary expenses in the burial of both, the said Ethel Simpkins amounting to Two Hundred Thirty-Five Dollars ($235.00) and the said Clifton Simpkins amounting to Four Hundred Ninty-Five Dollars ($495.00), neither of said amounts being more than Five Hundred Dollars ($500.00) and both of said debts being claims against the said Clifton Simpkins; that the said real estate was the property of the said Clifton Simpkins, who left a will which has been registered with the Register of Wills of Somerset County, Maryland, but which has not been probated; that the said Clifton Simpkins left surviving him, as his only heirs at law, Clayton Simpkins, Lucy Parks, Irvin Simpkins, Charles Simpkins, Jessie Lynch, Helen Hogg, Cliford Richardson, Rachel Armiger, Alethia Mason, Elmon_ Phillips, Thresa Trice and Ruby Greenwell; that no administration was ever had on the personal estate of the said Clifton Simpkins and the said personal estate is not sufficient to pay the costs of the administration and the debts due and owing by the said Clifton Simpkins at the time of his death; that the said Thresa Trice, Clifton Richardson, Jessie Lynch, Helen Hogg and Charles Simpkins, all adults and non-residents of the State of Maryland; that the said Elmond Phillips, Alethia Mason, Irvin Simpkins, Lucy Parks, Rachel Armiger, Clayton Simpkins and Ruby Greenwell, all adults and residents of the State of Maryland.

It is thereupon, this 9th day of February, 1955, ordered by the Circuit Court for Somerset County, Maryland, in Equity, that the plaintiff, by causing a copy of this order to be published in some newspaper published in said Somerset County once in each of four successive weeks before the 19th day of March, 1955, giving notice to the said absent defendants of the object and substance of this bill, warning them to appear in this Court, in person or by solicitor, on or before the 4th day of April, 1955, to show cause, if any they have, why a decree ought not to be passed as prayed.

Benjamin L. Barnes, Clerk.

Exhibit "A" referred to in the foregoing Bill is in the words following, to wit:

WILSON FUNERAL HOME
Levin R. Wilson
Princess Anne, Maryland.

Account of

Mrs. Ethel Simpkin_

Princess Anne, Md.

June 1, 1952	To	Casket as so located, fully lined and trimmed.	
		Personal services rendered in making arrangements for and conducting funeral.	
		Embalming services.	
		Two piece concrete vault, use of grave equipments.	
		Opening grave.	$ 100.00
		Paid no bill.	250.00
		Bal.	$ 235.00

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I hereby certify that on this 9th day of February, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Levin R. Wilson, who made oath in due form of law that the above bill is a true and correct statement of the amount due him, T/A Wilson Funeral Home, for burial services furnished to the above named Ethel Simpkins, at the time of the burial and that no part of bill has been paid except the credits on the bill and the correct amount due thereon is Two hundred Thrity-Five Dollars ($235.00).

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

Alice Ann Catlin SEAL OF
Notary Public NOTARY.

EXHIBIT "B"

WILSON FUNERAL HOME
Levin R. Wilson
Princess Anne, Md.

Account of

Mr. Clifton Simpkin_

Princess Anne, Md.

Jan. 18, 1955	To	Casket as seclected, fully lined and trimmed.	
		Personal services rendered in making arrangements for and conducting funeral.	
		Embalming services.	
		Two piece concrete vault, use of grave equipments.	
		Opening grave.	$495.00

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I hereby certify that on this 9th day of Febrnary, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Levin R. Wilson who made oath in due form of law that the above bill is a true and correct statement of the amount due him, T/A Wilson Funeral Home, for burial services furnished to Clifton Simpkins, at the time of the burial and that no part of said bill has been paid and the true and correct amount due thereon is $495.00) Four Hundred Ninty-Five dollars.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid. Alice Ann Catlin, Notary Public SEAL OF NOTARY

And thereupon, in pursuance of the prayer of the foregoing bill, and by order of Court here, the following Subpoenas were issued, to wit:

1.

THE STATE OF MARYLAND

(SEAL) SOMERSET COUNTY, TO WIT:

TO Rachel Arminger

Fairmount, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of

Levin R. Wilson T/A Wilson Funeral Home

against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and fifty-five.

Issued the 10th day of February, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Maryland

Benjamin L. Barnes

Clerk.

At which said first Monday in March, in the year nineteen hundred and fifty-five, and the day of the return of the above recited writ, came again into Court here the said complainant, by his solicitor aforesaid, and the Sheriff of Somerset County, Maryland, Isaac H. Dorsey, by his Deputy, Edwin B. Muir, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned and copy of subpoena and Bill left with defendant 2/12/55"

Isaac H. Dorsey, Sheriff

Deputy, Edwin B. Muir,

2.

THE STATE OF MARYLAND

(SEAL) SOMERSET COUNTY, TO WIT:

TO Irving Simpkins, Lucy Parks and
Clayton Simpkins
Mt. Vernon, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of

Levin R. Wilson T/A Wilson Funeral Home

against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January, Nineteen Hundred and fifty-five.

Issued the 10th day of February, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named. Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes

Clerk.

At which said first Monday in March, in the year nineteen hundred and fifty-five, and the day of the return of the above recited writ, came again into Court here the said complainant, by his solicitor aforesaid, and the Sheriff of Somerset County, Isaac H. Dorsey, by Edwin B. Muir, Deputy, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned severally and copy of subpoena and Bill left with each defendant 2/12/55"

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy.

3.

THE STATE OF MARYLAND

(SEAL) SOMERSET COUNTY, TO WIT:

TO Elmond Phillips
445 Boulden Street
Baltimore, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of

Levin R. Wilson T/A Wilson Funeral Home
Princess Anne, Md.

against you exhibited in the Circuit Court, forSomerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January, Nineteen Hundred and fifty-five.

Issued the 10th day of February 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named. Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Croston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes

Clerk.

At which said first Monday in March, in the year nineteen hundred and fifty-five, and the day of the return of the above recited writ, came again into Court here the said complainant, by his solicitor aforesaid, and the Sheriff of Baltimore City, Joseph C. Deegan, to whom the

writ aforesaid, was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

"Summoned Elmond Phillips and a copy of the Process with a copy of the Bill of Complaint left with the Defendant on the 14th day of February, 1955 in the Presence of John Pfoifer. "

Joseph C. Deegan, Sheriff.

THE STATE OF MARYLAND

(SEAL) SOMERSET COUNTY, TO WIT:

To. Ruby Greenwell
7034 Shurrey Drive
Baltimore, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of

Levin R. Wilson T/A Wilson Funeral Home

against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January, nineteen hundred and fifty-five.

Issued the 10th day of February, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md. Benjamin L. Barnes

Clerk.

And the following return, to wit:

"Defendant is not at address given.

Attorney has been notified by mail 2/17/55"

"No such address"

Joseph C. Deegan, Sheriff.

THE STATE OF MARYLAND

(SEAL) SOMERSET COUNTY, TO WIT:

TO Alethia Macon
301 Fourth Ave.
Baltimore, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaintof

Levin R. Wilson T/A Wilson Funeral Home

against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and fifty-five.

Issued the 10th day of February, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address: Princess Anne, Md.

Benjamin L. Barnes

Clerk.

And the following return, to wit:

"Summoned Alethia Mason, this 17th day of Feb. 1955, and left with her a copy of Summons, Bill of Complaint"

Joseph W. Alton, Jr., Sheriff.
A. A. County.

And afterwards, to wit, was filed in Court here, the Answer of Ruby Greenwell, in the words following:

Levin R. Wilson, etc.	)	No. 7065 Chancery in the Circuit
vs.	)	Court for Somerset County in
Clayton Simpkins, etal	)	Equity.
	)	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The answer of Ruby Greenwell, whose address is 7034, Surrey Drive, Baltimore, Maryland, respectfully shows:

That the said Clifton Simpkins departed this life on or about January 18, 1955, leaving a last will and testament which has been duly probated and has been recorded among the testamentary records of Somerset County in Liber FSD 35, folio 571 and a certified copy of said last will and testament is herewith filed with this answer marked Respondents' "Exhibit A".

That under the terms and provisions of said last will and testament the said deceased, Clifton Simpkins, devised all of his property and estate solely to your Respondent and that therefore the other Respondents mentioned in the bill of complaint heretofore filed in said cause namely, Clayton Simpkins, Lucy Parks, Althea Mason, Rachael Armiger, Clifford Richardson, Jesse Lynch, Helen Hogg, Irvin Simpkins, Charles Simpkins, Eland Phillips and Thresa Trice have no interest whatsoever in the real estate of the said deceased or in any other property of the said Clifton Simpkins at the time of his death.

That your said Respondent alledges and charges that the allegations of said bill of complaint are false and entirely misleading and give an erroneous impression of the title and ownership of said property and your Respondent therefore moves the Court to dismiss the said bill of complaint and all other papers issued thereon before any further proceedings are taken in this cause.

That your Respondent therefore states that the said bill of Complaint is bad in substance and is insufficient in form.

As in duty bound.

Harry C. Dashiell

Solicitor for Complainant

I hereby certify that I have handed a copy of the above answer to L.McCreston Beauchamp, Solicitor for the Complainant, this 21st day of February, 1955.

Harry C. Dashiell

Solicitor for Ruby Greenwell

EXHIBIT "C"

I, Clifton Simpkins of Somerset County, State of Maryland, do make this my last will and testiment in the manner and form following, that is to say:

FIRST; After the payment of all my just debts and funeral expenses, I give, bequeath and devise all my property and estate real, personal and mixed and wheresoever located to my wife, Ethel Simpkins, to have, hold, use and enjoy for and during the period of her natural life with full power to her to sell and convey absolutely or by way of mortgage or by lease any part or all of my said estate, real and personal and to reinvest the proceeds thereof in her own discretion and to use and expend so much of my said property and estate both income and corpus as in herown judgment and discretion may be necessary for her maintenance, support, health and comfort; and so much of my said property and estate or income therefrom as shall not have been used or expended for the purposes aforesaid by my said wife during her lifetime I give, bequeath and devise at her death to our adopted daughter, Ruby Greenwell, of Baltimore City, Maryland.

SECOND, I do hereby constitute and appoint my said wife, Ethel Simpkins, to be the executrix of this my lastwill and testament, without bond, hereby revoking all other wills and codicils by me heretofore made.

Given under my hand and seal this 17th day of February, 1945.

Clifton Simpkins (SEAL)

Signed, sealed, published and declared by the above named testator as and for his last will and testament, in the presence of us, who at his request and in his presence and in the presence of each other, have hereunto subscribed our names as witnesses.

Geo. H. Myers

Louise T. Horner

STATE OF MARYLAND

SOMERSET COUNTY, SS,

I, Edward L. Fontaine Register of Wills and by law keeper of the Seal and of the Records and of the Original Papers of the Orphans' Court of Somerset County, DO HEREBY CERTIFY that the foregoing is a true and full copy of the Will of Clifton Simpkins late of said county, deceased, taken from Liber F. E. D. No. 35, folios 571, etc. the same being one of the Records kept in the office of the Register of Wills for Somerset County.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the Seal of said Court, this 21st day of February in the year of our Lord, nineteen hundred and fifty-five.

Edward L. Fontaine

Register of Wills for

SEAL Somerset County.

And thereafter, on the third day of March, in the year nineteen hundred and fifty-five, the following Order of Court for Leave to File Amended Bill of Complaint, in the words following, to wit:

Levin R. Wilson	)	No. 7065 Chancery in the Circuit Court
vs.	)	For Somerset County in Equity.
Ruby Greenwell, et al.	)	

This case coming on for a hearing upon an answer and motion on behalf of the Defendant, Ruby Greenwell, it is this 3rd day of March in the year nineteen hundred and fifty-five, by the Circuit Court for Somerset County, ordered that leave be and it is hereby granted to the Complaingnt to file an amended bill of complaint in accordance with the last will and testament of the said deceased and that the said Complaingnt has fifteen (15) days from the date hereof within which to file said amended bill of complaint.

E. McMaster Duer.

Judge.

And thereafter, on the third day of March, in the year nineteen hundred and fifty-five, the following Amended Bill of Complaint in the words following, to wit:

Levin R. Wilson	)	No. 7965 Chancery
T/A Wilson Funeral Home	)	In the Circuit Court
Princess Anne, Maryland	)	
vs.	)	for
Ruby Greenwell	)	
7034 Shurrey Drive	)	Somerset County, Maryland.
Baltimore, Maryland	)	
	)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Your orator complaining, says:

(1) That heretofore, to wit, on February 9, 1955, he filed his bill of complaint in this Court, against a certain Clayton Simpkins and others, praying, among other things, for a sale of certain property for the payment of the funeral bill due and owing to your orator, as in said bill is particularly set forth, to which the said defendant answered, as by the same proceeding now in said Court will appear.

(2) That since the filing of the said bill, the will of the said Clifton Simpkins, mentioned in the original bill has been probated in the Orphans Court for Somerset County, Maryland, and that by said will dated February 17, 1945, all of said property mentioned in the said bill of complaint was left to the said Ruby Greenwell so that the title to the property mentioned in said bill is entirely in the said Ruby Greenwell and not in the heirs of Clifton Simpkins, deceased.

To the end therefore.

(1) That the original bill of complaint may be amended by striking out the names of Clayton Simpkins, Lucy Parks, Irvin Simpkins, Charles Simpkins, Jessie Lynch, Helen Hogg, Clifford Richardson, Rachel Arminger, Alethia Mason, Elmond Phillips and Thresa Trice, the heirs at law of Clifton Simpkins, deceased, and making as the sole defendant in this case, the said Ruby Greenwell, the devisee of said property under said last will and testament.

(2) That your orator may have such other and further relief as is prayed by his original bill and the amendment thereto against the said Ruby Greenwell.

And as in duty bound, et c.

L. Creston Beauchamp

Solicitor for Complainant.

And on the aforesaid third day of March, 1955, the following subpoena, in the words following, to wit;

THE STATE OF MARYLAND

(SEAL) SOMERSET COUNTY, TO WIT:

TO Ruby Greenwell, 7034 Shurrey Drive
Baltimore, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of

Levin R. Wilson
T/A Wilson Funeral Home
Princess Anne, Maryland,

against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of January Nineteen Hundred and Fifty-five.

Issued the 3rd day of March, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office., Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes,
Clerk.

And the following return thereon,

"Summoned Ruby Greenwell and a copy of the Process with a copy of the Bill of Complaint left with the defendant on the 5th day of March, 1955, in the presence of Robert E. Taylor, Jr."

Joseph C. Deegan
Sheriff.

And afterwards, on the first day of April, in the year nineteen hundred and fifty-five, the following Decree Pro Confesso and Order to take testimony, to wit:

Levin R. Wilson	)	No. 7065 Chancery
T/A Wilson Funeral Home	)	In the Circuit Court for
Princess Anne, Maryland	)	Somerset County,
vs.	)	Maryland.
Ruby Greenwell	)	
7034 Shurrey Drive	)	
Baltimore, Maryland	)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of the plaintiff respectfully represents that the defendant herein has been duly summoned to appear to the bill of complaint in the above cause and has failed to appear to or answer the same within the time required by the rules of this Court.

The plaintiff therefore prays the Court to pass a decree pro confesso against the said adult non-answering defendant, Ruby Greenwell.

And, also, to pass an order to take testimony in said cause.

And, as in duty bound, etc.

L. Creston Beauchamp
Solicitor for Plaintiff.

It appearing in the above entitled cause that the defendant, Ruby Greenwell, has been duly summoned to appear to the bill of complaint filed herein and has failed to appear to or answer said bill of complaint;

It is thereupon, this 1st day of April, 1955, upon foregoing petition, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the bill of complaint in the above cause be, and the same is hereby taken pro confesso against the said Ruby Greenwell, adult defendant.

And it is further ordered that the plaintiff have leave to take testimony before one of the standing examiners of this Court.

E. McMaster Duer.

Judge.

And afterwards, to wit; on the twenty-third day of May, 1955, the following testimony, to wit:

Levin R. Wilson	)	No. 7065 Chancery
T/A Wilson Funeral Home	)	
Princess Anne, Maryland	)	In the Circuit Court for
vs.	)	
Ruby Greenwell	)	Somerset County
7034 Shurrey Drive	)	
Baltimore, Maryland	)	Maryland
	)	

In the above entitled cause, an order having been passed for the taking of testimony to support the allegations of the bill of complaint, I Harry C. Dashiell, one of the standing examiners of the Circuit Court for Somerset County, Maryland, in Equity, do hereby certify that on Monday, the 23rd day of May, 1955, at the office of L. Creston Beauchamp, in Princess Anne, Maryland, I did take the following despositions, that is to say:

Levin R. Wilson, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, resident and occupation.

Ans. Levin R. Wilson, 45, Princess Anne, Maryland, Undertaker.

Int. (2) As such undertaker, do you have a claim against the Estate of Clifton Simpkins and if so, how much?

Ans. Yes, I buried Clifton Simpkins on January 18, 1955, and there is a balance due on the funeral bill of $495.00. I buried Mrs. Clifton Simpkins on June 1, 1952, and there is a blance remaining due on her funeral bill of $235.00, making a total due me from the estate of $730.00.

Int. (3) What if any real estate did Mr. Clifton Simpkins leave at his death and your idea of the value of it?

Ans. He left a house and lot in Mt. Vernon Election District, worth in the neighborhood of $2000.00. This is all the property he left as he left no personal property of any kind.

Court questions and answers: nothing further.

Levin R. Wilson

TEST:

Harry C. Dashiell

Bernetta Catlin, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Bernetta Catlin, 40, Crisfield, Maryland, Deputy Register of Wills.

Int. (2) As such Deputy of Register of Wills, has any will of Clifton Simpkins, deceased, been probated in your office, and when?

Ans. Yes Mr. Simpkins left a will, devising all of his property to his wife, during her widowhood or her natural life and at her death to his adopted daughter, Ruby Greenwell, of Baltimore, Maryland. This will has been probated in our office on February 8, 1955, and there has been no further administration and no report of any personal property.

Court questions and answers: Nothing further.

Bernetta N. Catlin

Test: Harry C. Dashiell

Therebeing no further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solicitor return the above desposition to the Court and certify that all the requirements of General Equity Rule 28A have been complied with, and that the examiner's costs have been paid by the complainant.

Given under my hand and seal this 23rd day of May, 1955.

Harry C. Dashiell (SEAL)

Examiner in Chancery.

And afterwards, on the twenty-eight day of May, 1955, the following Claim of Somerset County Welfare Board was filed, in the words following, to wit:

RECOVERY

Clifton Simpkins,
Rt. 2,
Princess Anne, Maryland.

Case # 4459.

1949		1952	
8/31	$ 9.60	1/15	$47.16
9/16	18.40	2/15	47.16
10/14	16.50	3/14	47.16
11/15	16.50	4/15	47.16
11/18	1.90	5/15	47.16
12/15	19.07	6/13	55.00
	$81.97	7/15	55.00
		8/15	55.00
		9/15	55.00
		19/15	55.00
		11/14	55.00
		12/15	25.00
			$590.20

1950		1950 con't	
1/16	19.07	9/15	31.41
2/15	19.07	10/16	31.41
3/15	19.07	11/15	31.41
4/17	19.07	12/15	31.41
5/15	19.07		$315.22
6/15	18.41		
6/19	13.00		
7/14	31.41		
8/15	31.41		

1951		1953	
1/15	31.41	1/15	25.00
2/15	32.66	2/16	43.97
3/15	44.16	3/16	43.97
4/15	44.16	4/15	43.97
5/15	44.16	5/15	43.97
6/15	44.16	6/15	43.97
7/16	44.16	7/15	43.97
8/15	44.16	8/15	43.97
9/17	44.16	9/15	43.97
10/15	44.16	19/15	43.97
11/15	44.16	11/16	43.97
12/14	44.16	12/15	43.97
	$505.67		$508.67

1954	
1/15	$43.97
2/15	43.97
	$87.94

TOTALS

$	81.97
	315.22
	505.67
	590.80
	508.67
	87.94
	$2,090.27

RECOVERY

Ethel Simpkins
Rt. 2
Princess Anne, Md.

Case #4459

1949		1950		1951	
8/31	$9.60	1/16	19.07	1/15	31.41
9/16	18.40	2/17	19.07	2/15	32.66
10/14	16.50	3/15	19.07	3/15	44.16
11/15	16.50	4/17	19.07	4/15	44.16
11/18	1.90	5/15	19.07	5/15	44.16
12/15	19.07	6/15	16.41	6/15	44.16
	$81.97	6/19	13.00	7/16	44.16
		7/17	31.41	8/15	44.16
		8/15	31.41	9/17	44.16
		9/15	31.41	10/15	44.16
		10/16	31.41	11/15	44.16
		11/15	31.41	12/14	44.16
		12/15	31.41		505.67
			315.22		

1952	
1/15	47.16
2/15	47.16
3/14	47.16
4/15	47.16
5/15	47.16
	235.80

TOTALS

	81.97
	315.22
	505.67
	235.80
	$1138.66

And thereafter to wit, on the sixth day of June, in the year nineteen hundred and fifty-five, the following Bond, was filed, in the words following:

KNOW ALL MEN BY THESE PRESENTS:

That we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casulaty Company, a Maryland Corporation, surety, are held and firmly bound unto the State of Maryland, in the sum two thousand dollars, to be paid to the said State of Maryland, or its certain Attorney, to which payment well and truely to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, adminstrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 6th day of June, 1955.

WHEREAS, the above bounden, L. Creston Beauchamp, by virtue of a decree of the Circuit Court for Somerset County, in Equity, has been appointed trustee to sell the real estate mentioned in the proceedings in the case of Levin R. Wilson, T/A Wilson Funeral Home, against Ruby Greenwell, the same being No. 7065 on the Chancery docket of said Court, and now pending in said Court.

Now the condition of the above obligation is such that if the above bound L. Creston Beauchamp do and shall well and faithfully abide by and ful fill any order and decree which shall or may be passed by the Circuit Court for Somerset County, Maryland, in Equity, in relation to the sale of the aforementioned property, or the proceeds thereof, then the above obligation to be void, otherwise to be and remain in full force in law.

L. Creston Beauchamp (SEAL)

MARYLAND CASUALTY COMPANY

by

L. Creston Beauchamp (CORPORATE SEAL)
ATTORNEY IN FACT

TEST:

Elizabeth B. Whaley

The within Bond Approved.

Benjamin L. Barnes, Clerk.

And afterwards, to wit, on the Sixth day of June, 1955, the following Decree for Sale of Property, was filed in Court here, in the words following, to wit:

Levin R. Wilson	)..	No. 7065 Chancery
T/ A Wilson Funeral Home	)	
Princess Anne, Maryland	)	In the Circuit Court for
vs.	)	
Ruby Greenwell	)	Somerset County
7045 Shurrey Drive	)	
Baltimore, Maryland	)	Maryland.
_____	)	

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 6th day of June, 1955, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the real estate mentioned in the proceedings be sold; that L. Creston Beauchamp be, and he is hereby appointed trustee to make such sale, the course and manner of said proceedings to be as follows: He shall first file in the office of the Clerk of the said Court a bond to the State of Maryland, executed by himself and a corporate surety to be approved by the said Clerk, in the penalty of two thousand dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or that may be reposed in him by any future decree or order in the premises;

he shall then proceed to make sale of the said real estate, having given at least wenty-one days previous notice, inserted in some newspaper printed in said Somerset County and such other notice as he may think proper, of the time, place, amner and terms of sale, which terms shall be as follows: Cash on the day of the sale.

And as soon as may be convenient after any such sale, the trustee shall return to this Court a full and particular account of the same, with an affidavit of the truth thereof and of the fairness of such sale annexed. And on the ratification of such sale by this Court, and on the payment of the whole purchase money, and not before, the said trustee by good and sufficient deed to be executed and acknowledged according to law, shall convey to thepurchaser or purchasers of said property, to his, her or their heirs, the property to him, her or them sold free, clear and discharged of all claims of the parties to this cause,, and of any person or persons claiming, by, from or under them. And the said trustee shall bring into this Court the money arising on said sale, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit, and such commissions to the said trustee as the Court shall think proper to allow on consideration of the skill, attention and fidelity wherewith he shall have appeared to discharged his trust.

At the time of advertising said sale the said trustee shall give notice to the creditors of Ethel Simpkins and Clifton Simpkins, both deceased, to file their claims duly probated in the Office of the Clerk of the Circuit Court for said Somerset County, within sixty days from the date of said sale.

And thereafter, to wit, on the twelfth day of July, in the year nineteen hundred and fifty-five, there was exhibited and filed in the Circuit Court here a report of sales with an affidavit thereunto annexed, which said report and affidavit, so as aforesaid filed, are in the words following, to wit:

Levin R. Wilson T/A Wilson Funeral Home Princess Anne, Maryland	)	No. 7065 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County,
Ruby Greenwell 7034 Shurrey Drive Baltimore, Maryland	)	Maryland.
	)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The report of L. Creston Beauchamp, Trustee in the above entitled cause, appointed by a decree of this Court dated April 1, 1955, to make sale of the real estate mentioned, respectfully shows:

That by virtue of the power and authority contained in said decree and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said decree, and after having given at leasttwenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in said County and by handbill posting at the Court House door in said County, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, July 12, 1955, at the hour of 2:00 o'clock P.M. and then and there proceeded to sell at public auction the following described property mentioned in said decree, namely:

He offered all that lot or parcel of land situate, lying and being in Mount Vernon Election District, Somerset County, Maryland, binding on the north side of the County Road leading to the Asbury M. E. Church; adjoining thelands of the Mount Vernon School House and Sarah Thompson and containing one-half an acre, more or less; and which is described by

courses and distances in the deed to J. Clifton Simpkins and Ethel Simpkins, his wife, by Dosia B. White and husband, by deed dated September 1, 1928, recorded among the Land Records of said Somerset County in Liber No. 97, folio 71, and is improved by a comfortable dwelling and necessary outbuildings; and sold the same to Julian N. Brightman and Mamie E. Brightman, his wife, at and for the sum of three thousand seventy-five dollars ($3075.00), which has been fully paid.

And the Trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp.

Trustee.

State of Maryland, Somerset County, to wit:

I hereby certify that on this 8th day of July, 1955, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, the Trustee mentioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Benjamin L. Barnes,

Clerk of Court.

Levin R. Wilson T/A Wilson Funeral Home Princess Anne, Maryland	)	No. 7065 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County,
Ruby Greenwell 7034 Shurrey Drive Baltimore, Maryland	)	Maryland

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 12th day of July, 1955, that the report of L. Creston Beauchamp, trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 16th day of August, 1955; provided a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before the 15th day of August, 1955.

The report states the amount of sale to be three thousand seventy-five dollars ($3075.00).

Benjamin L. Barnes

Clerk of Court.

Levin R. Wilson T/A Wilson Funeral Home Princess Anne, Maryland	)	No. 7065 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County, Maryland.
Ruby Greenwell 7034 Shurrey Drive Baltimore, Maryland	)	

It having been proved to the Court that a copy of the proceeding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 17 day of August, 1955, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, Trustee, and the sale by him reported be and the same are

hereby finally ratified and confirmed.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Bames, Clerk.

W. Edgar Porter and Richard E. Cullen, Attorneys named in Mortgage for the purpose of collection and foreclosure of mortgage to Dorothy E. Mitchell from Paul H. Bailey and Felicia G. Bailey, his wife, EX PARTE

And Order to Docket Mortgage Foreclosure and

Be it remembered that heretofore to wit: on the seventeenth day of August, in the year nineteen hundred and fifty-five, a certain W. Edgar Porter and Richard E. Cullen, Attorneys, Ex parte, of Wicomico County and State of Maryland, exhibited and filed the following original mortgage, in the words following, to wit:

W. Edgar Porter and Richard E. Cullen, Attorneys named in Mortgage for the purpose of collection and foreclosure of mortgage to Dorothy E. Mitchell from Paul H. Bailey and Felicia G. Bailey, his wife, EX PARTE

No. 7117 Chancery

In the Circuit Court for

Somerset County, Maryland

In Equity.

BENJAMIN L. BAMES, ESQ., CLERK:

MR. CLERK:

Please docket a case on your Chancery Docket as above, file the herewith mortgage made by Paul H. Bailey and Felicia G. Bailey, his wife, to Dorothy E. Mitchell dated February 28, 1953 and recorded among the Land Records for Somerset County, Maryland in Liber B.L.B. No. 159, Folio 304 for thepurpose of collection and foreclosure by W. Edgar Porter and Richard E. Cullen, Attorneys named in said mortgage, and enter our appearance for said Attorneys, default having occured in the covenants of said mortgage.

W. EDGAR PORTER AND RICHARD E. CULLEN

By: W. Edgar Porter

Attorneys named in said Mortgage.

MORTGAGE

THIS MORTGAGE, Made this 28th day of February in the year nineteen hundred and fifty three by Paul H. Bailey and Felicia G. Bailey, his wife, of Somerset County, Maryland, parties of the first part, MORTGAGORS, and Dorothy E. Mitchell, party of the second part, of Wicomico County, Maryland, MORTGAGEE, WITNESSETH:

WHEREAS, the said Mortgagors are justly indebted unto the said Mortgagee in the full principal sum of Fourteen Hundred Fifty Dollars ($1450.00), evidenced by their principal promissory obligation of even date herewith in the principal amount of Fourteen Hundred Fifty Dollars ($1450.00), payable to the order of Dorothy E. Mitchell, her personal representatives and assigns, payble Twenty Dollars ($20.00) a month beginning the last day of March, 1953, and continuing monthly on the last day of each successive month on principal and interest, with five per cent (5%) interest per annum, adjusted semi-annually on princpal balances due at the beginning of each semi-annual period, until the entire principal and all accrued interest is fully paid, to better secure the aforesaid principal sum and interest and to secure the performance of all of the covenants and conditions in said principal obligation and in this mortgage, these presents are executed.

NOW, THEREFORE, THIS MORTGAGE WITNESSETH: That for and in consideration of the premises and of the sum of One Dollar ($1.00) and other valuable and sufficient considerations, receipt whereof is hereby acknowledged, the said Paul H. Bailey and Felicia G. Bailey, his wife, do

hereby grant and convey unto the said Dorothy E. Mitchell, her heirs and assigns, forever, in fee simple, ALL those lots, tracts or parcels of land situated and lying in West Princess Anne Election District, Somerset County, State of Maryland, as follows: PARCEL NO. 1 All that tract or parcel of land located on the North side of and binding upon the State Road leading from Princess Anne to Deals Island and more particularly described as follows: Beginning for the same at the center of a ditch dividing the land hereby conveyed from the colored cemtery property and at a culvert over said State Road; (1) thence running in a Westerly direction by and with a line 15 feet from the center of said State Road a distance of 40 yards to a pump pipe driven in the ground; (2) thence running in a Northerly direction by and with the land described in Parcel 2 hereof, a distance of 35 yards to a pump pipe driven in the ground; (3) thence running in an Easterly direction by and with the land of William H. Mason, a distance of 40 yards to the center of the aforesaid ditch; (4) thence running in a Southerly direction by and with the center of said ditch 35 yards to the place of beginning, containing one-half acre of land, more or less. Parcel No. 2 - All that tract or parcel of land located on the North side of and binding upon the State Road leading from Princess Anne to Deals Island and more particularly described as follows: Beginning for the same on the North side of said State Road at a point 15 feet from the center thereof at the Southwest corner of the land described in Item 1 herein, it being the Southeast corner of the land hereby conveyed; (1) thence running in a Westerly direction by and with said State Road a disance of 40 yards; (2) thence running in a Northerly direction by and with the lands of William H. Mason, a distance of 35 yards; (3) thence running in an Easterly direction in a line parallel with said State Road a distance of 40 yards to the land described in Item 1 hereof; (4) thence running in a Southerly direction by and with the land described in Item 1 herein 35 yards to the place of beginning, containing one-half acre of land, more or less; being in all respects the same land which by deed dated February 25, 1947 and recorded among the Land Records for Somerset County, Maryland in Liber 139, Folio 152. was granted and conveyed unto Paul H. Bailey and Felicia G. Bailey, his wife by Herman W. Hurdl
Reference to the aforesaid deed and to all references therein contained is hereby made for purposes of a more full and complete description of said property, as though full herein set forth.

Together with the buildings and improvements thereon; and the rights, roads, ways waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee her heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesad property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Paul H. Bailey and Felicia G. Bailey, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then

the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee her personal representatives or assigns or W. Edgar Porter and/or Richard E. Cullen, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorneys fee and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity juriddiction in the State of Maryland; secondly, to thepayment of all claims of the said Mortgagee her personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisment and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event the said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to thepurchaser at any such sale. And the said mortgagors do further covenant toinsure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least its full insurable value, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, her, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee being hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

Aline W. MacDowell
As to P.H.B.
- - - - - - - - -
As to F.G.B.

Paul H. Bailey (SEAL)

Felicia G. Bailey (SEAL)

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, That on this 28th day of February in the year nineteen hundred and fifty three, before me, the subscriber, a Notary Public of the State of Maryland, in and for

Wicomico County personally appeared Paul H. Bailey, one of the the mortgagors named in the foregoing mortgage and he acknowledged the foregoing mortgage to be his respective act and deed; and at the same time and place also personally appeared before me Dorothy E. Mitchell and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

Seal of Notary

Aline W. MacDowell
Notary Public.

STATE OF PENNSYLVANIA, CITY OF PHILADELPHIA, TO WIT:

I HEREBY CERTIFY that on this 5th day of March in the year nineteen hundred and fifty three, before me, the subscriber, a Notary Public of the State of Pennsylvania, City of Philadelphia, personally appeared Felicia G. Bailey, one of the mortgagors named in the aforegoing mortgage and she acknowledged the foregoing mortgage to be her respective act and deed.

Allen E. Smolen SEAL OF NOTARY
Notary Public

Notary Public
My Commission Expires December 21, 1955.

State Stamps: $1.10

And thereupon the said W. Edgar Porter filed in Court here, a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS: That we, W. Edgar Porter and Richard E. Cullen, Attorneys named in mortgage, as Principals, and National Surety Corporation, a body corporate of the State of New York, as Surety, is held and firmly bound unto the State of Maryland in the full and just sum of Two Thousand Dollars ($2,000.00), to be paid to the said State or its certain Attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 17th day of August, 1955.

WHEREAS, the above bounden W. Edgar Porter and Richard E. Cullen, by virtue of a Power of Sale contained in a mortgage from Paul H. Bailey and Felicia G. Bailey, his wife, to Dorothy E. Mitchell, dated February 28, 1953 and recorded among the Land Records for Somerset County, Maryland, in Liber B.L.B. No. 159, Folio 304 for purposes of foreclosure and collection, default having occurred in the covenants and conditions thereof, and in the payment of the money specified to be paid, have instituted foreclosure proceedings thereon.

NOW, THE CONDITIONS OF THIS OBLIGATION ARE SUCH: That if the above bounden W. Edgar Porter and Richard E. Cullen do and shall well and truly and faithfully perform the trust reposed in them under the mortgage aforesaid, and shall abide by and fulfill any other decree which shall be made by any Court of Equity in realtion to the sale of said property, or the proceeds thereof, then the abovecoüligation to be void, otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered in
the presence of

Lorena A. Thomas

W. Edgar Porter (SEAL)

Richard E. Cullen (SEAL)

Attorneys named in mortgage.

As to Surety:

Lorena A. Thomas

NATIONAL SURETY CORPORATION

BY W. Edgar Porter CORPORATE SEAL

Attorney in Fact - Surety

The within Bond approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the thirteenth day of September, in the year nineteen hundred and fifty-five, the said W. Edgar Porter exhibited and filed in the Circuit Court here a report of sales, receipts and disbursements, affidavit, order nisi and final order of ratification, which were in the words following, to wit:

W. Edgar Porter and Richard E. Cullen, Attorneys named in Mortgage for the purpose of collection and foreclosure of mortgage to Dorothy E. Mitchell from Paul H. Bailey and Felicia G. Bailey, his wife

EX PARTE

No. 7117 Chancery

In the Circuit Court for

Somerset County, Maryland

IN EQUITY

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of W. Edgar Porter and Richard E. Cullen, Attorneys named in Mortgage for the purpose of collection and foreclosure of mortgage from Paul H. Bailey and Felicia G. Bailey, his wife, to Dorothy E. Mitchell dated February 28, 1953 and recorded among the Land Records for Somerset County, Maryland in Liber B.L.R. No. 159, Folio 304, default having occurred in the covenants therein, respectfully states unto your Honors:

That after having given bond with security approved by the Clerk of said Court for the faithful performance of their trust as reposed in them by the terms of the aforesaid mortgage and as required by law, and after having given notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in said Somerset County, Maryland for four successive weeks before the day of sale as will appear by reference to the hereto annexed Certificate of Publication of said notice of sale, and by handbills circulated in said Somerset County, they did, pursuant to said notice attend at the front door of the Court House in the City of Princess Anne Somerset County, Maryland, on September 9, 1955, at or about two o'clock P.M. and then and there proceed to sell said property in the following manner, that is to say: Your Attorneys as aforesaid offered at public auction to the highest bidder, parcels as shown in said advertisement, to wit: ALL those lots, tracts or parcels of land situated and lying in West Princess Anne Election District, Somerset County, State of Maryland, as follows:

PARCEL NO. 1 - All that tract or parcel of land located on the North side of and binding upon the State Road leading from Princess Anne to Deals Island, and more particularly described as follows: Beginning for the same at the center of a ditch dividing the land hereby conveyed from the colored cemetery property and at a culvert over said State Road; (1) thence running in a Westerly direction by and with a line 15 feet from the center of said State Road a distance of 40 yards to a pump pipe driven in the ground; (2) thence running in a Northerly direction by and with the land described in Parcel 2 hereof a distance of 35 yards to a pump pipe driven in the ground; (3) thence running in an Easterly direction by and with the lands of William H. Mason, a distance of 40 yards to the center of the aforesaid ditch; (4) thence running in a Southerly direction by and with the center of said ditch 35 yards to the place of beginning, containing 1/2 of an acre of land, more or less.

PARCEL NO. 2 - All that tract or parcel of land located on the North side of and binding upon the State Road leading from Princess Anne to Deals Island and more particularly described as follows: Beginning for the same on the North side of said State Roade at a point 15 feet from the center thereof at the Southwest corner of the land described in Item 1 herein, it being the Southeast corner of the land hereby conveyed; (1) thence running in a Westerly direction by and with said State Road a distance of 40 yards; (2) thence running in a Northerly direction by and with the lands of William H. Mason, a distance of 35 yars; (3) thence running; in an Easterly direction in a line parallel with said State Road a distance

of 40 yards to the land described in Item 1 hereof; (4) thence running in a Southerly direction by and with the land described in Item 1 herein 35 yards to the place of beginning, containing 1/2 of an acre of Land, more or less.

The above two parcels of land being in all respects the same land which by deed dated February 25, 1947 and recorded among the Land Records for Somerset County, Maryland in Liber B.L.B. No. 139, Folio 152, was granted and conveyed unto Paul H. Bailey and Felicia G. Bailey, his wife, by Herman W. Murrell.

And your Attorneys sold the same to Dorothy B. Mitchell of Wicomico County, Maryland for the sum of $1,850.00, she being the highest and best bidder for same at said sale.

And your Attorneys as aforesaid further report and pray ratification of the distribution of the funds coming into their hands from said sale as follows: to wit:

RECEIPTS

To amount of sale of property		$1850.00

DISBURSEMENTS

To B. L. Barnes, Clerk costs, including Appearance fee	$30.00	
To Maryland and Herald, 16-inch ad	40.00	
To Maryland and Herald, Order Nisi	4.00	
To National Surety Corporation, bond premium	10.00	
To County taxes, 1954-1955	53.95	
To Trustee, commissions on $1850.00	141.00	
To Porter, Cullen & Truitt, attorney's fee per rule	25.00	
To Edward Muir, Auctioneer	10.00	
To Notary Public, fee on report	.63	
	322.58	322.58
Balance to apply on the mortgage debt as follows		1527.42
Principal	1450.00	
Interest to 8/28/55, less credits	96.30	
1½ months additional interest	10.88	
	1557.18	
Deficit	29.76	
	1527.42	1527.42

Respectfully submitted,

W. Edgar Porter

Richard E. Cullen

Attorneys named in mortgage

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 12th day of September, 1955, before me, the Subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared W. Edgar Porter and Richard E. Cullen, the above named Attorneys, and they made oath in due form of law that the above report and distribution is true and correct to the best of their knowledge and belief, and that the sale was fairly made.

Doris D. Kelley

Notary Public Seal of Notary

ORDER NISI

ORDERED by the Circuit Court for Somerset County, State of Maryland, In Equity, this 19th day of September, A.D., 1955, that the sale of the property mentioned in these proceedings

and the distribution of the proceeds arising thereout, made and reported by W. Edgar Porter and Richard E. Cullen, Attorneys named in mortgage for the purpose of collection and foreclosure, be ratified and confirmed unless cause to the contrary be shown on or before the 15th day of October, 1955; provided a copy of this Order be inserted in some weekly newspaper published in said Somerset County once in each of three successive weeks before the 14th day of October, 1955.

The Report states the amount of sale to be Eighteen Hundred Fifty Dollars ($1850.00).

Benjamin L. Barnes, Clerk.

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, In Equity, this 17th day of October, A.D., 1955, that the sale made and reported by the Attorneys aforesaid and the distribution of the proceeds arising thereout be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the Order Nisi passed in said cause, and the Attorneys are allowed the usual commissions and such proper expenses as they shall produce proper vouchers for.

E. McMaster Dyer.

JUDGE.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in September, being the fifth day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection

Be it remembered that heretofore to wit, on the eleventh day of August, in the year nineteen hundred and fifty-five, a certain Wade D. Ward, Assignee, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an original of a certain mortgage executed and delivered to Bank of Crisfield by a certain James M. Lankford, of said county and state, which said original of Mortgage is in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosureand collection.

No. 7113 Chancery
In the Circuit Court for
Somerset County, Maryland

THIS MORTGAGE, Made this 8th day of August in the year nineteen hundred and forty-six, by James M. Lankford, of Somerset County, in the State of Maryland:-

Whereas, the said James M. Lankford, has this day borrowed from the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, the sum of Forty-eight hundred dollars ($4800.00), which the said Bank of Crisfield, a body corporate as aforesaid, has advanced and loaned to the said James M. Lankford to enable the said James M. Lankford to complete the purchase of the real estate hereinafter described this day conveyed unto the said James M. Lankford by Leonard F. Mason, Jr., and Virginia Mason, his wife, and which sum as advanced has been paid to the said James M. Lankford, on account of the purchase money for said real estate; and whereas, the said James M. Lankford has executed and delivered unto the said Bank of Crisfield, a body corporate as aforesaid, his Bill Obligatory for said sum of Forty-eight hundred dollars ($4800.00) dated evenly herewith, payable to the said Bank of Crisfield, a body corporate as aforesaid, twenty years after date with $29.09 of debt to be paid each month, beginning with the execution hereof, until entire debt is paid, which includes interest, and whereas, for the purpose of further securing the payment of said Bill Obligatory, with interest and payable as afor said, or any renewal or renewals of the same which may hereinafter be made in case the Bank of Crisfield, a body corporate as aforesaid, shall consent to any renewal or renewals of the same, and whether such renewal or renewals shall be for the whole or any part of said sum, the said James M. Lankford has agreed to execute this mortgage.

Now therefore this Purchase Money Mortgage Witnesseth, that in consideration of the premises and of the sum of five dollars in hand paid, the said James M. Lankford has granted and by these presents does grant and convey unto the said Bank of Crisfield, a body corporate as aforesaid, its successors and assigns, in fee simple, all that real estate and premises situate, lying and being in the City of Crisfield, State of Maryland and more particularly described as follows, that is to say:-

Beginning at a post set up on the Corner of Chesapeake Avenue and First Street

and running in a Northerly Course by and with the said Chesapeake Avenue, a distance of ninty-seven (97) feet to the land of Geo. W. Lawson heirs, to a post set up; thence running in a Westerly Course by and with land of Geo. W. Lawson heirs a distance of one hundred (100) feet to the land of Joseph Poleyette heirs to a post set up; thence running in a Southerly Course by and with the land of Joseph Poleyette heirs, a distance of one hundred and seventeen (117) feet to a post set up on the said First Street; thence running in an Easterly Course by and with said First Street, a distance of one hundred and two (102) feet to the place of beginning. Said parcel of land, being laid down on Plat No. 1 (1) as lots No. (36) and lot No. (37) and being the same (2) lots that were conveyed by deed to George S. McCready by Wm. P. Hersey and Alonzo R. Horsey, Executors of the last will and testament of Leah Hersey, deceased, and Thomas Bradshaw and Lizzie F. Bradshaw, his wife, the same being all that real estate and premises conveyed unto said Leonard F. Mason, Jr. and Virgina Mason, his wife, by Simons P. Tilghman and Emily L. Tilghman, his wife, Ruth T. Anklam and the Bank of Crisfield, a body corporate, by deed bearing date the 27th day of June, 1942 and recorded among the land records of said Somerset County in Liber B.L.B. No. 122, folio 364--and is also all that real estate and premises conveyed to the said James M. Lankford by Leonard F. Mason, Jr., and Virginia Mason, his wife, by deed bearing even date herewith, not yet recorded or delivered but intended to be delivered and recorded among the land records of Somerset County concemporaneously with this mortgage--to which said deeds and records aforesaid and all the references in each of them contained, special references is hereby made and as a part thereof for a more full and accurate description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and rights, roads, ways waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee, the aforesaid sum of money with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said James M. Lankford does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Prentiss W. Evans their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the

powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee its successors personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in, his behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagor covenants to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least five thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Test: James M. Lankford (SEAL)

Prentiss W. Evans

STATE OF MARYLAND, Somerset COUNTY, to-wit:

I HEREBY CERTIFY, That on this 8th day of August, in the year nineteen hundred and forty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared James M. Lankford the mortgagor named in the foregoing mortgage and he acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me J. Coyne Sterling, Vice President of the Bank of Crisfield, a body corporate and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth. And the said J. Coyne Sterling further made oath as aforesaid that he is the duly authorized agent for the said Bank of Crisfield for the purpose of making this affadavit.

Beryl Sterling

SEAL OF NOTARY Notary Public

Received for Record August 21, 1946 and recorded in Liber B.L.B. No. 137, Folio 167.

ASSIGNMENT

The "Bank of Crisfield" (a body corporate) hereby assigns the within mortgage to Wade D.

Ward, for the purpose of foreclosure and collection.

Witness the seal of said Bank of Crisfield and the hand of F. D. Tyler, Vice President, thereof this 3rd day of August, 1955.

Witness:

Allison H. Hall, Cashier — F. D. Tyler

CORPRATE SEAL — Vice President

Filed for Record August 11, 1955.

And thereupon the said Wade D. Ward, Assignee, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Wade D. Ward, of Somerset County and State of Maryland, and F. Doyle Tyler and A. Wellington Tawes, Sr., both of Somerset County, State of Maryland, are held and firmly bound unto the State of Maryland, in the full and just sum of Seventy-Five Hundred Dollars ($7500.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 8th day of September, in the year nineteen hundred and fifty-five.

Whereas, by mortgage dated August 8, 1946, recorded among the Land Records of Somerset County, in Liber B.L.B. No. 137, at folio 167, James M. Lankford conveyed to the Bank of Crisfield, a body corporate, existing under the laws of the State of Maryland, certain real estate in Somerset County, to secure the payment of the sum therein mentioned, and whereas the said Wade D. Ward, Assignee, by the virtue of the power and authority contained in said Mortgage is authorized upon default, to sell the property conveyed by the said mortgage; and whereas default has occurred in the terms and condtions of said mortgage and the said Wade D. Ward is about to exercise the power of sale in said mortgage contained;

Now Therefore, the condition of the above obligation is such, that if the above bounden, Wade D. Ward, does and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of the said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Witness:

Beatrice D. Gataveskas

Wade D. Ward (SEAL)

F. Doyle Tyler (SEAL)

A. Wellington Tawes, Sr. (SEAL)

The within Bond approved.

Benajmin L. Barnes, Clerk.

And thereafter to wit, on the twentieth day of September, in the year nineteen hundred and fifty-five, the said Assignee exhibited and filed in the Circuit Court here a report of sales, with an affidavit, order nisi and final order thereto annexed, which said report, affidavit order nisi and final order or in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	No. 7113 Chancery In the Circuit Court For Somerset County, Maryland

REPORT OF SALE

To the Honorable, the Judges of said Court;

The report of sale of Wade D. Ward, Assignee, of a mortgage made and executed by James M. Lankford to the Bank of Crisfield, a body corporate, existing under the laws of the State of Maryland, dated August 8, 1946, recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 137, at folio 167, and duly assigned to the undersigned for the purpose of foreclosure and collection, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage, or in the payment of the interest thereon, or in some other covenant of said mortgage whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors:

That after giving bond with security approved by the Clerk of this Court for the faithful performance of the assignee, as aforesaid, reposed in him by and pursuant to said mortgage and as required by law, and after giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, once a week for three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of the Post Office in Crisfield, Maryland on the 10th day of September, 1955, at 2:00 P.M. and then and there proceeded to sell the property decribed in said mortgage, to wit:

All that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, and beginning at a post set up on the Corner of Chesapeake Avenue and First Street and running in a northerly course by and with the said Chesapeake Avenue, a distance of ninety-seven (97) feet to the land owned or formerly owned by the George W. Lawson heirs, to a post set up; thence running in a westerly course by and with the land owned or formerly owned by the George W. Lawson heirs a distance of one hundred (100) feet to the land owned or formerly owned by the Joseph Poleyette heirs to a post set up; thence running in a southerly course by and with the land owned or formerly owned by the Joseph Poleyette heirs, a distance of one hundred and seventeen (117) feet to a post set up on the said First Street a distance of one hundred and two (102) feet to the place of beginning. Said parcel of land, being laid down on Plat No. 1 as lots No. Thirty-six (36) and lot No. Thirty-seven (37); and being the same and all that real estate and premises conveyed unto Leonard F. Mason, Jr. and Virginia Mason, his wife, by Simmons P. Tilghman and Emily J. Tilghman, his wife, Ruth T. Anklam andThe Bank of Crisfield, a body corporate, by deed bearing date the 27th day of June 1942, and recorded among the land records of said Somerset County, in Liber B.L.B. No. 122, at folio 364; and is also all that real estate and premises conveyed to the said James M. Lankford by Leonard F. Mason, Jr. and Virginia Mason his wife, by deed dated August 8, 1946, and recorded in Liber B.L.B. No. 136, at folio 548; and being the same and all the land described in the aforesaid mortgage of said James M. Lankford.

And said property was sold to C. Hubbard Daugherty, he being then and there the highest bidder therefore, at and for the sum of Thirty-Eight Hundred Dollars ($3800.00); and the purchaser has complied with the terms of sale.

Respectfully submitted,

Wade D. Ward

Attorney.

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 16th day of September, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Wade D. Ward, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY

Beatrice D. Gataveskas , Notary Public

ORDER NISI

ORDERED that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of October, 1955, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 21st day of October, 1955.

The report states the amount of sale of $3800.00

Benjamin L. Barnes, Clerk.

FINAL ORDER

Ordered by this court this 1st day of November, 1955, that the sale made and reported by the attorney be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.

Be it remembered that heretofore to wit, on the eleventh day of August, in the year nineteen hundred and fifty-five, a certain Wade D. Ward, Assignee, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an original of a certain mortgage executed and delivered to Bank of Crisfield by a certain Wesley Morgan and Maggie Morgan, his wife, of said county and state, which said original Mortgage is in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.

No. 7114 Chancery

In the Circuit Court for

Somerset County, Maryland.

THIS MORTGAGE, Made this 1st day of April in the year nineteen hundred and thirty-six, by Wesley Morgan and Maggie Morgan, his wife, of Somerset County, in the State of Maryland:- Whereas, the said Wesley Morgan and Maggie Morgan, his wife, have this day borrowed from the "Bank of Crisfield", a body corporate existing under the laws of the State of Maryland, the sum of Two hundred and fifty---------Dollars ($250.00.), and have executed and delivered unto the said the "Bank of Crisfield", a body corporate as aforesaid, their promissory note for said sum of two hundred and fifty Dollars ($250.00), dated evenly herewith, payable to the said the "Bank of Crisfield", a body corporate as aforesaid, two years after date, with interest from date, which said interest is to be paid semi-annually, and whereas, for the purpose of further securing the payment of said sum of money, with interest, and payable as aforesaid, the said Wesley Morgan and Maggie Morgan, his wife, have agreed to execute this mortgage,

Now therefore, this Mortgage Witnesseth, that in consideration of the premises the said Wesley Morgan and Maggie Morgan, his wife, have granted and by these by these presents do grant and convey unto the said the "Bank of Crisfield", a bodycorporate as aforesaid, its successors and assigns, all that lot or parcel of land situate, lying and being in Lawson's District, Somerset County, in the State of Maryland, containing one and one-half acres of land, more or less, adjoining the land of Alonzo T. Sterling, the land of Elizabeth Morgan, the land of the heirs of Lemuel White and the land of Sidney Morgan, the same being all the real estate and

premises conveyed unto the said Wesley Morgan and Maggie Morgan, his wife, by Alonzo T. Sterling and wife by deed bearingeven date herewith, not yet delivered or recorded, but intended to be delivered and recorded among the Land Records of said Somerset County cotemporaneously with this mortgage, and is a part of the real estate and premises conveyed unto the said Alonzo T. Sterling by Purnell Sterling by deed bearing date the twenty-fifth day of April, in the year nineteen hundred and twenty-seven, and recorded among said Land Records in Liber G. W. L. No. 94 folio 228 etc., and is also the first described parcel of land conveyed unto the said Purnell Sterling by Gilbert Sterling by deed bearing date the twenty-seventh day of February, in the year eighteen hundred and ninety-seven, and recorded among said Land Records in Liber O.T.B. No. 21, folio 204 etc,---to which said deeds and records special reference is here made for a more accurate description of the lands and premises hereby mortgaged, together with all rights of way belonging or appertaining to the real estate hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging, or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said promissory note, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, mortgage debt and interestaforesaid, the said Wesley Morgan and Maggie Morgan, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, its successors or assigns, or Clarence F. Lankford, its and their Attorney or Agent at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey the said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset County, and such other notice as by the party making sale may be deemed expedient; and in the event of a sale of saidproperty, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisidiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted and that the said Mortgagors or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay to the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned,

to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgaged property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existence of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least two hundred and fifty dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to inure to the benefit of the said mortgagee, its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid the said mortgagee is hereby authorized to insure and keep insured the said improvements and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended tobe secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

Benson W. Sterling

Wesley his x Morgan mark (SEAL)

Maggie her x Morgan mark (SEAL)

STATE OF MARYLAND, Somerset COUNTY, to-wit:

I HEREBY CERTIFY, Thaton this 1st day of April in the year nineteen hundred and thirty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Wesley Morgan and Maggie Morgan, his wife, the mortgagors named in the foregoing mortgage and.....acknowledged the foregoing mortgage to be their respective....act and deed; and at the same time and place also personally appeared before me J. Coyne Sterling, Cashier of the "Bank of Crisfield", mortgagee, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and further made oath as aforesaid, that he is the Cashier of the said the "Bank of Crisfield", mortgagee, and its duly authorized agent for the purpose of making this affidavit.

In testimony whereof, I have hereunto subscribed my name and affixed my notarial seal the day and year last above written.

Benson W. Sterling
Notary Public.

SEAL OF NOTARY

Received for Record April 4, 1936 and recorded in Liber JMT No. 108, Folio 274.

And afterwards to wit, the following assignment -

The "Bank of Crisfield", (a body corporate) hereby assigns the within mortgage to Wade D. Ward for the purpose of foreclosure and collection.

Witness the seal of said Bank of Crisfield and the hand of F. D. Tyler, Vice President, this 9th day of August 1955.

F. D. Tyler
Vice President

Corporate Seal

Allison H. Hall, Cashier.

Filed for Record August 11, 1955.

And thereafter, to wit, on the twenty-second day of August, 1955, the following account of Old Age Assistance by the Welfare Board, was filed here in Court, in the words following:

OLD AGE ASSISTANCE

William W. Morgan, Harriner's, Crisfield — Case #778

7/24/42	$ 7.05
8/25/42	7.05
9/23/42	7.05
10/24/42	7.05
11/25/42	7.05
12/23/42	7.05
	$42.30
1/21/43	7.05
2/20/43	7.05
3/26/43	16.90
4/22/43	16.90
5/21/43	16.90
6/21/43	16.90
7/24/43	16.90
8/19/43	16.90
9/23/43	16.90
10/22/43	16.90
11/22/43	16.90
12/20/43	16.90
	183.10
1/21/44	16.90
2/21/44	15.40
3/21/44	15.40
4/21/44	15.40
5/20/44	15.40
6/22/44	15.40
7/21/44	13.40
8/24/44	13.40
9/21/44	13.40
10/20/44	13.40
11/21/44	13.40
	160.90
1/31/45	6.00
2/21/45	7.50
3/21/45	7.50
4/21/45	1.50
8/21/45	6.50
9/21/45	7.50
10/22/45	6.50
11/23/45	5.50
12/21/45	1.50
	52.00
1/23/46	1.50
2/21/46	1.50
	3.00

TOTALS

$	42.30
	183.10
	160.90
	52.00
	3.00
	$441.30

And thereafter to wit, on the ninth day of September, in the year nineteen hundred and fifty-five, the said Wade D. Ward, Assignee, filed here in Court, a Bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Wade D. Ward, of Somerset County and State of Maryland, and F. Doyle Tyler and A. Wellington Tawes, Sr., both of Somerset County, State of Maryland, are held and firmly bound unto the State of Maryland, in the full and just sum of Twenty-Five Hundred Dollars ($2500.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 8th day of September, in the year nineteen hundred and fifty-five.

Whereas, by mortgage dated April 1, 1936, recorded among the Land Records of Somerset County, in Liber J. M. T. No. 108, at folio 274, Wesley Morgan and Maggie Morgan, his wife, conveyed unto the Bank of Crisfield, a body corporate existing under the laws of

the State of Maryland, certain real estate in Somerset County, to secure the payment of the sum therein mentioned, and thesaid Wade D. Ward, Assignee, by the virtue of the power and authority contained in said mortgage is authorized upon default, to sell the property conveyed by the said mortgage; and whereas default has occurred in the terms and conditions of said mortgage and the said Wade D. Ward is about to exorcise the power of sale in said mortgage contained;

Now Therefore, the condition of the above obligation is such, that if the above bounden, Wade D. Ward, does and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of the said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Wade D. Ward (SEAL)

F. Doyle Tyler (SEAL)

A. Wellington Tawes, Sr. (SEAL)

Witness:

Beatrice D. Gataveskas

The within Bond approved.

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the twentieth day of September, in the year nineteen hundred and fifty-five, the said Assignee exhibited and filed in the Circuit Court here a report of sales, with an affidavit, order nisi and final order thereto annexed, which said report, affidavit, order nisi and final order or in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	No. 7114 Chancery In the Circuit Court for Somerset County, Maryland.

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of sale of Wade D. Ward, Assignee of a mortgage made and executed by Wesley Morgan and Maggie Morgan, his wife, to the Bank of Crisfield, a body corporate, existing under the laws of the State of Maryland, dated April 1, 1936, recorded among the Land Records of Somerset County, Maryland, in Liber J.M.T. No. 108, Folio 274, and duly assigned to the undersigned for the purpose of foreclosure and collection, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage, or in the payment of the interest thereon, or in some other covenant of said mortgage whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors:

That after giving bond with security approved by the Clerk of said Court for the faithful performance of the assignee, as aforesaid, reposed in him by and pursuant to said mortgage and as required by law, and after giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, once a week for three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of thePost Office in Crisfield, Maryland, on the 10th day of September, 1955, at 2:10 P. M. and then and there proceeded to sell the property described in saidmortgage, to wit:

All that lot or parcel of land situate, lying and being in Lawson's Election District, Somerset County, Maryland, and containing one and one-half (1 1/2) acres of land, more or less,

and adjoining the land owned or formerly owned by Alonzo T. Sterling, the lands owned or formerly owned by Elizabeth Morgan, the lands owned or formerly owned by the Lemuel White heirs and the land owned or formerly owned by Sidney Morgan; and being all that property conveyed unto said Wesley Morgan and Maggie Morgan, his wife, by Alonzo T. Sterling and wife, by deed dated April 1, 1936, and recorded in Liber J.M.T. No. 110, at folio 356; and being the same and all the land described in the aforesaid mortgage of said Wesley Morgan and Maggie Morgan, his wife.

And said property was sold to Alonzo T. Sterling, he being then and there the highest bidder therefore, at and for the sum of Four Hundred Eighty-Five Dollars ($485.00); and the purchaser has complied with the terms of sale.

Respectfully submitted,

Wade D. Ward, Attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 16th day of September, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Wade D. Ward, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial Seal the day and year above written.

Beatrice D. Gataveskas

Notary Public

SEAL OF NOTARY.

ORDER NISI

ORDERED that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of October, 1955, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 21st day of October, 1955.

The report states the amount of sale of $485.00.

Benjamin L. Barnes

Clerk.

FINAL ORDER

Ordered by this Court this 27th day of October, 1955, that the sale made and reported by the attorney be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Test: Benjamin L. Barnes, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in September, being the fifth day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
and Benjamin L. Barnes, Clerk.

Isaac H. Dorsey, Esq., Sheriff

Lake C. Scott, Preston H. Scott, Marvin W. Scott, all of Crisfield, Maryland

Plaintiffs

vs

Fred Gerald, Lydia G. Pruitt, of Crisfield, Maryland; William Gerald, Milton Giltz, Pauline G. Pendergast, of Baltimore, Maryland; Mary G. Goslin, St. Peterburg, Fla.; Geneva G. Sturgis, Atlantic City, N.J.; Isabell Giltz Ditlow, Preston Giltz, Wilmington, Del.; Ralph Gerald, Sault Ste. Marie, Mich.

Defendants

Be it remembered that heretofore to wit, on the fourth day of May, nineteen hundred and fifty-five, a certain Lionel Bennett, Attorney, of Somerset County and State of Maryland, exhibited and filed in Court here, a Bill of Complaint against Fred Gerald, Lydia G. Pruitt, William Gerald, Milton Giltz, Pauline G. Pendergast, Mary G. Goslin, Geneva G. Sturgis, IsabellGiltz Ditlow, Preston Giltz and Ralph Gerald; which said Bill of Complaint is in the words following, to wit:

Lake C. Scott, Preston H. Scott, Marvin W. Scott, all of Crisfield, Maryland

Plaintiffs

vs

Fred Gerald, Lydia G. Pruitt, of Crisfield, Maryland; William Gerald, Milton Giltz, Pauline G. Pendergast of Baltimore, Maryland; Mary G. Goslin, St. Petersburg, Fla.; Geneva G. Sturgis, Atlantic City, N.J.; Isabell Giltz Ditlow, Preston Giltz, Wilmington, Del.; Ralph Gerald, Sault Ste. Marie, Mich.

Defendants

In Equity No. 7091

In theCircuit Court for

Somerset County and

State of Maryland.

To the Honorable the Judges of said Court:

Your orators complaining says:

1. That your orators and the defendants are seized in fee simple as tenants in common of all that lot of land situated in the Town of Crisfield, Somerset County, Maryland, which is laid down and described as Lot No. 19 on a certain plat made by Fred J. Johnson, Surveyor of Somerset County, and filed as a part of a deed of partition between Benjamin F. Somers, et al dated July 24, 1903 andrecorded among the land records of Somerset County in Liber 37 CTB 21. That said premises were conveyed to Arthur W. Jerald, also known as Arthur W. Gerald by deed dated July 13, 1916, recorded in Liber 71 WJS 74, annexed hereto and marked "Exhibit A".

2. That said Arthur W. Jerald died leaving him surviving the following next of kin and heirs at law:

A. Fannie Scott Gerald (decoased) who devised her entire estate to the plaintiffs herein by her last will and testament dated April 9, 1952 and duly admitted to probate by the Orphans Court forSomerset County on February 23, 1955.

B. Samuel Henry Gerald (deceased) a brother who left him surviving the following children:

(a). William Gerald

(b). Geneva G. Sturgis

(c). Ralph Gerald

(d). Pauline Gerald

C. Alexander Gerald (deceased) a brother who left him surviving the following children:

(a). Mary C. Goslin

D. Lydia G. Pruitt, a sister.

E. Hettie G. Giltz (deceased) a sister who left her surviving the following children:

(a). Isabelle G. Ditlow

(b). Preston Giltz

(c). Milton C. Giltz

F. Fred Gerald, a brother.

That the said real estate is not susceptible of partition without material loss or injury to the parties entitled to the interests therein as stated, and that, in order to make a division of said interests it will be necessary that the said real estate be sold, and the proceeds thereof divided among thoparties according to their several interests.

To the end therefore.

1. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said sale may be distributed between the parties according to their respective rights and interests.

3. That your orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your orators the writ of subpoena directed to the following:

Fred Gerald, Crisfield, Maryland; Lydia G. Pruitt, Crisfield, Maryland; William Gerald, 1205 Church Street, c/o Mrs. Elmer Gibbons, Curtis Bay, Baltimore, Maryland; Pauline G. Pendergast, 801 N. Eutaw St., c/o Mrs. Mary Wallace, Baltimore 1, Maryland; Milton G. Giltz, MSgt., 9710 TU Cml C. Military Police Det., Army Chemical Center, Maryland, adults, commanding them to be and appear in this Court in person or by solicitor at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein, and to grant unto your orators an order of publication giving notice to the following:

Mary G. Goslin, 2449 Burlington Ave., St. Petersburg, Florida; Geneva G. Sturgis, 443 N. Vermont Avenue, Atlantic City, New Jersey; Isabelle Giltz Ditlow, 1224 Market Street, Wilmington, Delaware; Preston Giltz, 1224 Market Street, Wilmington, Delaware; Ralph Gerald, 807 Lizzy St., Sault Ste. Marie, Michigan, who are non-residents of this State, of the object and substance of this bill, and warning them to appear in this Court in person or by solicitor on or before a certain day to be named therein to show cause, if any they have, why a decree outh not to be passed as prayed.

And as in duty bound, etc.

Lionel Bennett
Solicitor for plaintiffs
Office & p.o. address
Crisfield, Maryland

"EXHIBIT A"

This DEED made this 13th day of July in the year nineteen hundred and sixteen, b David M. Nelson and Fannie G. Nelson, his wife, of Middlesex County, in the State of Virginia, Witnesseth, that in consideration of the sum of Three Hundred Dollars ($300.00) in hand paid by Arthur W. Jerald,----of Somerset County, in the State of Maryland, the receipt of which is hereby acknowledged, the said David M. Nelson and Fannie G. Nelson, his wife,do grant and

convey unto the said Arthur W. Jerald,--------his heirs and assigns, in fee simple, all that lot or parcel of land situate, lying and being in the Town of Crisfield, Somerset County, and State of Maryland, which is laid down and described as Lot No. Nineteen (19) on the plat made by Fred J. Johnson, Surveyor of Somerset County and filed with, and as a part of a deed of partition between Benjamin F. Somers, John N. Somers, George W. Somers and Fannie G. Nelson, bearing date the twenty-fourth day of July in the year nineteen hundred and three, and recorded among the Land Records of Somerset County in Liber O.T.B. No. 37, folio 21 etc, which said lot fronts fifty-nine feet and two inches on Cove Street,--the same being a part of the real estate and premises conveyed unto the said Fannie G. Nelson in the deed of partition aforesaid,--to which said plat, deed and records aforesaid, special reference is here made for a more accurate description of the lands and premises hereby conveyed.

Together with the buildings and improvements thereupon erected, made or being and all and every the rights, alleys, ways, waters, privileges, apurtenances and advantages, to the same belonging, or in anywise appertaining.

To have and to hold thereal estate and premises above described and mentioned, and hereby intended to be conveyed, together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said Arthur W. Jerald, his-------heirs and assigns, in fee simple.

And the said David M. Nelson and Fannie G. Nelson, his wife, covenant that they will warrant generally the property hereby granted and conveyed, and that they will execute such further assurances of said land as may be requisite.

Witness the hands and seals of the said grantors.

Witness:

Thos. G. Jones — David M. Nelson (seal)

Thos. G. Jones — Mrs. Fannie G. Nelson (seal)

State of Virginia, Middlesex County, to-wit:-

I hereby certify that on this 13th day of July in the year nineteen hundred and sixteen, before me, the subscriber, a Notary Public of the State of Virginia, in and for Middlesex County, aforesaid, duly commissioned, sworn etc, personally appeared David M. Nelson and Fannie G. Nelson, his wife, and acknowledged the foregoing deed to be their respective act and deed.

In testimony whereof, I hereunto subscribe my name and affix my notarial seal the day and year aforesaid.

Seal of Notary

L. Newton Weaver
Notary Public
My com. exp 6/22/1919

Recorded among the land records of Somerset County on August 1, 1916, in Liber W.J.S. No. 71 folio 74.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber W.J.S. No. 71, folio 74, one of the Land Records of Somerset County.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this fourth day of May, in the year nineteen hundred and fifty-five.

SEAL OF COURT

Benjamin L. Barnes
Clerk of the Circuit Court for Somerset County, Maryland.

Lake C. Scott, et al	)	In Equity No. 7091
Plaintiffs	)	In the Circuit Court for
vs.	)	Somerset County, Maryland.
Fred Gerald, et al	)	
Defendants	)	

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 4th day of April, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and forSomerset County aforesaid, personally appeared Lionel Bennett and made oath in due form of law that he has personally made an investigation for the purpose of determing whether the defendants are in the military service of the United States so as to be entitled to the benefits of the Soldiers and Sailors Relief Act of 1904, approved October 17, 1940, and that form infomation obtained through such investigation, he certifies that none of the defendants except Milton G. Giltz are not in the military service of the United States as defined in Section 101 (1) of the Soldiers and Sailors Relief Act of 1940, nor has either received a discharge from such service within sixty days prior to the date of this affidavit.

As witness my hand and notarial seal the day and year above written.

SEAL OF NOTARY

Madeline R. Rich

Notary Public

And thereafter, to wit, the following Order of Publication was filed in Court here, the said Order of Publication being in the words following, to wit:

Lake C. Scott, et al.	)	In Equity No. 7091
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County, Maryland.
Fred Gerald, et al.	)	
Defendants	)	

ORDER OF PUBLICATION

The object of this proceeding is to procure a decree for the sale of a certain lot of land in theTown of Crisfield, Somerset County, Maryland, formerly owned by the late Arthur W. Jerald.

The bill alleges:

1. That the plaintiffs and the defendants are seized in fee simple as tenants in common of all that lot of land situated in the Town of Crisfield, Somerset County, Maryland, which is laid down and described as Lot No. 19 on a certain plat made by Fred J. Johnson, Surveyor of Somerset County, and filed as a part of a deed of partition between Benjamin F. Somers, et al dated July 24, 1903 and recorded among the land records of Somerset County in Liber 37 OTB 21. That said promises were conveyed to Arthur W. Jerald, also known as Arthur W. Gerald by deed dated July 13, 1916, recorded in Liber 71 WJS 74.

2. That said Arthur W. Jerald died leaving him surviving the following next of kin and heirs as law.

A. Fannie Scott Gerald (deceased) who devised her entire estate to the plaintiffs herein by her last will and testament dated April 9, 1952, and duly admitted to probate by the Orphans Court for Somerset County on February 23, 1955.

B. Samuel Henry Gerald (deceased) a brother who left him surviving the following children:

(a) William Gerald

(b). Geneva C. Sturgis

(c). Ralph Gerald

(d). Pauline Gerald

C. Alexander Gerald (deceased) a brother who left him surviving the following children:

(a) Mary G. Goslin

D. Lydia G. Pruitt, a sister.

E. Hettie G. Giltz (deceased) a sister who left her surviving the following children:

(a) Isabelle G. Ditlow

(b) Preston Giltz

(c) Milton G. Giltz

F. Fred Gerald, a brother.

That the said real estate is not susceptible of partition without material loss or injury to the parties entitled to the interests therein as stated, and that, in order to make a division of said interests it will be necessary that the said real estate be sold, and the proceeds thereof divided among the parties according to their several interests.

To the end therefore.

1. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said sale may be distributed between the parties according to their respective rights and interests.

3. That your orators may have such other and further relief as their case may require.

It is thereupon this 4th day of May, 1955, ordered by the Circuit Court for Somerset County, Maryland, in Equity, that the complainants by causing a copy of this order to be inserted in some newspaper published in Somerset County, Maryland, once in each of four successive weeks before the 4th day of June, 1955, give notice to the following:

Mary G. Goslin, 2449 Burlington Ave., St. Petersburg, Florida; Geneva G. Sturgis, 443 N. Vermont Avenue, Atlantic City, New Jersey; Isabelle Giltz Ditlow, 1224 Market Street, Wilmington, Delaware; Preston Giltz, 1224 Market Street, Wilmington, Delaware; Ralph Gerald, 807 Lizzy St., Sault Ste. Marie, Michigan, who are not residents of the State of Maryland, of theobject and substance of this bill warning them to appear in this Court in person or by solicitor on or before the 20th day of June, 1955, to show cause, if any they have, why a decree ought not to be passed as prayed.

Benjamin L. Barnes, Clerk of the
Circuit Court for Somerset County,
Maryland.

And thereafter to wit, the following Subpoenas were issued on the fourth day of May, in the year nineteen hundred and fifty-five, and their respective returns, the same being in the words following:

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO William E. Pruitt,
2432 Maryland Avenue,
Baltimore, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen Hundred and Fifty Five.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md. Benjamin L. Barnes, Clerk.

RETURN:

"Summoned William E. Pruitt and a copy of the Process with a copy of the Bill of Complaint left with the defendant on the 24th day of May 1955 in the presence of Herman Arbaugh. "

Joseph C. Deegan,

Sheriff.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Lydia G. Pruitt

Crisfield, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott, et al against your exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen Hundred and Fifty-five.

Issued the 4th day of May, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland Benjamin L. Barnes, Clerk.

RETURN:

"Mortuus est 5/6/55"

Isaac H. Dorsey, Sheriff.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Fred Gerald

Crisfield, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days threafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott, et al., against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of

Maryland, the 2nd day of May, Nineteen Hundred and Fifty-five.

Issued the 4th day of May, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjamin L. Barnes, Clerk.

RETURN:

"Summoned Fred Gerald & copy of subpoena, Bill & affidavit left 5/6/55"

Isacc H. Dorsey, Sheriff.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Milton G. Giltz,
MSgt., 9710 TW Cml C Military Police Det.,
Army Chemical Center, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days th reafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott, et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen Hundred and Fifty-five.

Issued the 4th day of May 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solcitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

RETURN

"Summoned Milton G. Giltz and a copy of Subpoena, Bill of Complaint and Affidavit read to and left with him."

Raymond A. Fulker
Sheriff of Harford Co.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Pauline G. Pendergast
801 N. Eutaw Street
c/o Mrs. Mary Wallace
Baltimore 1, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott, et al against you exhibited in the

Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen hundred and Fifty-five.

Issued the 4th day of May 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md. Benjamin L. Barnes, Clerk.

RETURN:

"summoned Pauline F. Pendergast and a copy of the Process with a copy of the Bill of Complaint left with the defendant on the 18th day of May 1955 in the presence of Clement H. Melder."

Joseph C. Deegan, Sheriff

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO William Gerald
1205 Church Street
c/o Mrs. Elmer Gibbons,
Curtis Bay
Baltimore, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Fred Gerald et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen hundred and Fifty-five.

Issued the 4th day of May 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena, Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainat(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland Benjamin L. Barnes,
Clerk.

RETURN:

"Defendant is not at address given. Attorney has been notified by mail, Date 6/1/55".

(M. Luther Pittman, Clerk)
Joseph C. Deegan, Sheriff

"Non Est"

And afterwards, to wit, on the eighteenth day of May, in the year nineteen hundred and fifty-five, the following Petition & Order was filed in Court here, in the words following, to wit:

Lake C. Scott, et al.	)	In Equity No. 7091
Plaintiffs	)	In the Circuit Court for
vs.	)	Somerset County, Maryland.
Fred Gerald, et al.	)	
Defendants	)	
	)	

To the Honorable the Judges of said Court:

The petition of Lake C. Scott respectfully represents:

1. That he is one of the plaintiffs in the above entitled action. That since the filing of plaintiffs' bill in this cause, plaintiff has learned that the defendant Lydia G. Pruitt departed this life intestate prior to the institution of this proceeding and that no administration on her personal estate has been granted.

2. That the said Lydia G. Pruitt departed this life leaving surviving her as her only heirs at law the following:

a. William E. Pruitt, a son, residing at 2432 Maryland Avenue, Baltimore, Maryland.

b. Addie P. Ashmead, a daughter, residing at 2610 Guilford Avenue, Baltimore, Maryland.

c. Maude Pruitt, a daughter, residing at 305 Myrtle Street, Crisfield, Maryland.

Your petitioner therefore prays for an order making the foregoing heirs of Lydia G. Pruitt party defendants to this suit in the place of the said Lydia G. Pruitt, deceased and that they be summoned accordingly.

And as in duty bound, etc..

LionelBennett

Solicitor for plaintiffs

ORDER

It is hereby ordered this 18th day of May, 1955 by the Circuit Court for Somerset County, Maryland that the said William E. Pruitt, 2432 Maryland Avenue, Baltimore, Maryland; Addie P. Ashmead, 2610 Guilford Avenue, Baltimore, Maryland; Maude Pruitt, 305 Myrtle Street, Crisfield, Maryland, be made party defendant to this suit in theplace of the said Lydia G. Pruitt, deceased and that they be summoned accordingly.

E. McMaster Duer, Judge.

And afterwards, was filed in Court here a Military Affidavit, in the words following, to wit:

Lake C. Scott, et al.	)	In Equity No. 7091
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County, Maryland.
Fred Gerald, et al.	)	
Defendants	)	
	)	

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 16th day of May, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett and made oath in due form of law that he has personally made an investigation for the purpose of determining whether the defendants, William E. Pruitt, Addie P. Ashmead and Maude Pruitt are in the military service of the United States so as to be entitled

to the benefits of the Soldiers and Sailors Relief Act of 1940, approved October 17, 1940, and that from information obtained through such investigation, he certifies that neither of the defendants are in the military service of the United States as defined in Section 101 (1) of the Soldiers and Sailors Relief Act of 1940, nor has either received a discharge from such service within sixty days prior to the date of this affidavit.

As witness my hand and notarial seal the day and year above written.

Madeline R. Rich

Notary Public

SEAL OF NOTARY

And thereafter on the nineteenth day of May, in the year nineteen hundred and fifty-five the following Subpoena was issued and its return filed, in the words following, to wit:

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TOWIT:

TO Addie P. Ashmead,
2610 Guilford Ave.,
Baltimore, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen Hundred and Fifty-Five.

Issued the 19th day of May, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainat(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md. Benjamin L. Barnes, Clerk.

RETURN:

"Summoned Addie P. Ashmead, and a copy Process with a copy of the Bill of Complaint left with the defendant on the 25th day of May 1955 in the presence of Charles L. Reed."

Joseph C. Deegan, Sheriff.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Maude Pruitt,
305 Myrtle St.,
Crisfield, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott et al against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen Hundred and Fifty Five.

Issued the 19th day of May, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

RETURN.

"Summoned & copy of Summons, Bill of Complaint and exhibit left / with the defendant 5/27/55"

Isaac H. Dorsey, Sheriff.

THE STATE OF MARYLAND, SOMERSET COUNTY, TO WIT.

SEAL OF COURT

TO William E. Pruitt,
2432 Maryland Avenue,
Baltimore, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen Hundred and Fifty Five.

Issued the 19th day of May 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitors(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

RETURN:

"Summoned William E. Pruitt and a copy of the Process with a copy of the Bill of Complain left with the defendant on the 24th day of May, 1955 in the presence of Herman Arbaugh."

Joseph C. Deegan, Sheriff.

And thereafter, on the twentieth day of May in the year nineteen hundred and fifty-five, the following Order to Enter Appearance was filed in Court here, in the words following:

Lake C. Scott, et al	)	In Equity No. 7091
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County, Maryland.
Fred Gerald, et al	)	
Defendants	)	

Mr. Clerk:

Please enter my appearance for the defendant, Milton G. Gilts, in the above entitled case.

Wade D. Ward

Attorney for the Defendant.

And thereafter to wit, on the seventh day of June, in the year nineteen hundred and fifty-five, the following Order to Renew Summons for William Gerald was filed in Court here, in the words following, to wit:

Scott vs. Gerald
Equity No. 7091

Will you please reissue the summons in the above entitled action for William Gerald whose correct address is 4124 Marilan Court, Curtis Bay, Baltimore, Maryland.

And afterwards to wit, the following Subpoena was issued and its return filed, in the words following:

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO William Gerald
4124 Marilan Court
Curtis Bay, Baltimore, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of July next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lake C. Scott, et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, at you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of May Nineteen Hundred and fifty-five.

Issued the 7th day of June, 1955.

TO The DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance is Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjmain L. Barnes,
Clerk.

RETURN:

"Summoned William Gerald and a copy of the Process with a Copy of the Bill of Complaint left with the Defendant on the 27th day of June 1955 in the prosence of John A Rutkowski."

Joseph C. Deegan, Sheriff.

And thereafter, to wit, on the twenty-seventh day of July, in the year nineteen hundred and fifty-five, the following Decree Pro Confesso was filed in Court in the words following:

Lake C. Scott, et al.	).	In Equity No. 7091
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County, Maryland.
Fred Gerald, et al.	)	
Defendants	)	

The petition of the plaintiffs respectfully shows:

That the defendants in the cause have been duly summoned to appear to the bill of complaint in this cause, but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court.

The plaintiffs therefore pray that the bill of complaint in this cause may be taken pro convesso against the said defendants and that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

Lionel Bennett

Solicitor for plaintiffs.

ORDER

It appearing in the above entitled cause that the defendants have been duly summoned to appear to the bill of complaint in this cause but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court. It is thereupon this 27 day of July, 1955, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that said bill of complaint be, and the same is hereby take pro confesso against said defendants and it is further ordered that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

E. McMaster Duer, Judge.

And afterwards, on the tenth day of August, in the year nineteen hundred and fifty-five, the following Depositions were filed in Court here, in the words following, to wit:

Lake E. Scott, et al.	)	In Equity No. 7091
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County, Maryland
Fred Gerald, et al.	)	
Defendants.	)	

In this cause an order having been passed for testimony to be taken to support the allegations of the bill, I, Benson W. Sterling of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this 28th day of July, 1955, in Somerset County aforesaid, I did take the following testimony, to wit:

EXAMINATION BY MR. LIONEL BENNETT:

Lake E. Scott, a witness of lawful age, produced on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state your name and residence.

A. My name is Lake E. Scott and I live in Crisfield, Maryland.

Q. Are you the Lake E. Scott who is one of the plaintiffs in this action?

A. I am

Q. I offer the bill of complaint and the exhibits annexed thereto, that being a certified copy of a deed dated July 13, 1916, made by David M. Nelson and Fannie G. Nelson, his wife, to Arthur W. Jerald, recorded on August 1, 1916 in Liber WJS No. 71 folio 74. Are the plaintiffs and defendants named in this action all the heirs of Arthur W. Gerald, who was the grantee of the premises described in the above mentioned deed?

A. Yes sir.

Q. Will you please describe this property?

A. It is a single lot on Cove Street in the City of Crisfield, Somerset County, Maryland, having a frontage of 59'2" and is improved with a single family dwelling.

Q. Who occupies the residence at the present time?

A. No one.

Q. Can this property be divided between the heirs?

A. No.

Q. Do you believe that in order to make a division of your respective interests it will be necessary that the real estate be sold and the proceeds divided between you?

A. Yes, that is the only way it can be done.

COURT'S QUESTION: A. No, sir. Lake E. Scott

Benson W. Sterling.

H. Parker Tull, a witness of lawful age, producted on the party of the plaintiffs, being duly sworn, deposes and says:

Q. Please state your name, residence, and occupation.

A. My name is H. Parker Tull. I reside in Crisfield, and I am engaged in the real estate and insurance business.

Q. Are you familiar with the value of the land in the vicinity of the premises described by the previous witness?

A. I am.

Q. Have you made appraisals heretofore of such property?

A. I have.

Q. At my request did you make an appraisal of the premises mentioned above?

A. I did.

Q. Have you formed an opinion of the fair market value of this property?

A. Yes.

Q. What is the fair market value of the premises in your opinion?

A. $2,250.00

COURT'S QUESTION: A. No, sir.

H. Parker Tull, Jr.

Benson W. Sterling.

There being no further witnesses to be examined and at the suggestion of the Solicitor for the complainant, the papers are herewith returned to Court, and I further certify the annexed bill of costs is correct and paid by the plaintiffs.

Bill of Costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling seal

Examiner in Chancery

Thereafter, on the twenty-fourth day of August, in the year nineteen hundred and fifty-five, the following Order for Sale was filed here in Court, in the words following, to wit:

Lake C. Scott, et al.	)	In Equity No. 7091
Plaintiffs.	)	In the Circuit Court for
vs	)	Somerset County, Maryland.
Fred Gerald, et al.	)	
Defendants	)	
_____	)	

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered,

It is thereupon this 24 day of August, 1955, by the Circuit Court for Somerset County, in Equity, adjudged, ordered, and decreed that the real estate in the proceedings mentioned be sold; and it is further

Ordered, adjudged and decreed that Lionel Bennett be and he hereby is appointed trustee to make such sale and that the course and manner of his proceedings shall be as follows:

He shall first file with the Clerk of this Court a bond to the State of Maryland executed by him and a surety or sureties to be approved by this Court in the penalty of twenty-five hundred dollars ($2,500.00) if corporate or five thousand dollars ($5,000.00) if private surety conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by an future decree or order in the premises; he shall then proceed to make the said sale, having given at least three weeks notice by advertisement inserted in some newspaper published in the City of Crisfield, Somerset County, as he shall think proper, of the time, place, manner and terms of sale, which terms shall be as follows:

A cash deposit of 10% of the purchase price at the time of sale and the balance in cash upon final ratification of sale by the Circuit Court for Somerset County, and as soon as may be convenient after such sale or sales, the said trustee shall return to this Court a full and particular account of his proceedings relative to such sale, with an annexed affidavit of the trust thereof and of the fairness of said sale; and on obtaining this Court's ratification of the sale, and on the payment of the whole purchase money (and not before), the said trustee shall, by a good and sufficient deed to be executed, acknowledged, and recorded according to law, convey to the purchaser or purchasers his, her, or their heirs the property and estate to him, her, and them sold free, clear and discharged from all claims of the parties hereto, plaintiffs and defendants, and those claiming by, from, or under them, or of them; and the said trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustee as this Court shall think proper to allow in consideration of the skill, attention, and fidelity wherewith he shall appear to have discharged his trust.

E. McMaster Duer

Judge.

And afterwards, on the thirty-first day of August, in the year nineteen hundred and fifty-five, was filed in Court here a Bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS:

That we, Lionel Bennett, Crisfield, Somerset County, Maryland and The Fidelity and Casualty Company of New York of 1301 Mathieson Building, Baltimore 2, Maryland are held and firmly bound unto the State of Maryland in the full and just sum of Two Thouaand Five Hundred and 00/100 $2,500.00 Dollars, to be paid to the said State, or its certain Attorney, to which payment, well and truly to be made and done, we bind ourselves, and each of us, our, and each of our Heirs, Executors and Administrators, jointly and severally, firmly by these presents, sealed with our seals, and dated this 24th day of August in the year nineteen hundred and fifty-five.

WHEREAS, by decree of the Circuit Court for Somerset County, sitting in Equity, passed in a cause in said court on the...day of....nineteen hundred and...between Lake C. Scott, et al complainants, and Fred Gerald/respondents the above bound Lionel Bennett has been appointed Trustee.. to make sale of the Real Estate and premises in the proceedings in said cause mentioned:

NOW THE CONDITIONS OF THIS OBLIGATION ARE SUCH

That if the above bounden Lionel Bennett do and shall well and truly and faithfully perform the trust reposed in him by aforesaid decree, or that may be reposed in him by any further decree or order in the premises, then the above obligation to be void, otherwise to be and remain in full force and virtue in law.

Signed, Sealed and Delivered in presence of — Lionel Bennett (SEAL)

Madeline R. Rick

Janet Remlein

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

Earl W. Ussery, Attorney — CORPORATE SEAL

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

POWER OF ATTORNEY -- BONDING DEPARTMENT

80 Maiden Lane, New York, N.Y.

KNOW ALL MEN BY THESE PRESENTS:

That The Fidelity and Casualty Company of New York has made, constituted, and appointed, and by these presents does make, constitute and appoint Earl W. Ussery of Baltimore, Maryland its true and lawful attorney for it and in its name, place and stead to execute on behalf of the said Company, as surety, bonds, undertakings and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship

executed under this authority shall exceed in amount the sum of twenty five thousand dollars.

IN WITNESS WHEREOF The Fidelity and Casualty Company of New York has caused its official seal to be hereunto affixed, and these presents to be signed by one of its vice presidents and attested by one of its secretaries this 15th day of December, 1954.

The Fidelity & Casualty Company of New York

By Carroll R. Young

Vice President

Attest:

A. J. Miller, Secretary CORPORATE SEAL

STATE OF NEW YORK,)
) SS.
COUNTY OF NEW YORK,)

A. J. Miller, being duly sworn, deposes and says:

That he is a secretary of The Fidelity and Casualty Company of New York, the corporation which is described in and which executed the instrument overleaf; that he knows the corporate seal of the said corporation; that the seal ffixed to the instrument overleaf is the corporate seal of The Fidelity and Casualty Company of New York, and was thereto affixed by order and authority of the board of directors of the said Company; that he signed his name thereto by like order and authority; that he is acquainted with CARROLL R. YOUNG, and knows him to be a Vice President of the said Company; that the signature of said CARROLL R. YOUNG subscribed to the said instrument is the genuine handwriting of the said CARROLL R. YOUNG, and was thereto subscribed by order and authority of the said board of directors of the said Company; that the said Company is duly and legally incorporated under the laws of the State of New York and has complied with and is now complying with the provisions of the Act of Congress of August 13, 1894 allowing certain corporations to be accepted as surety on bonds.

The deponent further states that the following is a true copy of an extract from the minutes of a meeting of the board of directors of the said Company held at its office in the City of New York on the 15th day of December, 1954, a quorum being present, and the resolution contained in the said extract was unanimously adopted and is now full force and effect:

"RESOLVED, That FRANK A CHRISTENSEN, President of the Company, J. VICTOR HERD, Executive Vice President of the Company, WILLIAM L. BATES, HAROLD S. ROBINSON and CARROLL R. YOUNG, each a Vice President of the Company, be, and that each of them hereby is, authroized to execute powers of attorney qualifying the attorney named in the given power of attorney to execute in behalf of The Fidelity and Casualty Company of New York bonds, undertakings and all contracts of suretyship; and that any Vice President, or any Secretary, or any Assistant Secretary be, and that each of them hereby is atuhroized to attest the execution of any such power of attorney, and to attach thereto the seal of the Company."

A. J. Miller, Secretary.

Sworn to before me this 15th day of December, 1954 Florence Carroll, Commissioner of Deeds, City of New York.

I, A. J. Miller, a secretary of The Fidelity and Casualty Company of New York, do hereby certify that I have compared the copy of the power of attorney overleaf and the foregoing copy of the affidavit annexed to the said power of attorney with the originals now on file in the home office of the said Company, and that the same are correct transcripts therefrom and of the whole of the said originals, and that the said power of attorney has not been revoked and is now in full force and effect.

In testimony whereof, I have hereunto set my hand and affixed the seal of the said Company this 24th day of August, in the year of one thousand nine hundred and fifty-five.

A. J. Miller, Secretary

CORPORATE SEAL.

And afterwards, to wit, on the twenty-first day of September, in the year nineteen hundred and fifty-five, the following Order Nisi and Final Order was filed in Court here, in the words following, to wit:

Lake C. Scott, et al. Plaintiffs vs Fred /Gerald et al Defendants	In Equity No. 7091 In the Circuit Court for Somerset County, Maryland

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of Lionel Bennett, trustee appointed by this Court by an order herein dated August 24, 1955, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in

him by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in the Crisfield Post, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three successive weeks before the day of the sale, he did pursuant to said notice attend in front of the Post Office in Crisfield, Maryland on the 17th day of September, 1955, at two o'clock in the afternoon and then and there proceeded to sell the property described in the bill of complaint, to wit:

ALL that lot of land situated in the Town of Crisfield, Somerset County, State of Maryland, which is laid down and described as Lot No. 19 on a certain plat made by Fred J. Johnson, Surveyor of Somerset County, and filed as a part of a deed of partition between Benjamin F. Somers, et al dated July 24, 1903 and recorded among the land records of Somerset County in Liber 37 OTB 21; said premises were conveyed to Arthur W. Jerald, also known as Arthur W. Gerald, by deed dated July 13, 1916, recorded in Liber 71 WJS 74.

And sold the same to Fred B. Gerald and Minnie Gerald, his wife, as tenants by the entirety, for the sum of $975.00, they being then and there the highest bidders therefor and the purchasers have complied with the terms of sale.

Respectfully submitted,

Lionel Bennett, trustee.

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 20th day of September, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Lionel Bennett, trustee named in the aforegoing report of sale, and made oath in due form of law that the matters and things, therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

Madeline R. Rich

Notary Public

SEAL OF NOTARY

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of October 1955, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 21st day of October, 1955.

The report states the amount of sale to be nine hundred seventy-five dollars ($975.00)

Benjamin L. Barnes, Clerk.

FINAL ORDER

Ordered by this Court this 2nd day of November that the sale made and reported by the trustee herein be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per Benjamin L. Barnes, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in November, being the seventh day of the same month, in the year of our Lord one thousand nine hundred and fifty-five.

Here present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Benjamin L. Barnes, Clerk.

Isaac H. Dorsey, Esq., Sheriff and Lionel Bennett, attorney ex parte Trust created by mortgage from Edward C. Schultz and Gertrude E. Schultz

Be it remembered that heretofore to Wit, on the seventh day of September, in the year nineteen hundred and fifty-five, a certain Lionel Bennett, Attorney, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an Order, in the words following, to wit:

Lionel Bennett, attorney ex parte Trust created by mortgage from Edward C. Schultz and Gertrude E. Schultz

Chancery No. 7125
In the Circuit Court for
Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled case, file the original mortgage therein.

Lionel Bennett
Attorney named in mortgage.

And at the same time, the said Lionel Bennett, Attorney, filed in Court here, the original of a certain mortgage executed and delivered to The Marine Bank of Crisfield, by Edward C. Schultz and Gertrude E. Schultz, which said original Mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 14th day of August in the year nineteen hundred and fifty-two, by Edward C. Schultz and Gertrude E. Schultz, his wife, of Crisfield, Somerset County, State of Maryland.

WHEREAS Edward C. Schultz and Gertrude E. Schultz, his wife, are indebted unto The Marine Bank of Crisfield, a body corporate with its principal office and place of business in Crisfield, Maryland, in the full and just sum of two thousand four hundred dollars ($2,400.00), which said indebtedness is evidenced by the bill obligatory of the said Edward C. Schultz and Gertrude E. Schultz, his wife, for the said sum, dated evenly herewith, payable to the order of The Marine Bank of Crisfield, with interest at six per cent per annum on the unpaid principal until paid, principal and interest being payable at The Marine Bank of Crisfield, Crisfield, Maryland, in monthly installments of twenty-six dollars and sixty-five cents ($26.65), commencing on the 14th day of September, 1952, and continuing on the 14th day of each month thereafter until the principal and interest are fully paid, except that the final payment of principal and interest, if not paid sooner, shall be due and payable on the 14th day of August, 1962. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them at the time limited for the payment of the same, then the entire debt shall be deemed due and demandable.

AND WHEREAS for the purpose of further securing the payment of said sum and interest, when and as the same shall become due and payable this mortgage is executed.

NOW THEREFORE this mortgage witnesseth that for and in consideration of the premises and the sum of one dollar the said Edward C. Schultz and Gertrude E. Schultz, his wife, hereby grant unto The Marine Bank of Crisfield, the following property:

ALL that certain lot, piece, or parcel of land situate, lying and being in the City of

Crisfield, Somerset County, State of Maryland, bounded and described as follows:

BEGINNING at a point on the southeast side of Wynfall Avenue which said point is 12 feet northeast of the westerly corner of Lot 70 as shown on a certain plat annexed to a deed recorded among the land records of Somerset County in Liber 67 at folio 77; thence along the southeast side of Wynfall Avenue and in a southwesterly direction 60 feet to the lands of Charles L. Landon and wife; thence in a southeasterly direction at right angles to the southeast side of Wynfall Avenue and along the lands of the said Charles L. Landon and wife, 140 feet more or less to the rear line of Lot 66 as shown on said plat; thence in a northeasterly direction and along the rear lines of Lot 66, 68, and 70 on said plat 60 feet more or less to the lands of Charles V. Westbrook and wife; thence in a northwesterly direction and along the lands of the said Charles V. Westbrook and wife 140 feet more or less to the point or place of beginning, being the same premises conveyed to Herbert I. Hamblin and Ethel K. Hamblin, his wife, by deed dated February, 18, 1950, and recorded among the land records of Somerset County in Liber BLB 149, folio 218.

AND special reference is hereby made to the said deed and all the references therein contained for a more full and accurate description of the lands and premises hereby conveyed.

This mortgage is given to secure a portion of the purchase price of the premises herein described.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed, on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Lionel Bennett their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' noticeof the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses

incident to such sale including a reasonable Attorneys' fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly to the payment of all claims of the said Mortgagee its, successors and assigns, under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in, their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay theparty advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least twenty-four hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

Rachel N. Cox

Edward C. Schultz (SEAL)

Gertrude E. Schultz (SEAL)

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, That on this 14th day of August in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County personally appeared Edward C. Schultz and Gertrude E. Schultz the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me William M. Wooster, Vice President of the Marine Bank of Crisfield and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth and he is duly authorized to make this affidavit.

Rachel N. Cox

Notary Public

SEAL OF NOTARY

And thereafter, to wit, on the nineteenth day of September, in the year nineteen hundred and fifty-five, the said Lionel Bennett, Attorney, filed in Court here, a Bond, which Bond is in the words following, to wit:

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

(AMERICA FORE INSURANCE GROUP)

KNOW ALL MEN BY THESE PRESENTS, that we, Lionel Bennett of the Town of Crisfield in the County of Somerset and State of Maryland, as Principal, and THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, a New York Corporation, as Surety, are held and firmly bound unto the said State of Maryland in the full and just principal sum of Two Thousand Dollars and 00/100 ($2,000.00), to be paid to the said State of Maryland, or its certain attorney, to the payment of which said sum, well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, presonal representatives, successors and assigns, firmly by these presents, sealed with our seals and dated this 7th day of September, A.D., 1955.

WHEREAS, by virtue of the power and authority contained in a certain Mortgage from Edward C. Schultz and Gertrude E. Schultz, his wife, Mortgagors, to Marine Bank of Crisfield, Maryland, a Maryland banking corporation, Mortgagee, dated August 14, 1952, and duly recorded among the Land Records of Somerset County, Maryland, on the 14th day of August, A.D. 1952, in Liber B.L.B. No. 156, folio 538 and which said Mortgage designates Lionel Bennett, the Principal herein, for the purpose of foreclosure, default having occurred in the performance of the terms, convenants and conditions thereof is about to sell the property described therein.

NOW, THEREFORE, the condition of the above obligation is such that if the above bounden Lionel Bennett does and shall, well, truly and faithfully perform the trust reposed in him under and by virtue of the aforesaid mortgage and shall abide by and fulfill any and all Orders and Decrees which shall be made by any Court in Equity in relation to the sale of said mortgaged property, or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Madeline R. Rich

Lionel Bennett (SEAL)

Principal

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK
By Thomas J. Gaffney, Attorney

Janet Remlein

CORPORATE SEAL

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, POWER OF ATTORNEY, BONDING DEPARTMENT
60 Maiden Lane, New York, N.Y.

KNOW ALL MEN BY THESE PRESENTS:

That The Fidelity and Casualty Company of New York has made, constituted, and appointed, and by these presents does make, consitute, and appoint, and by these presents does make, constitute, and appoint Thomas J. Gaffney of Baltimore, Maryland, its true and lawful attorney for it and in its name, place, and stead to execute on behalf of the said Company, as surety, bonds, undertakings, and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in the amount the sum of one hundred thousand dollars.

IN WITNESS WHEREOF The Fidelity and Casualty Company of New York has caused its official seal to be hereunto affixed, and these presents to be signed by one of its vice presidents and attested by one of its secretaries this 15th day of December, 1954.

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

By Carroll R. Young

Vice President

Attest: A. J. Miller, Secretary.

STATE OF NEW YORK,)
) SS:
COUNTY OF NEW YORK,)

A. J. Miller, being duly sworn, deposes and says:

That he is a secretary of The Fidelity and Casualty Company of New York, the corporation which is described in and which executed the instrument overleaf; that he knows the corporate seal of the said corporation; that the seal affixed to the instrument overleaf is the corporate seal of The Fidelity and Casualty Company of New York, and was thereto affixed by order and authority of the board of directors of the said Company; that he signed his name thereto by like order and authority; that he is acquainted with CARROLL R. YOUNG, and knows him to be a Vice President of the said Company; that the signature of the said CARROLL R. YOUNG subscribed to the said instrument is in the genuine handwriting of the said Carroll R. Young, and was thereto subscribed by order and authority of the said board of directors of the said Company; that the said Company is duly and legally incorporated under the laws of the State of New York, and has complied with and is now complying with the provisions of the Act of Congress of August 13, 1894, allowing certain corporations to be accepted as surety on bonds.

The deponent further states that the following is a true copy of an extract from the minutes of a meeting of the board of directors of the said Company held at its office in the City of New York on the 15th day of December, 1954, a quorum being present, and the resolution contained in the said extract was unanimously adopted and is now in full force and effect:

"RESOLVED, That FRANK R. CHRISTENSEN, President of the Company, J. VICTOR HERD, Executive Vice President of the Company, WILLIAM L. BARNES, HAROLD S. ROBINSON and CARROLL R. YOUNG, each a Vice President of the Company, be and that each of them hereby is authorized to execute powers of attorney qualifying the attorney named in the given power of attorney to execute in behalf of The Fidelity and Casualty Company of New York bonds, undertakings and all contracts of suretyship; and that any Vice President, or any Secretary, or any Assistant Secretary be, and that each of them hereby is, authorized to attest the execution of any such power of attorney, and to attach thereto the seal of the Company."

A. J. Miller, Secretary.

Sworn to before me this
15th day of December, 1954.

Florence Carroll
Commissioner of Deed,
City of New York.

I, A. J. Miller, a secretary of The Fidelity and Casualty Company of New York, do hereby certify that I have compared the copy of the power of attorney overleaf and the foregoing copy of the affidavit annexed to the said power of attorney with the originals now on file in the home office of the said Company, and that the same are correct transcripts therefrom and of the whole of the said originals and that the said power of attorney has not been revoked and is now in full force and effect.

In testimony whereof I have hereunto set my hand and affixed the seal of the said Company this 7th day of September, in the year of one thousand nine hundred and fifty-five.

A. J. Miller, Secretary

Corporate Seal.

The within Bond approved.

Benjamin L. Barnes, Clerk.

And afterwards, to wit: on the sixth day of October, in the year, nineteen hundred and fifty-five, was filed in Court here a Report of Sale and Order Nisi and Final Order, which were in the words following, to wit -

Lionel Bennett, attorney ex parte)
Trust created by mortgage from)
Edward C. Shultz and Gertrude)
B. Schultz)
)

Chancery No. 7125
In the Circuit Court for
Somerset County, Maryland

To the Honorable, the Judges of said Court:

The report of Lionel Bennett, attorney named in a certain mortgage made and executed by Edward C. Schultz and Gertrude B. Schultz, his wife, to The Marine Bank of Crisfield, dated August 14, 1952, recorded among the land records of Somerset County in Liber BLB 156 folio 538, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant or condition in said mortgage, whereas said mortgage debt has become due and demandable, respectfully represents to your Honors, that after giving bond with security approved by the Clerk of the Court for the faithful performance of the trust so as aforesaid reposed in him by said mortgage and as required by law, and giving more than twenty days notice of the time, manner, terms and place of sale by advertisement in the Crisfield Post, a weekly newspaper published in said Somerset County once in a week for three successive weeks before the day of the sale, he did pursuant to said notice attend the Post Office in Crisfield, Maryland on the 1st day of October, 1955, at 2:00 p.m. and then and there proceeded to sell the property described in said mortgage, to wit:

All that certain lot, piece, or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, bounded and described as follows:

Beginning at a point on the southeast side of Wynfall Avenue which said point is 12' northeast of the westerly corner of Lot 70 as shown on a certain plat annexed to a deed recorded among the land records of Somerset County in Liber 67 folio 77; thence along the southeast side of Wynfall Avenue and in a southwesterly direction 60' to the lands of Charles L. Landon and wife; thence in a southeasterly direction at right angles to the southeast side of Wynfall Avenue and along the lands of the said Charles L. Landon and wife 140' more or less to the rear line of Lot 66 as shown on said plat; thence in a northeasterly direction and along the rear lines of Lot 66, 68 and 70 on said plat 60' more or less to the lands of Charles V. Westbrook and wife; thence in a northwesterly direction and along the lands of the said Charles V. Westbrook and wife 140' more or less to the point or place of beginning, being the same premises conveyed to Edward C.Schultz and Gertrude B.Schultz by deed dated August 11, 1952, and recorded among the land records of Somerset County in Liber B.L.B. 157, folio 440.

And sold the same to Charles H. Daugherty, he being then and there the highest bidder therefor, at and for the sum of two thousand four hundred dollars ($2,400.00), and the purchaser has complied with the terms of sale.

Respectfully submitted,
Lionel Bennett, attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 4th day of October, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Lionel Bennett, Attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

Madeline R. Rich
Notary Public SEAL OF NOTARY

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 7th day of November, 1955, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 5th day of November, 1955.

The report states the amount of sale to be $2,400.00.

Benjamin L. Barnes, Clerk.

FINAL ORDER

Ordered by this Court this 9th day of November, 1955, that the sale made and reported by the attorney be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer., Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

In the matter of the tax sale of real estate in Asbury District, Somerset County, Maryland assessed to John Wesley & Bessie Dize for the years 1949 to 1953 made and reported by Carlos Bozman, County Treasurer and Collector. Bank of Crisfield, a body corporate purchaser.

Be it remembered that heretofore to wit, on the first day of September, in the year nineteen hundred and fifty four, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by Wade D.. Ward, filed in Court here, Report of Sale, Order Nisi, and Final Order, in the words following, to wit:

In the matter of the tax sale of real estate in Asbury District, Somerset County, Maryland assessed to John Wesley & Bessie Dize for the years 1949 to 1953 made and reported by Carlos Bozman, County Treasurer and Collector. Bank of Crisfield, a body corporate, purchaser.

No. 7031 Chancery

In the Circuit Court

for

Somerset County, Maryland,

in equity.

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30, 1950, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to John Wesley & Bessie Dize in Asbury Election District, Somerset County, Maryland, the sum of .....dollars and sixty-five cents and that said State and County taxes were due in arrears on January 1, 1951.

That in the month of August, 1950, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the....a newspaper published in Princess Anne, Maryland, and in the Crisfield

Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to John Wesley and Bessie Dize in Asbury Election District, Somerset County, Maryland, the sum of....dollars and thirty-two cents, State taxes, and seven dollars and eighty-eight cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the.....a newspaper published in Princess Anne, Maryland, and in the Crisfield Times a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October, next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to John Wesley and Bessie Dize in Asbury Election District, Somerset County, Maryland, the sum of.....dollars and thirty-three cents, State taxes and eight dollars and sixty-six cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the....., a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to theperson or persons or corporate institutions, or to the agent of theperson or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made Carlos Bozman, County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons, or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to John Wesley and Bessie Dize in Asbury Election District, Somerset County, Maryland, the sum of ..... dollars and thirty-two cents State taxes, and eight dollars and sixty-six cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the....., a newspaper published in Princess Anne, Maryland, and in the Crisfield Times, a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, sofar as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1949, 1950, 1951, 1952, and 1953 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said John

Wesley and Bessie Dize, in said Asbury Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Crisfield Times, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place,manner and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on July 27, 1954, at or about the hour of two o'clock P. M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to John Wesley and Bessie Dize in said election district, as follows:

No. 15. All that lot of land in the Asbury Election District, said county and state, size 1/2 acre with improvements thereon binding on County Road and adjoing lands of Walter Ennis and James and assessed to John Wesley and Bessie Dize for the year 1949, 1950, 1951, 1952 and 1953, and sold for taxes due for said years, to theBank of Crisfield, a body corporate existing under the laws of the State of Maryland, they being then and there the highest bidder therefor, at and for the sum of Sixty Dollars, which they have fully paid, and a copy of said advertisement is herewith filed as part of this report, marked exhibit A.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos Bozman
County Treasurer and Collector of
State and County taxes.

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 1st day of September, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, and made oath in due form of law that the matters and things stated in the foregoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year first above written.

Patricia H. Laird — SEAL OF
Notary Public — NOTARY

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby given notice that on Tuesday July 27, 1954, at or about the hour of two o'clock P.M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash all those lots or parcels of land situate, lying and being in Somerset County, Maryland, more particularly described hereafter to pay and satisfy the county and state taxes levied against the said lots or parcels of land and charged to and due from same, together with the cost of sale.

No. 15. All that lot of land in the Asbury Election District, said county and state, size 1/2 acre with improvements thereon binding on County Road and adjoining the lands of Walter Ennis and James and assessed to John Wesley and Bessie Dize for the years 1949, 1950, 1951 1952 and 1953, and sold for taxes due for said years.

Carlos Bozman
County Treasurer.

In the matter of the tax sale of real estate in Asbury Election District, Somerset County, Maryland, assessed to John Wesley and Bessie Dize for the years 1949, 1950, 1951, 1952 and 1953, made and reported by Carlos Bozman, County Treasurer and Collector.

Bank of Crisfield, Purchaser.

No. _____ Chancery

In the Circuit Court for

Somerset County, Maryland

in Equity.

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County taxes for Somerset County, Maryland, relating to the sale on July 27, 1954, of land in Asbury Election District, Somerset County, Maryland, size one-half acre with improvements thereon, on the County Road adjoining the lands of Walter Ennis and James and assessed to John Wesley and Bessie Dize for the years 1949, 1950, 1951, 1952 and 1953, made to the Bank of Crisfield for the sum of Sixty dollars, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is thereupon this 1st day of September, 1954, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in Somerset County once in each of three successive weeks before the 1st day of October, 1954, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 5th day of November, 1954, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report state the amount of sale to be Sixty dollars ($60.00).

E. McMaster Duer, Judge.

It having been proved to the Court in the above entitled cause that notice has been given by publication of the Order Nisi heretofore passed in this cause in the Crisfield Times, a weekly newspaper published in said Somerset County, according to the terms of said Order Nisi, and no objections having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed this 23rd day of November, 1955 by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported by and the same is hereby finally ratified and confirmed.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Test: Benjamin L. Bacon Clerk.

Harry T. Phoebus, Jr., Assignee, Ex Parte under power contained in Mortgage from Joseph Weatherly to C. Foster Matthews

Be it remembered that heretofore to wit, on the .....day of November, in the year nineteen hundred and fifty-five, a certain Harry T. Phoebus, Jr., Attorney, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an

Order, in the words following, to wit:

Harry T. Phoebus, Jr., Ex Parte, as Assignee of Mortgage from Joseph Weatherly

In the Circuit Court for Somerset County Equity No. 7136.

MR. CLERK:

Please file the attached mortgage and docket suit in the above cause, and oblige.

Harry T. Phoebus, Jr., Assignee

And at the same time, the said Harry T. Phoebus, Jr., Assignee, filed in Court here, the original of a certain mortgage executed and delivered to C. Foster Matthews, by Joseph Weatherly, which said original Mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 25th day of June, in the year nineteen hundred and forty-eight, by Joseph Weatherly, of Somerset County and State of Maryland, Witnesseth:

Whereas, the said Joseph Weatherly is indebted unto C. Foster Matthews, of said County and State, in the full and just sum of thirty-five hundred dollars ($3500.00), which said indebtedness is evidenced by the bill obligatory of the said Joseph Weatherly for said sum, dated evenly herewith, payable to the order of the said C. Foster Matthews in seven semi-annual installments of five hundred ($500.00) each, the first of which said installments shall become due and payable on the 25th day of December, 1948, and the remaining installments on even date of each succeeding sixth month thereafter until full paid, together with interest on all unpaid balances payable semi-annually; and whereas for the purpose of further securing the payment of which said sum, with interest as aforesaid, this mortgage is executed.

Now, therefore, this mortgage witnesseth: That for and in consideration of the premises and the sum of one dollar, the said Joseph Weatherly hereby grants and conveyed unto the said C. Foster Matthews, his heirs and assigns, all that lot or parcel of land situate in West Princess Anne Election District, Somerset County, Maryland, on the west side of U. S. Highway 13 leading from Princess Anne to Loretto, beginning for the same at the center of a ditch and a culvert on the west side of said state road, which is the first ditch and culvert north of the property conveyed by Myra A. McClemmy to Margaret Rosenthal by deed dated April 30, 1938 and recorded among the Land Records of Somerset County in Liber J.H.T. No. 115, folio 125; thence from the middle of said ditch and culvert by and with the west side of said state road in a northerly direction a distance of approximately 150 yards to the next culvert on said road and the center of a ditch; thence by and with the center of said ditch in a southwesterly direction to the place of beginning, forming a triangle, the whole of which is estimated to contain slightly more than one acre, and being the same and all the land which was conveyed unto the said Joseph Weatherly by the Somerset Lumber and Building Corporation, a body corporate, by deed dated December 12, 1946 and recorded among the aforesaid Land Records in Liber B.L.B. No. 138, folio 476, and by confirmatory deed from said corporation dated June 22, 1948, recorded among the aforesaid Land Records.

To which said deeds, special reference is here made for a more complete and accurate description of the land and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways,

waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Joseph Weatherly do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns, or Edgar A. Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs, or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset County, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee his, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in his behalf shall pay said mortgage debt and interest after advertisement and before a sale, the said mortgagor covenants to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a line upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existence of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least thirty-five hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy

or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

Joseph Weatherly (SEAL)

Test:

Eunice Dashiell.

STATE OF MARYLAND, Somerset COUNTY, to wit:

I HEREBY CERTIFY, That on this 25th day of June in the year nineteen hundred and forty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Joseph Weatherly the mortgagor named in the foregoing mortgage and acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me C. Foster Matthews and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell

Notary Public

SEAL OF NOTARY

State Stamps: $3.85

Received for Record July 12, 1948 and recorded in Liber B.L.B. No. 144, Folio 310, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes.

Assignment: (2)

I hereby assign the within mortgage to Harry T. Phoebus Jr, for purpose of collection.

As witness my hand and seal this 27th day of October, 1955.

Witness: I. Theodore Phoebus. Allen F. Matthews (SEAL)

Assignment: (1)

For value received and without recourse I hereby assign the within mortgage to Allen F. Matthews.

As witness my hand and seal, this 21st day of February, 1952.

Witness: C. Foster Matthews (SEAL)

E. McMaster Duer.

And afterwards, to wit, on the twenty-sixth day of November, in the year nineteen hundred and fifty-five, was filed in Court here, the following:

Harry T. Phoebus, Jr. In the Circuit Court

Assignee of Mortgage For Somerset County, Maryland

vs Equity No.

Joseph Weatherly

STATEMENT OF MORTGAGE CLAIM

Statement of the mortgage claim of Harry T. Phoebus, Jr., assignee, under the mortgage from Joseph Weatherly to C. Foster Matthews, dated June 25, 1948, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 144, folio 310, and which mortgage

was assigned to Allen Foster Matthews by assignment dated February 21, 1952 and assigned to the said Harry T. Phoebus, Jr., for purpose of collection by assignment dated October 26, 1955.

Original amount of mortgage	$3,500.00
Interest	161.00
Insurance paid	44.90
Balance due on account of Indebtedness	$3,705.90

Harry T. Phoebus, Jr., Assignee

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this day of November, in the year 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared Harry T. Phoebus, Jr., and made oath in due form of law that the foregoing is a true statement of the amount of the mortgage claim due under the mortgage filed in said cause now remaining unpaid.

AS WITNESS my hand and Notarial Seal.

Janet Riggin SEAL OF
Notary Public NOTARY

My commission expires May 6, 1957.

And thereafter, to wit, on the 28th day of November, 1955, was filed in Court here, a Bond which said Bond is in the words following, to wit:

AMERICAN BONDING COMPANY
OF BALTIMORE
HOME OFFICE: BALTIMORE, MARYLAND.
MORTGAGEE'S OR ATTORNEY'S BOND.

KNOW ALL MEN BY THESE PRESENTS:

That we, Harry T. Phoebus, Jr., and the AMERICAN BONDING COMPANY OF BALTIMORE, a body corporate, duly incorporated under the laws of the State of Maryland, as surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Four Thousand Dollars, to be paid to the said State or its certain Attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our Heirs, Executors, Administrators, Successors or Assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 27th day of October, in the year of our Lord Fifty Five.

WHEREAS, the above bounden Harry T. Phoebus, Jr., by virtue of the power contained in a mortgage from Joseph Heatherly to C. Foster Matthews bearing date the 25th day of June, 1948 and recorded among the mortgage records of Somerset County in Liber BLB No. 144 Folio 310 and and which mortgage was assigned to Allen Foster Matthews by assignment dated 2/21/52 and assigned to the said Harry T. Phoebus, Jr., for purpose of collection by assignment dated October 26, 1955, and is about to sell the land and premises described in said mortgage, default having been made in the payment of the money as specified, and in the conditions and covenants therein contained.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden Harry T. Phoebus, Jr. do and shall well and truly and faithfully perform the trust reposed in him under the mortgage aforesaid, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property, or the proceeds thereof, then the above obligation to be void, otherwise to be and remain in full force and

virtue in law.

IN TESTIMONY WHEREOF, the above bounden Harry T. Phoebus, Jr. has hereto set his hand and seal and the said body corporate has caused these presents to be duly signed by its ...., attested by its..., the day and year first herein above written.

Signed, sealed and delivered in the presence of:

Philip W. Tawes — XHarry T. Phoebus, Jr. (SEAL)

Attest:

By: M. H. Tawes — AMERICAN BONDING COMPANY OF BALTIMORE

By: Philip W. Tawes CORPORATE SEAL.

Bond Approved:

Benjamin L. Barnes, Clerk.

Thereafter, to wit, on the 29th day of November, in the year nineteen hundred and fifty-five, the following Report of Sale was filed here in Court, which said Report of Sale is in the words, following, to wit:

Harry T. Phoebus, Jr., Assignee,	In the Circuit Court
Ex Parte under power contained	For Somerset County and
in Mortgage from Joseph Weatherly	State of Maryland
to C. Foster Matthews	Equity No. 7136.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of sales of Harry T. Phoebus, Jr., Assignee, named in a certain mortgage made and executed by Joseph Weatherly to C. Foster Matthews, dated June 25, 1948, and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 144, folio 310, and which mortgage was assigned to Allen Foster Matthews by assignment dated February 21, 1952 and assigned to the said Harry T. Phoebus, Jr., for purpose of collection by assignment dated October 26, 1955, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a daily newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice, attend at the premises on the 26th day of November, 1955, at two o'clock P.M., and then and there proceed to sell the property described in said mortgage, to wit:

ALL that lot or parcel of land situate in West Princess Anne Election District, Somerset County, Maryland, and more particularly described as follows:

All that lot or parcel of land, situate as aforesaid, on the west side of U. S. Highway 13 leading from Princess Anne to Loretto, beginning for the same at the center of a ditch and a culvert on the west side of said state road, which is the first ditch and culvert north of the property conveyed by Myra A. McClemmy to Margaret Rosenthal by deed dated April 30, 1938 and recorded among the Land Records of Somerset County in Liber J.M.T. No. 115, folio 125; thence with the middle of said ditch and culvert by and with the west side of said state road in a northerly direction a distance of approximately 150 yards to the next culvert on said ditch in a southwesterly direction to the place of beginning, forming a triangle, the whole of which is estimated to contain slightly more than one acre, and being

the same and all the land which was conveyed unto the said Joseph Heatherly by the Somerset Lumber and Building Corporation, a body corporate, by deed dated December 12, 1946 and recorded among the aforesaid Land Records in Liber B.L.B. No. 138, folio 476, and by confirmatory deed from said corporation dated June 22, 1948, recorded among the aforesaid Land Records,

To which said deeds, special reference is here made for a more complete and accurate description of the land and premises, the sale of which is reported herein.

And he then sold the same to Linwood W. Duncan at and for the sum of FOUR THOUSAND THREE HUNDRED AND FIFTY DOLLARS ($4,350.00), he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale and your Trustee has settled the proceeds as follows:

Total Sale		$4,350.00
To Carlos Bozman, Collector of Sale and County Taxes	$42.91	
To Clerk of Circuit Court for costs	20.00	
To Edwin Muir, Auctioneer	10.00	
To Marylander & Herald, Advertising and Order Nisi	47.51	
To Premium on Bond	10.00	
To Appearance Fee	10.00	
To Attorney's Fee	25.00	
To Assignee as Commission	249.00	
To Amount due on Mortgage debt	3,705.90	
Deficiency	166.32	$4,350.00

Respectfully submitted,

Harry T. Phoebus, Jr.,

Assignee

And afterwards, to wit, on the 29th day of November, in the year nineteen hundred and fifty-five, the following Order Nisi & Final Order was filed in Court here, the said Order Nisi & Final Order being in the words following, to wit:

ORDER NISI

Harry T. Phoebus, Jr., Assignee,	In the Circuit Court
Ex Parte under power contained	For Somerset County and
in Mortgage from Joseph Heatherly	State of Maryland
to C. Foster Matthews	Equity No. 7136.

ORDERED this 29 day of November, in the year nineteen hundred and fifty-five, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Harry T. Phoebus, Jr., Assignee, of the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 26th day of December, 1955, provided a copy of this order be inserted in some newspaper in said Somerset County, once in each of four successive weeks before the 26th day of December, 1955.

The report states the amount of sales to be $4,350.00.

Benjamin L. Furnes

Clerk of the Circuit Court.

Harry T. Phoebus, Jr., Assignee,	In the Circuit Court for
Ex Parte under power contained	Somerset County and
in Mortgage from Joseph Heatherly	State of Maryland
to C. Foster Matthews	Equity No.

ORDERED by the Circuit Court for Somerset County in Equity this 29th day of December,

in the year nineteen hundred and fifty-five, that the sale of the real estate mentioned in these proceedings made and reported by Harry T. Phoebus, Jr., Assignee of said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

E. Hillester Duer.

JUDGE.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Teste Benjamin L. Bauserman, Clerk.

State of Maryland Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in January, being the second day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Be it remembered that heretofore, to wit, on the twenty-first day of November, in the year nineteen hundred and fifty-five, a certain Lottie Pearl McGlothlin, Widow, by her solicitors, Seth P. Taylor and Lloyd L. Simpkins, exhibited and filed in the Circuit Court here a bill of complaint against Bessie Alfonsa Parks and Carroll Parks, her husband, which said bill of complaint is in the words following, to wit:

Lottie Pearl McGlothlin, Widow,
vs
Bessie Alfonsa Parks, &
Carroll Parks

Lottie Pearl McGlothlin, Widow, Adult,
300 Vine Street
Salisbury, Maryland
VS
Bessie Alfonsa Parks, Adult, &
Carroll Parks, Adult, her
husband
Mt. Vernon Road
Princess Anne, Maryland

No. 7142 Chancery

In the Circuit Court

For Somerset County

State of Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Oratrix, complaining, says:

1. That your Oratrix and the said Bessie Alfonsa Parks are seized in fee simple, in equal shares, as tenants in common, of a farm or tract of land situate in Mt. Vernon Election District, Somerset County, State of Maryland, located and binding upon the Northeast side of the State Road leading from Princess Anne to Mt. Vernon, in part, and located and binding upon the Northeast side of the old county road leading from Princess Anne to Mt. Vernon, in part, and located and binding upon the West side of the county road known as the Ridge Road, leading from the State Road aforesaid to Polks Road, adjoining the lands of Howard Anderson, Junior Williams, and others, containing 90 acres of land, more or less, known as the Thomas J. Holland farm, and being the same land which was devised to the said Bessie Alfonsa Parks and Lottie Pearl McGlothlin by the Last Will and Testament of their father, Isaac J. Holland, dated July 31, 1926, and duly recorded in the Office of the Register of Wills for Somerset County, Maryland, in Liber L. R. No. 32, Folio 420; subject to the life estate of his wife, Mary J. Holland, with full power to her to sell or lease any or all of the real estate of the said testator, the said Mary J. Holland having subsequently remarried with a certain Cadmus Dashiell, and the said Mary J. Holland Dashiell, after the death of her husband, the said Cadmus Dashiell, sold and conveyed the store property at the Southeast corner of said Thomas J. Holland farm to Royd A. Mahaffey and Lila M. Mahaffey, his wife, by deed dated September 3, 1940, and recorded among the Land Records of Somerset County, in Liber B.L.B. No. 138, Folio 50; and the said Mary J. Holland Dashiell having since deceased.

2. That a certain King B. Miller, trading as Kings Creek Cannin Company, is the holder of leasehold interest in and to a certain canning house, together with land and buildings

appurtenant thereto, said lease made by the said Jennie Holland Dashiell and Carroll Parks, dated February 1, 1948, and duly recorded among the Land Records for Somerset County aforesaid, in Libor B.L.B. No. 142, Folio 285, for a term of 10 years, at and for the rental of $50.00 per year, with an option to renew said lease for an additional 10 years, property described as follows: ALL that lot or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, on the North side of the County Road leading from Princess Anne to Mt. Vernon, containing 1 1/4 acres of land, more or less, whereon a canning house, warehouse and dwelling are located, and which property has for the past several years been used as a canning factory. That the said lessee is in active possession of said canning house property and operates the same as a canning house each and every year; and that it is fully recognized by the said plaintiff that the aboveproperty can be sold only subject to the valid and existing lease for said canning house property, executed and recorded as aforesaid.

3. That the said real estate is not susceptible of partition without material loss and injury to the parties entitled to interest therein as above stated, and that, in order to make division of said interest, it will be necessary that said real estate be sold, and the proceeds thereof divided amongst the parties according to their several interests.

TO THE END, THEREFORE:

(1) That a Decree may be passed for the sale of the said real estate.

(2) That the proceeds of said sale may be distributed between your Oratrix and the said Bessie Alfonsa Parks, according to their respective rights and interest.

(3) That your Oratrix may have such other and further relief as her case may require.

May it please your Honors to grant unto your Oratrix the writs of subpoenas directed to the said Bessie Alfonsa Parks and Carroll Parks, her husband, adults, residing on the Mt. Vernon Road, Princess Anne, Somerset County, Maryland, commanding them and each of them to be and appear in this Court at some set date to be named therein, and answer the premises and abide by and perform such Decree as may be passed therein.

Seth P. Taylor — Lottie Pearl McClothlin, Plaintiff

Lloyd L. Simpkins

Attorneys for Plaintiff

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, that on this 10th day of November, A.D., 1955, before me, the Subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Lottie Pearl McClothlin, Plaintiff, in the within proceedings, and acknowledged that neither Bessie Alfonsa Parks nor Carroll Parks, is engaged in the military service of the United States or the military service of any of our allies.

As witness my hand and Notarial Seal the day and year last above written.

Carolyn W. Todd

Seal of Notary. — Notary Public

And afterwards, to wit, on the twenty-first day of November, in the year nineteen hundred and fifty-five, in pursuance of the prayer of the foregoing bill, the following subpoenas was issued, to wit:

THE STATE OF MARYLAND

SEAL OF COURT — SOMERSET COUNTY, TO WIT:

TO Bessie Alfonsa Parks
Carroll Parks
Mt. Vernon Road
Princess Anne, Maryland — GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the

first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Lottie Pearl McGlothlin against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-five.

Issued the 21st day of November, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Seth P. Taylor

Address Salisbury, Maryland

Benjamin L. Barnes, Clerk.

At which said first Monday in December, in the year nineteen hundred and fifty-five, and the day of the return of the above recited writ, came again into Court here the said complainant, by her solicitors, and the Sheriff of Somerset County, Isaac H. Dorsey, to whom the writ aforesaid was, in form aforesaid delivered for service, also came, and made return thereof to the Court here in the words following, to wit:

" Summoned severally & copy of subpoena & Bill left with each defendant 11/22/55"

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy.

And thereafter, to wit, on the twenty-second day of November, in the year nineteen hundred and fifty-five, was filed in here Court here, an Answer, which said Answer is in the words, following, to wit:

Lottie Pearl McGlothlin, Widow, Adult, 300 Vine Street Salisbury, Maryland	)	No._____Chancery
	)	In the Circuit Court for
vs	)	Somerset County,
Bessie Alfonsa Parks, Adult and Carroll Parks, her husband, Adult Mt. Vernon Road, Princess Anne, Maryland	)	State of Maryland
	)	

To the Honorable, the Judges of said Court:

The answer of Bessie Alfonsa Parks and Carroll Parks, her husband, the defendants in this cause, to the bill of complaint of Lottie Pearl McGlothlin against them in this Honorable Court exhibited.

These defendants answering say:

1. That they admit the matters and things alleged in the first paragraph of said bill of complaint.

2. That they admit the matters and things alleged in the second paragraph of said bill of complaint.

3. That they admit the matters and things alleged in the third paragraph of said bill of complaint.

These defendants having admitted the allegations of the bill of complaint hereby consent to the passage of a decree appointing trustees to make sale of the property mentioned

and described in the bill of complaint as well as any other such decree as may be right and proper in the premises.

Bessie Alfonsa Parks

Carroll Parks

Defendants

Edgar A. Jones

Alexander G. Jones

Attorneys for Defendants

This is to certify that copies of the above were mailed to Seth P. Taylor, Esq., Salisbury, Maryland, and Lloyd L. Simpkins, Esq., Princess Anne, Maryland, Attorneys for Plaintiff, this 22nd day of November, 1955.

Alexander G. Jones

Edgar A. Jones

And afterwards, to wit, on the twenty-second day of November, in the year nineteen hundred and fifty-five, was filed in court here, the following Decree, which said Decree is in the words, following, to wit:

Lottie Pearl McGlothlin, Widow, Adult vs Bessie Alfonsa Parks, Adult and Carroll Parks, her husband, Adult	No._____ Chancery In the Circuit Court for Somerset County, Maryland

This cause standing ready for hearing and being submitted on the bill of complaint and answer, proceedings were read and considered:

It is thereupon, this 22 day of November, in the year nineteen hundred and fifty-five, by the Circuit Court for Somerset County, Maryland, ADJUDGED, ORDERED AND DECREED that the property mentioned in the proceedings be sold; that Lloyd L. Simpkins, Seth P. Taylor, Edgar A. Jones and Alexander G. Jones be, and they are hereby appointed trustees to make said sale, and that the course and manner of their porceedings shall be as follows: They shall first file with the Clerk of this Court a bond to the State of Maryland, executed by themselves, and a surety or sureties, to be approved by this Court, in the penalty of ten thousand Dollars ($10,000.00), conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement, inserted in such weekly newspaper or newspapers published in Somerset County, Maryland, as they shall think proper, of the time, place, manner and terms of sale, which terms shall be one-third cash, on day of sale, and balance to be paid upon the ratification of sale, or all cash, at the option of the purchaser or purchasers, the credit portions to bear interest and to be secured to the satisfaction of the trustees, and, as soon as may be convenient after such sale or sales, the said trustees shall return to this court a full and particular account of their proceedings relative to such sale, with an annexed affidavit of the truth thereof and of the fairness of said sale; and, on obtaining the court's ratification of the sale, and on the payment of the whole purchase money, the said trustees shall, by a good and sufficient deed, to be executed, acknowledged and recorded according to law, convey to the purchaser or purchasers, his, her or their heirs, the property and estate to him, her or them sold, free, clear and discharged from all claim of the parties hereto, plaintiff and defendants, and those claiming by, from or under them, or either of them; and the said trustees shall bring into this court the money arising from said sale, to be distributed under the direction of this court, after deducting the costs of this suit and such commission to the said trustees as this court shall think proper to allow in consideration

of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer.

And thereafter, to wit, on the twenty-fifth day of November, in the year nineteen hundred and fifty-five, was filed in Court here, a Bond, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Edgar A. Jones, Lloyd L. Simpkins and Alexander G. Jones, of Somerset County and State of Maryland, and Seth P. Taylor, of Wicomico County and State of Maryland, and National Surety Corporation, a New York corporation, are held and firmly bound unto the State of Maryland, in the full and just sum of ten thousand dollars ($10,000.00) current money to be paid to the said State of Maryland or its certain attorney, towhich payment well and truly to be made and done we bind curselves and each of us, our and each of our heirs, executors, administrators and successors, jointly and severally, firmly by these presents, sealed with our seals and dated the 25th day of November, 1955.

Whereas, the above bounden, Edgar A. Jones, Lloyd L. Simpkins, Alexander G. Jones and Seth P. Taylor, by virtue of a decree of the Circuit Court for Somerset County, have been appointed to sell the property mentioned in the proceedings in the case of Lottie Pearl McGlothlin vs. Bessie Alfonsa Parks and Carroll Parks, now pending in said Court.

Now the condition of the above obligation is such that if the above bounden, Edgar A. Jones, Lloyd L. Simpkins, Alexander G. Jones and Seth P. Taylor, do and shall well and faithfully perform the trust reposed in them by said decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and firtue in law.

Edgar A. Jones (SEAL)
Lloyd L. Simpkins (SEAL)
Alexander G. Jones (SEAL)
Seth P. Taylor (SEAL)

As to Lloyd L. Simpkins:
Virginia B. Miles

As to Seth P. Taylor:
Carolyn W. Todd

As to Edgar A. Jones and
Alexander G. Jones:
Eunice Dashiell

National Surety Corporation
By Edgar A. Jones
Attorney in Fact
CORPORATE SEAL

The within Bond approved.

Benjamin L. Barnes.

And thereafter, to wit, on the twenty-first day of December, in the year nineteen hundred and fifty-five, the said trustees exhibited and filed in the Circuit Court here a report of sale, affidavit, order nisi and final order, which said report, affidavit, order nisi and final order, are in the words, following, to wit:

Lottie Pearl McGlothlin, Widow, Adult,
200 Vine Street
Salisbury, Maryland

vs

Bessie Alfonsa Parks, Adult and
Carroll Parks, her husband, Adult
Mt. Vernon Road, Princess Anne, Maryland

No. 7142 Chancery
In the Circuit Court for
Somerset County,
State of Maryland

To the Honorable, the Judges of said Court:

The report of Edgar A. Jones, Lloyd L. Simpkins, Seth P. Taylor and Alexander G. Jones, Trustees appointed by a decree of this Court, passed in the above entitled cause, dated the 22nd day of November, 1955, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of their trust, and after having complied with all the other prerequistes as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in the "Marylander and Herald", a weekly newspaper published in Somerset County, for at least three successive weeks before the day of sale and by dodgers placed on the bulletin board at the Court House, in Princess Anne, Maryland, on the 20th day of December, 1955, at or about the hour of 2:00 o'clock P.M., and then and there proceeded to sell said property in manner following, that is to say:

Your trustees offered at public sale to the highest bidder the property mentioned in said decree, and described as follows: All that farm or tract of land situate in Mt. Vernon Election District, Somerset County, Maryland, located and binding upon the northeast side of the old county road leading from and located and binding upon the northeast side of the old Princess Anne to Mt. Vernon, in part, and county road leading from/and located and binding upon the west side of the county road known as the Ridge Road, leading from the state road aforesaid to Polks Road, adjoining the lands of Howard Anderson, Junior Williams and others, containing 87 acres, more or less, and being part of the land which was conveyed unto Isaac J. Holland, William T. Holland and Amanda J. Holland by George A. Goslee and wife by deed dated March 11, 1879, recorded among the Land Records of Somerset County in Liber B.F.L. No. 1, folio 668; upon the death of the said Amanda J. Holland, fee simple title vested in the said William T. Holland and Isaac J. Holland; the interest of the said William T. Holland having been conveyed unto Thomas J. Holland for life and upon his death to the said Isaac J. Holland, and all of the land which was conveyed unto the said Isaac J. Holland by William J. Phillips and wife by deed dated August 27, 1895, recorded among the aforesaid Land Records in Liber H.F.L. No. 17, folio 318, one acre of which having been conveyed by the said Isaac J. Holland to Nancy C. Jones and by her reconveyed unto the said Isaac J. Holland by deed dated July 3, 1911, recorded among the aforesaid Land Records in Liber S.F.D. No. 57, folio 490. The above lands were devised unto Mary J. Holland for life, with power to sell, lease or rent during her lifetime, and the remainder to Lottie Pearl McClothlin and Bessie Alfonsa Parks by the last will and testament of Isaac J. Holland, dated July 31, 1926, recorded in the Office of the Register of Wills for Somerset County in Liber L.R. No. 32, folio 420; exception from the above tracts 38,060 square feet, more or less, at the intersection of the aforesaid Mt. Vernon Road and the Ridge Road, which was conveyed by the said Mary J. Holland unto Boyd A. Mahaffey and wife, by deed dated September 3, 1946 and recorded among the aforesaid Land Records in Liber B.L.B. No. 138, folio 50. This farm or tract of land was sold subject to a lease executed by Jennie Holland Dashiell and Carroll Parks to King B. Miller, trading as Kings Creek Canning Company, dated February 1, 1948, recorded among the aforesaid Land Records in Liber B.L.B. No. 142, folio 285, more fully set out in these proceedings.

And your Trustees sold the above described property to S. Norman Holland for the sum of eighty-seven hundred dollars ($8700.00), he being at that sum the highest bidder therefor and the terms of sale have been complied with to the satisfaction of your Trustees.

Edgar A. Jones
Lloyd L. Simpkins
Seth P. Taylor
Alexander G. Jones
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 20th day of December, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for

Somerset County aforesaid, personally appeared Edgar A. Jones, Lloyd L. Simpkins, Seth P. Taylor and Alexander G. Jones, Trustees named in the above report of sale, and each made oath in due form of law, that the matters and things stated in the aforegoing report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell

Notary Public

Seal of Notary.

Order Nisi

Lottie Pearl McGlothlin, Widow) No. 7142 Chancery

vs) In the Circuit Court for

Dessie Alfonsa Parks and) Somerset County, Maryland

Carroll Parks, her husband)

)

Ordered by the Circuit Court for Somerset County that the sale of the property mentioned in these proceedings, made and reported by Edgar A. Jones, Lloyd L. Simpkins, Seth P. Taylor, and Alexander G. Jones, Trustees appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 23rd day of January, 195-, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of four successive weeks on or before the 21st day of January, 1956.

The report states the amount of sale to be $8700.00.

Benjamin L. Barnes

Clerk of the Circuit Court for

Somerset County

ORDER

Ordered by the Circuit Court for Somerset County this 24th day of January, 1956, that the sale made and reported by the Trustees aforesaid be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause; and the Trustees are allowed the usual commissions and such proper expense as they shall produce vouchers for to the auditor.

E. McMaster Duer.

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

"""""""""""""""

Lionel Bennett, attorney ex parte
Trust created by mortgage
from William Schweizer, Jr.
and Rose D. Schweizer

Be it remembered that heretofore, to wit: on the ninth day of December, in the year nineteen hundred and fifty-five, a certain Lionel Bennett, Attorney, of Somerset County, and State of Maryland, exhibited and filed in the Circuit Court here, an Order, in the words following, to wit:

Lionel Bennett, attorney ex parte
Trust created by mortgage from
William Schweizer, Jr., and Rose D.
Schweizer

Chancery No. 7150
In the Circuit Court for
Somerset County, Maryland.

The Clerk of the Circuit Court for Somerset County will please docket the above entitled case, filed the original mortgage therein.

Lionel Bennett

Attorney named in mortgage.

And afterwards, to wit, the said Lionel Bennett filed in Court here, the original of a certain mortgage executed and delivered to The Marine Bank of Crisfield, by William Schweizer, Jr., and Rose D. Schweizer, his wife, of Crisfield, which said original Mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 15th day of April in the year nineteen hundred and fifty-four, by William Schweizer, Jr., and Rose D. Schweizer, his wife, of the City of Crisfield, Somerset County, Maryland,

WHEREAS William Schweizer, Jr. and Rose D. Schweizer, his wife, are indebted to The Marine Bank of Crisfield, a domestic banking corporation of Crisfield, Maryland, in the sum of three thousand five hundred dollars ($3,500.00), which is evidenced by their bill obligatory, dated evenly herewith, payable to the order of The Marine Bank of Crisfield, with interest at six per cent per annum on the unpaid principal until paid, principal and interest being payable at The Marine Bank of Crisfield, in monthly installments of twenty-nine dollars and fifty-four cents ($29.54), commencing on the 15th day of May, 1954, and continuing on the 15th day of each month thereafter until the principal and interest are fully paid, except that the final payment of principal and interest, if not paid sooner, shall be due and payable on the 15th day of April, 1969. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them at the time limited for the payment of the same, then the entire debt shall be deemed due and demandable.

AND WHEREAS for the purpose of further securing the payment of said sum and interest, when and as the same shall become due and payable this mortgage is executed.

NOW, THEREFORE this mortgage witnesseth that in consideration of the premises and one dollar William Schweizer, Jr. and Rose D. Schweizer, his wife, hereby grant to The Marine Bank of Crisfield, the following property:

ALL that lot of land situate in the City of Crisfield, Somerset County, State of Maryland, on the north side of Cove Street fronting 75' thereon and having a depth of 100' and bounded as follows:

On the north by the lands now or formerly of A. R. Horsey; on the east by the lands now or formerly of Charles Ward; on the south by Cove Street and on the west by the lands now or formerly of Fieldy Dize, being the same premises which were conveyed to the mortgagors herein by deed dated April 15, 1954 and intended to be recorded simultaneously herewith.

And special reference is here made to the said deed and all the references therein contained for a more full and accurate description of the lands and premises hereby mortgaged.

This mortgage is given to secure a portion of the purchase price of the premises herein described.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be leived or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest foresaid, the said mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt, shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors assigns, or LionelBennett their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to thepurchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisidiction in the State of Maryland; secondly to the payment of all claims of the said Mortgagee its successors and assigns under this mortgage, wheither the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the shame shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser of any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least thirty-five hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors

William Schweizer, Jr. (SEAL)

Test: Lionel Bennett — Rose D. Schweizer (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY , That on this 15 day of April, in the year nineteen hundred and fifty-four, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County personally appeared William Schweizer, Jr. and Rose D. Schweizer, his wife, the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me William M. Wooster, Vice President of The Marine Bank of Crisfield, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and he is duly authorized to make this affidavit.

Lionel Bennett

Seal of Notary — Notary Public

Received for Record April 19, 1954 and recorded in Liber B.L.B. No. 163, Folio 336, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the ninth day of December, in the year nineteen hundred and fifty-five, the said Lionel Bennett, Attorney, filed in Court here, a Bond, which Bond is in the words following, to wit:

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

KNOW ALL MEN BY THESE PRESENTS.

That we, Lionel Bennett, Crisfield, Somerset County, Maryland, as principal, and the FIDELITY AND CASUALTY COMPANY OF NEW YORK, a corporation duly organized under the laws of the State of New York, as surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Three Thousand Five Hundred & 00/100 ($3,500.00) Dollars, to be paid to the said State or its certain Attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our Heirs, Executors, Administrators, Successors or Assigns jointly and severally, firmly by these presents.

Sealed with our seals and dated this 8th, day of December, in the year of our Lord Fifty-Five.

WHEREAS, the above bounden Lionel Bennett by virtue of the power contained in a mortgage from William Schweizer, Jr. and Rose D. Schweizer, his wife to Marine Bank of Crisfield bearing date the 15th, day of April, 1954, and recorded among the mortgage records of Somerset County in Liber B.L.B. No. 163, Folio 336 and is about to sell the land and premises described in said mortgage, default having been made in the payment of the money as specified,

and in the conditions and covenants therein contained.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bounden do and shall well and truly and faithfully perform the trust reposed in him under the mortgage aforesaid, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property, or theproceeds thereof, then the above obligation to be void, otherwise to be and remain in full force and virtue in law.

IN TESTIMONY WHEREOF, the above bounden Lionel Bennett has hereto set his hand and seal and the said corporation has caused these presents to be duly signed by its, Attorney, attested by its Attorney, the day and year first herein above written.

Signed, sealed and delivered in the presence of

Madeline R. Rich — Lionel Bennett (SEAL)

Attest: THE FIDELITY AND CASUALTY COMPANY OF New York

Robert R. Swift, Attorney CORPORATE SEAL By Earl W. Ussery; Attorney CORPORATE SEAL

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

POWER OF ATTORNEY

BONDING DEPARTMENT

80 Maiden Lane, New York, N.Y.

KNOW ALL MEN BY THESE PRESENTS:

That The Fidelity and Casualty Company of New York has made, constituted, and appointed, and by these presents does make, constitute and appoint Earl W. Ussery of Baltimore, Maryland, its true and lawful attorney for it and in its name, place, and stead to execute on behalf of the said Company, as surety, bonds, undertakings, and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of twenty five thousand dollars.

IN WITNESS WHEREOF The Fidelity and Casualty Company of New York has caused its official seal to be hereunto affixed, and these presents to be signed by one of its vice presidents and attested by one of its secretaries this 15th day of December, 1954.

The Fidelity and Casualty Company of New York

By: Carroll R. Young, Vice President.

Attest:

A. J. Miller, Secretary CORPORATE SEAL.

STATE OF NEW YORK, SS:

COUNTY OF NEW YORK

A. J. Miller, being duly sworn, deposes and says:

That he is a secretary of The Fidelity and Casualty Company of New York, the corporation which is described in and which executed the instrument overleaf; that he knows the corporate seal of the said corporation; that the seal affixed to the instrument overleaf is the corporate seal of The Fidelity and Casualty Company of New York, and was thereto affixed by order and authority of the board of directors of the said Company; that he signed his name thereto by like order and authority; that he is acquainted with CARROLL R. YOUNG, and knowns him to be a Vice President of the said Company; that the signatureof the said CARROLL R. YOUNG, subscribed to the said instrument is in the genuine handwriting of the said CARROLL R. YOUNG, and was thereto subscribed by order and authority of the said board of directors of the said Company; that the said Company is duly and legally incorporated under the laws of the State of New York, and has complied with and is now complying with the provisions of the Act of Congress of August 13, 1894, allowing certain corporations to be accepted as surety on bonds.

The deponent further states that the following is a true copy of an extract from the minutes of a meeting of the board of directors of the said Company held at its office in the City of New York on the 15th day of December, 1954, a quorum being present, and the resolution contained in the said extract was unanimously adopted and is now in full force and effect:

"RESOLVED, That FRANK A. CHRISTENSEN, President of the Company, J. VICTOR HERD, Executive Vice President of the Company, WILLIAM L. BATES, HAROLD S. ROBINSON and CARROLL R. YOUNG each a Vice President of the Company, be, and that each of them hereby is authorized to execute powers of attorney qualifying the attorney named in the given power of attorney to execute in behalf of The Fidelity and Casualty Company of New York bonds, undertakings, and all contracts of suretyship; and that any Vice President, or any Secretary, or any Assistant Secretary be, and that each of them hereby is, authorized to attest the execution of any such power of attorney, and to attach thereto the seal of the Company."

A. J. Miller, Secretary

Sworn to before me this
15th day of December, 1954.

Florence Carroll

Commissioner of Deeds,

City of New York.

I, A. J. Miller, a secretary of The Fidelity and Casualty Company of New York, do hereby certify that I have compared the copy of the power of attorney overleaf and the foregoing copy of the affidavit annexed to the said power of attorney with the originals now on file in the home office of the said Company, and that the same are correct transcripts therefrom and of the whole of the said originals, and that the said power of attorney has not been revoked and is now in full force and effect.

In testimony whereof I have hereunto set my hand and affixed the seal of the said Company this 8th, day of December, in the year of one thousand nine hundred and Fifty-Five.

A. J. Miller, Secretary

Corporate Seal.

Bond Approved.

Benjamin L. Barnes, Clerk.

Afterwards, to wit: on the eighteenth day of January, in the year nineteen hundred and fifty-six, was filed in Court here, a Report of sale, order nisi and final order, which were in the words following, to wit -

Lionel Bennett, attorney, ex parte	)	Chancery No. 7150
Trust created by mortgage from	)	In the Circuit Court for
William Schweizer, Jr., and Rose	)	Somerset County, Maryland
D. Schweizer	)	
	)	

To the Honorable, the Judges of said Court:

The report of Lionel Bennett, attorney named in a certain mortgage made and executed by William Schweizer, Jr., and Rose D. Schweizer, his wife, to The Marine Bank of Crisfield, dated April 15, 1954, recorded among the land records of Somerset County in Liber 163 BLB 336, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant or condition in said mortgage, whereas said mortgage debt has become due and demandable, respectfully represents to your Honors, that after giving bond with security approved by the Clerk of the Court for the faithful performance of the trust so as aforesaid reposed in him by said mortgage and as required by law, and giving more than twenty days notice of the time, manner, terms and place of sale

by advertisement in the Crisfield Post, a weekly newspaper published in said Somerset County once in a week for three successive weeks before the day of the sale, he did pursuant to said notice attend the Post Office in Crisfield, Maryland on the 7th day of January, 1956, at 2:00 P.M. and then and there proceeded to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland on the north side of Cove Street fronting 75' thereon and having a depth of 160' and bounded as follows:

On the north by the lands now or formerly of A.R. Horsey; on the east by the lands now or formerly of Charles Ward; on south by Cove Street and on the West by the lands now or formerly of Fieldy Dize, being the same premises which were conveyed to William Schweizer, Jr., and Rose D. Schweizer, his wife, by deed dated April 15, 1954, and recorded among the land records of Somerset County in Liber 162 BLB 587.

And sold the same to The Marine Bank of Crisfield, it being then and there the highest bidder therefor, at and for the sum of one thousand nine hundred and ninety-five dollars ($1,995.00), and the purchaser has complied with the terms of sale and your attorney has distributed the proceeds of said sale as follows:

Total receipts from sale		$1,995.00
To Carlos Bozman, treasurer, taxes	$72.04	
To The Crisfield Post, publishing advertisement	28.14	
To City of Crisfield, 1955-56 taxes	52.48	
To A. L. Hardester - auctioneer	10.00	
To Benjamin L. Barnes, Clerk of the Circuit Court, costs	38.00	
To retained as commission	149.70	
To Tull and Sterling - bond	14.00	
To The Marine Bank of Crisfield, interest on mortgage debt	55.95	
To The Marine Bank of Crisfield, on mortgage debt	1,574.69	
	$1,995.00	$1,995.00

Respectfully submitted,

Lionel Bennett, attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 13th day of January, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Lionel Bennett, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

Madeline R. Rich

Seal of Notary Notary Public

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 16th day of January, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared William M. Wooster, Vice President of the Marine Bank of Crisfield, Crisfield, Maryland, who made oath in due form of law that the amount due on the mortgage foreclosed herein is as follows:

Balance of principal sum due	$3,390.80
Interest on same at 6% from September 19, 1955 to January 7, 1956	55.95
Total amount	$3,446.75

And he further made oath that no part of the said sum of three thousand four hundred forty-six dollars and seventy-five cents ($3,446.75 has been paid.

William M. Wooster

Charles B. Pinto
Notary Public

Seal of Notary

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 18th day of February 1956, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 17th day of February, 1956.

The report states the amount of sale to be $1,995.00

Benjamin L. Barnes, Clerk.

FINAL ORDER

Ordered by this Court this 20th day of February, 1956, that the sale made and reported by the attorney and the distribution of the proceeds be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

"""""""""""""""""""""""""""""""""""""""

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in March, being the fifth day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge.

Hon. E. McMaster Duer, Associate Judge.

Hon. Rex A. Taylor, Associate Judge.

Isaac M. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

Wade D. Ward, Assignee for the purpose of foreclosure and collection, in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	)	Be it remembered that heretofore to wit, on the eleventh day of January, in the year nineteen hundred and fifty-six, a certain Wade D. Ward, assignee, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an original of a cer-

tain mortgage executed and delivered to The Bank of Crisfield, a body corporate, by a certain Kenneth M. Marshall and Rosalie Marshall, his wife, of said county and state, which said original Mortgage is in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection, in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward for foreclosure and collection.	)	No. 7156 Chancery In the Circuit Court for Somerset County, Maryland.

THIS MORTGAGE, Made this 24th day of January, in the year nineteen hundred and fifty-three, by Kenneth M. Marshall and Rosalie Marshall, his wife, of Somerset County, State of Maryland,

Whereas, the said Kenneth M. Marshall and Rosalie Marshall, his wife, have this day borrowed from the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, the sum of Five Thousand Dollars ($5000.00) which the said Bank of Crisfield, a body corporate as aforesaid, has advanced and loaned to the said Kenneth M. Marshall and Rosalie Marshall, his wife, to enable the said Kenneth M. Marshall and Rosalie Marshall, his wife, to complete the purchase of the real estate hereinafter described this day conveyed unto the said Kenneth M. Marshall and Rosalie Marshall, his wife, by Earl Mosher and Virginia A. Mosher, his wife, and which sum so advanced has been paid to the said Kenneth M. Marshall and Rosalie Marshall, his wife, on account of the purchase money for said real estate; and whereas, the said Kenneth M. Marshall and Rosalie Marshall, his wife, have executed and delivered unto the said Bank of Crisfield, a body corporate as aforesaid, their Bill Obligatory, for said sum of Five Thousand Dollars ($5000.00) dated evenly herewith, payable to the said Bank of Crisfield, a body corporate as aforesaid, with interest at four per cent per annum on the unpaid principal until paid, principal and interest being payable at the Bank of Crisfield, a body corporate as aforesaid, with interest at four per cent per annum on the unpaid principal until paid, principal and interest being payable at the Bank of Crisfield, Crisfield, Maryland, in monthly installments of Thirty Dollars and thrity cents ($30.30) commencing on the 24th day of February, 1953, and continuing on the 24th day of each month thereafter until the final payment of principal and interest, if not paid sooner, shall be due and payable on the 24th day of January, 1973; and whereas, for the purpose of further securing the payment of said Bill Obligatory, with interest and payable as aforesaid, or any renewal or renewals of the same which may hereinafter be made in case the Bank of Crisfield, a body corporate as aforesaid, shall consent to any renewal or renewals of the same, and whether such renewal or renewals shall be for the whole or any part of said sum, the said Kenneth M. Marshall and Rosalie Marshall.

his wife, have agreed to execute this mortgage.

Now therefore this Purchase Money Mortgage Witnesseth, that in consideration of the premises and of the sum of five dollars, in hand paid, the said Kenneth M. Marshall and Rosalie Marshall, his wife, have granted and by these presents do grant and convey unto the said Bank of Crisfield, a body corporate as aforesaid, its successors and assigns, all those lots or parcels of land situate, lying and being in Lawson's Election District, Somerset County, State of Maryland, and more fully described as follows, that is to say:-

All the two lots or parcels of land, situate as aforesaid, and being all of Lot No. 20 with dimensions of fifty by one hundred fifty (50X150) feet, and one-half of Lot No. 21, with dimensions of twenty-five by one hundred fifty (25 X 150) feet, the said part of Lot No. 21 hereby conveyed, being adjacent to Lot No. 20, as laid down and described on a plat prepared by Morgan T. Gumm, Surveyor, which said plat is filed with and as a part of a deed from James B. Tawes and wife to Levin S. McGrath, dated June 23, 1920 and recorded among the land records of Somerset County, Maryland in Liber W.J.S. No. 86, folio 506.

The said lots hereby conveyed being all that real estate and premises conveyed unto Maurice R. Morgan and Ruth V. Morgan, his wife, by Albert J. Rich and Joannette R. Rich, his wife, and James E. Rich (single) by deed dated October 25, 1945 and duly recorded, as aforesaid, and is, also, all that real estate and premises conveyed to Earl Mosher and Virginia E. Mosher, his wife, by the said Maurice R. Morgan and wife, by deed dated May 10, 1948, and duly recorded, as aforesaid, in Liber B.L.B. No. 142, at folio 516; and is, also, all that real estate and premises conveyed to the mortgagors herein by deed from said Earl Mosher and wife, bearing even date herewith, not yet recorded or delivered, but intended to be delivered and recorded among the land records of Somerset County, Maryland contemporaneously with this mortgage--to which said plat, deeds and records, aforesaid, and all the references in each contained, special reference is here made and as a part hereof for a more full and complete description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants hereon on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Kenneth M. Marshall and Rosalie Marshall, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Prentiss W. Evans their Attorney, or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred, in making such sale, and to grant and convey said property to the purchaser or purchasers

thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, anner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; andin the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisidiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existence of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least five thousand dollars, and to cause the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

F. D. Tyler — Kenneth M. Marshall (SEAL)

Rosalie Marshall (SEAL)

STATE OF MARYLAND, Somerset COUNTY, to-wit:

I HEREBY CERTIFY, That on this 24th day of January in the year nineteen hundred and ...., before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County personally appeared Kenneth M. Marshall and Rosalie Marshall, the mortgagors named in the foregoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also, personally appeared before me F. D. Tyler, Vice President of the Bank of Crisfield, a body corporate, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth. And the said F. D. Tyler further made oath, as aforesaid, that he is the duly authorized agent for said Bank of Crisfield for the purpose of making this acknowledgement.

Witness my hand and notarial seal.

Prentiss W. Evans. Notary Pubic.

SEAL OF NOTARY

Received for Record January 26, 1953 and recorded in Liber B.L.B. No. 159, Folio 226.
And afterwards, to wit, on the eleventh day of January, in the year nineteen hundred and fifty-six, the said mortgage was assigned to Wade D. Ward, which assignment is in the words following, to wit:

The "Bank of Crisfield" (a body corporate) hereby assigns the within mortgage to Wade D. Ward, Attorney, for the purpose of foreclosure and collection. Witness the seal of said Bank of Crisfield and the hand of F. D. Tyler, Vice President, thereof this 9th day of January, 1956.

Witness:

Allison H. Hall, Cashier CORPORATE SEAL F. D. Tyler
Vice President.

Filed for Record January 11, 1956 and recorded in Liber B.L.B. No. 159, Folio 226.

Test: Benjamin L. Barnes, Clerk.

And thereupon the said Wade D. Ward, Attorney, filed in Court here a bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That We, Wade D. Ward, of Somerset County and State of Maryland, and F. Doyle Tyler and A. Wellington Tawes, Sr., both of Somerset County, State of Maryland, are held and firmly bound unto the State of Maryland, in the full and just sum of Ten Thousand Dollars ($10,000.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, adminstrators, successors or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated 2nd day of February, in the year nineteen hundred and fifty-six.

Whereas, by mortgage dated January 24, 1953, recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, at folio 226, Kenneth M. Marshall and Rosalie Marshall, his wife, conveyed to the Bank of Crisfield, a body corporate, existing under the laws of the State of Maryland, certain real estate in Somerset, County, to secure the payment of the sum therein mentioned, and whereas the said Wade D. Ward, Assignee, by the virtue of the power and authority contained in said Mortgage is authorized upon default, to sell the property conveyed by the said mortgage; and whereas default has occurred in the terms and conditions of said mortgage and the said Wade D. Ward is about to exercise the power of sale in said mortgage contained:

Now, Therefore, the condition of the above obligation is such, that if the above bounden, Wade D. Ward, does and shall well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by an Court of Equity in relation to the sale of the said mortgage property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Witness:

Allison H. Hall

Wade D. Ward (SEAL)
F. Doyle Tyler (SEAL)
A. Wellington Tawes, Sr. (SEAL)

The within Bond approved.

Benjamin L. Barnes,

And thereafter to wit, on the eighth day of February, in the year nineteen hundred and fifty-six, the said Attorney exhibited and filed in the Circuit Court here, a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

March Term, 1956.

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward, for foreclosure and collection.	)	No. 7156 Chancery
	)	In the Circuit Court for
	)	Somerset County, Maryland.

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of sale of Wade D. Ward, Assignee, of a mortgage made and executed by Kenneth M. Marshall and Rosalie Marshall, his wife, to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated January 24, 1953, recorded among the land records of Somerset County, Maryland, in Liber S.L.B. No. 159, at folio 220, and duly assigned to the undersigned for the purpose of foreclosure and collection, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage, or in the payment of the interest thereon, or in some other covenant of said mortgage whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors:

That after giving bond with security approved by the Clerk of this Court for the faithful performance of the assignee, as aforesaid, reposed in him by and pursuant to said mortgage, and as required by law, and after giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, once a week for three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of the Post Office in Crisfield, Maryland, on the 4th day of February, 1956, at 2:00 P.M. and then and there proceeded to sell the property described in said mortgage, to wit:

All those lots or parcels of land situate, lying and being in Lawson's Election District, Somerset County, State of Maryland, and more fully described as follows:

All the two lots or parcels of land, situate, as aforesaid, and being all of Lot No. 20, with dimensions of fifty by one hundred fifty (50 x 150) feet, and one-half of Lot No. 21, with dimensions of twenty-five by one hundred fifty (25 x150) feet, the said part of Lot No. 21 hereby conveyed, being adjacent to Lot No. 20, as laid down and described on a plat prepared by Morgan T. Gumm, Surveyor, which said plat is filed with and as a part of a deed from James B. Tawes and wife to Levin J. McGrath, dated June 23, 1920 and recorded among the land records of Somerset County, Maryland, in Liber W.J.S. No. 86, folio 500.

The said lots hereby conveyed being all that real estate and premises conveyed unto Maurice R. Morgan and Ruth V. Morgan, his wife, by Albert J. Rich and Jeannette R. Rich, his wife, and James S. Rich by deed dated October 25, 1945 and duly recorded as aforesaid, and is, also, all that real estate and premises conveyed to Earl Mosher and Virginia S. Mosher, his wife, by the said Maurice R. Morgan and wife, by deed dated May 10, 1948, and duly recorded, as aforesaid, in Liber B.L.B. No. 142, at folio 510; and is, also, all that real estate and premises conveyed unto the said Kenneth M. Marshall and Rosalie Marshall, his wife, by deed from said Earl Mosher and wife dated January 24, 1953 and recorded in Liber B.L.B. No. 158, Folio 329, one of the Land Records of Somerset County, Maryland.

And said property was sold to Bank of Crisfield, a body corporate, it being then and there the highest bidder therefore, at and for the sum of Forty-Eight Hundred Dollars ($4800.00); and the purchasers have complied with the terms of sale.

Respectfully submitted,

Wade D. Ward

Attorney.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 6th day of February, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Wade D. Ward, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

Beatrice D. Gataveskas

Notary Public SEAL OF NOTARY.

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage of Kenneth M. Marshall and Rosalie Marshall, his wife, to Bank of Crisfield, and then by assignment to Wade D. Ward for foreclosure and collection.	)	No. 7156 Chancery
	)	In the Circuit Court for
	)	Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 10th day of March, 1956, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 9th day of March, 1956.

The report states the amount of sale of $4800.00

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the twenty-first day of March, in the year nineteen hundred and fifty-six, was filed in Court here, a Final Order, which said Final Order is in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate and by assignment to Wade D. Ward, for the foreclosure and collection.	)	No. 7156 Chancery
	)	In the Circuit Court for
	)	Somerset County, Maryland.

F I N A L O R D E R

Ordered by this Court this 21st day of March, 1956, that the sale made and reported by the attorney be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer.

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

Wade D. Ward, Assignee for the purpose of foreclosure and collection of a mortgage to Augustus Forbush and by assignment to Wade D. Ward for foreclosure and collection)

Be it remembered that heretofore to wit, on the eleventh day of January, in the year nineteen hundred and fifty-six, a certain Wade D. Ward, Assignee, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an original of a certain mortgage executed and delivered to Augustus Forbush, by a certain Robert Lee Sorken and Irving G. Sorken, of said county and state, which said original Mortgage is in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection of a mortgage to Augustus Forbush and by assignment to Wade D. Ward for foreclosure and collection.)

THIS MORTGAGE, Made this 14th day of September, in the year nineteen hundred and forty-eight, by Robert Lee Sorken and Irving G. Sorken, of Somerset County, State of Maryland, parties of the first part, Whereas, the said Robert Lee Sorken and Irving G. Sorken are justly indebted unto Augustus Forbush, of Somerset County, State of Maryland, party of the second part, in the full sum of Twenty-five thousand dollars ($25,000.00) evidenced by the certain Bill Obligatory of the said Robert Lee Sorken and Irving G. Sorken, bearing even date herewith for the said principal sum of Twenty-five thousand dollars ($25,000.00) payable to the order of the said party of the second part as follows: No amoratization or payment shall be required to be paid on the principal hereof for a period of ten years after the date of the execution hereof, however, interest at the rate of five per cent on said Twenty-five thousand dollars ($25,000.00) shall be payable semi-annually to the said Augustus Forbush, his heirs or assigns, from the date of the execution hereof, to the expiration of said ten year period. After the expiration of said ten year period, this mortgage shall be amortized and be payable in one hundred twenty monthly payments, in the amount of two hundred eight dollars and thirty-three cents ($208.33), plus interest at five per cent on the unpaid balance, accounting from the end of the first month after the expiration of said ten year waiting period during which only the interest is to be paid, as aforesaid, so that, thereby, this debt shall be fully liquidated and paid twenty years from the date of the execution here.

The Mortgagors reserve the right to pay all or any of this mortgage at any time prior to maturity thereof and, thereby, pay interest only for the time money is actually used.

NOW THEREFORE, this Purchase Money Mortgage Witnesseth, That the said parties of the first part, in consideration of the premises and for the purpose, aforesaid, and in further consideration of the premises and for the purpose, aforesaid, and in consideration of One Dollar ($1.00) to them in hand paid by the said party of the second part, receipt whereofis hereby by them acknowledged, do grant and convey unto the said party of the second part, his heirs and assigns, all those lots or parcels of land situate, lying and being in Crisfield Election District, Somerset County, State of Maryland, in the City of Crisfield, between tenth and eleventh streets, and the property of the A. B. Cochrane Lumber Company, a body corporate, and the Crisfield Harbor line on the North, South, East and West, respectively, the same being known as the Forbush Marine Railway and Machine Shop, the dwelling house of the aforesaid Augustus Forbush, the Titanic and all other improvements made or being on the aforesaid real estate; the aforesaid property being the same and all that real estate conveyed unto Augustus Forbush and Arthur L. Marshall, as tenants in common, by Charles A. Dana and Nellie Dana, his wife, by deed dated May 12, 1943 and duly recorded among the land records of said Somerset County in Liber B.L.B. No. 124, folio 356; the interest of the said Arthur L. Marshall, having been conveyed unto the said Augustus Forbush and Lillian A. Forbush, his wife, by the said Arthur L. Marshall and wife, by deed dated May 22, 1943, and duly recorded, as aforesaid, in Liber B.L.B. No. 124, folio 485; and being the same and all that real estate and premises con-

veyed unto the said Robert Lee Sorken and Irwin G. Sorken, as tenants in common, by the said Augustus Forbush and Lillian A. Forbush, his wife, by deed September 14th, 1948 and duly recorded among the aforesaid land records in Liber B.L.B. No. 145, folio 325 --to which said deeds and records, aforesaid, and all the references therein contained, special reference is hereby made and as a part hereof for a more full and complete description of the lands and premises hereby mortgaged.

It is fully understood and agreed by all the parties hereto that there already exists a prior lien on the property hereby mortgaged as follows: Purchase money mortgage to the Bank of Crisfield, a body corporate, in the amount of Thirty thousand dollars ($30,000.00) dated same date hereof, which lien shall and does have priority to the lien hereby given, however, this mortgage is a purchase money mortgage and is given as a part of the purchase money.

Together with the buildings and improvements thereon; and the rights roads, ways waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Robert Lee Sorken and Irwin G. Sorken do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, his personal representatives or assigns or Prentiss W. Evans their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jursidiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in their behalf sahll pay said mortgage debt and interest after and

advertisement and before a sale, the said mortgagors convenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least twenty-five thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, by declared to be additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

Beryl Sterling — Robert Lee Sorken (SEAL)

Irwing G. Sorken (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to -w it-

I HEREBY CERTIFY, That on this 14th day of September, in the year nineteen hundred and forty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid personally appeared Robert Lee Sorken and Irving G. Sorken the mortgagors named in the aforegoing mortgage and they acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me Augustus Forbush and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

Witness my hand and notarial seal the day and year last above written.

Beryl Sterling.

Notary Public.

SEAL OF NOTARY

Received for Record Sept. 20, 1948 and recorded in Liber B.L.B. No. 144, Folio 452, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the eleventh day of January, said original mortgage was assigned to Wade Ward, which assignment is in the words following:

I hereby assign the within mortgage to Wade D. Ward, Attorney, for the purpose of foreclosure and collection.

Witness my hand and seal this 11 day of January, 1956.

Witness:

Beatrice D. Gataveskas — Augustus Forbush, Sr. (SEAL)

Filed for record Jan. 11, 1956. Test : Benjamin L. Barnes, Clerk.

And thereupon the said Wade D. Ward, Assignee, filed in Court here a bond in the words following, to wit:

AMERICAN BONDING COMPANY OF BALTIMORE.

KNOW ALL MEN BY THESE PRESENTS:

That we, WADE D. WARD, as Principal, and the AMERICAN BONDING COMPANY OF BALTIMORE, a body corporate, duly incorporated under the laws of the State of Maryland, as Surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Twenty Five Thousand Dollars, to be paid to the said State or its certain Attorney, to which payment well and truly to be made and done, we bindourselves and each of us, our and each of our Heirs, Executors, Administrators, Successors or Assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 28th day of January, in the year of our Lord 1956.

WHEREAS, the above bounden WADE D. WARD by virtue of the power contained in a mortgage from Robert H. Sorken and Irving Sorken to Augustus Forbush bearing date the 14th day of September 1948 and recorded among the mortgage records of Somerset County in Liber B.L.B. 144 No. 144, Folio 452 and duly assigned to the said Wade D. Ward by the said Augusutus Forbush by assignment dated January 11, 1956 and recorded in Liber BLB No. 144 Folio 453 for the purpose of foreclosure and collection and the said Wade D. Ward is about to sell the land and premises described in said mortgage, default having been made in the payment of the money as specified, and in the conditions and covenants therein contained.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden WADE D. WARD, do and shall well and truly and faithfully perform the trust reposed in him under the mortgage aforesaid, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property, or the proceeds thereof, then the above obligation to be void, otherwise to be and remain in full force and virtue in law.

IN TESTIMONY WHEREOF, the above bounden Wade D. Ward has hereto set his hand and seal and the said body corporate has caused these presents to be duly signed by its.....,attested by its...., the day and year first herein above written.

Signed, sealed and delivered in thepresence of:

Philip W. Tawes — Wade D. Ward (SEAL)

AMERICAN BONDING COMPANY OF BALTIMORE

By Philip W. Tawes, Attorney in fact. CORPORATE SEAL.

Attest:

By: Lillian Barnes.

Bond Approved.

Benjamin. L. Barnes, Clerk.

And thereafter to wit, on the eighth day of February, in the year, nineteen hundred and fifty-six, was filed in Court here, a report of sales, with an affidavit thereunto annexed, which said report and affidavit, so aforesaid filed, are in the words following, to wit:

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Augusutus Forbush, and by assignment to Wade D. Ward, for forelcosure and collection)	No. 7155 Chancery In the Circuit Court for Somerset County, Maryland.

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of sale of Wade D. Ward, Assignee, of a mortgage made and executed by Robert Lee Sorken and Irving G. Sorken to Augustus Forbush, dated September 14, 1948, recorded

among the land records of Somerset County, Maryland, in Liber B.L.B. No. 144, at folio 452, and duly assigned to the undersigned for the purpose of foreclosure and collection, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage, or in the payment of the interest thereon, or in some other covenant of said mortgage whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors:

That after giving bond with security approved by the Clerk of this Court for the faithful performance ofthe assignee, as aforesaid, reposed in him by and pursuant to said mortgage and as required by law, and after giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, once a week for three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of the Post Office in Crisfield, Maryland, on the 4th day of February, 1956 at 215P M and then and there proceeded to sell the property described in said mortgage, to wit:

All those lots or parcels of land situate, lying and being in Crisfield Election District, City of Crisfield, Somerset County, and State of Maryland, and more fully described as follows:

Situate between Tenth and Eleventh Streets, and the Crisfield Harbor line on the North, South, East and West, respectively, the same being known as the Forbush Marine Railway and Machine Shop, the dwelling house of the aforesaid Augustus Forbush, theTitanic and all other improvements made or being on the afor said real estate, the aforesaid property being on the aforesaid real estate,the aforesaid property being on the same andall that real estate conveyed unto Augustus Forbush and Arthur L. Marshall as tenants in common, by Charles A. Dana and Nellie Dana, his wife, by deed dated May 12, 1943, and duly recorded among the land records of said Somerset County in Liber B.L.B. No. 124, folio 356, the interest of said Arthur L. Marshall having been conveyed unto the said Augustus Forbush and Lillian A. Forbush, his wife, by the said Arthur L. Marshall and wife, by deed dated May 22, 1943, and duly recorded, as aforesaid, in Liber B.L.B. No. 124, folio 485; and being the same and all that real estate and premises conveyed unto the said Robert Lee Forken and Irving G. Sorken, as tenants in common, by the said Augustus Forbush and Lillian A. Forbush, his wife, by deed dated September 14, 1948 and duly recorded among the aforesaid land records in Lier B.L.B. No. 145, folio 325.

And the said property was sold to Augusutus Forbush, he being then and there the highest bidder therefore, at and for the sum of Twenty-Four Thousand Two Hundred Dollars ($24,200.00) and the purchasers have complied with the terms of sale.

Respectfully submitted.

Wade D. Ward, Attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 6th day of February, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Wade D. Ward, attorney named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

Witness my hand and notarial seal the day and year above written.

Beatrice D. Gataveskas, Notary Public.

Seal of Notary.

March Term, 1956.

Wade D. Ward, Assignee, Ex Parte, for the purpose of foreclosure and collection under power contained in a mortgage of Robert Lee Sorken and Irving G. Sorken to Augustus Forbush, and then by assignment to Wade D. Ward for foreclosure and collection.

No. 7155 Chancery

In the Circuit Court for

Somerset County, Maryland.

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 10th day of March, 1956, providdd a copy of thisorder be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 9th day of March, 1956.

The report states the amount of sale of $24,200.00.

Benjamin L. Barnes, Clerk.

And afterwards, to wit, on the twenty-eighth day of March, 1956, was filed in Court here Final Order, which Final Order is in the words following, to wit:

Wade D. Ward, Assignee, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate, and b assignment to Wade D. Ward, for forelcosure and collection.

No. 7155 Chancery

In the Circuit Court for

Somerset County, Maryland.

FINAL ORDER

Ordered by this Court this 28th day of March, 1956, that the sale made and reported by the attorney be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer.

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

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L. Creston Beauchamp, assignee for the purpose of foreclosure and collection of a mortgage from Charles G. Lloyd and Ernie Lloyd, his wife,

Ex Parte

Be it remembered that heretofore to wit, on the fifteenth day of February, in the year nineteen hundred and fifty-six, a certain L. Creston Beauchamp, Assignee, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here an original of a certain mortgage executed and delivered to Charles G. Lloyd and Ernie Lloyd, by a certain David L. Horner, which said original mortgage was preceeded by the following order to Clerk.

L. Creston Beauchamp, assignee for the purpose of foreclosure and collection of a mortgage from Charles G. Lloyd and Ernie Lloyd, his wife,

Ex Parte

No. 7166 Chancery

In the Circuit Court for

Somerset County, Maryland

Mr. Clerk:

Please docket a case as above, and file for foreclosure the original mortgage from Charles G. Lloyd and Ernie Lloyd, his wife, date September 6, 1921, and recorded among the Land Records of Somerset County, Maryland, in Liber W.J.S. No. 82, folio 582; and enter my appearance as trustee and assignee of the mortgagee.

L. Creston Beauchamp.

Assignee

And on the same day was filed in Court here said original mortgage, which mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 6th day of September, 1921, in the year nineteen hundred and twenty-one, by Charles G. Lloyd and Ernie Lloyd, his wife, of Somerset County and State of Maryland--Whereas the said Charles G. Lloyd and Ernie Lloyd, his wife, have this day borrowed from the said David L. Horner the full and just sum of Fourteen Hundred Dollars ($1400.00), the same being to complete the payment of the pruchase money on the hereinafter described land, and have given therefor to the said David L. Horner their bill obligatory dated evenly herewith for said principal sum, payable two years after date, with interest from date, payable annually from date hereof, and to better and further secure the payment of which said principal sum with interest as aforesaid this mortgage is executed.---------

NOW THEREFORE THIS MORTGAGE WITNESSETH that in consideration of the premises and of the sum of Five Dollars ($5.00), the receipt of which is hereby acknowledged, the said Charles G. Lloyd and Ernie Lloyd, his wife, do grant and convey unto David L. Horner of the said County and State, his heirs and assigns, in fee simple, all that tract or parcel of land, situate, lying and being in Mt. Vernon Election/District, Somerset County, Maryland, and more fully described as follows, that is to say:

All that tract or parcel of land, situate as aforesaid, lying and binding on the County Road leading from Mt. Vernon to White Haven, adjoining the lands of the said Charles G. Lloyd and wife, Charles D. Bounds, Sarah Wallace and others and containing 12 1/2 acres, more or less. It being the same and all of the land which was conveyed unto the said Charles G. Lloyd and Ernie Lloyd, his wife, by Ella J. Farnsworth and Perley E. Farnsworth by deed dated and recorded or intended to be recorded simultaneously herewith.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging, or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee,

the aforesaid sum of money, with interest as aforesaid as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed, then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying in the mean time, all taxes and assessments, public debts and charges, of every kind levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Charles G. Lloyd and Ernie Lloyd, his wife....do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be demmed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns, or Harry C. Dashiell, his, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged or so much thereof as may be necessary for cash, to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey the said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notice as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commisaion to the party making sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee his, personal representatives and assigns, under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf, shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors, covenant to pay to the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgaged property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure and pending the existence of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least one thousand dollars, and to cause the policy to be effected thereonto be so framed or endorsed, as in case of fire, to inure to the benefit of the said mortgagee his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and to keep insured the improvements, said for the benefitof the mortgagee, and

to deposit the policy or policies as aforesaid, the said mortgagee hereby authorized to insure and keep insured the said improvements and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

J. Frank Miles — Charles G. Lloyd (SEAL)

Mrs. Ernie Lloyd (SEAL)

STATE OF MARYLAND,-----Somerset----COUNTY, to wit:

I HEREBY CERTIFY, That on this 6 day of September, in the year nineteen hundred and twenty-one, before me, the subscriber, a Justice of the Peace of the State of Maryland, in and for Somerset County aforesaid personally appeared Charles G. Lloyd and Ernie Lloyd, his wife the mortgagors named in the foregoing mortgage and each acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me David L. Horner, the mortgagee and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

J. Frank Miles, Justice of the Peace.

Received for Record Sep. 19, 1921 and recorded in Liber W.J.S. No. 82, Folio 582 &c.

Per: W. Jerome Sterling, Clerk.

Assignment:

For value received and for the purpose of foreclosure, I hereby assign the within mortgage to L. Creston Beauchamp, Attorney.

TEST: David L. Horner (SEAL)

Alice Ann Catlin

Filed for Record February 15, 1956 and recorded in Liber W.J.S. No. 82, Folio 583.

Test: Benjamin L. Barnes, Clerk.

And thereupon the said L. Creston Beauchamp, Assignee, filed in Court here a Bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a body corporate of the State of Maryland, surety, are held and firmly bound unto the State of Maryland, in the sum of twenty-five hundred dollars, to be paid to the said State of Maryland, or its certain Attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, executors and administrators, jointly and severally, firmly by these presents, sealed with our seals and dated the 15th day of February, 1956.

WHEREAS, by mortgage dated the 6th day of September, 1921, recorded among the Land Records of said Somerset County in Liber W.J.S. No. 82, folio 582, a certain Charles G. Lloyd and Ernie Lloyd, his wife, conveyed to David L. Horner certain real estate in said County, and whereas, default occurred in the terms and conditions of said mortgage, and, whereas, by assignment duly recorded among the said Land Records of said Somerset County, the said mortgagee assigned said mortgage to the said L. Creston Beauchamp for the purpose of foreclosure, and, whereas, by virtue of the power and authority contained in said mortgage, the said L. Creston Beauchamp is authorized to sell the mortgaged property, and, whereas, the said L. Creston Beauchamp is about to exercise the power of sale contained in said mortgage by a sale of said mortgaged property.

NOW, the condition of the above obligation is such that if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him in and by said mortgage, and shall abide by and fulfill any order or decree which shall be made by and Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then this obligation shall be void, otherwise to be and remain in full force and virtue of law.

Test:

Alice Ann Catlin.

L. Creston Beauchamp (seal)

MARYLAND CASUALTY COMPANY

L. C. Beauchamp CORPORATE SEAL
Attorney-in-fact.

The within Bond approved.

Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the thirteenth day of March, in the year nineteen hundred and fifty-six, was filed in Court here, a report of sale, affidavit, order nisi and final order, which said report of sale, affidavit, order nisi and final order are in the words following, to wit:

L. Creston Beauchamp,	)	No. Chancery
Ex Parte	)	In the Circuit Court for
Trust created by mortgage from	)	Somerset County,
Charles G. Lloyd and Ernie	)	Maryland.
Lloyd, his wife	)	
	)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The report of L. Creston Beauchamp, assignee and trustee for the purpose of foreclosure of a mortgage from Charles G. Lloyd and Ernie Lloyd, his wife, to David L. Horner, dated September 6, 1921, recorded among the Land Records of Somerset County, Maryland, in Liber W.J.S. No. 82, folio 582, respectfully shows:

That by virtue of the power and authority contained in said mortgage and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said mortgage, and after having givenat least twenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in said County, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, March 13, 1956, at the hour of 2:00 o'clock P.M. and then and there proceeded to sell at public auction the following described property mentioned in said mortgage, namely:

He offered all that tract or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, and more fully described as follows, that is to say:

All that tract or parcel of land, situate as aforesaid, lying and binding on the County Road leading from Mt. Vernon to White Haven, adjoining the lands of the said Charles G. Lloyd and wife, Charles D. Bounds, Sarah Wallace and others and containing twelve and one-half (12½) acres, more or less. It being the same and all the land which was conveyed unto the said Charles G. Lloyd and Ernie Lloyd, his wife, by Ella J. Farnsworth and Perley E. Farnsworth by deed dated September 6, 1921, recorded among the Land Records of said Somerset County in Liber No. 34, folio 596; and sold the same to David L. Horner of said Somerset County at and for the sum of Nine Hundred and Ten Dollars ($910.00), which has been fully paid.

And the assignee and trustee makes the following distribution of the proceeds of said sale:

Whole amount of sale		$910.00
Clerk's Costs	$38.00	
Advertising	37.00	
Insurance Premium	11.50	
Premium on Bond	25.00	
Auctioneer	10.00	
Solicitor's Fee	25.00	
Commissions	77.80	224.30
		685.70
To David L. Horner, holder of note secured by mortgage,	$1400.00	
Interest due on same to day of sale	923.40	$2323.40
		$1637.70

And the trustee prays a ratification of his proceeding in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Assignee and Trustee

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 13th day of March, 1956, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp the assignee and trustee mentioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported and the distribution of proceeds therefrom was fairly made.

Benjamin L. Barnes,

Clerk of the Court.

L. Creston Beauchamp,) No. 7166 Chancery

Ex Parte) In the Circuit Court for

Trustee created by mortgage from) Somerset County, Maryland.

Charles G. Lloyd and Ernie Lloyd,)

his wife)

_____)

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 13th day of March, 1956, that the report of L. Creston Beauchamp, assignee and trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported and the audit therein stated be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 13th day of April, 1956; provided a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before the 11th day of April, 1956.

The report states the amount of sale to be $910.00.

Benjamin L. Barnes, Clerk of Court.

L. Creston Beauchamp,) No. Chancery

Ex Parte) In the Circuit Court for

Trust created by mortgage from) Somerset County, Maryland.

Charles G. Lloyd and Ernie Lloyd)

his wife.)

_____)

It having been proved to the Court that a copy of the proceeding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been show_, it is this 24th day of April, 1956, adjudged, ordered, and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, assignee and trustee, and the sale by him reported and the audit therein stated be and the same are hereby ratified and confirmed.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Dare ,Clerk.

Stanley M. Matthews, et als.)
vs)
Thomas E. Stevenson, et als.)

Be it remembered that heretofore, to wit, on the twenty-third day of November, in the year nineteen hundred and fifty-five, a certain Stanley M. Matthews, Roland L. Matthews and Allan F. Matthews, all of Kingston, Maryland, by Lionel Bennett, Solicitor for Complainants, exhibited and filed in the Circuit Court here a Bill of Complaint, Order of Publication and Exhibits "A","B" and "C", against Thomas E. Stevenson, et als., which said Bill of Complaint, Order of Publication and Exhibits "A", "B" and"C" are in the words following to wit:

In Equity No. 7145
In the Circuit Court for
Somerset County, Maryland.

Stanley M. Matthews,
Roland L. Matthews and
Allan F. Matthews, all of
Kingston, Maryland

Plaintiffs

vs

a-1a. Thomas E. Stevenson, Homer, Louisiana
a-1b. George R. Stevenson, Easton, Maryland
a-1c. Thelma S. Nesbit, Alexandria, Virginia
a-2. Agnes R. Sterling, Crisfield, Maryland
a-3. George Thomas Riggin, Crisfield, Maryland
a-4. Florence R. Dryden, Crisfield, Maryland
a-5. Elsie Lee C. Tull, Crisfield, Maryland
b-1. Minnie Holland, Crisfield, Maryland
b-2. Thomas J. Holland, Crisfield, Maryland
b-3a. John S. Holland, Crisfield, Maryland
b-3b. Mary Ann H. Carwile, Crisfield, Maryland
b-4a. Paul Holland, Baltimore, Maryland
b-4b. Ward Holland, Baltimore, Maryland
b-4c. Dorothy H. Whittington, Baltimore, Maryland
b-4d. Mary H. Jones, Salisbury, Maryland
b-4e. Adeline Holland Halderman, Baltimore, Maryland
c. John Riggin, Crisfield, Maryland
d. William Ewing, Upper Darby, Pennsylvania
b-4f. Addie Holland, Crisfield, Maryland.--AND
All unknown children, descendants, heirs at law, legatees, distributees, devisees, next of kin, widow and widower, and personal representatives, whether resident of the State of Maryland or not, of any of the above named persons who may be deceased, and of the following deceased persons: Sarah Riggin Sterling, Wingate Riggin and Effie Riggin, any and all unknown persons whether of the State of Maryland or not or bodies corporate who may be interested in or may claim interest in the lands and premises sought to be sold and particularly mentioned and described in this bill of complaint.

Defendants

To the Honorable the Judges of said Court:

Your orators, complaining say:

1. That Louisa Riggin died intestate in or near the City of Crisfield, Somerset County, Maryland, and at the time of her death was seized and possessed in fee simple of certain lands and premises in Crisfield District, Somerset County, State of Maryland, on the southwest side of Franklin Lane, bounded and described as follows:

Beginning at a point on the southwest side of Franklin Lane at the east corner of the lands now or formerly of Tawes, said point being the intersection of the center line of a ditch with the southwest side of Franklin Lane; thence south 24° 0' west 459' along the lands of Tawes to the lands of the Board of Education; thence south 41° 30' east 187' to the lands now or formerly of Henry C. Sommers; thence north 32° 30' east 450' to the southwest side of Franklin Lane; thence along the southwest side of Franklin Lane north 43° 0' west 243' to the point or place of beginning, said lands being shown on a plat entitled "Matthews Lumber Co." dated May 11, 1955, made by Moore & Shockley, Surveyors, filed herewith and marked "Exhibit A".

The title to which she acquired by a deed dated May 29, 1876 and recorded among the land records of Somerset County in Liber LW 16 folio 333, a duly certified copy of said deed being attached and made a part hereof marked "ExhibitB".

2. That the said Louisa Riggin was married to one Thomas Riggin who has since died leaving no heirs other than the parties to this action.

3. That the following issue were born to the said Thomas and Louisa Riggin:

George C. Riggin, a son now deceased, who was married to Laura Riggin, now deceased who were survived by Lena R. Stevenson, a daughter now deceased, who was survived, by the following children:

a-1a. Thomas E. Stevenson

a-1b. George E. Stevenson

a-1c. Thelma S. Nesbit

and the following children of George C. Riggin, deceased, a son:

a-2. Agnes R. Sterling

a-3. George Thomas Riggin

a-4. Florence R. Dryden

and the following child of Elsie R. Carson, deceased, a daughter of George C. Riggin:

a-5. Elsie Lee C. Tull

4. That the said Louisa Riggin left surviving her the following children of Lydia R. Holland, deceased, her daughter:

b-1. Minnie Holland

b-2. Thomas J. Holland

and the following children of Fred N. Holland, deceased, sons of Lydia R. Holland:

b-3a. John S. Holland

b-3b. Mary Ann H. Carwile

and the following children of Edward E. Holland, deceased, a son of Lydia R. Holland:

b-4a. Paul Holland

b-4b. Ward Holland

b-4c. Dorothy H. Whittington

b-4d. Mary H. Jones

b-4e. Adeline Holland Halderman

b-4f. Addie Holland widow of Edward E. Holland

5. That the said Louisa Riggin left her surviving the following children:

C. John Riggin, and

Susan Kirwin, who conveyed her interest to the premises herein to Laura Virginia Riggin, widow of George C. Riggin, and Thomas L. Riggin, by deed dated August 16, 1910 and recorded in Liber SFD 55, folio 352; and

Janie Riggin, widow of Abram Riggin, deceased, her sons and the following survivors of

Abednigo Riggin, her son:

Manie Riggin, widow of Abednigo Riggin

Thomas L. Riggin, son of Abednigo Riggin

Mary R. Sears, daughter of Abednigo Riggin

and the following child of Annie R. Ewing Keister, deceased, her daughter, D. William Ewing.

6. That Janie Riggin, Manie Riggin, Thomas L. Riggin and Mary R. Sears have conveyed their interests in the premises described in paragraph 1 above to the plaintiffs herein by deed dated September 20, 1954, and recorded among the land records of Somerset County on November 23, 1955, a duly certified copy of said deed being attached and made a part hereof marked "Exhibit C".

7. It is unknown to the complainants whether or not there are other heirs now living of the said Louisa Riggin, deceased, and all such whereever they may be are made parties hereto and are called upon to file their answers to the bill of complaint and as it is not without doubt that in some instances there may be other persons unknown to your orators who may claim rights, or interests therein and your orators have therefore made parties ad defendants herein "any and allunknown children, descendants,heirs at law, legatees, distributees, devisees, next of kin, widow and widower, and personal representatives whether resident of the State of Maryland or not, of any of the respondents named in this bill of complaint who may be deceased" as well as "any and all unknown persons whether resident of the State of Maryland or not, or bodies corporate who may be interested in or may claim interest in the lands and premises sought to be sold and particularly mentioned and described herein".

8. That the said rents, tenements, or hereditaments, or rights, interest, or estate thereon cannot be divided without loss or injury to the parties interested and that in order to make division of said interest, it will be necessary that the said real estate be sold and the proceeds thereof divided among the parties according to their several interests.

Wherefore, the complainants pray:

a. That a decree may be passed for the sale of the said real estate.

b. That the proceeds of said sale may be distributed among the parties who may be found in interest therein according to their several interests.

c. That your orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your orators the order of publication giving notice to Thomas E. Stevenson of Homer, Louisiana: Thelma S. Nesbit of Alexandria, Virginia; Thomas J. Holland of Wilmington, Delaware and William Ewing, Upper Darby, Pennsylvania, who are non-residents of this State, and any and all unknown children, descendants, heirs at law, legatees, distributees, devisees, next of kin, widow, and widower, and personal representatives whether resident of the State of Maryland or not, of any of the defendants named in this bill of complaint who may be deceased, as well as any and all unknown persons whether resident of the State of Maryland or not, or bodies corporate who may be interested in or may claim interest in the lands and premises sought to be sold and particularly mentioned and described herein, of the object and substance of this bill, and warning them to appear in this Court in person or by solicitor on or before a certain day to be named therein to show cause, if any they may have, why a decree ought not to pass as prayed.

And as in duty bound, etc.

Lionel Bennett,

Solicitor for complainants.

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 23rd day of November, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally

appeared Stanley M. Matthews, Roland L. Matthews and Allan F. Matthews, the plaintiffs and made oath in due form of law that the matters and facts set forth in the foregoing bill of complaint are true to the best of their knowledge and belief and that the said defendants to the best of their knowledge are not in the military service of the United States as defined by the Soldiers and Sailors Relief Act of 1940, and as defined by Chapter 710 of the Acts of the General Assembly of Maryland, 1941 Session.

Madeline R. Rich

Notary Public

Seal of Notary.

EXHIBIT A

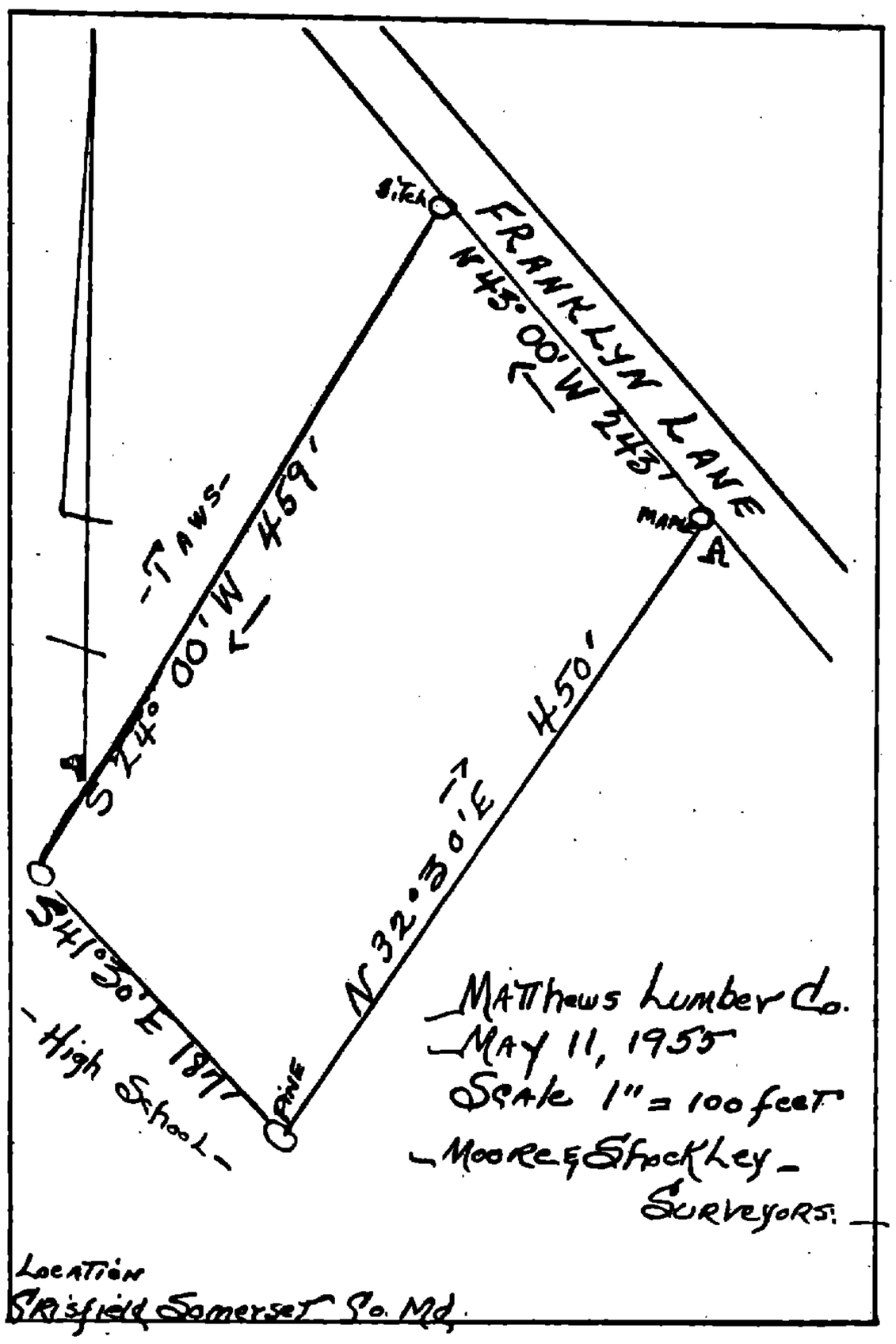

EXHIBIT B

This deed made this 29th day of May, A.D. Eighteen hundred and seventy six by us Hance Sterling and Harriet Sterling, his wife, Witnesseth that in and for the consideration of the sum of fife dollars to us in hand paid. Whereof the receipt is hereby acknowledged we the said Hancy Sterling and Harriet Sterling doth grant unto Louisa Riggin all of that lot or parcel of ground situated in Crisfield District, Somerset County, State of Maryland, described as follows, Beginning for the Same at the right angle of a lot of land belonging unto Elizabeth Baldes on the north and Fieldy Dize on the west running thence in an easterly direction by and with the land of Elizabeth Blades 82½ yards thence in a southerly direction by and With the grantor's reserved premises 55 yards to the land of the Said Thos. and Louisa Riggin thence in a westerly direction by and with the said Thos. & Luisa's land 78½ yards to the land of the said Fieldy Dize thence by and with the said Fieldy Dizes land 56½ yards to the place of the Beginning containing Seven Eights of an acre more or less and the said grantors

hereby covenants to specially warrant the premises hereby conveyed free from all encumbrance from us our heirs assigns or administrators forever.

Witness our hands and seals.

Test: Thos. K. Whelton

Hance his x mark Sterling seal

Harriet her x mark. Sterling seal

STATE OF MARYLAND

Somerset County To Wit:

I hereby certify that on this 29th day of May 1876, before me the subscriber a Justice of the Peace of the state in and for the said County personally appeared Hance Sterling & Harriet Sterling and acknowledged the above deed to be their freeand respective act.

Before Thos. K. Whelton, J.P.

May the 30th day Anno Domini 1876, then was delivered unto me the subscriber, the within deed in order to be enrolled among the records of Somerset County, which said deed, together with the acknowledgment thereof, thereon endorsed, is accordingly enrolled among the same records in Liber L.W. No. 16, folio 333 on the day and year aforesaid.

Per Levin L. Waters Clk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, hereby certify that the aforegoing Deed is truly and correctly copied from Liber L.W. No. 16, Folio 333, one of the Land Records of Somerset County, Maryland.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the Seal of said Court this 23rd day of November, in the year nineteen hundred and fifty-five.

Benjamin L. Barnes,

Clerk of the Circuit Court for Somerset County, Maryland

SEAL OF COURT.

EXHIBIT "C"

THIS DEED made this 20th day of September, 1954, by Janie E. Riggin, and Manie E. Riggin of Crisfield, Somerset County, Maryland; Thomas L. Riggin and Anna G. Riggin, his wife, of Akron, Ohio and F. Douglass Sears and Mary R. Sears, his wife, of Silver Springs, Maryland.

WITNESSETH that in consideration of the sum of one dollar and other valuable consideration, receipt of which is hereby acknowledged the grantors hereby grant and convey unto Stanley M. Matthews, Roland L. Matthews and Allan F. Matthews, partners trading as Matthews Lumber and Canning Company of Kingston, Somerset County, Maryland, all their right, title and interest in and to all that lot of ground situated on Franklin Lane, Crisfield Election District, Somerset County, State of Maryland, known as the Aaron Sterling lot, being the same premises described in a deed dated May 29, 1876, made by Hance Sterling et al., recorded in Liber L.W. 16, folio 333.

And special reference is here made to the said deed and all the reference therein contained for a more full and accurate description of the lands and premises hereby conveyed.

TOGETHER with all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging.

TO HAVE AND TO HOLD the said land and premises above described unto and to the proper use and benefit of the said Stanley M. Matthews, Roland L. Matthews, Allan F. Matthews, partners trading as Matthews Lumber and Canning Company, as tenants in partnership, in fee simple.

AND the grantors do hereby covenant that they will warrant specially the property hereby granted and conveyed, and that they will execute such further assurances of the said land as may be requisite.

WITNESS the hands and seals of the grantors the day and year first above written.

WITNESS:

Charlotte G. Daugherty — Janie E. Riggin seal

Manie E. Riggin seal

Thomas L. Riggin seal

Anna G. Riggin seal

F. Douglass Sears seal

Mary R. Sears seal

State stamps: $.55

Fed. Stamps: $.55

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 23rd day of November, 1954, before me, the subscriber, a notary public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Janie E. Riggin and Manie E. Riggin, F. Douglass Sears and Mary R. Sears, two of the above named grantors and they acknowledged the foregoing deed to be their act and deed.

As witness my hand and notarial seal.

Charlotte G. Daugherty — SEAL OF

Notary Public — NOTARY

STATE OF OHIO, Summit County, to wit:

I hereby certify that on this 8th day of October, 1954, before me, the subscriber, a notary public of the State of Ohio, in and for Summit County aforesaid, personally appeared Thomas L. Riggin and Anna G. Riggin, two of the above named grantors and they acknowledged the foregoing deed to be their act and deed.

As witness my hand and notarial seal.

Lucille H. Marsh — SEAL OF

Notary Public — NOTARY

My Com. expires 1/23/57

Received for Record November 23, 1955 and recorded in Liber B.L.B. No. Folio ; one of the Land Records of Somerset County, Maryland.

Per, Benjamin L. Barnes, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, hereby certify that the aforegoing Deed is truly and correctly copied from Liber B.L.B. No. Folio , one of the Land Records of Somerset County, Maryland.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the Seal of said Court this 23rd day of November, in the year nineteen hundred and fifty-five.

Benjamin L. Barnes,
Clerk of the Circuit Court for Somerset County, Maryland.

seal of court.

Stanley M. Matthews, et al.
Plaintiffs
vs.
a-la. Thomas E. Stevenson, Homer, Louisiana

In Equity No. 7145
In the Circuit Court for
Somerset County, Maryland.

a-1c. Thelma S. Nesbit, Alexandria, Virginia
b-2. Thomas J. Holland, Wilmington, Delaware
d. William Ewing, Upper Darby, Pennsylvania, et al.

And all unknown children, descendants, heirs at law, legatees, distributees, devisees, next of kin, widow and widower, and personal representatives, whether resident of the State of Maryland or not, of any of the above named persons who may be deceased, and of the following deceased persons; Sarah Riggin Sterling, Wingate Riggin and Effie Riggin, any and all unknown persons whether of the State of Maryland or not or bodies corporate who may be interested in or may claim interest in the lands and premises sought to be sold and particularly mentioned and described in this bill of complaint.

Defendants.

ORDER OF PUBLICATION

The object of this proceeding is to procure a decree for the sale of premises situated on the southwest side of Franklin Lane, Crisfield, District, Somerset County, State of Maryland, formerly owned by the late Louisa Riggin.

The bill alleges:

1. That Louisa Riggin died intestate in or near the City of Crisfield, Somerset County, Maryland, and at the time of her death was seized and possessed in fee simple of certain lands and premises in Crisfield District, Somerset County, State of Maryland, on the southwest side of Franklin Lane, bounded and described as follows:

Beginning at a point on the southwest side of Franklin Lane at the east corner of the lands now or formerly of Tawes, said point being the intersection of the center line of a ditch with the southwest side of Franklin Lane; thence south 24° 0' west 459' along the lands of Tawes to the lands of the Board of Education; thence south 41° 30' east 187' to the lands now or formerly of Henry C. Sommers; thence north 32° 30' west 450' to the southwest side of Franklin Lane; thence along the southwest side of Franklin Lane north 43° 0' west 243 ' to the point or place of beginning, said lands being shown on a plat entitled "Matthews Lumber Co." dated May 11, 1955, made by Moore & Shockley, Surveyors, filed herewith and marked "ExhibitA".

The title to which she acquired by a deed dated May 29, 1876 and recorded among the land records of Somerset County in Liber LW 16 folio 333, a duly certified copy of said deed being attached and made a part hereof marked "Exhibit B".

2. That the said Louisa Riggin was married to one Thomas Riggin who has since died leaving no heirs other than the parties to this action.

3. That the following issue were born to the said Thomas and Louisa Riggin:

George C. Riggin, a son now deceased, who was married to Laura Riggin, now deceased, who were survived by Lena R. Stevenson, a duaghter, now deceased, who was survived by the following children:

a-1a. Thomas E. Stevenson

a-1b. George R. Stevenson

a-1c. Thelma S. Nesbit.

and by the following children of George C. Riggin, deceased, a son:

a-2. Agnes R. Sterling

a-3. George Thomas Riggin

a-4. Florence R. Dryden

and by the following child of Elsie R. Carson, deceased, a daughter of George C. Riggin:

a-5. Elsie Lee C. Tull

4. That the said Louisa Riggin left surviving her the following children of Lydia R. Holland, deceased, her daughter:

b-1. Minnie Holland

b-2. Thomas J. Holland

and the following children of Fred N. Holland, deceased, son of Lydia R. Holland:

b-3a. John S. Holland

b-3b. Mary Ann H. Carwile

and the following children of Edward E. Holland, deceased, a son of Lydia R. Holland;

b-4a. Paul Holland

b-4b. Ward Holland

b-4c. Dorothy H. Whittington

b-4d. Mary H. Jones

b-4e. Adeline Holland Haldorman and

b-4f. Addie Holland, his widow

5. That the said Louisa Riggin left her surviving the following children:

C. John Riggin, and

Susan Kirwin, who conveyed her interest to the premises herein to Laura Virginia Riggin, widow of George C. Riggin, and Thomas L. Riggin, by deed dated August 16, 1910, and recorded in Liber SFD 55, folio 352; and

Janie Riggin, widow of Abram Riggin, deceased, her son:

and the following survivors of Abednigo Riggin, her son:

Manie Riggin, widow of Abednigo Riggin

Thomas L. Riggin, son of Abednigo Riggin

Mary R. Sears, daughter of Abednigo Riggin

and the following child of Annie R. Ewing Keister, deceased, her daughter

D. William Ewing

6. That Janie Riggin, Manie Riggin, Thomas L. Riggin and Mary R. Sears have conveyed their interests in the premises described in Paragraph 1 above to plaintiffs herein by deed dated September 20, 1954, and recorded among the land records of Somerset County on November 23, 1955, a duly certified copy of said deed being attached and made a part hereof marked "Exhibit C".

7. It is unknown to the complainants whether or not there are other heirs now living of the said Louisa Riggin, deceased, and all such wheresoever they may be are made parties hereto and are called upon to file their answers to the bill of complaint and at it is not without doubt that in some instances there may be other persons unknown to your orators who may calim rights, or interests therein and your orators have therefore made parties as defendants herein "any and all unknown children, descendants, heirs at law, legatees, distributees, devisees, next of kin, widow and widower, and personal represenatives whether resident of the State of Maryland or not, of any of the respondents named in this bill of complaint who may be deceased" as well as "any and all unknown persons whether resident of the State of Maryland or not, or bodies corporate who may be interested or may claim interest in the lands and premises sought to be sold and particularly mentioned and described herein".

8. That the said rents, tenements, or hereditaments, or rights, interest, or estate thereon cannot be divided without loss or injury to the parties interested and that in order to make division of said interests, it will be necessary that the said real estate be sold and the proceeds thereof divided among the parties according to their several interests.

Wherefore, the complainants pray:

a. That a decree may be passed for the sale of the said real estate.

b. That the proceeds of said sale may be distributed among the parties who may be found in interest therein according to their several interests.

c. That your orators may have such other and further relief as their case may require.

It is thereupon this 23rd day of November, 1955, ordered by the Circuit Court for Somerset County, Maryland in Equity that the complainants by causing a copy of this order to

be inserted in some newspaper published in Somerset County, Maryland once in each of four successive weeks before the 24th day of December, 1955, give notice to the unknown heirs of Louisa Riggin and all unknown children, descendants, heirs at law, legatees, distributees, devisees, next of kin, widow or widower, and personal representatives, whether resident of the State of Marylandor not of any of the defendants named in the bill of complaint who may be deceased, and of the following deceased persons, George C. Riggin, Lena R. Stevenson, Elsie R. Carson, Lydia R. Holland, Fred N. Holland, Edward E. Holland Abram Riggin, Abednigo Riggin, and Annie R. Ewing, Sarah Riggin Sterling, Wingate Riggin and Effie Riggin, as well as any and all unknown persons whether resident of the State of Maryland or not or bodies corporate who may be interested in or may claim any interest in the lands and premises sought to be sold and particularly mentioned and described in the bill of complaint and all the defendants above named who are absent and who are not residents of the State of Maryland of the object and subsdance of this bill warning them to appear in this Court inperson or by solicitor on or before the 9th day of January, 1956, to show cause, if any they have, why a decree ought not to be passed as prayed.

Benjamin L. Barnes, Clerk of the Circuit Court for

Somerset County, Maryland.

And thereupon, in pursuance of the prayer of the foregoing bill, the following subpoenas were issued with the following returns thereon:

THE STATE OF MARYLAND

SEAL OF COURT TALBOT COUNTY, TO WIT:

TO George R. Stevenson
514 S. Aurora Street
Easton, Maryland,

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of January, next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Stanley M. Matthews, et al., against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-Five.

Issued the 23rd day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the abovesubpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisifield, Maryland

Benjamin L. Barnes, Clerk.

Received the 2 day of Dec. 1955 and forthwith delivered to the Sheriff of Talbot County for service.

Test: John T. Baynard
Clerk.

"Summoned Geo. R. Stevenson and copy of Writ and Bill left with him this 3rd day of December, 1955."

A. Raymond Carroll, Sheriff -- By J. Kennard Griffith, Deputy.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Agnes R. Sterling, George Thomas Riggin and Florence R. Dryden, Crisfield, Maryland, GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of January next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Stanley M. Matthews, et al., against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-Five.

Issued the 23rd day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland.

Benjamin L. Barnes, Clerk.

"Summoned severally and copy of subpoena, Bill, Affidavit & Exhibits A,B, & C left with each defendant 12/2/55"

Isaac H. Dorsey, Sheriff.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Elsie Lee C. Tull, Minnie Holland and John S. Holland, Crisfield, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of January, next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Stanley M. Matthew, et al., against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-Five.

Issued the 23rd day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainat(s) may obtain a decree pro confesso against you which uopon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjamin L. Barnes, Clerk.

"Summoned severally and copy of Subpoena, Bill, Affidavit and Exhibits A,B, & C left with each defendant 12/3/55".

Isaac H. Dorsey, Sheriff.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Mary Ann H. Carwile and John Riggin and Addie Holland, Crisfield, Maryland,

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of January next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Stanley M. Matthews, et al., against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-Five.

Issued the 23rd day of November, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland.

Benjamin L. Barnes, Clerk.

"Summoned severally and copy Subpoena, Bill, Affidavit and Exhibits A,B, & C left with each defendant 12/2/55"

Isaac H. Dorsey, Sheriff.

THE STATE OF MARYLAND

SEAL OF COURT SOMERSET COUNTY, TO WIT:

TO Paul Holland, Ward Holland, 30 E. 25th St.; Dorothy H. Whittington and Adeline Holland Halderman, all of Baltimore, Maryland,

GREETING:

We command and enjoin you that you do within the time limted by law, beginning on the first Monday of January next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Stanley M. Matthews, et al., against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-Five.

Issued the 23rd day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the roturn day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainat(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solcitor(s) for Complainant(s)

Lionel Bennett

Crisfield, Maryland

Benjamin L. Barnes, Clerk.

"Summoned Paul Holland and a copy of the Process with a copy of the Bill of Compalint left with the defendant on the 3rd day of December, 1955 in the presence of Norman Burke. Also summoned Ward Holland and a copy of the Process with a copy of the Bill of Compaint left with the defendant on the 3rd day of December, 1955 in the presence of Charles Reed. Also summoned Dorothy H. Whittington and a copy of the Process with a copy of the Bill of Complaint left with the defendant on the 3rd day of December 1955 in the presence of Herman Arbaugh. Also summoned Adeline Holland Halderman and a copy of the Process with a copy of the Bill of Complaint left with the defendant on the 3rd day of December, 1955 in the presence of Clement Melder.

Joseph C. Deegan, Sheriff.

THE STATE OF MARYLAND

COURT SEAL SOMERSET COUNTY, TO WIT:

TO Mary H. Jones
203 Philadelphia Avenue
Salisbury, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of January next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Stanley M. Matthews, et al., against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, asyou will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November Nineteen Hundred and fifty-five.

Issued the 23rd day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solcitor(s) for Complainant(s)

Name Lionel Bennett

Address Crisfield, Maryland

Benjamin L. Barnes, Clerk.

Summoned Mary H. Jones and copy of Summons, Bill of Complaint and Affidavit left with her, this 3rd day of December, 1955.

Jesse M. Pollitt

Sheriff of Wicomico County.

And afterwards to wit, on the twenty-fifth day of January, in the year nineteen hundred and fifty-six, was filed in Court here, a Decree Pro Confesso, which said Decree Pro Confesso is in the words following, to wit:

Stanley M. Matthes, et al.

Plaintiffs

vs

Thomas E. Stevenson, et al.

Defendants

In Equity No. 7145

In the Circuit Court for

Somerset County, Maryland.

The petition of the plaintiffs respectfully shows:

That the defendants in the cause have been duly summoned to appear to the bill of complaint in this cause, but have failed to appear to or answer said bill of complaint within

the time prescribed by the rules of this Court.

The plaintiffs therefore pray that the bill or complaint in this cause may be taken pro confesso against the said defendants and that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

Lionel Bennett

Solicitor for plaintiffs

O R D E R

It appearing in the above entitled cause that the defendants have been duly summoned to appear to the bill of complaint in this cause but have failed to appear to or answer said bill of complaint in this cause but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court. It is thereupon this 25th day of January, 1956, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that said bill of complaint be, and the same is hereby taken pro confesso against said defendants and it is further ordered that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

E. McMaster Duer.

Judge.

And afterwards, to wit, on the third day of February, in the year nineteen hundred and fifty-six, Benson W. Sterling, Examiner in Chancery, to whom the papers in the foregoing cause have been delivered to take testimony under the foregoing order, made return thereof to the Court here in the words following, to wit:

Stanley M. Matthews, et al.	)	In Equity No. 7145
Plaintiffs	)	In the Circuit Court
vs.	)	For
Thomas E. Stevenson, et al.	)	Somerset County and
Defendants	)	State of Maryland.
	)	

In this cause an order having been passed for testimony to be taken to support the allegations of the bill, I, Benson W. Sterling, of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this 31st day of January, 1956, in Somerset County aforesaid, I did take the following testimony, to wit:

EXAMINATION BY MR. LIONEL BENNETT:

Roland L. Matthews, a witness of lawful age, producted on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state your name and residence.

A. My name is Roland L. Matthews and I live at Kingston, Md.

Q. Are you the Roland L. Matthews who is one of the plaintiffs in this action?

A. I am.

Q. Will you please describe this property?

A. It is on the south side of Ranklin Lane, Crisfield, Somerset County, Maryland. It is about two acres, more or less of woodland and there are not improvements on the property.

Q. Can this property be divided between the parties to this action?

A. No sir.

Q. Do you believe that in order to make a division of your respective interests it will be necessary that the real estate be sold and the proceeds divided between you?

A. Yes, that is the only way it can be done.

COURT'S QUESTION:

A. No sir.

Benson W. Sterling. Roland L. Matthews

H. Parker Tull, a witness of lawful age, producred on the part of the plaintiffs, being duly sworn, deposes and says:-

Q. Please state your name, residence and occupation.

A. My name is H. Parker Tull. I reside in Crisfield, and I am engaged in the real estate and insurance business.

Q. Are you familiar with the value of the land in the vicinity of the premsies described by the previous witness?

A. I am.

Q. Have you made appraisals heretofore of such property?

A. I have.

Q. At my request did you make an appraisal of the premises mentioned above?

A. I did.

Q. Have you formed an opinion of the fair market value of this property?

A. Yes.

Q. What is the fair market value of the premises in your opinion?

A. $2,000.00

Court's Question:

A. No, Sir.

Benson W. Sterling H. Parker Tull

There being no further witnesses to be examined and at the suggestion of the Solicitor for the complainant, the papers are herewith returned to Court, and I further certify the annexed bill of costs is correct and paid by the plaintiffs.

Bill of Costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling seal

Examiner in Chancery.

And afterwards, to wit, on the eighteenth day of February, in the year nineteen hundred and fifty-six was filed in Court here a Decree of Sale, which Decree of Sale, is in the words following, to wit:

Stanley M. Matthews, et al.	)	In Equity No. 7145
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County, Maryland.
Thomas E. Stevenson, et al.	)	
Defendants	)	
	)	

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered,

It is thereupon this 18th day of February, 1956, by the Circuit Court for Somerset County, In Equity, adjudged, ordered, and decreed that the real estate in the proceedings mentioned be sold; and it is further

Ordered, adjudged and decreed that Lionel Bennett be and he hereby is appointed trustee to make such sale and that the course and manner of his proceedings shall be as follows:

He shall first file with the Clerk of this Court a bond to the State of Maryland executed by him and a surety or sureties to be approved by this Court in the penalty of twenty-five hundred dollars ($2,500.00) if corporate or five thousand dollars ($5,000.00) if

private surety conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in thepremises; he shall then proceed to make the said sale, having given at least three weeks notice by advertisement inserted in some newspaper published in the City of Crisfield, Somerset County, as he shall think proper, of the time, place, manner and terms of sale, which terms shall be as follows:

A cash deposit of 10% of the purchase price at the time of sale and the balance in cash upon final ratification of sale by the Circuit Court for Somerset County, and as soon as may be convenient after such sale or sales, the said trustee shall return to this Court a full and particular account of his proceedings relative to such sale, with an annexed affidavit of the trust thereof and of the fairness of said sale; and on obtaining this Court's ratification of the sale, and on the payment of the whole purchase money (and not before), the said trustee shall, by a good and sufficient deed to be executed, acknowledged, and recorded according to law, conveyed to the purchaser or purchasers, his, her, or their heirs, the property and estate to him, her, and them sold free, clear and discharged from all claims of the parties hereto, plaintiffs and defendants, and those claiming by, from, or under them, or of them; and the said trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustee as this Court shall think proper to allow in consideration of the skill, attention, and fidelity wherewith he shall appear to have discharged his trust.

E. McMaster Duer, Judge.

And thereafter, to wit, on the seventh day of March, in the year nineteen hundred and fifty-six, was filed in Court here, a Bond, which Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS:

That we, Lionel Bennett, Crisfield, Maryland, and THE FIDELITY AND CASUALTY COMPANY OF NEW YORK, of 2221 N. Charles Street, Baltimore 18, Maryland, areheld and firmly bound unto the State of Maryland in the full and just sum of Two Thousand Five Hundred and 00/100 ($2,500.00) Dollars, to be paid to the said State, or its certain Attorney, to which payment, well and truly to be made and done, we bind ourselves, and each of us, our, and each of our Heirs, Executors and Administrators, jointly and severally, firmly by these presents, sealed with our seals, and dated this 2nd, day of March, in the year nineteen hundred and Fifty-Six.

WHEREAS, by decree of the Circuit Court for Somerset County, sitting in Equity, passed, in a cause in said court on the 18th day of February nineteen hundred and fifty-six between Stanley M. Matthews etal, complainants, and Thomas E. Stevenson etal, respondents, the above bound Lionel Bennett has been appointed Trustee to make sale of the Real Estate and premises in the proceedings in said cause mentioned:

NOW THE CONDITIONS OF THIS OBLIGATION ARE SUCH

That if the above bounden Lionel Bennett do and shall well and truly and faithfully perform the trust reposed in him by aforesaid decree, or that may be reposed in him by any further decree or order in the premises, then the above obligation to be void, otherwise to be and remain in full force and virtue in law.

Signed, Sealed and Delivered in the presence of

Madeline R. Rich

Martha Cunningham

Lionel Bennett (SEAL)

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK
By Earl W. Ussery (CORPORATE SEAL)

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

POWER OF ATTORNEY

BONDING DEPARTMENT

80 MAIDEN LANE, NEW YORK, N.Y.

KNOW ALL MEN BY THESE PRESENTS:

That The Fidelity and Casualty Company of New York has made, constituted, and appointed, and by these presents does make, constitute, and appoint Earl W. Ussery of Baltimore, Maryland its true and lawful attorney for it, and in its name, place, and stead to execute on behalf of the said Company, as surety, bonds, undertakings, and contracts of suretyship to be given to all obligees provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of twenty five thousand dollars.

IN WITNESS WHEREOF The Fidelity and Casualty Company of New York has caused its official seal to be hereunto affixed, and these presents to be signed by one of its vice presidents and attested by one of its secretaries this 15th day of December, 1954.

THE FIDELITY AND CASUALTY COMPANY OF NEW YORK

By Carroll R. Young, Vice President.

ATTEST:

A. J. Miller, Secretary

STATE OF NEW YORK
SS:
COUNTY OF NEW YORK,

A. J. Miller, being duly sworn, deposes and says:

That he is a secretary of The Fidelity and Casualty Company of New York, the corporation which is described in and which executed the instrument overleaf; that he knows the corporate seal of the said corporation; that the seal affixed to the instrument overleaf is the corporate seal of The Fidelity and Casualty Company of New York, and was thereto affixed by order and authority of the board of directors of the said Company; that he signed his name thereto by like order and authority; that he is acquainted with Carroll R. Young, and knows him to be a Vice President of the said Company; that the signature of the said Carroll R. Young subscribed to the said instrument is in the genuine handwriting of the said Carroll R. Young, and was thereto subscribed by order and authority of the said board of directors of the said Company; that the said Company is duly and legally incorporated under the laws of the State of New York, and has complied with and is now complying with the provisions of the Act of Congress of August 13, 1894, allowing certain corporations to be accepted as surety on bonds.

The dependent further states that the following is a true copy of an extract from the minutes of a meeting of the board of directors of the said Company held at its office in the City of New York on the 15th day of December, 1954, a quorum being present, and the resolution contained in the said extract was unanimously adopted and is now in full force and effect:

"RESOLVED, That Frank A. Christensen, President of the Company, J. Victor Herd, Executive Vice President of the Company, William L. Bates, Harold S. Robinson and Carroll R. Young, each a Vice President of the Company, be, and that each of them hereby is, authorized to execute powers of attorney qualifying the attorney named in the given power of attorney to execute in behalf of The Fidelity and Casualty Company of New York bonds, undertakings , and all contracts of suretyship; and that any Vice President, or any Secretary, or any Assistant Secretary be, and that each of them hereby is, authorized to attest the execution of any such power of attorney, and to attach thereto the seal of the Company."

Sworn to before me this
15th day of December, 1954.
Florence Carroll
Commissioner of Deeds,
City of New York,

A. J. Miller, Secretary.

I, A. J. Miller, a secretary of The Fidelity and Casualty Company of New York, do hereby certify that I have compared the copy of the power of attorney overleaf and the foregoing copy of the affidavit annexed to the said power of attorney with the originals now on file in the home office of the said Company, and that the same are correct transcripts therefrom and of the whole of the said originals, and that the said power of attorney has not been revoked and is now in full force and effect.

In testimony whereof I have hereunto set my hand and affixed the seal of the said Company this 2nd day of March, in the year of one thousand nine hundred and Fifty-Six. CORPORATE SEAL

A. J. Miller, Secretary.

The within Bond approved.
Benjamin L. Barnes, Clerk.

And afterwards, to wit, on the twenty-eighth day of March, in the year nineteen hundred and fifty-six, was exhibited and filed in the Circuit Court here a report of sales with an affidavit thereunto annexed, and an order nisi, which said report of sales, affidavit and order nisi, are in the words following, to wit:

Stanley M. Matthews, et al.	)	In Equity No. 7145
Plaintiffs	)	In the Circuit Court for
vs	)	Somerset County, Maryland
Thomas E. Stevenson, et al.	)	
Defendants	)	
	)	

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of Lionel Bennett, trustee appointed by this Court by order herein dated February 18, 1956, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in him by order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in the Crisfield Post, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three successive weeks before the day of the sale, he did pursuant to said notice attend at the steps of the Post Office at Crisfield, Maryland, on the 24th day of March, 1956, at two o'clock in the afternoon of said day, and then and there proceeded to sell the property described in the bill of complaint, to wit:

All that lot of land in Crisfield, Election District, Somerset County, State of Maryland, on the southwest side of Franklin Lane, bounded and described as follows:

Beginning at a point on the southwest side of Franklin Lane at the east corner of the lands now or formerly of Tawes, said point being the intersection of the center line of a ditch with the southwest side of Franklin Lane; thence south 24° 0' west 459' along the lands of Tawes to the lands of the Board of Education; thence south 41° 30' east 187' to the lands now or formerly of Henry C. Sommers; thence north 32° 30' east 450' to the southwest side of Franklin Lane; thence along the southwest side of Franklin Lane north 43° 0' west 243' to the point or place of beginning, said lands being shown on a plat entitled "Matthews Lumber Co." dated May 11, 1955, made by Moore & Shockley, Surveyors, being the same premises conveyed to Louisa Riggin by deed dated May 29, 1876 and recorded among the land records of Somerset County in Liber LW 16, folio 333.

And sold the same to Stanley M. Matthews, Roland L. Matthews and Allen F. Matthews for five hundred dollars ($500.00). They being then and there the highest bidders therefor and the purchasers have complied with the terms of the sale.

Respectfully submitted,

Lionel Bennett, trustee

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 26th day of March, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett, trustee named in the foregoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

Madeline R. Rich, Notary Public

SEAL OF NOTARY

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 30th day of April 1956, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 28th day of April, 1956.

The report states the amount of sale to be five hundred dollars ($500.00).

Benjamin L. Barnes, Clerk.

FINAL ORDER

Ordered by this Court this 4th day of May, 1956, that the sale made and reported by the trustee herein be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per Benjamin L. Barnes, Clerk.

****

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in May, being the 7th day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge.

Hon. E. McMaster Duer, Associate Judge.

Hon. Rex A. Taylor, Associate Judge.

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

Isaac Tyler, Crisfield, Md. : Be it remembered that heretofore to wit, on the fourth

vs. : day of August, in the year nineteen hundred and fifty-

Mark V. Tyler, et al. : five, a certain Wade D. Ward, Attorney, of Somerset

: County, and State of Maryland, exhibited and filed in

the Circuit Court here, a Bill of Complaint, which said Bill of Complaint, is in the words following, to wit:

Isaac Tyler, Crisfield, Md. : vs. : Mark V. Tyler, Baltimore, Md; Edwin S. Tyler, Philadelphia, Pa., Eva Taylor, Baltimore, Md.; Chester Tyler, Crisfield, Md.; Grace Milbourne, Crisfield, Md.; Edna Dix, Cape Charles, Va.; Warren Dix, Cape Charles, Va.; Arthur Dix, address unknown; Willard Dix, address unknown; Oscar Howard, Crisfield, Md.; Evelyn Landon, Crisfield, Md.; Laurie Powell, Crisfield, Md; Geraldine Ward, Crisfield, Md; Tommy Howard, minor, Crisfield, Md.; Donald Lee Howard, minor; Crisfield, Md., Peggy Howard, minor, Crisfield, Md.; Phillip Howard, minor, Crisfield, Md. :	In the Circuit Court for Somerset County, Maryland, In Equity No. 7110

To the Honorable, the Judges of said Court:

1. That your orator and the defendants are seized in fee simple, as tenants in common, of all that land situate, in Asbury Election District, Somerset County, Maryland, which is located on the west side of the county road running from Asbury Church to Jenkin's Creek Bridge. The said premises were conveyed to Thomas B. Tyler by deed dated May 17, 1882, and recorded in Liber B.F.L. No. 4, at folio 672.

2. That the said Thomas B. Tyler died leaving him surviving the following next of kin and heirs at law:

A. Isaac Tyler, a son, the plaintiff herein

B. Mark V. Tyler, a son

C. Edwin S. Tyler, a son

D. Eva Taylor, a daughter

E. Chester Tyler, a son

F. Grace Milbourne, a daughter

G. Mary Dix, deceased, a daughter, who left her surviving the following children:

(a) Edna Dix
(b) Warren Dix
(c) Willard Dix
(d) Arthur Dix

H. Vida Howard, deceased, a daughter, who left her surviving the following heirs:

(a) Oscar Howard, her husband
(b) Evelyn Landon, a daughter
(c) Laurie Powell, a daughter
(d) Theo Howard, deceased, who left him surviving the following heirs:

1. Geraldine Ward, his wife
2. Tommy Howard, a son, minor
3. Donald Lee Howard, a son, minor
4. Frankie Howard, a son, minor
5. Peggy Howard, daughter, minor
6. Phillip Howard, a son, minor

3. That the said real estate is not susceptible of partition without material loss or injury to the parties entitled to the interests therein as stated, and that in order to make a division of said interests it will be necessary that the said real estate be sold, and the proceeds thereof be divided among the parties according to their several interests.

To the end therefore.

1. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said sale may be distributed between the parties according to their respective rights and interests.

3. That your orator may have such other and further relief as his case may require.

May it please your Honors to grant unto your orator a writ of subpoena directed to the following: Mark V. Tyler, Baltimore, Md.,; Eva Taylor, Baltimore, Md.; Chester Tyler, Crisfield, Md.; Grace Milbourne, Crisfield, Md.; Oscar Howard, Crisfield, Md.; Laurie Powell, Crisfield, Md; Evelyn Landon, Crisfield, Md.; Geraldine Ward, Crisfield, Md., Tommy Howard, minor, Crisfield, Md.; Donald Lee Howard, minor, Crisfield, Mdl; Frankie Howard, minor, Crisfield, Md.; Peggy Howard, minor, Crisfield, Md.; Phillip Howard, minor, Crisfield, Md.; commanding them to be and appear in Court in person or by solicitor at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein and to grant unto your orator an order of publication giving notice to the following: Edwin S. Tyler, Philadelphia, Pa., Edna Dix, Cape Charles, Va.; Warren Dix, Cape Charles, Va.; Williard Dix, address unknown, who are non-residents of the State of Maryland, of the object and substance of this bill warning them to appear in this Court in person or by solicitor 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 as in duty bound, etc.

Wade D. Ward,
Wade D. Ward, Solicitor for Plaintiff
Office and P. O. Address
Crisfield, Maryland.

And afterwards, to wit, on the fourth day of August, in the year nineteen hundred and fifty-six, was filed in Court here the following affidavit and certified copy of Deed, which are in the words following, to wit:

Isaac Tyler, Crisfield, Md.	:	In Equity No.
Plaintiff	:	In the Circuit Court for
vs.	:	Somerset County, Md.
Mark V. Tyler, et al.	:	
Defendants	:	

STATE OF MARYLAND, Somerset County, to wit:-

I HEREB CERTIFY that on this 3rd day of August, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Isaac Tyler, the plaintiff in the above entitled cause, and made oath in due form of law that the matters and things set forth in the aforegoing petition proceedings are true to the best of his knowlege, information and belief, and that the said defendants are not in the military service of the United States of America, as defined by the Soldiers' and Sailors' Relief Act of 1940 and as defined by Chapter 710 of the Acts of the General Assembly of Maryland, 1943 Session.

In Witness whereof, I hereunto set my hand and affix my Notarial Seal.

s/ Beatrice D. Gataveskas

Seal of Notary Notary Public.

DEED)
Thomas B. Tyler)
From)
Isaac Lawson and wife)
_____)

This deedmade this 17th day of May, A.D. eighteen hundred and eighty two, by us, Isaac Lawson and Mahala Lawson, his wife, Witnesseth that in consideration of the sum of twenty five dollars to us in hand paid, whereof the receipt we do hereby acknowledge, we, the said Isaac and Mahala Lawson doth grant unto Thomas B. Tyler all of that lot or parcel of ground situated in Crisfield District, Somerset County, Maryland, described as follows Beginning for the same on the West side of the County Road runing from Asbury Church to Jenkins Creek Bridge at a bounder adjoining the said County Road running thence in a Westerly direction 50 yars by and with the said grantors land, thence in a Southerly direction 50 yars by and with the same, thence in an Easterly direction 50 yars to the said County Road, thence in a Northerly direction 50 yars by and with the said Road to the place of beginning, containing three quarters of an acre more or less in fee simple. Witness our hands and seals this the year and date above written.

Test: Thos. K. Whelton

Isaac his x mark Lawson (SEAL)

Mahala her x mark Lawson (SEAL)

State of Maryland, Somerset County, to wit: I hereby certify that on this 17th day of May, A.D. 1882, before me the subscriber a Justice of the Peace of the State in and for the said County personaly appeared Isaac Lawson and Mahala Lawson, his wife, and acknowledged the aforegoing deed to be their free and respective act and deed.

Before Thos. K. Whelton, J.P.

May the 22d day Anno Domini 1882, Then was delivered unto me the subscriber the aforegoing Deed in order to be entrolled among the records of Somerset County, which said Deed together with the acknowledgment thereof, thereon endorsed, is accordingly enrolled among the same records in Liber B.F.L. No. 4, folio 672, on the day and year aforesaid.

Per: Benjamin E. Lankford, Clk.

"""""""""""""""""""""""""""

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, do hereby certify that the aforegoing Deed was truly and correctly copied from Liber B.F.L. No. 4, folio 672, et seq., one of the Land Records of Somerset County.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court this sixth day of July, in the year nineteen hundred and fifty-five.

SEAL OF COURT.

s/ Benjamin L. Barnes,
Clerk of the Circuit Court for Somerset County, Maryland.

And afterwards, to wit, on the fourth day of August, in the year nineteen hundred and fifty-five, was filed in Court here, an Order of Publication, which said Order of Publication is in the words following, to wit:

Isaac Tyler, Crisfield, Md.
Plaintiff

vs.

Mark V. Tyler, et al.
Defendants

In Equity No. 7110
In the Circuit Court for
Somerset County, Md.

ORDER OF PUBLICATION

The object of this proceeding is to procure a decree for the sale of a certain lot of land in Asbury Election District, Somerset County, Maryland, formerly owned by T homas B. Tyler.

The bill alleges:

1. That the plaintiff and the defendants are seized in fee simple, as tenants in common of all that land situate in Asbury Election District, Somerset County, Maryland, which is located on the west side of the county road running from Asbury Church to Jenkin's Creek Bridge. The said premises were conveyed to Thomas B. Tyler by deed dated May 17, 1882 and recorded in Liber B.F.L. No. 4, at folio 672.

2. That the said Thomas B. Tyler died leaving him surviving the following next of kin and heirs at Law:

A. Isaac Tyler, a son, the plaintiff herein, B. Mark V. Tyler, a son, C. Edwin S. Tyler, a son; D. Eva Taylor, a daughter, E. Chester Tyler, a son; F. Grace Milbourne, a daughter, G. Mary Dix, deceaseed, a daughter, who left her surviving the following children: (a) Edna Dix; (b) Warren Dix; (c) Willard Dix; (d) Arthur Dix; H. Vida Howard, deceased, a daughter, who left her surviving the following heirs: (a) Oscar Howard, her husband; (b) Evelyn Landon, a daughter; (c) Laurie Powell, a daughter; (d) Theo Howard, deceased, who left him surviving the following heirs: (1) Geralding Ward, his wife; (2) Tommy Howard, a son, minor; (3) Donald Lee Howard, a son, minor; (4) Frankie Howard, a son, minor; (5) Peggy Howard, daughter, minor; (6) Phillip Howard, son, minor.

3. That the said real estate is not susceptible of partition without material loss or injury to the parties entitled to the interests therein as stated, and that in order to make a division of said interests it will be necessary that the said real estate be sold, and the proceeds thereof be divided among the parties according to their several interests.

To the end therefore,

1. That a decree may be passed for the sale of said real estate.

2. That the proceeds of said sale may be distributed between the parties according to their respective rights and interests.

3. That your orator may have such other and further relief as his case may require.

It is thereupon this 4th day of August, 1955, ordered by the Circuit Court for Somerset County, Maryland, in Equity, that the complaintant by causing a copy of this order to be inserted in some newspaper published in Somerset County, Maryland, once in each of four successive weeks before the 5th day of September, 1955, give notice to the following: Edwin S. Tyler, Philadelphia, Pa.; Edna Dix, Cape Charles, Va.; Warren Dix, Cape Charles, Va.; Willard Dix, address unknown; and Arthur Dix, address unknown; who are not residents of the State of Maryland, of the object and substance of this bill warning them to appear in this Court in person or by solicitor on or before the 21st day of September, 1955, to show cause, if any they have, why a dreeree ought not to be passed as prayed.

s/ Benjamin L. Barnes

Benjamin L. Barnes,
Clerk of the Circuit Court for
Somerset County, Maryland.

And thereafter, to wit, on the fourthiday of August, in the year nineteen hundred and fifty-five, the following Subpoenas were issued, and their respective returns, the same being in the words following:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO Chester Tyler, Grace Milbourne and Geraldine Ward, of Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or orther defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md.

Benjamin L. Barnes

Clerk.

RETURN:

"Summoned severally and copy of subpoena and Bill left with each defendant 8/8/55".

THE STATE OF MARYLAND

Somerset County, to wit:

To Peggy Howard, infant,

Crisfield, Md.

GREETING:

SEAL OF COURT

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Cheif Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

RETURN:

"Summoned Peggy Howard, infant and copy of subpoena & Bill left with her; also copy of subpoena & Bill left with Geraldine Ward, Mother of said infant, 8/8/55".

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF COURT:

TO: Donald Lee Howard, infant GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md.

Benjamin L. Barnes

Clerk.

RETURN:

"Summoned Donald Lee Howard, infant and copy of subpoena & Bill left with him; also copy of subpoena & Bill left with Geraldine Ward, Mother of said infant 8/8/55".

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF COURT

TO Frankie Howard, infant

Crisfield, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler, Crisfield, Md., against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

RETURN: (Frankie Howard, infant subpoena)

"Summoned Frankie Howard, infant and copy of subpoena & Bill left with him; also copy of subpoena & Bill left with Geraldine Ward, Mother of said infant, 8/8/55".

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF COURT:

TO Tommy Howard, infant,

Crisfield, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md.

Benjamin L. Barnes, Clerk.

RETURN:

"Summoned Tommy Howard, infant and copy of subpoena & Bill left with him; also copy of subpoena & Bill left with Geraldine Ward, Mother of said infant 8/8/55".

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF COURT:

TO Phillip Howard, infant,

Crisfield, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make

other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md.

Benjamin L. Barnes

Clerk.

RETURN:

"Summoned Philip Howard, infant & copy of subpoena & Bill left with him; also copy of subpoena & Bill left with Geraldine Ward, Mother of said infant 8/8/55".

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF COURT.

TO Mark V. Tyler,
7100 Harford Road, Baltimore, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in theClerk's Office, Princess Anne Maryland, within fifteen days after the return day named in the abovesubpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md. Benjamin L. Barnes, Clerk.

RETURN:

Received 9 day of Aug. 1955 and forthwith delivered to the Sheriff of Baltimore City.

Test: M. Luther Pittman

"Non Est".

Joseph Deegan, Sheriff

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

SEAL OF COURT:

TO Eva Taylor
2704 Maryland Ave.,
Baltimore 18, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuitof Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

May Term, 1956.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md. Benjamin L. Barnes, Clerk.

RETURN:

Received 9 day of Aug. 1955 and forthwith delivered to the Sheriff of Baltimore City.

Test: M. Luther Pittman.

"Non Est" Joseph C. Deegan, Sheriff.

THE STATE OF MARYLAND,

SOMERSET COUNTY, TO WIT:

SEAL OF COURT:

TO Oscar Howard, Evelyn Landon and Laurie Powell, of Crisfield, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of September next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Isaac Tyler against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 4th day of July Nineteen Hundred and Fifty Five.

Issued the 4th day of August, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md. Benjamin L. Barnes, Clerk.

RETURN:

"Summoned severally & copy of subpoena & Bill left with each defendant 8/8/55"/

And afterwards, to wit, on the twenty-first day of December, in the year nineteen hundred and fifty-five, was filed in Court here, a petition and decree pro confesso, which said petition and decree are in the words following, to wit:

Isaac Tyler,	:	In Equity No.
Plaintiff	:	In the Circuit Court for
vs	:	Somerset County, Maryland
Mark V. Tyler, et al.	:	
Defendants	:	

To the Honorable, the Judges of said Court:-

The petition of Isaac Tyler, plaintiff herein, respectfully shows:

That the Order of Publication herein has been duly published in the Crisfield Times, a weekly newspaper printed and published in the Crisfield Times, a weekly newspaper printed and published in the Crisfield, Somerset County, Maryland, as prescribed by said order, and the defendants, Edwin S. Tyler, Edna Dix, Warren Dix, Willard Dix and Arthur Dix, having failed to appear, either in person or by solicitor, and answer the bill of complaint therein filed against them

The plaintiff therefore prays that the Bill of Complaint in this cause may be taken pro confesso against the said defendants, Edwin S. Tyler, Edna Dix, Warren Dix, Willard Dix and Arthur Dix, and that the plaintiff have leave to take testimony before one of the standing examiners of this Court.

Wade D. Ward, Solicitor forPlaintiff.

ORDER

It appearing from the proceedings in this cause that an order of publication heretofore issued therein has been duly published in the Cirsfield Times, a weekly newspaper printed and published at Crisfield, Somerset County, Maryland, as prescribed by said order, and the defendants, Edwin S. Tyler, Edna Dix, Warren Dix, Willard Dix and Arthur Dix, have failed to appear to or answer the Bill of Complaint within the time prescribed by the rules of this Court.

It is thereupon this 21st day of December, in the year nineteen hundred and fifty-five, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the said Bill of Complaint be, and the same is hereby taken pro confesso against the said defendants, Edwin S. Tyler, Edna Dix, Warren Dix, Willard Dix and Arthur Dix.

And it is further ordered that the plaintiff have leave to take testimony before one of the standing examiners of this Court.

E. McMaster Duer, Judge.

And afterwards, to wit, on the twenty-first day of December, nincteen hundred and fifty-five, was filed in Court here, a petition and decree pro confesso, which are in the words following:

Isaac Tyler,	:	In Equity No.
Plaintiff	:	In the Circuit Court for
vs	:	Somerset County, Maryland.
Mark V. Tyler, et al.	:	
Defendants	:	

The petition of the plaintiff respectfully shows:

That Chester Tyler, Grace Milbourne, Oscar Howard, Laurie Powell, Evelyn Landon and Geraldine Ward, defendants in the cause, have been duly summoned to appear to the bill of complaint in this cause, but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court.

The plaintiff therefore prays that the bill of complaint in this cause may be taken pro confesso against the said defendants and that the plaintiff have leave to take testimony before one of the Standing Examiners of this Court.

Wade D. Ward, Solicitor for plaintiff.

ORDER

It appearing in the above entitled cause that Chester Tyler, Grace Milbourne, Oscar Howard, Laurie Powell, Evelyn Landon and Geraldine Ward, defendants, have been duly summoned to appear to the bill of complaint in this cause but have failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court. It is thereupon this 21st day of December, 1955, by the Circuit Court for Somerset County, in Equity, adjudged, ordered

and decreed that said bill of complaint be, and the sameis hereby taken pro confesso against said defendants and it is further ordered that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

E. McMaster Duer, Judge.

And thereafter, on the twenty-first day of December, nineteen hundred and fifty-five, was filed in Court here a Petition and Order, which said Petition and Order is in the words following, to wit:

Isaac Tyler,	:	In Equity No.
Plaintiff	:	In the Circuit Court for
vs.	:	Somerset County, Maryland.
Mark V. Tyler, et al.	:	
Defendants	:	

To the Honorable, the Judges of the said Court:

The petition of Isaac Tyler, the plaintiff in the above cause, respectfully represents:

That the said Tommy Howard, Donald Lee Howard, Frankie Howard, Peggy Howard and Phillip Howard, the defendants in said cause, having been duly summoned, but being infants they cannot answer and defend this suit for themselves.

Your Petitioner therefore prays your Honors to appoint a guardian ad litem to appear and answer for said infants.

And as in duty bound, etc.

Wade D. Ward, Solcitor for Petitioner.

STATE OF MARILAND, Somerset County, to wit:

I hereby certify that on this 30 day of November, 1955, before me, the subscriber, a notary public of the State of Maryland, in and for Somerset County, personally appeared Isaac Tyler and made oath in due form of law that the matters and facts in the aforegoing petition are true to the best of his knowledge and belief.

Beatrice D. Gataveskas, Notary Public.

Seal of Notary

Isaac Tyler,
Plaintiff
vs.
Mark V. Tyler, et al.
Defendants.

No. in Equity.
In the Circuit Court for
Somerset County, Maryland.

O R D E R

Ordered, this 21st day of December, 1955, by the Circuit Court for Somerset County, State of Maryland, in Equity, upon the aforegoing petition and affidavit that Lionel Bennett be and he is hereby appointed guardian ad litem to appear and answer for Tommy Howard, Donald Lee Howard, Frankie Howard, Peggy Howard and Philip Howard, infant defendants, in the above cause.

E. McMaster Duer, Judge.

Afterwards, to wit, on the twenty-first day of December, in the year nineteen hundred and fifty-five, was filed in Court here an Answer, which Answer is in the words following, to wit:

Isaac Tyler, Plaintiff
vs.
Mark V. Tyler, etal., Defendants

In Equity No.
In the Circuit Court for
Somerset County, Maryland

The answer of Tommy Howard, Donald Lee Howard, Frankie Howard, Peggy Howard, and

Phillip Howard by Lionel Bennett, guardian ad litem duly appointed by an order of this Court, to the bill of complaint of Isaac Tyler against them in this Court exhibited.

These defendants being infants cannot admit any of the matter and things in said bill of complaint alleged, and submit their rights thereunder to the protection of this Court.

And as in duty bound, etc.

Lionel Bennett, Solicitor for defendants.

Thereafter, on the tenth day of January, 1956 was filed in Court here an Answer, which is in the words following, to wit:

Isaac Tyler, Crisfield, Md., Plaintiff — In Equity No.

vs. — In the Circuit Court for

Mark V. Tyler, et al., Defendants — Somerset County, Maryland

To the Honorable, the Judges of said Court:

The answer of Mark V. Tyler, defendant herein, to the Bill of Complaint filed against the said defendant respectfully represents:

That he neither admits nor denies the matters and facts stated in the said Bill of Complaint but requires strict proof of the allegations in the said Bill.

And as in duty bound, et c.

Mark V. Tyler, Sr., Defendant

Lionel Bennett, Attorney for Defendant.

And afterwards, on the tenth day of January, 1956, was filed in Court here an Answer, which is in the words following, to wit:

Isaac Tyler, Crisfield, Md., Plaintiff — In Equity No. 7110

vs. — In the Circuit Court for

Mark V. Tyler, et al., Defendants — Somerset County, Maryland.

To the Honorable, the Judges of said Court:

The answer of Eva Taylor, defendant herein, to the Bill of Complaint filed gainst the said defendant respectfully represents:

That she neither admits nor denies the matters and facts stated in the said Bill of Complaint but requires strict proof of the allegations in the said Bill.

And as in duty bound, et c.

Eva Taylor

Lionel Bennett, Attorney for Defendant.

And thereafter, to wit, on the eleventh day of January, 1956 was filed in Court here, Testimony which Testimony is in the words following, to wit:

Isaac Tyler, Plaintiff — In Equity No.

vs — In the Circuit Court for

Mark V. Tyler, et al., Defendants — Somerset County, Maryland.

In this cause an order having been passed for testimony to be taken to support the allegations of the bill, I, Benson W. Sterling, of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sowrn, etc., do hereby certify that on this day of January, 1956, in Somerset County, aforesaid, I did take the following testimony, to wit:

EXAMINATION BY MR. WADE D. WARD:

Isaac Tyler, a witness of lawful age, being the plaintiff herein, being duly sworn, deposes and says:-

Q. Please state your name, residence and occupation.
A. My name is Isaac Tyler. I reside in Asbury District, Somerset County, Maryland, and I am a waterman.

Q. Are you the Isaac Tyler who is the plaintiff in this action?
A. I am.

Q. I offer the bill of complaint and all the exhibits annexed thereto, that being a certified copy of a deed made by to Thomas B. Tyler, recorded in Liber No. , folio . Are the plaintiffs and defendants named in this action all the heirs of Thomas B. Tyler, who was the grantee of the premises described in the above mentioned deed.
A. Yes, sir.

Q. Will you please describe this property?
A. It is a piece of land containing one-half (1/2) acre of land located on the Byrdtown Road. There is a building on the premises which is in very bad condition.

Q. Who occupied the residence at the present time?
A. No one.

Q. Can this property be divided between the heirs?
A. No. I can not see how it is possible to divide one building.

Q. Do you believe that in order to make a division of your reppective interests it will be necessary that the real estate be sold and the proceeds divided between you?

A. Yes, that is the only way it can be done.

COURT'S QUESTION:

A. No sir.

Isaac Tyler
Isaac Tyler

Benson W. Sterling
Benson W. Sterling.

Norman Mason, a witness of lawful age, produced on the part of the plaintiff, being duly sworn deposes and says:-

Q. Please state your name, residence and occupation.
A. Norman C. Mason, I reside on Broadway, Crisfield, Maryland. I am in the coal and concrete business.

Q. Are you familiar with the value of the land in the vicinity of the premises described by the previous witness?

A. Yes, I am.

Q. Have you made appraisals heretofore of such property?
A. I have.

Q. At my request did you make an appraisal of the premises mentioned above?
A. I did.

Q. What is the fair market value of the premises in your opinion?
A. I would say approximately One Hundred Dollars ($100.00). This property is in very bad condition and completely run down.

COURT'S QUESTION:
A. No sir.

Norman C. Mason
Norman C. Mason

Benson W. Sterling
Benson W. Sterling.

There being no further witnesses to be examined and at the suggestion of the Solicitor for the complainant, the papers are here with returned to Court, and I further certify the annexed bill of costs is correct and paid by the plaintiffs.

Bill of Costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling (SEAL)
Benson W. Sterling
Examiner in Chancery.

Thereafter, to wit:, on the eighteenth day of January, 1956 was filed in Court here, a Decree, which Decree is in the words following, to wit:

Isaac Tyler, Plaintiff

vs.

Mark V. Tyler, et al, Defendants

No. 7110 Chancery

In the Circuit Court for

Somerset County, Maryland.

This cause, standing ready for hearing and being submitted on bill and answer without argument, the proceedings were read and considered.

It is thereupon, this 18th day of January, nineteen hundred and fifty-six, by the Circuit Court for Somerset County, in Equity, adjudged, ordered, and decreed, that the real

estate mentioned in the proceedings, be sold.

That Wade D. Ward be and he is hereby appointed Trustee to make such sale and that the course and manner of his proceedings shall be as follows:

The said Trustee shall first file in the office of the Clerk of the Circuit Court for Somerset County, in Equity, a bond to the State of Maryland, executed by themselves and a surety or sureties to be approved by the said Clerk in the penalty of five hundred dollars ($500.00), of individual surety or sureties, or one-half of said penal sum if corporate surety, conditioned for the faithful performance of the trust reposed in him by this decree or that may be reposed in him by any future decree or order in the premises,; he shall then proceed to make sale of said real estate, having first given at least three weeks previous notice inserted in some newspaper printed and published in said Somerset County and such further notice as they may think proper of the time, place, manner and terms of sale, which term shall be as follows:

One-half in cash in the day of sale and the balance of the purchase money to be paid in six months from the day of sale, the deferred payment to bear interest from the day of sale, and the payment thereof to be secured by the bond of the purchaser with a suroty or sureties to be approved by the said Trustees, or all cash at the option of the purchaser or purchasers.

And as soon as may be convenient after such sale or sales, the said Trustees shall return to this Court, a full and particular account of the same with an affidavit of the truth thereof and of the fairness of such sale or sales annexed and on the ratification of such sale or sales by this Court and on the payment of the whole purchase money, the said Trustee shall by a good and sufficient deed to be executed and acknowledged by law, convey to the purchaser or purchasers of said property and to his, her, or their heirs and assigns, the property to him, her, or them sold free, clear, and discharged of all the claims of the parties to this cause and of any person or persons claiming by, from or under them.

And the said Trustee shall bring to this Court, the money arising from such sale or sales and the bond which may be taken for the same to be disposed of under the direction of this Court, after deducting therefrom the cost of this suit and such commissions of the said Trustee as the Court may think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged their Trust.

E. McMaster Duer, Judge.

And afterwards to wit, on the tenth day of February, in the year nineteen hundred and fifty-six, was filed in Court here a Bond, which said Bond is in the words following, to wit:

AMERICAN BONDING COMPANY

OF BALTIMORE

KNOW ALL MEN BY THESE PRESENTS:

That we, WADE D. WARD, and the AMERICAN BONDING COMPANY OF BALTIMORE, a body corporate, duly incorporated under the laws of the State of Maryland, as Surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Five Hundred Dollars, to be paid to the said State or its certain Attorney, to whic payment well and truly to be made, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 10th day of February in the year of our Lord one thousand nine hundred and Fifty Six.

WHEREAS, the above bounden Wade D. Ward by virtue of a decree of the Honorable the Judge of the Circuit Court of Somerset County has been appointed Trustee to sell Real Estate mentioned in the proceedings in the case of Isaac Tyler vs: Mark V. Tyler, Et.Al now pending in said Court:

NOW, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, if the above bounden Wade D. Ward do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by and future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered in the presence of:

Philip W. Tawes. ▪ Wade D. Ward (SEAL)

Wade D. Ward

Witness: By D. Leo Lawson As to Surety AMERICAN BONDING COMPNAY OF BALTIMORE

By Philip W. Tawes Attorney-in-Fact.

CORPORATE SEAL

Within Bond approved,

Benjamin L. Barnes, Clerk.

Thereafter, to wit: on the 6th day of March, in the year nineteen hundred and fifty-six, was filed in Court here a Report of Sale, which Report of Sale is in the words following, to wit:

Isaac Tyler, Plaintiff — No. 7110 Chancery

vs. — In the Circuit Court for

Mark V. Tyler, et als. — Somerset County, Maryland

Defendants

R E P O R T O F S A L E

To the Honorable, the Judges of said Court:

The report of Wade D. Ward, trustee, appointed by this Court by order herein dated January 18, 1956, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in him by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by adertisement in the Crisfield Times, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three successive weeks before the day of the sale, he did pursuant to said notice attend at the steps of the Post Office at Crisfield, Maryland, on the 11th day of February, 1956, at two o'clock in the afternoon of said day, and then and there proceeded to sell the property described in the bill of complaint, to wit:

ALL that lot or parcel of land situate, lying and being in Asbury Election District, Somerset County, State of Maryland, being located on the west side of the County Road running from Asbury Church to the Jenkins Creek Bridge and bordering fifty (50) yards more or less, on said County Road and having a depth of fifty (50) yards, more or less, and being three-fourths (3/4) of an acre, more or less, and being a part, of that property conveyed to Thomas Be. Tyler from Isaac Lawson and Mahola Lawson, by deed dated May 17, 1882, and recorded in Liber B.F.L. No. 4, at folio 672.

And sold the same to Tom Landon and Helen Landon, his wife,for seven hundred fifteen dollars ($715.00). He being then and there the highest bidder therefore and the purchaser has complied with the terms of the sale.

Respectfully submitted,

Wade D. Ward

Wade D. Ward, trustee.

STATE OF MARYLAND, Somerset County, to wit:

I, Hereby certify that on this 29th day of Febauary, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Wade D. Ward, trustee named in the foregoing report of sale, and made oath in due

form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

As witness my hand and notarial seal the day and year first above written.

Beatrice D. Gataveskas

Notary Public.

SEAL OF NOTARY.

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 7th day of April, 1956, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks before the 6 day of April, 1956.

The report states the amount of sale to be seven hundred fifteen dollars ($715.00)

Benjamin L. Barnes
Clerk.

Thereafter, to wit, on the ninth day of May, in the year nineteen hundred and fifty-six, was filed in Court here, Final Order, which said Final Order is in the words following, to wit:

Isaac Tyler, Plaintiff

vs.

Mark V. Tyler, et als.

Defendants

No. 7110 Chancery

In the Circuit Court for

Somerset County, Maryland.

FINAL ORDER

Ordered by this Court this 9th day of May, 1956, that the sale made and reported by the Trustee be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

L. Creston Beauchamp, Attorney for the purpose of foreclosing and collection a mortgage from Harry Holbrook and Ora Holbrook, his wife, to L. Creston Beauchamp)

Be it remembered that heretofore to wit, on the twenty-first day of February in the year nineteen hundred and fifty-six, a certain L. Creston Beauchamp, Attorney, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here an original of a certain mortgage executed and delivered to Harry Holbrook and Ora Holbrook, his wife, by a certain L. Creston Beauchamp, which said original mortgage was preceeded by the following order to the Clerk.

L. Creston Beauchamp, Attorney for the purpose of foreclosing and collection a mortgage from Harry Holbrook and Ora Holbrook his wife, to L. Creston Beauchamp	)	No. 7167 Chancery
	)	In the Circuit Court
	)	For Somerset County
	)	State of Maryland.

Mr. Clerk:

Please docket a case as above and file for foreclosure the original mortgage from Harry Holbrook and Ora Holbrook to L. Creston Beauchamp, dated December 19, 1953, and recorded among the Land Records of Somerset County, Maryland, in Liber No. 151, folio 540, and enter my appearance as trustee and attorney named in the mortgage.

L. Creston Beauchamp

Attorney named in Mortgage.

And on the same day was filed in Court here said original mortgage, which mortgage is in the words following, to wit:

THIS MORTGAGE, Made this ninteenth day of December, in the year nineteen hundred and fifty-three, by Harry Holbrook and Ora Holbrook,

Whereas, the said Harry Holbrook and Ora Holbrook, his wife, are justly indebted unto L. Creston Beauchamp, of said county and state, for the sum of one hundred and fifty dollars, for money this day loaned, evidenced by the bill obligatory of the said Harry Holbrook and Ora Holbrook, his wife, for said sum of one hundred and fifty dollars, dated evenly herewith and payable to the said L. Creston Beauchamp one year after date, with interest from date payable semi-annually, and in which said bill obligatory the said Harry Holbrook and Ora Holbrook, his wife, have reserved the right to pay the said principal sum, or any part thereof, at any interest paying period; and whereas, for the purpose of securing the payment of said one hundred and fifty dollars, with interest as aforesaid, this mortgage is executed.

Now, therefore, this mortgage witnesseth that in consideration of the premises, the said Harry Holbrook and Ora Holbrook, his wife, hereby grant and convey unto the said L. Creston Beauchamp, his heirs and assigns, all that lot or parcel of land situate, lying and being in Mount Vernon Election District, Somerset County, Maryland, binding on the east side of the county road leading from Dr. Barnes' Corner to White Haven, bounded on the north by the land of George Bailey, on the east by the land of Brisco Pinkett, and on the south by the land of George Game, and containing one acre of land, more or less; the land hereby conveyed being the same and all the land which was conveyed to the said Harry Holbrook and Ora Holbrook, his wife, by Molly Bloodsworth Smith, widow, by deed dated January 22, 1951, recorded among the Land Records of Somerset County, Maryland in Liber No. 151, folio 540.

To which said deed and records and all the references therein, special reference is here made, as a part hereof, for full and accurate description of the property herein conveyed.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns or L. Creston Beauchamp, his or their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of adecree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee his, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least

five hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgage, and to seposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Harry Holbrook (SEAL)

Virginia B. Miles Ora Holbrook (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to-wit:

I HEREBY CERTIFY, That on this 19th day of December, in the year nineteen hundred and fifty-three, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Harry Holbrook and Ora Holbrook, his wife, the mortgagors named in the foregoing mortgage and duly acknowledged the foregoing mortgage to be their respective act and deed; and at the same time and place also personally appeared before me L. Creston Beauchamp, the within named mortgagee, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

Virginia B. Miles

Notary Public SEAL OF NOTARY.

Received for record Dec. 21, 1953 and recorded in Liber B.L.B. No. 161, Folio 375, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk.

And thereupon the said L. Creston Beauchamp, Attorney, filed in Court here a Bond in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and W. Clyde Ford, Jr., surety, are held and firmly bound unto the State of Maryland, in the sum of five hundred dollars, to be paid to the said State of Maryland, or its certain Attorney to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 20th day of February, 1956.

WHEREAS, by mortgage dated the 19th day of December, 1953, recorded among the Land Records of said Somerset County in Liber No. 161, folio 375, a certain Harry Holbrook and Ora Holbrook, his wife, conveyed unto L. Creston Beauchamp certain real estate in said County, and whereas, default occurred in the terms and conditions of said mortgage, and whereas, by virtue of the power and authority contained in said mortgage, the said L. Creston Beauchamp is authorized to sell the mortgaged property, and, whereas, the said L. Creston Beauchamp is about to exercise the power of sale contained in said mortgage by a sale of said mortgage property.

NOW, the condition of the above obligation is such that if the above bounded L. Creston

Beauchamp do and shall well and faithfully perform the trust reposed in him in and by said mortgage, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then this obligation shall be void, otherwise to be and remain in full force and virtue of law.

L. Creston Beauchamp (SEAL)

W Clyde Ford, Jr. (SEAL)

TEST:

June P. Croak

The within Bond approved.

Benjamin L. Barnes, Clerk.

Filed for record Feb. 21, 1956 and recorded in Liber B.L.B. No. 7 - Bk. of Bonds, Folio 423,

And thereafter, to wit, on the twenty seventh day of March, in the year nineteen hundred and fifty-six, was filed in Court here, a Report of Sale, Audit, Affidavit, Order Nisi and Final Order, which foregoing are in the words following, to wit:

L. Creston Beauchamp, Ex Parte :	No. 7167 Chancery
Trust created by mortgage from :	In the Circuit Court for
Harry Holbrook and Ora Holbrook, :	Somerset County,
his wife. :	Maryland.

- - - - -

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The report of L. Creston Beauchamp, trustee named in a mortgage from Harry Holbrook and Ora Holbrook, his wife, to L. Creston Beauchamp, dated December 19, 1953, recorded among the Land Records of Somerset County, Maryland, in Liber No. 161, folio 375, respectfully shows:

That by virtue of the power and authority contained in said mortgage and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said mortgage, and after having given at least twenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in said County and by handbill posted at the Court House door in said County, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, March 20, 1956, at the hour of 2:00 o'clock P.M. and then and there proceeded to sell at public auction the following described property mentioned in said mortgage, namely:

He offered all that lot or parcel of land situate, lying and being in Mount Vernon Election District, Somerset County, Maryland, binding on the east side of the County Road leading from Dr. Barnes' Corner to White Haven, bounded on the north by the land of George Bailey, on the east by the land of Brisco Pinkett, and on the south by the land of George Game, and containing one acre of land, more or less; the land hereby conveyed being the same and all the land which was conveyed to the said Harry Holbrook and Ora Holbrook, his wife, by Molly Bloodsworth Smith, widow, by deed dated January 22, 1951, recorded among the Land Records of Somerset County, Maryland, in Liber No. 151, folio 540; and sold the same to L. Creston Beauchamp, of said Somerset County, at and for the sum of Three Hundred Dollars ($300.00), which has been fully paid.

And the trustee makes the following distribution of the proceeds of said sale:

Whole Amount of Sale, $300.00

	Con't	300.00
Clerk's Costs	$38.00	
Advertising	32.51	
Appearance Fee	25.00	
Taxes	9.00	
Commission	27.00	131.51
		168.49
To L. Creston Beauchamp, holder of note secured by mortgage	150.00	
Interest due on same to day of sale	20.25	170.25
Balance due L. Creston Beauchamp		$ 1.76

And the trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Trustee.

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I hereby certify that on this 27th day of March, 1956, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, Trustee mentioned in the aforegoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported and the distribution of proceeds therefrom was fairly made.

Benjamin L. Barnes

Clerk of the Court.

L. Creston Beauchamp,	:	No. Chancery
Ex Parte	:	In the Circuit Court for
Trust created by mortgage from	:	Somerset County,
Harry Holbrook and Ora Holbrook,	:	Maryland.
his wife, to L. Creston Beauchamp	:	

* * *

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 27th day of March, 1956, that the report of L. Creston Beauchamp, trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported and the audit therein stated be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 30th, day of April, 1956; provided a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before the 28th day of April, 1956.

The report states the amount of sale to be $300.00.

Benjamin L. Barnes

Clerk of the Court.

L. Creston Beauchamp	:	No. Chancery
Ex Parte	:	In the Circuit Court for
Trust created by mortgage from	:	Somerset County,
Harry Holbrook and Ora Holbrook,	:	Maryland
his wife, to L. Creston Beauchamp	:	

* * * * * *

It having been proved to the Court that a copy of the proceeding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 11th day of June, 1956, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, trustee, and the sale by him reported and the audit therein stated,

be and the same are hereby ratified and confirmed.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

July Term, 1956.

Edgar A. Jones, Attorney, Ex-Parte under power contained in Mortgage from Alfred W. Shute and Beulah S. Shute, his wife, to Harry E. Kambarn and Anna H. Kambarn, his wife.

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, bgun and held at Princess Anne Town, in and for said County, on the first Monday of July, being the second day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge.
Isaac H. Dorsey, Esq., Sheriff and Benajmin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Edgar A. Jones Attorney, Ex Parte under power contained in Mortgage from Alfred W. Shute and Beulah S. Shute, his wife, to Harry E. Kambarn and Anna H. Kambarn, his wife.

Be it remembered that heretofore to wit, on the thirteenth day of March, in the year nineteen hundred and fifty-six, a certain Edgar A. Jones, Attorney, filed and exhibited in Court here an original of a certain mortgage executed and delivered to Alfred W. Shute and Beulah S. Shute, his wife, by Harry E. Dambarn and Anna H. Kambarn, his wife, which saidoriginal mortgage was preceeded by the following order to the Clerk.

Edgar A. Jones Attorney, Ex Parte under power contained in Mortgage from Alfred W. Shute and Beulah S. Shute, his wife, to Harry E. Kambarn and Anna H. Kambarn, his wife.

No. 7178 Chancery
In the Circuit Court for
Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled suit and file the original mortgage among the papers therein.

Edgar A. Jones, Attorney.

And on the same date was filed in Court here said original mortgage, which mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 14th day of September, in the year nineteen hundred and fifty-four, by Alfred W. Shute and Beulah S. Shute, his wife, of Somerset County and State of Maryland, Witnesseth:

Whereas, the said Alfred W. Shute and Beulah S. Shute, his wife, are indebted unto Harry E. Kambarn and Anna H. Kambarn, of Wicomico County and State of Maryland, in the full and just sum of four thousand dollars ($4,000.00), with interest from date, balance of the purchase money for the real estate hereinafter conveyed, which said indebtedness is evidenced by the bill obligatory of the said Alfred W. Shute and Beulah S. Shute for said sum, dated evenly herewith, payable to the order of the said Harry E. Kambarn and Anna H. Kambarn in monthly installments of one hundred dollars ($100.00), the first of said installments being due and payable on the 14th day of October, 1954, and the remaining installment payments to be credited first to interest and the balance to principal of said indebtedness; reserving however, to the mortgagors the privilege of paying all or any part of said indebtedness on any installment due date; and whereas, for the purpose of further securing the payment of said sum and interest,

this mortgage is executed.

Now, therefore, this mortgage witnesseth, that for and in consideration of the premises and the sum of one dollar, the said Alfred W. Shute and Beulah S. Shite, his wife, hereby grant and convey unto the said Harry E. Kambarn and Anna H. Kambarn, his wife, as tenants by the entireties, their heirs and assigns, all those lots or parcels of land situate in Dames Quarter Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, bounded on the north by the waters of Tangier Sound, on the east by the land of Elmer Shores, on the south by the land owned or formerly owned by Clifford Carr and on the west by the land owned or formerly owned by Moll and Reeves, containing one acre, more or less, being the same land conveyed unto Harry E. Kambarn and Anna H. Kambarn by Charles H. Taylor and Miriam L. Taylor by deed dated July 15, 1952 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 157, Folio 353.

Second: All that lot or parcel of land, situate as aforesaid, adjoining the lot described in the preceding item hereof, accurately laid down and described as Lot No. 10 on a plat filed with a deed from L. Shanley Ford and James E. Moore to Briddelle H. Dougherty and wife, dated August 26, 1924 and recorded among the aforesaid Land Records in Liber G.W.L. No. 91, folio 79; said lot fronting thrity-five (35) feet on Tangier Sound and running back therefrom a distance of one hundred (100) feet, being the same land conveyed unto Harry E. Kambarn and Anna H. Kambarn by Hattie E. Newton by deed dated August 6, 1952 and recorded among the aforesaid Land Records in Liber B.L.B. No. 157, folio 468.

And being the same land conveyed unto the said Alfred W. Shute and Beulah S. Shute by the said Harry E. Kambarn and Anna H. Kambarn by deed dated evenly herewith and intended to be recorded among the aforesaid Land Records.

To which said deeds and plat and all the references in them contained, special reference is here made for a more complete and accurate description of the land and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagees their heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the Mortgagees, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Alfred W. Shute and Beulah S. Shute, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagees, their personal representatives or assigns, or Edgar A.

Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagees their, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned and to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisidiction to decree or other a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagers do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least four thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagees their, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagees, and to deposit the policy or policies as aforesaid, the said mortgagees are hereby authorized to insure and keep insured the said improvements., and whatever sum the said mortgagees may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

Witness the hands and seals of said mortgagors:

Alfred W. Shute (SEAL)

Beulah S. Shute (SEAL)

Test:

Eunice Dashiell

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify, That on this 14th day of September in the year nineteen hundred and fifty-four, before me the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Alfred W. Shute and Beulah S. Shute, his wife, the mortgagors named in the foregoing mortgage and each acknowledged the foregoing mortgage to be his

act and deed; and at the same time and place also personally appeared before me Harry E. Kambarn, one of the mortgagees, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell

Notary Public

SEAL OF NOTARY

Received for record Sept. 14, 1954 and recorded in Liber B.L.B. No. 165 Folio 451, one of the Land Records of Somerset County.

Per; Benjamin L. Barnes, Clerk.

And thereupon the following Affidavit as to Amount Due and Military Service was filed, which foregoing is in the words following, to wit:

Edgar A. Jones, Attorney, Ex Parte	:	No._____Chancery
under the power contained in Mortgage	:	In the Circuit Court for
from Alfred W. Shute and Beulah S.	:	Somerset County, Maryland
Shute, his wife, to Harry E. Kambarn	:	
and Anna H. Kambarn, his wife	:	

State of Maryland, Somerset County, to wit:

On this 13th day of March, 1956, before me, the undersigned officer, personally appeared Anna H. Kambarn, one of the mortgagees, and made oath in due form of law, as follows: That the principal amount owing on the above mortgage is $2,947.28, with interest from November 14, 1955; that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;
2. Ordered to report for induction under the selective training and service act of 1940 as amended;
3. The military service of any nation with which the United States of America may be allied in the prosecution of war.

Eunice Dashiell, Notary Public Seal of Notary.

And thereafter, the said Edgar A. Jones filed in Court here a Bond, which Bond is in the words following to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, Edgar A. Jones, of Somerset County and State of Maryland, and National Surety Corporation, a body corporate of the State of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of four thousand dollars ($4,000.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 13th day of March, in the year nineteen hundred and fifty-six.

Whereas, by mortgage dated September 14, 1954, recorded among the Land Records of Somerset County in Liber B.L.B. No. 165, folio 451, Alfred W. Shute and Beulah S. Shute, his wife, conveyed to Harry E. Kambarn and Anna H. Kambarn, his wife, certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is

about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)

National Surety Corporation

By Edgar A. Jones
Attorney in Fact CORPORATE SEAL

Witness: Eunice Dashiell

Within Bond approved.

Test: Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the tenth day of April, in the year 1956, was filed in Court here Report of Sale, Affidavit, Order Nisi and Final Order, which foregoing were in the words following, to wit:

Edgar A. Jones, Ex Parte		No. 7178 Chancery
under power contained in Mortgage	:	In the Circuit Court for
from Alfred Shute and Beulah S. Shute,	:	Somerset County, Maryland.
his wife, to Harry E. Kambarn and	:	
Anna H. Kambarn, his wife	:	

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney named in a certain mortgage made and executed by Alfred W. Shute and Beulah S. Shute, his wife, to Harry E. Kambarn and Anna H. Kambarn, his wife, and dated September 14, 1954, and recorded among the Land Records of Somerset Countyin Liber B.L.B. No. 165, folio 451, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place,manner and terms of sale by advertisement in the Maryland and Herald, a weekly newsapaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 10th day of April, 1956, at two o'clock P. M., and then and there proceed to sell the property described in said mortgage, to wit:

All those lots or parcels of land situate in Dames Quarter Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, bounded on the north by the waters of Tangier Sound, on the east by the land of Elmer Shores, on the south by the land owned or formerly owned by Clifford Carr and on the west by the land owned or formerly owned by Moll and Reeves, containing one acre, more or less.

Second: All that lot or parcel of land, situate as aforesaid, adjoining the lot described in the preceding item hereof, accurately laid down and described as Lot No. 10 on a plat filed with a deed from L. Shanley Ford and James E. Moore to Briddelle H. Dougherty and wife, dated August 26, 1924 and recorded among the aforegaid Land Records in Liber G.W.L. No. 91,

folio 79; said lot fronting thrity-five (35) feet on Tangier Sound and running back therefrom a distance of one hundred (100) feet.

The land above described being the same and all the land conveyed unto the said Alfred W. Shute and Beulah S. Shute by Harry E. Kambarn and Anna H, Kambarn by deed dated September 14, 1954 and recorded among the aforesaid Land Records in Liber B.L.B. No. 166, Folio 132, and sold the same to Eldon G. Marksman and Callie E. Marksman at and for the sum of three thousand dollars ($3,000.00) they being then and there the highest bidders therefore, and the purchasers have complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sales			$3,000.00
To The Marylander and Herald, advertising and order nisi		$49.39	
To Clerk of the Circuit Court for costs		28.00	
To Permium on bond		16.00	
To Edwin B. Muir, auctioneer		15.00	
To Solicitor		25.00	
To Premium on fire insurance		44.63	
To Carlos Bozman, Collector of State and County taxes		7.41	
To Attorney as commission		195.00	
To Balance to be credited oh mortgage debt		2,619.57	3,000.00
Total mortgage debt, principal	$2,947.28		
Interest	71.68		
	$3,018.96		
Less credit by sale	2,619.57		
	$399.39		

Respectfully submitted,

Edgar A. Jones, Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 10th day of April, in the year nineteen hundred and fifty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell, Notary Public.

Order Nisi

Edgar A. Jones, Ex Parte	:	No. 7178 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Alfred W. Shute and Beulah S. Shute,	:	Somerset County, Maryland.
his wife, to Harry E. Kambarn and	:	
Anna H. Kambarn, his wife	:	

Ordered this 10th day of April, in the year nineteen hundred and fifty-six, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 12th day of May, 1956, provided a copy of this order be inserted in some newspaper published in said Somerset

County once in each of four successive weeks before the 11th day of May, 1956.

The report states the amount of sales to be $3,000.00.

Benjamin L. Barnes,

Clerk of the Circuit Court.

Edgar A. Jones, Ex Parte : No. 7178 Chancery
under power contained in Mortgage from : In the Circuit Court for
Alfred W. Shute and Beulah S. Shute, : Somerset County, Maryland.
his wife, to Harry E. Kambarn and :
Anna H. Kambarn, his wife :

Ordered by the Circuit Court for Somerset County in Equity this 21st day of May, in the year nineteen hundred and fifty-six, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the co trary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

Alexander G. Jones, Assignee,) Be it remembered that heretofore to wit, on the
Ex Parte under power contained in) seventeenth day of April, in the year nineteen
Mortgage from John B. Bailey and) hundred and fifty-six, a certain Alexander G.
Dorothy S. Bailey, his wife, to The) Jones, in his proper person, exhibited and filed
Cohn & Bock Company) in the Circuit Court here, an original of a cer-
) tain mortgage executed and delivered to The Cohn

& Bock Company by a certain John B. Bailey and Dorothy S. Bailey, his wife, of said County and State, which said original mortgage is preceeded by the following titling, which titling is in the words following, to wit:

Alexander G. Jones, Assignee, Ex Parte) No. 7189 Chancery
under power contained in Mortgage from) In the Circuit Court
John B. Bailey and Dorothy S. Bailey,) For Somerset County and
his wife, to The Cohn & Bock Company) State of Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones, Assignee.

And which original mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 16th day of December, in the year nineteen hundred and fifty-five, by John B. Bailey and Dorothy S. Bailey, his wife, of Somerset County and State of Maryland, Witnesseth:

Whereas, the said John B. Bailey and Dorothy S. Bailey, his wife, are indebted unto The Cohn & Bock Company, a body corporate of the State of Maryland, in the full and just sum of seventeen hundred dollars ($1700.00), with interest from date, which said indebtedness is evidenced by the bill obligatory of the said John B. Bailey and Dorothy S. Bailey for said sum, dated evenly herewith, payable to the order of the said The Cohn & Bock Company in sixty monthly installments of thirty-two dollars and eighty-eight cents ($32.88) each, the

first of said installments being due and payable on the 16th day of January, 1956, and the remaining installments on even date of each succeeding month thereafter until fully paid, said installment payments to be creditied first to interest and the balance to principal of said indebtedness; and whereas, for the purpose of further securing the payment of said sum and interest, this mortgage is executed.

Now, therefore, this mortgage witnesseth: That for and in consideration of the premises and the sum of one dollar, the said John B. Bailey and Dorothy S. Bailey, his wife, hereby grant and convey unto the said The Cohn & Bock Company, a body corporate as aforesaid, its successors or assigns, all that lot or parcel of land, situate in West Princess Anne Election District, Somerset County, Maryland, lying on the east side of the county road running from Venton to Monie Creek Bridge, bounded on the north by the lands of Briddell White and on the south by the lands of Leroy Jones, containing one (1) acre, more or less, and being the same and all the land which was conveyed unto the said John B. Bailey and Dorothy S. Bailey, his wife, by John W. Wootten, Administrator d.b.n.c.t.a. of the Estate of Edward S. Bozman, by deed dated June 2, 1953 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 160, folio 140.

To which said deed and all the references and descriptions in it contained, special reference is here made for a more complete and accurate description of the land and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said John B. Bailey and Dorothy S. Bailey, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its successors or assigns, or Edgar A. Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the part making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply/to first the payment of all expenses incident to such sale including a reasonable Attorney's

fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee its, successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least seventeen hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

Eunice Dashiell

John Bailey (SEAL)

Dorothy S. Bailey (SEAL)

STATE OF MARYLAND, Somerset County, to-wit:

I HEREBY CERTIFY, That on this 16th day of December, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared John B. Bailey and Dorothy S. Bailey, his wife, the mortgagors named in the foregoing mortgage and each acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared Robert C. Street, Vice President of The Cohn & Bock Company, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and that he is agent of the mortgagee, duly authorized to make this affidavit.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell

Notary Public

Seal of Notary State Stamps: $1.65

Received for record Dec. 19, 1955 and recorded in Liber B.L.B. No. 173, Folio 557 one of the

Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk.

And on the same day was filed in Court here, an Assignment of the foregoing mortgage, which assignment is in the words following to wit:

For value received and for the purpose of foreclosure and collection, The Cohn & Bock Company, a body corporate, hereby assigns the within mortgage to Alexander G. Jones.

As witness the corporate seal of the said The Cohn & Bock Company and the signature of Robert C. Street, Vice President, this 12th day of April, 1956.

The Cohn & Bock Company

By Robert C. Street

Vice President SEAL OF CORPORATION

Attest: Pauline H. Pilchard

Filed for record April 17, 1956 and recorded in Liber B.L.B. No. 173, Folio 559.

Test: Benjamin L. Barnes, Clerk.

And thereafter, on the same day was filed in Court here, an Affidavit as to Amount Due and Military Status, which foregoing is in the words following to wit:

Alexander G. Jones, Assignee, Ex Parte	:	No. 7189 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
John B. Bailey and Dorothy S. Bailey,	:	Somerset County, Maryland
his wife, to The Cohn & Bock Company	:	

State of Maryland, Somerset County, to wit:

On this 16th day of April, 1956, before me, the undersigned officer, personally appeared Robert C. Street, Vice President of The Cohn & Bock Company, and made oath in due form of law, as follows: That the principal amount owing on the above mortgage is $1,599.27 with interest from December 16, 1955; that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;

2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;

3. The military service of any nation with which the United States of America may be allied in the prosecution of war.

Eunice Dashiell, Notary Public -- SEAL OF NOTARY.

Thereafter, on the same day was filed in Court here, Assignee's Bond, which Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Alexander G. Jones, Robert C. Street and Stanley C. Street, all of Somerset County and State of Maryland, are held and firmly bound unto the said State of Maryland, in the full and just sum of thirty-four hundred dollars ($3400.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, sealed with our seals and dated this 17th day of April, in the year nineteen hundred and fifty-six.

Whereas, by a mortgage dated December 16, 1955, John B. Bailey and Dorothy S. Bailey conveyed to The Cohn & Bock Company certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Alexander G. Jones, Assignee, by virtue of the power and authority contained in said mortgage is authorized, upon default, to

sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Alexander G. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden, Alexander G. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Alexander G. Jones (SEAL)

Alexander G. Jones (SEAL)

Robert C. Street (SEAL)

Stanley C. Street (SEAL)

Witness: Pauline H. Pilchard

The within Bond approved,

Benjamin L. Barnes, Clerk.

And thereafter to wit, on the 16th day of May, 1956 Report of Sale: was filed in Court here the following/

Alexander G. Jones, Assignee, Ex Parte : No. 7189 Chancery

under power contained in Mortgage from :

John B. Bailey and Dorothy S. Bailey, : In the Circuit Court for

his wife, to The Cohn & Bock Company : Somerset County, Maryland.

To the Honorable, the Judge of said Court:

The report of sale of Alexander G. Jones, Assignee of a certain mortgage made and executed by John B. Bailey and Dorothy S. Bailey, his wife, to The Cohn & Bock Company, a body corporate, dated December 16, 1955 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 173, folio 557, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend in front of the Court House door, in Princess Anne, Somerset County, Maryland, on the 15th day of May, 1956, at or about two o'clock P.M. and then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate in West Princess Anne Election District, Somerset County, Maryland, lying on the east side of the county road running from Venton to Monie Creek Bridge, bounded on the north by the lands of Briddell White and on the south by the lands of Leroy Jones, containing one (1) acre, more or less, and being the same and all the land which was conveyed unto the said John B. Bailey and Dorothy S. Bailey, his wife, by John W. Wootten, Administrator d.b.n.c.t.a. of the Estate of Edward S. Bozman, by deed dated June 2, 1953 and recorded among the aforesaid Land Records in Liber B.L.B. No. 160, folio 140, and sold the same to The Cohn & Bock Company, a body corporate of the State of Maryland, at and for the sum of fifteen hundred dollars ($1500.00), it being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sales		$1500.00
To the Marylander and Herald, advertising and order nisi	$38.44	
To Clerk of the Circuit Court for costs	28.00	
To Edwin B. Muir, auctioneer	15.00	
To Solicitor	25.00	
To Assignee as commission	120.00	
To Balance to be credited on mortgage debt	1273.56	$1500.00

Total mortgage debt, principal	$1599.27	
Interest	40.00	
	1639.27	
Less credit by sale-	-1273.56	(Less credit by sale)
	365.71	

Respectfully submitted,

Alexander G. Jones, Assignee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 15th day of May, in the year nineteen hundred and fifty six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones, Assignee named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

Eunice Dashiell, Notary Public.

Seal of Notary.

Order Nisi

Alexander G. Jones, Assignee, Ex Parte under power contained in Mortgage from John B. Bailey and Dorthy S. Bailey, his wife, to The Cohn & Bock Company	;	No. 7189 Chancery In the Circuit Court for Somerset County, Maryland.

Ordered this 16th day of May, in the year nineteen hundred and fifty-six, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Assignee named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 18th day of June, 1956, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 16th day of June, 1956.

The report states the amount of sales to be $1500.00.

Benjamin L. Barnes, Clerk of the Circuit Court.

Alexander G. Jones, Assignee, Ex Parte under power contained in Mortgage from John B. Bailey and Dorothy S. Bailey, his wife, to The Cohn & Bock Company	:	No. 7189 Chancery In the Circuit Court for Somerset County, Maryland.

Ordered by the Circuit Court for Somerset County in Equity, this 19th day of June, in the year nineteen hundred and fifty-six, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. Jones, Assignee mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

\#

Harry C. Dashiell, Attorney,

Ex Parte

Under power in a mortgage from Edward Meyer Smith and Dorothy Janet Smith, his wife, to Edgar H. Kemp, for foreclosure, etc.,

Be it remembered that heretofore to wit, on the seventeenth day of April, in the year nineteen hundred and fifty-six, a certain Harry C. Dashiell, Attorney, exhibited and filed in the Circuit Court here, a titling, original mortgage and bond, which are in the words following, to wit:

Harry C. Dashiell, Attorney

Ex Parte

Under the power of sale contained in a mortgage from Edward Meyer Smith and Dorothy Janet Smith, his wife, to Edgar H. Kemp, default having occured, the Attorney named in said mortgage will sell, etc.,

No. 7190 Chancery

In the Circuit Court for

Somerset County,

In Equity.

Mr. Clerk:

Please docket the above entitled suit and file the bond herewith, and enter the appearance of the undersigned as Solicitor for the Complainant.

Harry C. Dashiell, Solicitor for Complainant.

The original mortgage in the words following, to wit:

THIS MORTGAGE, Made this 19' day of September in the year nineteen hundred and forty seven, by Edward Myer Smith and Dorothy Janet Smith, his wife, and Minnie Bogardus, all of Somerset County and State of Maryland.

Whereas, the said Edward Myer Smith and Dorothy Janet Smith, his wife, and Minnie Bogardus, are justly and bonafide indebted unto Edgar H. Kemp, in the full and just sum of five hundred and fifty dollars ($550.00), the same being the purchase money for the land and premises, hereinafter described, and have given therefor to the said Edgar H. Kemp, their Bill Obligatory for said principal sum, dated evenly herewith, and payable one year after date hereof, with interest from date, payable semi-annually from date her of, and to further and better secure the payment of which said principal sum, with interest as aforesaid, these presents are executed.

Now therefore this mortgage witnesseth, that for and in consideration of the premises, and of the sum of one dollar in hand paid, the said Edward Myer Smith and Dorothy Janet Smith, his wife, and Minnie Bogardus, do grant and convey unto Edgar H. Kemp, his heirs and assigns, in fee simple; all that lot or parcel of land, situate lying and being in West Princess Anne Election District, in said Somerset County and State of Maryland, and more fully described as follows, that is to say:

All that lot or parcel of land, situate as aforesaid, and lying and binding on the north side of the State Road, leading from Princess Anne to Deal Island and beginning for the same at a stone on the north side of the said State Road, at the mouth of a ditch at the southwest corner of the land of George C. Bounds and William H. Phillips, thence running in a northerly direction by and with the west line of said Bounds and Phillips' land, a distance of 280 yards to a stone, thence in a westerly direction and parallel with the said State Road, 35 yards to a stob driven in the ground, thence in a southerly direction and parallel with the first line 280 yars to said state road, thence by and with the north side of said State Road, in an easterly direction 35 yards to the beginning, containing 2 acres more or less.

The land hereby conveyed, being the same and all of the land which was conveyed unto the said Edward Myer Smith by Mary B. Wilson and husband, by deed dated and recorded or intended to be recorded simultaneously herewith; but subject to a life estate in the said Minnie Bogardus, who hereby joins in this mortgage.

And special reference is hereby made to the aforesaid deed, and to all the references in said deed contained, for a more accurate and perfect description of the lands and premises, hereby conveyed.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Edward Myer Smith and Dorothy Janet Smith, his wife, and Minnie Bogardus do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns, or Harry C. Dashiell his Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonalbe Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee his, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a line upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this

mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least five hundred and fifty dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee his, personal representatives and assigns, to the extent of the lien, or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee hereby autorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay fo r such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of the said mortgagors.

Test: Edward Myer Smith (SEAL)

Edwin C. ---------- Dorothy Janet Smith (SEAL)

Minnie Bogardus (SEAL)

STATE OF MARYLAND, S O M E R S E T COUNTY, to wit:

I HEREBY CERTIFY, That on this 19th day of September, in the year nineteen hundred and forty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid personally appeared Edward Myer Smith and Dorothy Janet Smith, his wife, and Minnie Bogardus the mortgagors named in the foregoing mortgage and acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me Edgar H. Kemp, Mortgagee and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

As witness my hand and notarial seal the day and year above written.

Nancy Lee Kemp

Notary Public SEAL OF NOTARY.

And afterwards, to wit:, on the same day, was filed in Court here Bond, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that Harry C. Dashiell of Somerset County and State of Maryland Principal, and the Smerican Surety Company, of New York, a corporation created and existing under the Laws of the State of New York, as Surety are held and firmly bound unto the State of Maryland in the full and just sum of of one thousand dollars ($ 1000.00), to be paid to the said State of Maryland, or its certain Attorney, mand to which payment, well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, firmly by these presents, sealed with our seals and dated this 16th day of April, nineteen hundred and fifty six.

WHEREAS the above bounden, Harry C. Dashiell, under and by virtue of the power of sale contained in a mortgage from Edward Meyer Smith and Dorothy Janet Smith, his wife, to Edgar H. Kemp, dated September 19, 1947, and recorded among the Land Records of said Somerset County in Liber B.L.B. No. 140, folio 358 etc., the said Attorney named in said mortgage is about to foreclose the same and sell the land described in said mortgage in order to collect the indebtedness secured thereby, default having occured in the payment of the debt secured thereby and in covenants and conditions of said mortgage.

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bounden, Harry C. Dashiell, do and shall, well, truly and faithfull perdform ths trust reposed in him by said mortgage and shall abide by and fulfill any order or descree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the

July Term, 1956.

said obligation shall be void; otherwise to be and remain in full force and effect.

AS witness the hand and seal of the said Harry C. Dashiell, the corporate seal of said body corporate surety and the hand of Harry C. Dashiell, the Attorney-in-fact of said corporation, the day and year above written.

TEST:

Meta D. Sterling — Harry C. Dashiell (SEAL)

TEWT: — AMERICAN SURETY COMPANY OF NEW YORK,

Meta D. Sterling — CORPORATE SEAL — By Harry C. Dashiell, Attorney-in-fact.

The within Bond approved.

Benjamin L. Barnes, Clerk.

And afterwards, to wit, on the thirtieth day of April, in the year nineteen hundred and fifty-six, was filed in Court here, Affidavit as to amount due on mortgage, and as to non-military service of Edward Meyer Smith and wife and Stanley J. Smith, his wife, which are in the words following, to wit:

Harry C. Dashiell, Attorney Under power of a mortgage from Edward Myer Smith and Dorothy Janet Smith, his wife, to Edgar H. Kemp, Etc.	:	No. 7190 Chancery In the Circuit Court For Somerset County In Equity.

I hereby certify that on this_____day of April, 1956, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Harry C. Dashiell, the solicitor for the complainent in the above entitled cause,and made oath in due form of law that the balance due on the mortgage filed in these proceedings to sell the real estate therein described is the sum of $475.15 and there are other liens against said real estate to be adjusted in the final audit in said cause.

And the said Affiant further made oath that the said Edward Myer Smith and Dorothy Janet Smith, his wife, and the said Stanley J. Smith and Anna Mae Smith, his wife, who are now the owners of the property described in said mortgage, are not now in the military or naval service of the United States.

Benjamin L. Barnes,

Clerk of the Circuit Court.

Thereafter, to wit, on the seventh day of May, in the year nineteen hundred and fifty-six, was filed in Court here, Attorney's Report of Sales, Order Nisi, Final Order and Order appointing Special Auditor, which are in the words following, to wit:

Harry C. Dashiell, Attorney Under the power in a mortgage from Edward Meyer Smith and Dorothy Janet Smith, his wife, to Edgar H. Kemp, the undersigned named as Attorney in said mortgage, collection and foreclosure	No. 7190 Chancery In the Circuit Court for Somerset County in Equity.

TO THE HONORABLE, THE JUDGES, OF SAID COURT:

The report of sales of Harry C. Dashiell, Attorney, named in said mortgage from Edward Meyer Smith and wife to Edgar H. Kemp, dated September 19, 1947 and recorded among the land records of Somerset County in Liber B.L.B. No. 140, Folio 358, etc., default having been made in the payment of monies of said mortgage or in some other covenant or condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors, that after giving bond, with security approved by the Clerk of the said Court, or by one of the Judges thereof, for the faithful discharge of the trust reposed as aforesaid in him by said mortgage and as required by law, and after giving notice of the

time, place, manner, and terms of sale, by advertisement in the "Marylander & Herald", a weekly newspaper published in said Somerset County, one a week for three successive weeks, before the day of sale, and by hand bills posted at the Court House door, in said County, he did, pursuant to said Notice, attend at the Court House door, in Princess Anne, Maryland, on Tuesday, May 1, 1956, at or about 2 o'clock P.M. and did then and there, offer the real estate, hereinafter described, for sale at public auction, as follows:

Your Attorney offered for sale, all that lot or parcel of land in West Princess Anne Election District, Somerset County, Maryland, lying and binding on the north side of the State Road leading from Princess Anne to Deals Island, and beginning for the same at a stone on the north side of said State Road at the mouth of a ditch at the southwest corner of land formerly owned by Bounds & Phillips thence in a northerly direction with Bounds & Phillips land, a distance of 280 yards to a stone, thence in a westerly direction and parallel with said State Road 35y yeards to a stob driven in the ground, thence ina southerly direction and parallel with the first line 280 yards to said State Road, thence by and with the north side of said State Road in an easterly direction 35 yards to the beginning, containing 2 acres, more or less.

AND being the same land which was conveyed unto the said Edward Meyer Smith by Mary B. Wilson and husband, by deed dated September 19t 1947, and duly recorded among the Land Records of said Somerset County; and which said land was afterwards conveyed unto the said Stanley Jackson Smith by deed also recorded among said land records, but subject to the mortgage above referred to.

This property is improved by a two storey, frame dwelling.

AND your said Attorney sold said real estate above described to Mary Emma Privott of Princess Anne, Maryland, she being the highest bidder therefor, at and for the sum of one thousand and fifty dollars ($1050.00), and the said purchaser has complied with the terms of said sale by paying all of said purchase money in cash.

ALL of which is respectfully submitted,

Harry C. Dashiell, Attorney named in said mortgage.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 7th day of May, 1956, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Harry C. Dashiell, Attorney named in the mortgage above referred to, and in this Report of Sales, and made oath in due form of law that the matters and things as stated in said Report of sales, are true to the best of his knowledge and belief; and that the sale therein reported was fairly made.

Benjamin L. Barnes, Clerk of Circuit Court.

HARRY C. DASHIELL, ATTORNEY Under power in a mortgage from Edward Meyer Smith and Dorothy Janet Smith, his wife, to Edgar H. Kemp, in the undersigned Named as Attorney in said mortgage, will offer for sale collection and foreclosure.	)	No. 7190 Chancery In the Circuit Court For Somerset County In Equity.

ORDERED, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell Attorney, of the mortgage above referred to, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 7th day of June 1956, providing a copy of this order be inserted in some newspaper printed in said Somerset each of three successive weeks before the 4th day of June, 1956.

The report states the amount of sale to be one thousand fifty dollars ($1050.00).

Benjamin L. Barnes, Clerk.

ORDERED, by the Circuit Court for Somerset County, in Equity, this 9th day of June 1956, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Attorney as above set forth, be and the same is hereby finally ratified and confirmed; no cause to the contrary having been shown, although due notice appears to have been given as required by the ORDER NISI passed in said cause.

AND, since it appears that Harry C. Dashiell, the Auditor of this Court, is the Solicitor for the Complainant in this cause, it is further ordered that Lorraine Long be and she is hereby appointed Special Auditor to state the account in this cause.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

\#

Harry C. Dashiell, Attorney,)
Ex Parte)
_____)

Be it remembered that heretofore to wit, on the seventeen-th day of April, in the year nineteen hundred and fifty-six, a certain Harry C. Dashiell, Attorney, exhibited and filed in the Circuit Court here, a titling, original mortgage and bond, which are in the words following, to wit:

Harry C. Dashiell, Attorney,)
Ex Parte)
_____)

No. 7191 Chancery
In the Circuit Court for
Somerset County, Maryland.

Mr. Clerk:

Please docket the above entitled suit and file the bond herewith. Enter the appearance of the undersigned as Solicitor for the Complainant.

s/ Harry C. Dashiell, Solicitor for Complainant.

The original mortgage in the words following, to wit:

THIS MORTGAGE, Made this 19th day of September in the year nineteen hundred and forty seven, by Stanley Jackson Smith and Anna Mae Smith, his wife, of Somerset County and State of Maryland.

Whereas, the said Stanley Jackson Smith and Anna Mae Smith, his wife, are justly and bonafide indebted unto Edgar H. Kemp, of the said County and State in the full and just sum of three hundred and seventy five dollars ($375.00) the same being for the purchase money for the land and premises hereinafter described, and have given therefor to the said Edgar H. Kemp, their Bill Obligatory, dated evenly herewith, for said principal sum, payable one year after date hereof, with interest from date, payable semi-annually from date hereof, and to further and better secure the payment of which said principal sum, with interest as aforesaid, these presents are executed.

Now therefore this mortgage witnesseth, that for and in consideration of the premises, and of the sum of one dollar in handpaid, the said Stanley Jackson Smith and Anna Mae Smith, his wife, do grant and convey unto Edgar H. Kemp, his heirs and assigns, in fee simple; all that lot or parcel of land, situate lying and being in West Princess Anne Election District, in said Somerset County and State of Maryland, and more fully described as follows, that is to say:

All that lot or parcel of land, situate as aforesaid, and on the north side of the State Road, leading from Princess Anne to Deal Island, and beginning for the same at point on said State Road, 35 yards from a stone referred to in a deed of even date herewith, from the grantors in said deed to Edward Myer Smith, thence running in a northerly direction

b y and with the west line of the land conveyed to the said Edward Myer Smith 280 yards to a stob driven in the ground, thence running in a westerly direction and parallel with the said State Road, a distance of 35 yards to a stone, thence in a southerly direction and parallel with the first line herein, 280 yards to said State Road, thence by and with the north side of said State Road, in an easterly direction 35 yards to the place of beginning and containing 2 acres more or less.

The land hereby conveyed, being the same and all of the land which was conveyed unto the said Stanley Jackson Smith by Mary B. Wilson and husband and "innie Bogardus by deed dated and recorded or intended to be recorded simultaneously herewith.

And special reference is hereby made to the aforesaid deed, and to all the references in said deed contained, for a more accurate and perfect description of the lands and premises, hereby conveyed.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD THE aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDEB that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Stanley Jackson Smith and Anna Mae Smith, his wife do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenantor condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee his personal representatives or assigns, or Harry C. Dashiell his Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in saome newspaper printed in Somerset county, and such other notices as by the part making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee his, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in their behalf shall pay said mortgage debt and interest

after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a line upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jursidiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the exitance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least three hundred and seventy five dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the handw of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test:

..... Stanley Jackson Smith (SEAL)

Anna Mae Smith (SEAL)

STATE OF MARYLAND, S O M E R S E T COUNTY, to-wit:

I HEREBY CERTIFY, That on this 19 day of September in the year nineteen hundred and forty seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid personally appeared Stanley Jackson Smith and Anna Mae Smith, his wife, the mortgagors named in the foregoing mortgage and acknowledged the foregoing mortgage to be their act and deed; and at the same time and place also personally appeared before me Edgar H. Kemp, Mortgagee and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth. Sept. 19, 1947.

As witness my hand and notarial seal the day and year above written.

Nancy Lee Kemp, Notary Public SEAL OF NOTARY

And afterwards, to wit, the following Bond was filed in Court here, in the words following:

KNOW ALL MEN BY THESE PRESENTS, that Harry C. Dashiell of Somerset County and State of Maryland, Principal, and the American Surety Company of New York a corporation created and existing under the Laws of the State of New York, as surety,, are held and firmly bound unto the said State of Maryland, in the full and just sum of one thousand dollars ($1000.00), to be paid to the said State of Maryland, or its certain Attorney, and to which payment, well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, firmly by these presents, sealed with our seals and dated this 16th day of April, nineteen hundred and fifty-six.

WHEREAS the above bounden, Harry C. Dashiell, under and by virtue of the power of sale contained in a mortgage from Stanley Jackson Smith and Anna Mae Smith, his wife, to Edgar H.

Kemp, dated September 19th. 1947, and recorded among the Land Records of said Somerset County in Liber B.L.B. No. 140 folio 356 etc., the said Attorney named in said mortgage is about to forclose the same and sell the land described in said mortgage in order to collect the indebtedness secured thereby, default having occured in the payment of said debt and in other covenants and conditions of said mortgage.

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, that if the above bounden, Harry C. Dashiell, do and shall, well, truly and faithfully, perform the trust reposed in him by said mortgage and shall abide by and perform and fulfill any order or descree which shall be made by any Court of Equity in realtion to the sale of the said mortgaged property or the proceeds thereof, then the said obligation shall be void; otherwise to be and rpmain in full force and virtue in law.

As witness the hand and seal of the said Harry C. Dashiell, the corporate seal of said body corporate as surety and the hand of said Harry C. Dashiell, the Attorney-in-fact of said Corporation, the day and year above written.

TEST:

Meta D. Sterling — Harry C. Dashiell (SEAL) - Principal

TEST: — AMERICAN SURETY COMPANY OF NEW YORK,

Meta D. Sterling CORPORATE SEAL — By Harry C. Dashiell, Attorney-in-fact.

The within Bond approved.

Benjamin L. Barnes, Clerk.

There after to wit, on the thirtieth day of April, in the year nineteen hundred and fifty-six, was filed in Court here, Affidavit as to amount due on mortgage and as to non-military service of Stanley J. Smith and Anna Mae Smith, his wife, which aforesaid are in the words following, to wit:

	:	No. 7191 Chancery
Harry C. Dashiell, Attorney Under power in a mortgage from Stanley J. Smith and Anna Mae Smith, his wife, to Edgar H. Kemp, et c.	:	In the Circuit Court for Somerset County, In Equity.

I hereby certify that on this.....day of April, 1956, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Haccy C. Dashiell, the Solicitor for the Complainent in the above entitled cause, and made oath in due form of law that the balance due on the mortgage filed in these proceedings to sell the real estate therein described, is the sum of $100.65; and that there are other liens against said real estate to be adjusted in the final audit in said cause.

And the said Affiant further made oath that the said Stanley J. Smith and Anna Mae Smith, are not now in the military or naval service of the Unidted States.

Benjamin L. Barnes,
Clerk of the Circuit Court.

And thereafter, to wit, on the seventh day of May, in the year nineteen hundred and fifty-six, was filed in Court here, Attorney's Report of Sales, Order Nisi and Final Order, order appointing sp. Auditor, which is in the words following, to wit:

Harry C. Dashiell, Attorney Under power in a mortgage from Stanley Jackson Smith and Annie Mae Smith, to Edgar H. Kemp, the attorney undersigned, Harry C. Dashiell, for collection and foreclosure.	No. 7191 Chancery In the Circuit Court For Somerset County In Equity.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Sales of Harry C. Dashiell, Attorney named in a mortgage from Stanley Jackson Smith, and Annie Mae Smith, his wife, to Edgar H. Kemp, dated September 19, 1947, and recorded among the Land Records of said Somerset County in Liber B.L.B., No. 140, Folio 356, etc. Under and by virtue of the Power of Sale therein contained, default having been made in the payment of the money secured by said mortgage, or in some other covenant or condition of said mortgage, or in some other covenant or condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors, that after giving bond, with security approved by the Clerk of the said Court, or by one of the Judges thereof, for the faithful discharge for the trust reposed as aforesaid in him by said mortgage and as required by law, and after giving notice of the time, place, manner and terms of sale, advertisement in the "Marylander & Herald", a weekly newspaper published in said Somerset County, once a week for three successive weeks, before the day of sale, and by hand bills posted at the Court House door, in said County, he did, pursuant to said Notice, attend at the Court House door, in Princess Anne, Maryland, on Tuesday, May 1, 1956, at or about the hour of 2 o'clock P.M. and did then and there offer the real estate, hereinafter described, for sale at public auction, as follows:

Your Attorney offered for sale all that lot or parcel of land in West Princess Anne Election District, Somerset County, Maryland, lying and binding on the north side of the State Road leading from Princess Anne towards Deals Island, and beginning for the same at a point on said State Road 35 yards from a stone referred to in a deed of even date herewith to Edward Meyer Smith, thense running in a northerly direction by and with the land conveyed to Edward Meyer Smith (now owned by Stanley Jackson Smith) 280 yards to a stop driven in the ground, thence running in a westerly direction and parrallel with said State Road distance of 35 yards to a stone, and thence in a southerly direction and parallel with the first line laid down therein 280 yards to said State Road, thence by and with the north side of said State Road in an easterly direction 35 yards to the place of beginning and containing 2 acres, more or less. This property is improved by a two-story frame building.

AND your said Attorney sold said real estate above described to Edwin B. Muir and Beatrice V. Muir, his wife, of Princess Anne, at and for the sum of nine hundred twenty five dollars, ($925.00), and the said purchaser has complied with the terms of said sale to the satisfaction of your said Attorney.

ALL of which if respectfully submitted,

Harry C. Dashiell, Attorney of said mortgage.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 7th day of May, 1956, before, me, a subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Harry C. Dashiell, Attorney of the mortgage above referred to, in this Report of Sales, and made oath in due form of law that the matters and things as stated in the aforegoing Report of Sales are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

Benjamin L. Barnes, Clerk of the Court.

HARRY C. DASHIELL, ATTORNEY Under power in a mortgage from Stanley Jackson Smith and Annie mae Smith, his wife, to Edgar H. Kemp, the attorney undersigned, Harry C. Dashiell, for collection and foreclosure.	No. 7191 Chancery In the Circuit Court For Somerset County, In Equity.

ORDERED, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Attorney, named in the mortgage above referred to, be ratified and

confirmed, unless cause to the contrary thereof be shown on or before the 7th day of June, 1956; providing a copy of this order be inserted in some newspaper printed in said Somerset County each of three successive weeks before the 4th day of June, 1956.

The report states the amount of sales to be nine hundred twenty five dollars, ($925.00).

Benjamin L. Barnes, Clerk.

ORDERED, by the Circuit Court for Somerset County, in Equity, in this 11th day of June, 1956, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Attorney as above set forth,,be and the same is hereby finally ratified and confirmed; no cause to the contrary having been shown, although due notice appears to have been given, as required by the Order Nisi passed in said cause.

AND since it appears that Harry C. Dashiell, the Auditor of this Court, is the Solicitor for the Complainant in this cause, , it is further ordered that Lorraine W. Long be and she is hereby appointed Special Auditor to state the account in this cause.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per; Benjamin L Barnes ,Clerk.

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May, Term, - 1956.

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday of May, being the seventh day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

Somerset County Welfare Board	:	Be it remembered that heretofore, to wit, on
and Bradshaw & Sons	:	the twenty-fifth day of October, in the year
vs.	:	nineteen hundred and fifty-five, a certain
Bessie Bunting, 618 Walnut Street Pocomoke City, Md; Oscar Howard, Crisfield, Md., Lottie Mae Ball, 724 E. Church St., Salisbury, Md.,; and Harold Howard, Crisfield, Md., and Bessie Bunting, Executrix, Pocomoke City, Md.	:	Somerset County Welfare Board and Bradshaw &l, Son, by Harry C. Dashiell, solicitor, exhibited and filed in the Circuit Court here a bill of complaint and exhibits "A", "B", and "C",

against Bessie Bunting et al., which said bill and exhibits are in the words following, to wit:

Robert Chamberlin, Bernice H. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County Welfare Board, and H. Harvey Bradshaw and Robert H. Bradshaw, partners, trading as Bradshaw and Sons	)	No. 7135 Chancery
Vs.	)	In the Circuit Court for
Bessie Bunting, 618 Walnut St., Pocomoke City, Maryland, Oscar Howard, Crisfield, Maryland, Lottie Mae Ball, 724 E. Church St., Salisbury, Maryland, and Harold Howard, Calvary Road, Crisfield, Maryland, and Bessie Bunting, Executrix, Pocomoke City, Maryland.	)	Somerset County, Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The bill of complaint of Robert Chamberlin, Bernice H. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Rihggold, and W. Hopkins Fisher, constituting the Somerset County Welfare Board, and H. Harvey Bradshaw and Robert H. Bradshaw, partners, trading as Bradshaw and Sons, of Somerset County, Maryland, who sue as well for themselves as for all other creditors of Manie O. Handy, late of Somerset County, Maryland, deceased, who will come in and contribute to the expenses of this suit, respectfully shows:

1. That your Orators constituting the Somerset County Welfare Board, is an agency for the purpose of distributing old age assistence and as such, furnished aid to Manie O. Handy of Rt. 1, Crisfield, Maryland, in the sum of twenty-eight hundred forty-three dollars and thirty cents ($2,843.30) during the years from 1936 to 1955 as shown by the statement of the Somerset County Welfare Board, marked Exhibit "A"; and your Orators, the said H. Harvey Bradshaw and Robert H. Bradshaw, partners, trading as Bradshaw and Sons, are undertakers and as such, furnished a coffin and incurred other necessary debts in the burial of the said Manie O. Handy, all of which will more fully appear by reference to the account filed as a part of this bill and marked Exhibit "B".

2. That the said Manie O. Handy being so indebted as aforesaid, unto your Orators and also unto divers other persons, departed this life on April 27, 1955, leaving a last will and testament by which she devised all of her property and estate unto her brothers, Oscar Howard and unto her sister, Bessie Bunting ofPocomoke City, Maryland, to be divided equally between them, share and share alike and that said last will and testament has been duly admitted to probate by the Orphans' Court of Somerset County, Maryland, and a certified copy thereof is herewith filed with this bill of complaint marked Exhibit "C".

3. That one of saiddevisees, Erton Howard, named in said will, departed this life before the death of the said Manie O. Handy, leaving surviving him, a daughter, Lottie Mae Ball, an adult, residing in Wicomico County, Maryland, and Harold Howard, a son, and an adult, residing in Somerset County, Maryland; and that the other two defendants named in this bill, namely, the said Bessie Bunting and the said Oscar Howard, are also adults above the age of twenty-one years.

4. That at the time of her death, the said Manie O. Handy was seized and possessed of valuable real estate situate and being in Crisfield Election District in said Somerset County and State of Maryland.

5. That administration upon the estate of the said deceased has been duly granted by the Orphans' Court for said Somerset County, but your Orators are advised and alledge that at the time of her death, the said deceased had no personal estate whatever out of which to pay the debts due and owing as herein set forth; and your Orators are further advised that their claims are to be considered under the law as the debts of the said deceased and that they are entitled to have the real estate sold for the payment of said debts and for the payment of any other creditors of the said deceased, but your Orators are unable to obtain adequate relief without the aid of this Honorable Court.

TO THE END, THER FORE:

a. That the defendants hereinafternamed may answer the several matters and things hereinbefore set forth.

b. That the aforegaid real estate of the said deceased or so much thereof as may be necessary may be decreed to be sold for the payment of the aforesaid debts of your Orators and of the other creditors of the said deceased.

c. That your Orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your Orators, the writ of the State of Maryland, of subpoena, directed to the said Bessie Bunting, an adult, and Bessie Bunting, Executrix, residing at 618 Walnut Street, Pocomoke City, Maryland, and unto Oscar Howard, an adult, and unto Harold Howard, an adult, both residing at Crisfield in Somerset County, Maryland, and to Lottie Mae Ball, an adult, residing at 724 E. Church Street, Salisbury, Maryland in Wicomico County, commanding them and each of them to be and appear in this Court in person or by solicitor, at some certain day to be named therein, to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

s/ Wade D. Ward

s/ Harry C. Dashiell - Solicitors for Complainents.

EXHIBIT "A"

Manie O. Handy,
Rt. 1, Crisfield, Md.

Case No. 809

GPA		GPA		OAA	
3/4/36	$4.30	10/11/48	19.70	1/15/54	58.50
3/18/36	4.30	11/10/48	19.70	2/15/54	58.50
	$8.60	12/7/48	19.70	3/15/54	58.50
			236.40	4/15/54	58.50
5/14/41	11.60	1/12/49	30.55	5/14/54	58.50
6/11/41	11.60	2/10/49	34.95	6/15/54	41.10
6/9/41	11.60	3/10/49	34.95	7/15/54	41.10
8/8/41	11.60	4/8/49	34.95	8/16/54	49.60
9/9/41	11.60	5/10/49	34.95	9/15/54	49.60
10/10/41	11.60	6/10/49	34.95	10/15/54	49.60
11/7/41	11.60	7/11/49	34.30	11/15/54	49.60
12/10/41	11.60	8/10/49	34.30	12/15/54	49.60
	92.80	9/14/49	34.30		622.70
		10/10/49	34.30		
			342.50	1/14/55	50.26
1/12/42	11.60			2/15/55	50.26
2/11/42	11.60			3/15/55	50.26
3/12/42	11.60			4/15/55	50.26
4/9/42	11.60			5/13/55	50.26
5/8/42	11.60	TOTAL * GPA			251.30
6/8/42	11.60				
7/8/42	11.60	8.60			
	81.20	92.80			
		81.20			
		178.20			
		378.30			
		236.40			
		342.50			
		1318.00		TOTAL * OAA	
7/31/46	28.30				
8/8/46	28.30			123.30	
9/10/46	28.30			528.00	
10/10/46	28.30			622.70	
11/13/46	32.50			251.30	
12/12/46	32.50			1525.30	
	178.20				

OAA

1/13/47	32.50	10/10/52	41.10	1318.00	OPA
2/7/47	32.50	11/14/52	41.10	1525.30	OAA
3/10/47	32.50	12/15/52	41.10	2843.30	
4/10/47	32.50		123.30		
5/12/47	32.50				
6/10/47	32.50	1/15/53	41.10		
7/11/47	30.55	2/16/53	41.10		
8/8/47	30.55	3/16/53	41.10		
9/10/47	30.55	4/15/53	41.10		
10/10/47	30.55	5/15/53	41.10		
11/12/47	30.55	6/15/53	41.10		
12/10/47	30.55	7/15/53	41.10		
	328.30	8/14/53	41.10		
		9/15/53	41.10		
		10/15/53	41.10		
		11/18/53	58.50		
		12/15/53	58.50		
			528.00		

PLAINTIFFS' EXHIBIT "A"

1/14/48	19.70
2/11/48	19.70
3/12/48	19.70
4/15/48	19.70
5/10/48	19.70
6/10/48	19.70
7/9/48	19.70
8/10/48	19.70
9/10/48	19.70

1/

PLAINTIFF'S EXHIBIT "B"

BRADSHAW AND SONS

FUNERAL HOME

FUNERAL DIRECTORS SINCE 1885

Phones 230 - 231 Crisfield, Md.

Date May 31, 1955

In Account With: The Estate of Manie O. Handy, late of Somerset County, Md.

Service Rendered: Funeral Services of Manie O. Handy

Total Service $890.45

- Please Trun Page for an Itemized Account -

"Bradshaw Service is always complete and does not contain a mulplicity of extravagant charges. Our constant aim is to maintain our honorable institution founded on the good will and friendship of our forefathers. Giving the best of service at the most reasonable cost, is our sincere desire. Any complaint or suggestion will be appreciated."

Following are the services rendered:

Complete Funeral Service

Memorials of Distincition

Ambulance Service

May 31, 1955:

To:

Hairdressing, dressing and casketing of remains, casket as selected, engraved name plate, concrete vault, memory book, acknowledgement cards and envelopes, personal and professional services, conducting of funeral, Use of: hearse, cars, funeral home, funeral and cemetery equipment, and all personal services.....$775.00

Embalming and preparation..... 50.00

Removal, transportation charges, procuring permits, etc., Baltimore, Md... 45.00

Opening grave-St. Paul Cemetery charges..... 10.00

Burial dress..... 9.95

Total Funeral Services.....890.45

PLAINTIFFS' EXHIBIT "B"

BRADSHAW AND SONS

FUNERAL HOME

FUNERAL DIRECTORS SINCE 1885

Phones 230-231 Crisfield, Md.

Date May 14, 1955

In Account With: The Estate of Manie O. Handy, late of Somerset County, Md.

Services Rendered: Ambulance Services for Manie O. Handy

Total Service $40.00

-Please turn page for an itemized account-

"Bradshaw Service is alwsay complete and does not contain a mulplicity of extravagant charges. Our constant aim is to maintain our honorable institution founded on the good will and friendship of our forefathers. Giving the best of service at the most reasonable cost, is our sincere desire. Any complaint or suggestion will be appreciated."

Following are the services rendered;

Complete Funeral Service

Memorials of Distinction

Ambulance Service.

May 14, 1955;

TO:

Ambulance services from the McCready Hospital, Crisfield, Md., to the Johns Hopkins Hospital, Baltimore, Md.....$40.00

Total Ambulance Services.....$40.00

EXHIBIT "C"

LAST WILL AND TESTAMENT OF MANIE O. HANDY

I, Manie O. Handy, of Somerset County, State of Maryland, being of sound and disposing mind, memory and understanding, do make, publish and declare this as and for my last will and testament, hereby revoking any and all former wills or other testamentary dispositions that may have been made by me.

I direct my executrix, hereinafter named, to pay all my debts as promptly as possible after my death.

All the rest, residue and remainder of my estate and property, real, personal or mixed, of whatsoever kind, nature and description, however acquired and wheresoever situate, which I may own or have the right to dispose of at the time of my death, I give, devise and bequeath unto my beloved brothers, Oscar Howard, of Crisfield, Maryland and Erton Howard of Marion Station, Maryland, and my beloved sister, Bessie Bunting of Pocomoke City, Maryland, to be devided equally, share and share alike.

I do hereby make, constitute and appoint my sister, Bessie Bunting, of Pocomoke City, Maryland, to be the executrix of this my last will and testament, and as I have entire confidence in my said executrix, I desire that she shall be excused from the necessity of giving bond for the faithful performance of her duties, further than shall be required by law to secure payment of all debts, taxes and assessments properly chargeable upon my estate after my decease.

In testimony whereof, I have hereunto subscribed my name and affixed my seal this 19th day of May, in the year nineteen hundred and fifty-two.

Manie Handy (SEAL)

Manie O. Handy.

Signed, sealed, published and declared by Manie O. Handy, the above named testatrix as and for her last will and testament, in the presense of us, who at her request, and in the presence of each other, hereunto subscribe our names as witnesses.

Beryl Sterling

Prentiss W. Evans.

STATE OF MARYLAND,

SOMERSET COUNTY, SS,

I, Edward L. Fontaine Register of Wills and by law keeper of the Seal and of the Records and of the Original Papers of the Orphans' Court of Somerset County, DO HEREBY CERTIFY that the foregoing is a true and full copy of the Last Will and Testament of Manie O. Handy late of said county, deceased, taken from Liber E.L.F. No. 36, folio 10 the same being one of the Records kept in the office of the Register of Wills for Somerset County.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the Seal of said Court, this 24th day of October in the year of our Lord, nineteen hundred and fifty-five.

Edward L. Fontaine

Register of Wills for Somerset County.

COURT SEAL

And on the same day, was filed in Court here, Claim of Register of Wills, which is in the words following, to wit:

All Recording and Copies must be paid for in advance

Princess Anne, Maryland October 24, 1955

TO EDWARD L. FONTAINE, DR.

REGISTER OF WILLS

FOR SOMERSET COUNTY

195 Estate of Manie O. Handy

Sept. 3 trip to Crisfield to probate Will	5.00	
" 5 trip to Crisfield to probate Will	5.00	
total		10.00

And afterwards, to wit, on the twenty-sixth day of October in the year nineteen hundred and fifty-five, the following subpoenas were issued with their respective returns written thereon, which are in the words following, to wit:

STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO Oscar Howard, Crisfield, Md., and Harold Howard, Calvary Road, Crisfield, Md.

GREETING:

SEAL OF COURT

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of November next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Somerset County Welfare Board et al against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 5th day of September Nineteen Hundred and Fifty Five.

Issued the 25th day of October, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant (s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell.

Address Princess Anne, Md. Benjamin L. Barnes, Clerk.

Return:

"Summoned severally & copy of subpoena, Bill, Order & Exhibits "A" & "B" left with each defendant".

10/26/55

Isaac H. Dorsey, Sheriff.

Subpoena:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO

Lottie Mae Ball,
724 E. Church St.,
Salisbury, Md. SEAL OF COURT

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of November next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Somerset County Welfare Board et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 5th day of September Nineteen Hundred and Fifty Five.

Issued the 25th day of October, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

Retrun:

Summoned Lottie Mae Ball and copy of Subpoena, Bill of Complaint, Order for Decree and Plaintiff's Exhibits A & B left with her, this 28th day of October, 1955.

s/ Jesse M. Pollitt

Sheriff of Wicomico County.

Subpoena:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO BESSIE BUNTING, EXECUTRIX,
618 Walnut St.,
Pocomoke City, Md.

SEAL OF COURT

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of November next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Somerset County Welfare Board et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 5th day of September Nineteen Hundred and Fifty Five.

Issued the 25th day of October 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant (s) may obtain a decree pro confesso against

May Term, 1956.

you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

Return:

Oct. 26, 1955

Summoned Bessie Bunting, Executrix this 26th day of Oct. 1955 and copy left with her.

Edwin D. Lyons, Sheriff.

By Marion S. Duncan, Deputy Sheriff.

Subpoena

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO Bessie Bunting,
618 Walnut St.,
Pocomoke City, Md. SEAL OF COURT.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of November next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Somerset County Welfare Board et al against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 5th day of September Nineteen Hundred and Fifty Five.

Issued the 25th day of October, 1955.

TO THE DEFENDANTS (S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complaint(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

Return:

Summoned Bessie Bunting this 26th day of Oct. 1955 & copy left with her.

Edwin D. Lyons, Sheriff

By: Marion S. Duncan, Deputy Sheriff.

And afterwards, to wit, on the 4th day of November, in the year nineteen hundred and fifty-five, was filed in Court here, Order to enter appearance, which is in the words following to wit:

Robert Chamberlin, Bernice H. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County Welfare Board, and H. Harvey Bradshaw and Robert H. Bradshaw, partners, trading as Bradshaw and Sons,	)	No. 7135 Chancery
	)	In the Circuit Court
	)	For Somerset County
	)	Maryland.
vs.	)	
Bessie Bunting, etal.	)	

MR. CLERK:

Please enter my appearance of the defendants in the above entitled cause.

Henry P. Walters

Attorney for Defendants.

And on the same day was filed in Court here Answer of Defendants, which is in the words following, to wit:

Robert Chamberlin, Bernice H. Reed, Allen P. Long, R, Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County Welfare Board, and H. Harvey Bradshaw and Robert H. Bradshaw, partners, trading as Bradshaw and Sons,	No. 7135 Chancery
vs.	In the Circuit Court
Bessie Bunting, 618 Walnut Street, Pocomoke City, Maryland, Oscar Howard, Crisfield, Maryland, Lottie Mae Ball, 734 E. Church Street, Salisbury, Maryland, and Harold Howard, Calvary Road, Crisfield, Maryland, and Bessie Bunting, Executrix, Pocomoke City, Maryland.	For Somerset County Maryland

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The answer of Bessie Bunting, Oscar Howard, Lottie Mae Ball, Harold Howard, and Bessie Bunting, Executrix of Manie O. Handy, Defendants, by Henry P. Walters, their attorney, to the bill of complaint of Robert Chamberlin and others against them in this Court exhibited.

These defendants admit the matters and facts set forth in said bill of complaint and consent to the passage of such decree as may be right and proper in the premises; and further consent to an immediate sale of the property described in these proceedings.

Henry P. Walters

Solicitor for Defendants.

I hereby certify that I have sent a copy of the above answer to Wade D. Ward and Harry C. Dashiell, Solicitors for the Plaintiffs, at their respective offices in Crisfield, Maryland and Princess Anne, Maryland, by regular United States mail, postage prepaid, this 4th day of November, 1955.

Henry P. Walters

Solicitor for Defendants.

And afterwards, to wit, on the twenty-third day of November, in the year Nineteen Hundred and Fifty-Six, was filed in Court here, a Petition, which Petition is in the words following:

Robert Chamberlin, Bernice H. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold and W. Hopkins Fisher, constituting the Somerset County Welfare Board, and H. Harvey Bradshaw and Robert H. Bradshaw, partners, trading as Bradshaw and Sons. :	No. 7135 Chancery
vs. :	In the Circuit Court for
Bessie Bunting, et al. :	Somerset County, Maryland.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Bessie Bunting, Oscar Howard, Lottie Mae Ball, Harold Howard, and Bessie Bunting, Executrix of Manie O. Handy, Defendants in the above entitled cause, by Henry P. Walters, their solicitor, would respectfully represent:

(1) That the plaintiffs in the above entitled cause filed their bill of complaint in this Honorable Court against your defendants, asking for the sale of the real estate of which the said Manie O. Handy died seized and possessed.

(2) That said bill of complaint was in the nature of a creditors' bill, as will more fully appear by reference to said bill of complaint heretofore filed in said cause.

(3) That your petitioners have filed an answer to the said proceedings in which they have admitted the matters and facts set forth in the bill of complaint and have consented to the sale of the property described in said bill of complaint.

(4) That your petitioners believe it advantageous to all parties interested that the property be sold immediately and suggest that the property be submitted on bill and answer for final decree of this Court.

(5) That these defendants respectfully suggest to this Court that, in view of their large financial interest in the real estate mentioned and described in these proceedings, they are entitled to be represented in the appointment of any trustees which this Honorable Courtmay or shall appoint for the sale of said real estate.

WHEREFORE, your petitioners pray that they be represented in the appointment of any trustees which this Honorable Court may or shall appoint for the sale of said real estate.

AND, as in duty bound, etc.

s/ Henry P. Walters, Solicitor for Defendants.

And afterwards, to wit, on the first day of December, in the year nineteen hundred and fifty-five, was filed in Court here a Decree, which Decree is in the words following to wit:

Somerset County Welfare Board and Bradshaw and Sons	)	No. 7135 Chancery
anc.	)	In the Circuit Court for
Bessie Bunting, et al.	)	Somerset County
	)	In Equity

This cause, standing ready for hearing and being submitted on bill and answer without argument, the proceedings were read and considered.

It is thereupon, this 1st day of December, nineteen hundred and fifty-five, by the Circuit Court for Somerset County in Equity, adjudged, ordered and decreed, that the real estate mentioned in the proceedings, be sold.

That Wade D. Ward, Henry P. Walters, and Harry C. Dashiell, be and they are hereby appointed Trustees to make such sale and that the course and manner of their proceedings shall be as follows:

The said Trustees shall first file in the office of the Clerk of the Circuit Court for Somerset County in Equity, a bond to the State of Maryland, executed by themselves and a surety or sureties to be approved by the said Clerk in the penalty of six thousand dollars ($6,000.00), if individual surety or sureties, or ½ of said penal sum if corporate surety, conditioned for the faithful performance of the trust reposed in them by this decree or that may be reposed in them by any future decree or order in the premises; they shall then proceed to make sale of said real estate, having first given at least three weeks previous notice inserted in some newspaper printdd and published in said Somerset County and such further notice as they may think proper of the time, place, manner and terms of sale, which term shall be as follows:

One-half in cash on the day of sale and the balance of the purchase money to be paid in six months from the day of sale, the deferred payment to bear interest from the day of sale and the payment thereof to be secured by the bond of the purchaser with a surety or sureties to be approved by the said Trustees, or all cash at the option of the purchaser or purchasers.

And as soon as may be convenient after such sale or sales, the said Trustee shall return to this Court, a full and particular account of the same with an affidavit of the

truth thereof and of the fairness of such sale or sales annexed and on the ratification of such sale or sales by this Court and on the payment of the whole purchase money the said Trustees shall by a good and sufficient deed to be executed and acknowledged by law, convey to the purchaser or purchasers of said property and to his, her or their heirs and assigns, the property to him, her, or them sold free, clear, and discharged of all the claims of the parties to this cause and of any person or persons claiming by, from or under them.

And the said Trustees shall bring to this Court, the money arising from such sale or sales and the bond which may be taken for the same to be disposed of under the direction of this Court, after deducting therefrom the cost of this suit and such commissions of the said Trustees as the Court may think proper to allow in consideration of the skill, attention, and fidelity wherewith they shall appear to have discharged their Trust.

And at the time of advertising said sale, the said Trustees shall give notice to any creditors of the said Mamie O. Handy, deceased, to file their claims with the vouchers thereof, duly probated according to law, with the Clerk of the Circuit Court for Somerset County, within sixty days from the date of such sale or sales.

s/ E. McMaster Duer, Judge.

Thereafter, on the second day of December, was filed in Court here a Bond, which Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS that Wade D. Ward and Harry C. Dashiell, of Somerset County and State of Maryland, and Henry P. Walters, of Worcester County and State of Maryland, as principals, and the American Surety Co. of New York, a corporation existing under the laws of the State of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of three thousand dollars ($3,000.00) to be paid to the State of Maryland or its certain Attorney and to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, firmly by these presents, sealed with our seal and dated this 30th day of November, nineteen hundred and fifty-five.

WHEREAS, by decree of the Circuit Court for Somerset County in Equity, passed on the 1st day of December, nineteen hundred and fifty-five, in a cause pending in said Court wherein the Somerset County Welfare Board and Bradshaw and Sons are complainents and Bessie Bunting, et al, are respondents, the same being No. 7135 Chancery on the Chancery docket of said Court, the said Wade D. Ward, and Harry C. Dashiell, and Henry P. Walters were appointed Trustees to make sale of the real estate therein mentioned and described in said cause, all of which will appear by reference to the proceedings in said cause.

NOW, THEREFORE, this obligation witnesseth that if the above bounden, Wade D. Ward, Harry C. Dashiell, and Henry P. Walters do and shall well, truly and faithfully perform the Trust reposed in them by said decree or that may be reposed in them by any future decree on order in the premises, then this obligation to be void, otherwise to be and remain in full force and virtue in law.

As witness the hand and seal of the said Trustees and the corporate seal of the American Surety Co. and the hand of Harry C. Dashiell, Attorney-in-fact, the day and year above written.

TEST: Grace J. Barnes — Wade D. Ward (SEAL)

TEST: Grace J. Barnes — CORPORATE SEAL — Harry C. Dashiell (SEAL)

TEST: Charlotte C. Dryden — Henry P. Walters (SEAL)

AMERICAN SURETY COMPANY

By Harry C. Dashiell, attorney-in-fact

The within Bond approved.

Benjamin L. Barnes, Clerk.

Thereafter, to wit, on the sixteenth day of January, in the year Nineteen Hundred and Fifty-Six, was filed in Court here Trustee's Report of Sales, Order Nisi Final Order, and order appointing Special Auditor, which are in the words following, to wit:

Somerset County Welfare Board and Bradshaw & Sons)	No. 7135 Chancery
vs.)	In the Circuit Court for
Bessie Bunting, et al)	Somerset County,
)	In Equity.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Wade D. Ward, Harry C. Dashiell, and Henry P. Walters, Trustees appointed by decree of this Honorable Court, passed in the above entitled cause under date of November....., 1955, to make sale of the real estate hereinafter mentioned and described, respectfully shows:

That after giving bond with security for the faithful performance of their trust and after having complied with the other pre-requisites of said decree, as required by law and after giving notice of the time, place, manner and terms of sale, by advertisement inserted in the Cirsfield, Times, a weekly newspaper published in said Somerset County, and by handbills posted at the Court House door and distributed in said County for at least three successive weeks before the day of sale, the said Trustees pursuant to said advertisement attended in front of the Post Office at Crisfield, Maryland, on Saturday, January 7, 1956, at or about the hour of 2:00 o'clock P.M., and did then and there proceed to sell said real estate in the following manner, that is to say:

Your Trustees offered at Public Auction to the highest bidder, the real estate referred to in said decree and described in said advertisement of sale, as follows:

All the two lots or parcels of land in Crisfield Election District in Somerset County, Maryland, adjacent to each other lying and binding on the east side of the old State Road leading by Bedsworth's store to Crisfield, adjoining the Marriner's Church Parsonage lot, fronting 52 feet on the said old State Road and running back a distance of about 300 feet.

And being all of the land which was conveyed unto Manie O. Handy, late of Somerset County, deceased, by two deeds, namely:

The first from William V. Sterling, etal, dated September 21, 1912 and recorded among the land records of said Somerset County in Liber SFD 60, folio 254, etc., and the second deed from Ward Handy, etal, dated August 6, 1946 and recorded in Liber BLB 136, folio 552, etc.

This property is improved by a two story frame dwelling in good condition of repair.

And your said Trustees sold said real estate unto Freddie James Somers of said Somerset County, Maryland, he being the highest and best bidder therefor and became the purchaser thereof at and for the sum of eighteen hundred fifty dollars ($1850.00) and said purchaser has complied with the terms of said sale to the satisfaction of the said Trustees.

Respectfully submitted,

Wade D. Ward

Harry C. Dashiell

Henry P. Walters, Trustees.

STATE OF MARYLAND, SOMERSET COUNTY TO WIT:

I hereby certify that on this 11th day of January, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, Maryland, personally appeared Wade D. Ward and Harry C. Dashiell, two of the Trustees named in the above report of sale and made oath in due form of law that the matters and facts stated in the aforegoing report of sale are true as therein stated to the best of their knowledge and belief and that the sale therein reported was fairly made.

Eunice Dashiell, Notary Public.

SEAL OF NOTARY

STATE OF MARYLAND, WORCESTER COUNTY TO WIT:

I hereby certify that on this 13th day of January, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Worcester County aforesaid, personally appeared Henry P. Walters, one of the Trustees named in the above report of sale, and made oath in due form of law that the matters and facts stated in the aforegoing report of sale are true as therein stated to the best of his knowledge and belief and that the sale therein reported was fairly made.

SEAL OF NOTARY

Doris C. Hickman, Notary Public

SOMERSET COUNTY WELFARE BOARD AND BRADSHAW & SONS)
VS.)
BESSIE BUNTING, ETAL)

NO. 7135 CHANCERY
IN THE CIRCUIT COURT FOR
SOMERSET COUNTY
IN EQUITY

ORDERED this 16th day of January, 1956, that the sale of the real estate mentioned in these proceedings made and reported by Wade D. Ward, Harry C. Dashiell and Henry P. Walters, Trustees, be ratified and confirmed, unless cause to the contrary be shown, on or before the 18th day of February, 1956, providing a copy of this Order be inserted in some newspaper printed in Somerset County, once in each of three successive weeks before the 17th day of February, 1956.

The report states the amount of sale to be eighteen hundred fifty dollars ($1850.00).

Benjamin L. Barnes, Clerk.

ORDERED by the Circuit Court for Somerset County in Equity, this 24th day of May, 1956, that the sale of the real estate mentioned in these proceedings, made and reported by Wade D. Ward, Harry C. Dashiell and Henry P. Walters, Trustees aforesaid, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the Order Nisi passed in said cause.

And since it appears that the said Harry C. Dashiell, the regular Auditor of this Court is one of the solicitors for the complainents in this cause, it is further ordered that Lorraine W. Long be, and she is hereby appointed Special Auditor to state the account in this cause.

s/ E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

****

L. Creston Beauchamp, Attorney :
Ex-Parte. :

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday of September, being the third day of the samemonth, in the year of our Lord one thousand nine hundred and fifty-six.

Were present,

Honorable W. Laird Henry, Jr., Chief Judge
Honorable E. McMaster Duer, Associate Judge
Honorable Rex A. Taylor, Associate Judge.

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

L. Creston Beauchamp, attorney for the purpose of foreclosure and collection of a mortgage from Lloyd Leatherbury and Marguaritte Leatherbury, his wife. :
Ex Parte :

Be it remembered that heretofore to wit, on the fifth day of July, in the year nineteen hundred and fifty-six, a certain L. Creston Beauchamp, Attorney, filed and exhibited IN Court here an original of a certain mortgage executed and delivered by L. Creston Beauchamp fr.Lloyd Leatherbury and Marguaritte Leatherbury, his wife, which said original mortgage was proceeded by the following order to the Clerk.

L. Creston Beauchamp, attorney for the purpose of foreclosure and collection of a mortgage from Lloyd Leatherbury and Marguaritee Leatherbury, his wife.)
Ex Parte)

No. 7226 Chancery
In the Circuit Court for
Somerset County, Maryland.

Mr. Clerk:

Please docket a case as above, and file for foreclosure the original mortgage from Lloyd Leatherbury and Margueritee Leatherbury, his wife, dated February 3, 1953, and recorded among the Land Records of Somerset County, Maryland, in Liber No. 159, folio 242; and enter my appearance as trustee and attorney of the mortgagee.

s/ L. Creston Beauchamp
Attorney named in mortgage.

And on the same date was filed in Court here said original mortgage, which mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 3rd day of February, in the year nineteen hundred and Fifty-three, by Lloyd Leatherbury and Margueritte Leatherbury, his wife, of Somerset County, Maryland, witnesseth:

Whereas, the said Lloyd Leatherbury and Margueritte Leatherbury, his wife, are justly and bona fide indebted unto L. Creston Beauchamp, of said county and state, for the sum of six hundred dollars for money loaned, evidenced by the bill obligatory of the said Lloyd Leatherbury and Margueritte Leatherbury, his wife, for said sum of six hundred dollars, dated evenly herewith and payable unto the said L. Creston Beauchamp, one year after date, with interest from date, payable semi-annually; and whreas, for the purpose of securing the payment of said six hundred dollars, with interest as aforesaid, this mortgage is executed.

Now, therefore, this mortgage witnesseth that in consideration of the premises, the said Lloyd Leatherbury and Margueritte Leatherbury, his wife, hereby grant and convey unto the said L. Creston Beauchamp, his heirs and assigns, all that lot or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, lying and binding on the south side of the county road leading from White Haven to the Head of Wicomico

Creek, adjoining the lands of George Lloyd, Charles Jones and the Colored M. E. Church, and the heirs of Hugh Pinkett, and containing 3 3/8 acres of land, more or less; which was conveyed to the said Lloyd Leatherbury by Omar C. Jones and wife, by deed dated April 21, 1951 and recorded among the Land Records of said Somerset County in Liber No. 154, Folio 216.

To which said deed and records and all the references therein, seecial reference is here made, as a part hereof, for full and accurate description of the property hereby conveyed.

Together with the buildings and improvements thereon; and the rights, roads,ways, waters privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, accoreing to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agred that until default be made in the oemises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessedon said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, his personal representatives or assigns or L. Creston Beauchamp, his or thier Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such othernotices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorneys fee and a commission to the prty making the sale of said property, equal to the commission allowed trustees for making sale of prorerty by virtue of a decree of Court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, his personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be alien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event

that said property shall be sold under the powers hereby granted,or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least One Thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, his, nersonal represntatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policty or policites as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the day of nayment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Patricia H. Laird — Lloyd Leatherbury (SEAL)

Margueritte Leatherbury (SEAL)

STATE OF MARYLAND, Somerset COUNTY, to-wit:

I HEREBY CERTIFY, That on this 3rd day of February in the year nineteen hundred and Fifty-three, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lloyd Leatherbury and Margueritte Leatherbury, his wife, the mortgagors named in the foregoing mortgage and duly acknowledged the foregoing mortgage to be their respective act and deed; and at the same time and place also personally appeared before me L. Creston Beauchamp, the within named mortgagee, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

Patricia H. Laird, Notary Public

(SEAL)

State Stamps: $.55

Received for record February 2, 1953 and recorded in Liber B.L.B. No. 159, Folio 242, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk.

And thereafter, to wit, on the 12th day of July in the year nineteen hundred and fifty-six, was filed in Court here a Bond, which said Bond is in the words following:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a body corporate of the State of Maryland, su surety, are held and firmly bound unto the State of Maryland, in the sum of Fifteen Hundred Dollars, to be paid to the said State of Maryland, or its certain Attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, jointly and severalyy firmly by these presents, sealed with our seals and dated this 5th day of July, 1956.

WHEREAS, by mortgage dated February 3, 1953, recorded among the Land Records of said Somerset County in Liber No. 159, folio 242, a certain Lloyd Leatherbury and Margueritte

Leatherbury, his wife, conveyed to L. Creston Beauchamp certain real estate in said County, and whereas, default occurred in the terms and conditions of said mortgage, and, whereas, by virtue of the power and authority contained in said mortgage the said L. Creston Beauchamp is authorized to sell the mortgaged property, and, whereas, the said L. Creston Beauchamp is about to exercise the power of sale contained in said mortgage by a sale of said mortgaged property.

NOW, the condition of the above obligation is such that if the above bounded L. Creston Beauchamp do andshall well and faithfully perform the trust reposed in him in and by said mortgage, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in realtion to the sale of said mortgage property or the proceeds thereof, thenethis obligation shall be void, otherwise to be and remain in full force and virtue of law.

Witness:

Alice C. Webster

L. Creston Beauchamp (SEAL)
L. C. Beauchamp Attorney in fact
for Maryland Casualty Company
Corporate Seal

The within Bond approved.

Benjamin L. Barnes, Clerk.

Thereafter to wit, on the thirty-first day of July, 1956 was filed in Court here, Report of Sale, Audit, Affidavit, Order Nisi and Final Order, which are in the words following:

L. Creston Beauchamp, Ex Parte	:	No. 7226 Chancery
Trust created by mortgage ffom Lloyd Leatherbury and Marueritte Leatherbury, his wife.	:	In the Circuit Court for Somerset County, Maryland.
	:	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The report of L. Creston Beauchamp, trustee named in a mortgage from Lloyd Leatherbury and Margueritee Leatherbury, his wife, to L. Creston Beauchamp, dated February 3, 1953, recorded among the Land Records of Somerset County, Maryland, in Liber No. 159, folio 242, respectfully shows:

That by virtue of the power and authority contained in said mortgage and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said mortgage, and after having given at least twenty-one days notice of the time, pace, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in said County and by handbill posted at the Court House door in said County, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, July 31, 1956, at the hour of 2:00 o'clock P.M. and then and there proceeded to sell at public auction the following described property mentioned in said mortgage, namely:

He offered all that lot or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, lying and binding on the south side of the county road leading from White Haven to the Head of Wicomico Creek, adjoining thelands of George Lloyd Charles Jones and the Colored M. E. Parsonage, and the heirs of Hugh Pinkett, and containing 3 3/8 acres of land, more or less; which was conveyed to the said Lloyd Leatherbury by Omar G. Jones and wife, by deed dated April 21, 1951, and recorded among the Land Records of said Somerset County in Liber No. 154, folio 216; and sold the same to Thomas H. Wiles and Evelyn Wiles, his wife, at and for the sum of Nine Hundred Twenty-Five Dollars ($925.00),

he being the highest bidder therefor, which has been fully paid.

And the trustee makes the following distribution of the proceeds of said sale.

Whole amount of Sale		$925.00
Clerk's Costs	$38.00	
Advertising	38.14	
Appearance Fee	25.00	
Taxes	92.89	
Auctioneer	10.00	
Bond	10.00	
Commission	83.00	297.03
		627.97
To L. Creston Beauchamp, holder of note secured by mortgage	$600.00	
Interest due on same to day of sale	40.00	640.00
Balance due L. Creston Beauchamp		12.03

And the trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp
Trustee,

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I, hereby certify that on this 31st day of July, 1956, before me, thesubscriber, a Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, Trusteementioned in the foregoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported and the distribution of proceeds therefrom was fairly made.

s/ Benjamin L. Barnes
Clerk of the Court.

Ordered by the Circuit Court for Somerset County, Maryland, this 31st day of July, 1956, that the report of L. Creston Beauchamp, Trustee mentioned in the report of sale, and the sale of real estate by him reported, and the distrubution of the proceeds of said sale by him made, be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 3rd day of September, 1956, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County, Maryland, once in each of three successive weeks on or before the 25th day of August, 1956.

The report states the amount of sale to be $925.00

s/ Benjamin L. Barnes,
Clerk of the Circuit Court for Somerset County, Maryland.

It having been proved to the Court that a copy of the preceding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 5th day of September, 1956, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, that the within report of L. Creston Beauchamp, Trustee, and the sale by him reported and the distributions of the proceeds therefrom by him made, be and the same are hereby finally ratified and confirmed.

s/ E. McMaster Duer
Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

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L. Creston Beauchamp, Attorney, Ex Parte) Be it remembered that heretofore to wit, on the twenty-fifth day of June, in the year nineteen hundred and fifty-six, a certain L. Creston Beauchamp, Attorney, exhibited and filed in the Circuit Court here, a titling, original mortgage and bond, which are in the words following, to wit:

L. Creston Beauchamp, Attorney for the purpose of foreclosing and collecting a mortgage from Thomas Jones, widower, to L. Creston Beauchamp.	No. 7222 Chancery In the Circuit Court for Somerset County, Maryland.

Mr. Clerk:

Please docket a case as above and file for foreclosure the original mortgage from Thomas Jones, widower, to L. Creston Beauchamp, dated July 9, 1951, and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 152, folio 372, and enter my appearance as trustee and attorney named in the mortgage.

s/ L. Creston Beauchamp, Attorney.

And on the same day was filed in Court here the original mortgage which is in the words following, to wit:

THIS MORTGAGE, Made this ninth day of July, in the year nineteen hundred and fifty-one, by Thomas Jones widower, of Somerset County, Maryland, witnesseth:

Whereas, the said Thomas Jones, widower, is justly and bona fide indebted to L. Creston Beauchamp, of said county and state, for the sum of three hundred and twenty dollars for money loaned, evidenced by the bill obligatory of the said Thomas Jones, for said sum of three hundred twenty dollars, dated evenly herewith and payable to the said L. Creston Beauchamp as follows:

The sum of $15 shall be paid on the second day of August 1951 and the like sum of $15 shall be paid on the second day of every month thereafter, until the entire principal and interest shall have been paid, and whereas, for the purpose of securing the payment of said three hundred twenty dollars, with interest as aforesaid, this mortgage is executed.

Now, therefore, this mortgage witnesseth that in consideration of the premises, the said Thomas Jones, hereby grants and conveys unto the said L. Creston Beauchamp, his heirs and assigns, all that lot or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, binding on the west side of a laneknown as McIntyre's lane, and adjoining the lands of James Tilghman, Charles Pinkett and William H. Jones, and containing one acre, more or less; and being the same and all the land which was conveyed to the said Thomas Jones by deed from Laura Tull dated evenly herewith, not yet delivered but intended to be delivered and recorded cotemporaneously with this mortgage.

To which said deed and records and all the references therein, special reference is here made as a part hereof, for full and accurate description of the property hereby conveyed.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, his heirs and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said mortgagor does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, his personal representatives or assigns, or L. Creston Beauchamp, his or their Attorney or Agent at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, forcash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which shale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such saleincluding a reasonable Attorney's fee and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly to the payment of all claims of the said Mortgagee his, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in his, behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagor covenants to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commission shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existance of this mortgage to keep insured the improvements on hereby mortgaged land to the amount of at least five hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit ofthe said mortgagee his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesa,d the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee

may be required to pay for such insurance shall be considered and ishereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS thehand and seal of said mortgagor.

Thomas Jones (SEAL)

Test:

Shirley McIntyre

STATE OF MARYLAND, Somerset COUNTY, To-wit:

I HEREBY CERTIFY, That on this 9th day of July, in the year nineteen hundred and fifty-one, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Thomas Jones, the mortgagor named in the foregoing mortgage and duly acknowledged the foregoing mortgage to be his act and deed; andat the same time and place also personally appeared before me L. Creston Beauchamp, the within named mortgagee, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

Shirley McIntyre

Notary Public.

Seal of Notary State Stamps: $.55

And on the same day was filed in Court here a Bond, which is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and R. Mark White of Somerset County, Maryland, surety, are held and firmly bound unto the State of Maryland, in the sum of Five Hundred Dollars, to which payment well and truly to be made and done, we bind ourselves and each ofus, our and each of our heirs, personal representatives and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 22nd day of June, 1956.

WHEREAS, by mortgage dated the 9th day of July, 1951, recorded among the Land Records of said Somerset County in Liber B.L.B. No. 152, folio 372, a certain Thomas Jones conveyed to L. Creston Beauchamp certain real estate in said County, and whreas, default occurred in the terms and conditions of said mortgage, and, whereas, by virtue of the power and authority contained in said mortgage, the said L. Creston Beauchamp, Attorney named therein, is authorized to sell the mortgaged property, and, whereas, the said L. Creston Beauchamp is about to exercise the power of sale contained in said mortgage by a sale of said mortgaged property.

NOW, thecondition of the above obligation is such that if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him in and by said mortgage, and shall abide by and fulfill any order or decree which shall be made by the Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then this obligation shall be void, otherwise to be and remain in full force and virtue of law.

TEST: Benjamin L. Barnes.

L. Creston Beauchamp (SEAL)

R. Mark White (SEAL)

The within Bond approved.

Benjamin L. Barnes,

Clerk.

And thereafter, to wit, on the twenty-fourth day of July, 1956 was filed in Court here a Report of Sale, affidavit, Audit, Order nisi and Final Order, which are in the words following, to wit:

L. Creston Beauchamp	)	No. 7222 Chancery
Ex Parte	)	In the Circuit Court for
Trust created by mortgage from	)	Somerset County, Maryland.
Thomas Jones, widower.	)	
	)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The report of L. Creston Beauchamp, trustee named in a mortgage from Thomas Jones, widower, to L. Creston Beauchamp, dated July 9, 1951, recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 152, folio 372, respectfully shows:

That by virtue of the power and authority contained in said mortgage and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said mortgage, and after having given at least twenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in said County and by handbill posted at the Court House door in said County, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland Tuesday, July 24, 1956, at the hour of 2:00 o'clock P.M. and then and there proceeded to sell at public auction the following described property mentioned in said mortgage, namely:

He offered all that lot or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, binding on the west side of a lane known as McIntyre's lane and adjoining the lands of James Tilghman, Charles Pinkett and William H. Jones, and containing one acre, more or less; and being the same and all the land which was conveyed to the said Thomas Jones by deed from Laura Tull dated July 9, 1951, duly recorded among the Land Records of said Somerset County; and sold the same to L. Creston Beauchamp, of said Somerset County, at and for the sum of FiveHundred Seventy-Five Dollars ($575.00), he being the highest bidder therefor, which has been fully paid.

And the trsutee makes the following distribution of the proceeds of said sale:

Whole Amount of Sale		$575.00
Clerk's Costs	$38.00	
Advertising	31.00	
Taxes	19.83	
Appearance Fee	25.00	
Auctioneer	10.00	
Commission	35.00	$158.83
		416.17
To L. Creston Beauchamp, holder of note secured by mortgage,	320.00	
Interest due on same to day of sale	96.17	416.17

And the trustee prays a ratification of his proceeding in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp

Trustee

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I hereby certify that on this 24th day of July, 1956, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, Trustee mentioned in the aforegoing report of sale, and made oath in due form of law that the

matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported and the distribution of proceeds therefrom was fairly made.

Benjamin L. Barnes
Clerk of the Court.

L. Creston Beauchamp, Ex Parte : Trust created by mortgage from Thomas Jones, widower, : No. 7222 Chancery In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 24 day of July, 1956, that the report of L. Creston Beauchamp, trustee mentioned in the foregoing report of sale, and the sale of real estate by him reported be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 27th day of August, 1956; provided a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks beforethe 25th day of August, 1956.

The report states the amount of sale to be $575.00.

Benjamin L. Barnes
Clerk of the Court.

L. Creston Beauchamp, Ex Parte Trust created by mortgage from Thomas Jones, widower) No. 7222 Chancery In the Circuit Court for Somerset County, Maryland.

It having been proved to the Court that a copy of the preceding order nisi has been published according to its perovisions, and no exceptions having been filed and no cause to the contrary having been shown, it is this 18th day of September, 1956, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, trustee, and the sale by him reported be and the same are hereby finally ratified and confirmed.

E. McMaster Duer
Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

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STATE OF MARYLAND, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday of May, being the seventh day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

Robert Chamberlain et al.)
Somerset County Welfare Bd.) Be it remembered that heretofore to wit, on the eighth day
vs.) of November, in the year nineteen hundred and fifty-five
Wilson Graham, et al.) a certain Harry C. Dashiell, did file on and in behalf of
) Robert Chamberlain, et al., and Somerset County Welfare
) Board, a Bill of Complaint and Exhibit "A", which said Bill

and Exhibit "A" are in the words following, to wit:

Robert Chamberlin, Bernice H. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Tood, Homer Ringgold and W. Hopkins Fisher, constituting the Somerset County Welfare Board
VS
Wilson Graham and Daniel Graham, Union Fish Co., Wholesale Fish Mark, Baltimore, Maryland, June Graham Webster, Lillian Graham White, Jackie Graham, Jerry Graham, and Rose Mary Graham, Deal Island, Maryland; Carpenter Webster, 4116 Kahlston Rd., Baltimore 6, Maryland; William Webster, 610 Gideon Rd., Middletown, Ohio; and Ronnie Abbott, Rehobeth, Maryland; Ethel Kaskill and Milton Shurman, Limon, Colorado, Dorothy Duerr, 4349 Sheldon Avenue, Baltimore, Maryland and Mildred Herbert, 2114 Ashland Avenue, Baltimore, Maryland; Maryland, Margaret Graham Marriner, and Margaret Graham Marriner, Mortgagee, Rehobeth, Maryland.

No. 7139 Chancery
In the Circuit Court
for
Somerset County,
in Equity

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The bill of complaint of Robert Chamberlin, Bernice H. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County, Maryland, Welfare Board, who sue for themselves as for all other creditors of James M. Graham and Kattie E. Graham, his wife, both late of Somerset County, Maryland, deceased, who will come in and contribute to the expenses of this suit, respectfully show;

FIRST: That your Orators, the Somerset County Welfare Board, is an agency for the purpose of distributing old age assistance and as such furnished aid to the said James M. Graham in his lifetime in the amount of eighty-eight dollars ($88.00) and to Katie E. Graham in her lifetime in the amount of eight hundred sixteen dollars and thirty-five cents ($816.35) as shown by the statement of said payments made by the said Somerset County Welfare Board and herewith filed, marked Plaintiff's Exhibit "A". And the said payment covers a period of time from the year 1940 to and including the year 1951.

SECOND: That the said James M. Graham and the said Katie E. Graham, being so indebted as aforesaid unto your Orators and also unto divers other persons, departed this life prior to the filing of this bill of complaint, both intestate and leaving surviving them, the following children and descendants as their only heirs at law; namely: the defendant, Wilson Graham, a son and the defendant, Daniel Graham, a son, both adults, and both residing

in Baltimore City, Maryland and who are employed at the Union Fish Co., Wholesale Fish Market, Baltimore, Maryland; the said deceased had another son, Raynor Graham, who died before the death of his said Mother, leaving surviving him the following children, namely: June Graham Webster, a daughter and Lillian Graham White, a daughter, and both adults, Jackie Graham, a son Jerry Graham, a son and Rose Mary Graham, a daughter, all of whome are minors and all of said defendants residing at Deal Island, Maryland; the said deceased also had a daughter, Mildred Webster, who died before the death of her said parents, leaving surviving her, a son Carpenter Webster, an adult, residing at 4116 Kahlston Rd., Baltimore, Maryland, and a son William Webster, an adult who resides at 610 Gideon Rd., Middletown, Ohio and a great grandson, Ronnie Abbott, a minor, who lives at Rehobeth in Somerset County and State of Maryland. The said deceased also had a daughter, Pearl Shurman, who died before the death of her said parents, leaving surviving her, a daughter Pearl Shurman, who died before the death of her said parents, leaving surviving her, a daughter, Ethel Kaskill and a son, Milton Shurman, both of whom are adults and reside at Limon in the State of Colorado; the said deceased also had a son, James Graham, who died before the death of his said Mother, leaving surviving him, two daughters,, Dorothy Duerr, an adult, who resides at 4349 Sheldon Avenue, Baltimore, Maryland and Mildred Herbert, an adult, who resides at 2114 Ashland Avenue, Baltimore, Maryland; and the said deceased also had a daughter, Margaret Graham Marriner, an adult, who resides at Rehobeth, Somerset County, Maryland.

THIRD: That the said James M. Graham at the time of his death was seized and possessed of several lots or parcels of land, all located in Deal Island Election District in said Somerset County and State of Maryland.

FOURTH: That the said James M. Graham and Katie E. Graham at the time of their death, had no personal estate of any kind and no administration was ever granted thereon.

FIFTH: That the said real estate owned by the said James M. Graham at the time of his death was encumbered by the lien of a mortgage given by the said James M. Graham and Katie E. Graham, his wife, to the Deal Island Bank and which said mortgage under date of June 17, 1938 was assigned to the defendant, herein, Margaret Graham Marriner, and which said mortgage is recorded among the land records of said Somerset County in Liber WJS 82, folio 436, etc.

TO THE END, THEREFORE:

a. That the defendants herein maned may answer the several matters and things hereinbefore set forth.

b. That the aforesaid real estate or so much thereof as may be necessary may be decreed to be sold for the payment of the aforesaid debts due to your Orators and to other creditors.

c. That your Orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your Orators, the writ of subpoena directed to the said Wilson Graham, an adult, and Daniel Graham, an adult, at the Union Fish Co., Wholesale Fish Market, Baltimore, Maryland; and unto Carpenter Webster, an adult, at 4116 Kahlston Rd., Baltimore, Maryland, and unto Dorothy Duerr, an adult, at 4349 Sheldon Avenue, Baltimore, Maryland and unto Mildred Herbert, an adult, 2114 Ashland Avenue, Baltimore, Maryland and unto June Graham Webster, an adult, Lillian Graham White, an adult, Jackie Graham, Jerry Graham, and Rose Mary Graham, all minors and all residing at Deal Island, in said Somerset County, Maryland, and unto Margaret Graham Marriner, an adult, and unto Ronnie Abbott, a minor, and unto Margaret Graham Marriner, Mortgagee, an adult, and all residing at Rehobeth in said Somerset County, Maryland, commanding them and each of them to be and appear in this Court in person or by solicitor at some certain day named therein to show cause if any they have,

why a decree ought not to be passed as prayed; and also may it please your Honors to grant unto your Orators, an order of publication giving notice to the said Ethel Kaskill, an adult, and Milton Shurman, an adult, both residing at Limon in the State of Colorado, and unto William Webster, an adult, who resides at 610 Gideon Rd., Middletown, Ohio, and all of whom are non-residents of the State of Maryland, giving notice of the object and substance of this bill and warning them to appear in this Court in person or by solicitor 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 as in duty bound, etc.

Harry C. Dashiell
Harry C. Dashiell, Solicitor for the Complainant

James M. GRAHAM
Deal Island, Md.

Old Age Assistance

Case #4610

Katie E. Graham

4/22/40	$11.00	1/18/49	$13.00
5/22/40	11.00	2/16/49	17.40
6/21/40	11.00	3/15/49	17.40
7/29/40	11.00	4/14/59	17.40
8/21/40	11.00	5/16/49	17.40
9/21/40	11.00	6/15/49	17.40
10/22/40	11.00	7/15/49	17.40
11/22/40	11.00	8/15/49	17440
	$88.00	9/16/49	17.40
		10/14/49	17.40
Katie E. GRAHAM		11/15/49	17.40
Deal Island, Md.			$187.00
1/22/47	20.55		
2/21/47	20.55	1/20/50	11.54
3/21/47	20.55	2/15/50	11.54
4/22/47	20.55	3/15/50	11.54
5/22/47	24.00	4/17/50	11.54
6/23/47	24.00	5/15/50	11.54
7/29/47	22.55	6/15/50	11.54
8/25/47	22.55	7/17/50	11.54
9/22/47	22.55	8/15/50	12.54
10/23/47	22.55	9/15/50	12.54
11/21/47	22.55	10/16/50	12.54
12/18/47	22.55	11/15/50	12.54
	$265.50	12/15/50	12.54
1/20/48	22.55		$143.48
2/20/48	22.55		
3/20/48	22.55	1/15/51	12.54
4/22/48	22.55	2/15/51	15.04
5/18/48	22.55	3/15/51	15.04
6/31/48	13.00		$42.62
9/17/48	13.00		
10/18/48	13.00	TOTALS	
11/16/48	13.00		$265.50
12/15/48	13.00		177.75
	$177.75		187.00
			143.48
			42.62
			$816.35
			88.00
			$904.35

James

Exhibit "A" filed with Sp. Examiner to be used as evidence Mch-------.1956

Sp. Examiner

And on the same day was filed in Court here an Order of Publication, which said Order of Publication is in the words following, to wit:

Robert Chamberlain et als. constituting Somerset County Welfare Board	)	No. 7139 Chancery
	)	In the Circuit Court
Vs	)	for Somerset County,
Wilson Graham et. als.	)	in Equity.
	)	

ORDER OF PUBLICATION

The object of this suit is to procure a decree for the sale of the real estate in Deals Island Election District, Somerset County, Md., of the late James M. Graham and Katie E.

Graham, his wife, at the time of their death. The Bill of Complaint states:

That the Somerset County Welfare Board furnished old age assistance and aid to the said James M. Graham in his life time of $88.00 and to Katie E. Graham in her life time of $816.35 as shown by the statement filed by the said plaintiffs with this bill; that the said James M. Graham and the said Katie E. Graham, being so indebted, departed this life prior to the filing of this suit; that both of said parties died intestate, and left surviving them as their only heirs at law the following chilren and descendants: the defendants, Wilson Graham, a son and Daniel Graham, a son, both adults, and both employed by the Union Fish Co. Wholesale Fish Market, Baltimore;the said deceased had another son, Raynor Graham, who died in 1945, leaving surviving him the following children, viz: June Graham Webster, a daughter, and Lillian Graham White, a daughter, both adults and defendants; Jackie Graham, a son, Jerry Graham, a son and Rose Mary Graham, a daughter all minors and all residing in Somerset County, Maryland; said deceased also had a duaghter, Mildred Webster who died before her parents, keaving a son, Carpenter Webster, adult, residing at 4116 Kalston Rd. Baltimore; a son, William Webster, adult, residing at 610 Gideon Rd. Middleton, O. and a grandson, Ronnie Abbott, a minor, who lives at Rehobeth, Md.; said deceased also had a daughter, Pearl Shurman, who died before her parents,, leaving surviving a daughter, Ethel Kaskill, and a son, Milton Shurman, both adults, residing at Limon, Colo; said deceased also had a son, James Graham, who died before the death of his Mother leaving two daughters, Dorothy Duerr, adult residing at 4349 Sheldon Ave. Balto. and Mildred Herbert, madult, who resides at 2114 Ashland Avenue, Balto. and the said deceased also had a daughter, Margaret Graham Marriner, an adult, residing at Rehoboth, Md., that the said James M. Graham at the time of his death was seized and possessed of several lots or parcels of land in Deals Island Election District, Somerset County, Maryland; that the said deceased at the time of their death had no personal estate and no administration was ever granted thereon.

That the said real estate was encumbered by the lien of a mortgage given by the said James M. Graham and Katie E. Graham, his wife, to the Deals Island Bank, and which mortgage was afterwards assigned to defendant, Margaret Graham Marriner, and that said mortgage is recorded among Land Records Somerset County in Liber WJS 82 folio 430 etc.,

That the Bill prays for a decree for the sale of said real estate for the payment of the aforesaid debts and other debts, and for such other and further relief as the case may require.

IT IS THEREUPON this 8th day of November, 1955, ordered by the Circuit Court for Somerset County, in Equity, that the Complainants, by causing a copy of this order to be instered in some news paper published in said Somerset County, once in each of four successive weeks before the 10th day of December, 1955, give notice to William Webster, who resides at 610 Gideon Rd., Middleton, Ohio, and to Ethel Kaskill and Milton Shurman, both of whom reside at Limon, Colorado, all ow homm are adults and and are non-residents of the State of Maryland, of the objects and substance of this bill of complaint, and warming them to be and appear in this Court, in person or by solicitor, on or before the 27th day of December, 1955, to show cause, if any they have, why a decree ought not to be passed as as prayed.

Benjamin L. Barnes
Clerk of the Circuit Court for Somerset
County, Maryland.

And thereupon, in pursuance of the prayer of the foregoing bill, the following subpoenas, were issued-- with their respective returns appearing thereon.

THE STATE OF MARYLAND

COURT SEAL SOMERSET COUNTY, TO WIT:

TO Margaret Graham Marriner and
Margaret Graham Marriner, Mortgagee
Rehobeth, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain, et als., constituting Somerset County, Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Cheif Judge of the First Judicia, Circuit of Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena.

Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

"Summoned Margaret G. Marriner and Margaret G. Marriner, Mortgagee, and 2 copies of subpoena & Bill left with Margaret G. Marrinerr 11/12/55.

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy.

THE STATE OF MARYLAND

COURT SEAL SOMERSET COUNTY, TO WIT:

TO Ronnie Abbott, Infant
Rehobeth, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et als. constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Cheif Judge of the First Judicial Circuit of Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

"Summoned Ronnie Abbott and copy of subpoena and Bill left with him and copy of subpoena and Bill left with Margaret Graham Marriner, Aunt 11/15/55.

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Rose Mary Graham, Infant
Deal Island, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland the 7th day of November, nineteen hundred and fifty-five.

Issued the 8th day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

"Summoned and copy of subpoena & Bill left with Rose Mary Graham, infant; also copy left with June Graham Webster, Sister 11/8/55"

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Jerry Graham, Infant

Deal Island, Maryland

Greeting:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteeh days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

"Summoned Jerry Graham, infant and copy of subpoena & Bill left with said infant; also copy left with June Graham Webster, Sister 11/8/55"

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Mildred Herbert, 2114 Ashland Ave., Baltimore, Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et. als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset y. Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Cheif Judge of the First Judicial Circui Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princ Anne, Maryland, within fifteen days after the return day named in the above subpoena. sonal attendance in Court on the day named is not necessary, but unless you answer or m other defense within the timed named, Complainant(s) may obtain a decree pro confesso a t you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

"Summoned Mildred Herbert and a copy of the Process with a copy of the Bill of Complaint ft with the Defendant on the 10th day of November 1955 in the Presence of John Pfaifer.

Joseph C. Deegan, Sheriff".

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Jackie Graham, Infant

Deal Island, Md. GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et. als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or m other defense within the timed named, Complainant(s) may obtain a decree pro confesso st you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md. Benjamin L. Barnes.

"Summoned Jackie Graham, infant and copy left with said infant. Also copy of poena & Bill left with June Graham Webster, Sister 11/8/55"

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy.

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

COURT SEAL

TO June Graham Webster and Lillian Graham White

Deal Island, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-five.

Issued the 8th day of November, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solcitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

"Summoned severally and copy of subpoena & Bill left with each 11/9/55".

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy.

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Dorothy Duerr, 4349 Sheldon Ave., Baltimore, Maryland

GREETING:

We command and enjoy you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

"Summoned Dorothy Duerr and a copy of the Process with a copy of Bill of Complaint left with the defendant on the 30th day of November 1955 in the presence of Edwin L. Haoce.

Joseph Deegan, Sheriff".

THE STATE OF MARYLAND
SOMERSET COUNTY, TO WIT:

COURT SEAL.

TO Wilson Graham and Daniel Graham
Union Fish Co., Wholesale Fish
Market, Baltimore, Maryland GREETING:

We commond and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlain et als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md. Benjamin L. Barnes, Clerk.

"Summoned Ambo and copies of the Process with copies of the Bill of Complaint left with each of the defendants.

Joseph C. Deegon, Sheriff"

11-16-55
Kerns

THE STATE OF MARYLAND
SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Carpenter Webster, 4116 Kahlston Rd., Baltimore 6, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of December next, and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Robert Chamberlain et als., constituting Somerset County Welfare Board against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November Nineteen Hundred and Fifty-five.

Issued the 8th day of November 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) For Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

"Summoned and copy Writ Nar Notice served on and left with Carpenter Webster this 15 day Nov. 1955

Gilbert G. Miller, Sheriff".

And thereafter, to wit, on the twenty-third day of January, in the year nineteen hundred and fifty-six, was filed in Court here Petition and Order of Court appointing Guaridan ad Litem, and answer of Guardian at Litem, which is in the words following--

Robert Chamberlaim et als.,) No. 7139 Chancery
Somerzet County Welfare Board) In the Circuit Court for
VS) Somerset County, in Equity.
Wilson Graham et als.)
)

To the Honorable, the Judges of said Court:

IT appears from the proceedings in said cause that the respondents, Jackie Graham, Jerry Graham, Rose Mary Graham, and Ronnie Abbott have all been duly summoned to appear to the Bill of Complaint fuled in said cause; bit that said respondents are all infants under the age of twenty one years and being infants cannont appear and aswer said Bill of Complaint for themselves.

Yours Petitioner therefore prays this Honorable Court to appoint a Guardian ad Litem to appear and answer for said infant defendants.

Harry C. Dashiell, Solicitor for Complainant.

IN the above entitled cause, it is this 23rd day of January, 1956, ordered by the Circuit Court for Somerset County, in Equity, that Grace J. Barnes be and she is hereby appointed Buardian ad litem to appear and answer for the respondents, Jackie Graham, Jerry Graham, Rose Mary Graham and Ronnie Abbott, all of whom have been duly summoned to appear in said cause but are infants under the age of twenty one years and can not appear and answer the Bill of Complaint filed against them.

E. McMaster Duer, Judge.

The answer of Grace J. Barnes, Guardian ad Litem, duly appointed by this Honorable Court, to appear and answer for Jackie Granham , Jerry Graham, Rose Mary Graham and Ronnie Abbott, respectfully represents:

That the said respondents being infants under the age of twenty one years can not answer and defend this suit for themselves, but said infants submit their right to the protestionn of this Court and consent to the passage of such decree as may be right and proper in the premises.

Grace J. Barnes
Grace J. Barnes, Guardian ad Litem.

And thereafter, to wit, on the twenty-third day of January, in the year nineteen hundred and fifty-six, was filed in Court here a Petition and Order of Court for Decree Pro Confesso and order appointing Special Examiner, which is in the words following, to wit:

Robert Chamberlain et als. constituting Somerset County Welfare Board) No. 7139 Chancery
Vs.) In the Circuit Court for Somerset County,
Wilson Graham et. als.) in Equity:
)

To the Honorable, the Judges of said Court:

The petition of the Complainant, Somerset County Welfare Board, rezpectfully rwpresents:

That it appears from the proceedings in said cause that the respondents, Wilson Graham, Daniel Graham, June Graham Webster, Lillian Graham White, Carpenter Webster, Dorothy Duerr, Mildred Herbert Margaret Graham Marriner and Margaret Graham Marriner, mortgagee, and that each of said respondents have been duly summoned to appear to said bill of complaint filed agsinst them in said cause; that all of said respondents are adults; that the said respondents, William Webster, Ethel Kaskill and Milton Shurman, all adukts, and all non-residents of the State of Maryland, have been duly summoned to appear by an order of publication duly published as required by the Order of Court passed thereon; but that all of said defendants have failed to appear and answer said bill of complaint as required by law.

Your Petitioner therefore prays this Honorable Court to pass a decree that said Bill of Complaint may be taken pro confessog against all of said adult defendants who have been duly summoned to appear as above set forth, but have failed to appear and answer as required by law.

Harry C. Dashiell, Solicitor for Complainant

ORDER OF COURT:

IN the above entitled cause, it is this 23rd day of January, 1956, ordered and decreed by the Circuit Court for Somerset County, in Equity, that the said bill of Complaint be and the same is hereby taken pro confesso against the respondents, Wilson Graham, Daniel Graham, June Graham Webster, Lilliam Graham White, Carpenter Webster, Dorothy Duerr, Mildred Herbert, MarGaret Graham Marriner, Margaret Graham Marriner, mortgage_, William Webster, Ethel Kaskill and Milton Shurman, all adults, who have been duly summoned to appear to the bill of complaint as required by law.

AND since it appears that Harry C. Dashiell, the regular Examiner of this Court, is the Solicitor for the Complainant in this cause, it is further ordered that Lorraine W. Long be and she is hereby appointed Apecial Examiner to take the deposition to be filed innthis cause.

E. McMaster Duer, Judge.

Afterwards, on the thirteenth day of March, in the year nineteen hundred and fifty-six, was filed in Court here, Order of Court appointihg Special Examiner, which is in the words following, to wit:

Somerset County Welfare Board	)	No. 7139 Chancery
VS	)	IN the Circuit Court
Wilson Graham et. als.	)	for Somerset County, in Equity.
	)	

IN the above entitled cause, it appearing that Harry C. Dashiell, the standing Examiner of this Court, is the Somicitor for the Complainants in this cause----------

It is thereupon, this 13th day of March, 1956, by the Circuit Court for Somerset County in Equity, ordered that Lorraine W. Long be and she is hereby appointed Special Examiner to take the depositions in this cause.

E. McMaster Duer, Judge.

Thereafter, on the thirteenth day of March, in the year nineteen hundred and fifty-six, was filed in Court here, Depositions, which Depositions are in the words following, to wit:

Robert Chamberlin, EtAl) No. 7139 Chancery
Vs) In the Circuit Court for
Wilson Graham, EtAl) Somerset County In Equity
)

In the above entitled cause, I, Lorraine W. Long, duly appointed by this Honorable Court to take the depositions in this cause do hereby certify that on the 13th day of March, 1956, at the law office of Harry S. Dashiell, in Princess Anne, Maryland, I did take the following depositions, that is to say:

Linwood C. Marriner, a witness of lawful age, being first duly sworn, deposing says:

1. Please state your name, age, residence and occupation.

Ans. My name is Linwood C. Marriner, age 59 years, residence, Rehobeth Maryland, occupation, farming.

2. Do you know the parties to this suit and if so, how long have you known them and where do they reside.

Ans. Yes, I think I know the parties to this suit. As I understand it, the complainents are the members of the Somerset County Welfare Board and the defendants are the heirs-at-law of the late James M. Graham and Katie M. Graham, his wife, I have known all of them for at least the past 25 or 30 years.

3. Did you know James M. Graham and Katie M. Graham in their lifetime? If so, are they living or dead and if dead when and where did they die?

Ans. I knew both of them in their lifetime. They were the Father and Mother of my wife. Mr. Graham died about 19 years ago at his home on Deal Island and Mrs. Graham died at my home at Rehobeth about a year and a half ago. As far as I know neither of them left any last will and testament.

4. Please tell us if you can who are the heirs-at-law of the said James M. Graham and his wife Katie M. Graham.

Ans. They have still living two sons and a daughter. The sons are Wilson Graham and Daniel Graham and they both live in Baltimore city and are adults, and the daughter is my wife, Margaret Alexander Graham Marriner and she lives at our home at Rehobeth, Maryland. All three of the above are defendants. Mr. and Mrs. Graham had another son, Isadore Raynor Graham and he died in January 1944. He left surviving him, the following children: a daughter, June Graham Webster, and a daughter, Lillian Graham White, both adults, June lives on Deal Island and Lillian lives I think, Fruitland, he also had three other children, Jackie Graham, a son, Jerry Graham, a son, and Rosemary Graham, a daughter and all three of these are minors and live with their sister, June, on Deal Island. The Grahams also had another daughter, Mildred Webster, who died before her parents, leaving surviving her, a son, Carpenter Webster, an adult living in Baltimore, and a son William Webster, an adult, who lives at Middletown, Ohio and a grandson, Ronnie Abbott who lives with us at Rehobeth. The Grahams also had another daughter, Pearl Shurman, who died before her parents leaving surviving her a daughter, Ethel Kaskill and a son Milton Shurman, both of whom are adults and reside at Limon, in the State of Colorado. The said deceased also had another son, James Graham, who died before the death of his Mother, leaving surviving him, two daughters, Dorothy Duerr and Mildred Herbert, both of whom are adults and both reside in Baltimore, Maryland.

5. Please tell us what real estate, if any, Mr. & Mrs. Graham left at the time of their death.

Ans. Mr. & Mrs. Graham owned a home and about two and a half or three acres of land at the time of their death. All of this land is together and is adjoining the lands of Howard Webster on one side and Lem Howard and Beatrice Webster on the other. This property seems

to have been conveyed as follows: the first deed is to James M. Graham from Daniel J. Webster and wife dated July 1, 1899 and recorded in Liber OTB 25, folio 570, the second deed, is to James M. Graham from Daniel J. Webster and wife dated August 28, 1900 and recorded in Liber OTB 28, folio 496, on these two parcels of land is where I think the dwelling is. There is another deed as follows: to James M. Graham, Isadore Raynor Graham, James H. C. Graham and Rueben Shurman from the Salisbury Building Loan and Banking Assoc., dated June 1, 1919 and recorded in Liber WJS 78, folio 397, etc. This deed is for two and three quarters acres and the deed states that it is the place where on Daniel J. Webster dormerlly resided. In my opinion, the home place that the Grahams left at the time of their death with the dwelling thereon is worth about $1,000.00.

6. Please state what indebtedness James M. Graham and his wife left at the time of their death.

Ans. At the time of their death, Mr. Graham and Mrs. Graham had given a mortgage to the Deal Island Bank the amount was $350.00. The mortgage was dated April 7, 1921 and is recorded in Liber W.J.S. No. 82, folio 436. Later on, the Deal Island Bank went in the hands of a receiver and this mortgage was finally assigned to the Somerset Mortgage and Certificate Corp. by Warren F. Sterling, Receiver for the Deal Island Bank on June 15, 1938. I paid off this mortgage to the Somerset Mtg. & Cert. Corp. and on the 17th day of June 1938, it was assigned to my wife, Margaret Alexander Marriner. As far as I know, the amount due on the mortgage is $350.00 with interest from June 17, 1938.

Plaintiff solicitor herewith files to be used as evidence in this case, this mortgage from James M. Graham and wife to the Deal Island Bank, marked Exhibit "A".

I do not know anything else about any indebtedness due by Mr. & Mrs. Graham. I understand that they did receive assistance from the Somerset County Welfare Board but I do not know the amount.

7. Please state whether or not Mr. & Mrs. Graham left any personal estate.

Ans. No. They left no personal estate and no administration was ever granted thereon on either estate as far as I know.

Court question and answer:

Nothing further.

Linwood C. Mariner
Linwood C. Marriner

TEST Lorraine W. Long

Osborne Webster, a witness of lawful age,being first duly sworn, deposing says:

1. Please state your name, age, residence and occupation.

Ans. My name is Osborne Webster, my age is 43 years, my residence is Deal Island, my occupation is merchant.

2. Do you know the partes to this suit, if so how long have you known them.

Ans. I know some of the members of the Welfare Board, they are the plaintiffs and I have known all of the children and grandchildren of the late James M. Graham and his wife.

3. Did you know James M. Graham and Katie M. Graham in their lieftime, if so are they living or dead and if dead, when did they die.

And. I did know Mr. James M. Graham and his wife, Katie,M. Graham and I knew them all of my life until their death. My store at Deal Island is just a few yeards from their home. Mr. Graham died about 19 years ago and Mrs. Graham died about a year and a half ago. As far as I know neither of them left any last will and testament.

4. Who are the heirs-at-law of the said James M. Graham and Katie M. Graham?

Ans. They have living, two sons and a daughter. The sons are Wilson Graham and Daniel Graham and they both live in Baltimore and are adults and the daughter is Margaret Alexander Marriner and she lives at Rehobeth, Maryland. Mr. & Mrs. Graham had another son, Isadore Raynor Graham, who died in January, 1944, leaving surviving him the following children, a daughter, June Graham Webster and a daughter, Lillian Graham White, both adults, Junelives on Deal Island and I believe Lillian lives at Fruitland, and also three other children, Jackie Graham, Jerry Graham and Rosemary Graham and all three are minors and live with June on Deal Island. The Grahams also had another daughter, Mildred Webster who died before her parents leaving surviving her a son, Carpenter Webster, an adult, living in Baltimore, and a son, William Webster, an adult, who lives in Ohio, and a grandson, Ronnie Abbott, who lives in Rehobeth. The Grahams also had another daughter Pearl Shurman who died before her parents leaving surviving her a daughter, Ethel Kaskill and a son, Milton Shurman, both are adults and live out in Colorado. The Grahams also had another son, James Graham, who died suddenly in Washington a few years ago, leaving surviving him, two daughters Dorothy Duerr and Mildred Herbert and both are adults and live in Baltimore City.

5. Please state what real estate if any, Mr. & Mrs. Graham left at the time of their death.

Ans. As I have said before, their home was just a few yards away from my store and as far as I know, all the land that they own, was around their dwelling. This property is fronting on County Road running between my store and the Graham home. All of the different lots of land are adjoining and this property is bounded on one side by the land of Howard Webster and the land of Lem Howard and Beatrice Webster on the other sides. I think there is about 3 acres in this lot and in my opinion it is worth about $750.00

Court question and answer:

Nothing.

Osborne C. Webster

Osborne Webster

TEST Lorraine W. Long.

Elizabeth W. Hall, a witness of lawful age, being first duly sworn, deposing says:

1. Please state your namce , age, residence and occupation.

Ans. My name is Elizabeth W. Hall, my age is 38, my residence is Crisfield, Maryland, and my residence is Crisfield, Maryland, and my occupation is Director of County Welfare of Somerset County.

2. Do you know the parties to this suit ?

And. I am the Director of the Somerset County Welfare Board and of course, I know all the members of the Board who the Plaintiff's in this case. The defendants are the members of the Graham family on Deal Island. I have met a few of them, but cannot say that I know all of the defendants.

3. Did you know Mr. & Mrs. Graham in their lifetime?

Ans. I did not know Mr. Graham, but on several occasions I have met Mrs. Kate M. Graham. She died about a year and a half ago.

4. Please tell us whether or not James M. Graham and Katie M. Graham were given assistance by the Somerset County Welfare Board and if so, what amount of assistance was given to each of them?

Ans. I am the Director of the Welfare Board and all the papers and records of the office are directly under my supervision. Our records show that the amount of assistance given to James M. Graham was $66.00 and was given during the period between April, 1940 and

November, 1940, the amount of assistance given to Katie M. Graham was $816.35 from January, 1949 to March, 1951.

Court question and answer:

I know nothing further.

Elizabeth W. Hall

Elizabeth W. Hall

TEST: Lorraine W. Long

There being no further witness producted to me to be examined I herewith at the request of Plaintiff solicitor return the above depositions to Court closed under my hand and seal and certified that the annexed statement of costs is correct March 13, 1956

Lorraine W. Long

Lorraine W. Long

Costs:

.....for

Special Examiner $10.00

Afterwards, on the thirteenth day of March, in the year nineteen hundred and fifty-six, was filed in Court here, a Mortgage, which said Mortgage is in the words following, to wit:

THIS MORTGAGE, Made this 7th day of April, in the year nineteen hundred and twenty-one by James M. Graham and Katie Graham, his wife, of Somerset County, in the State of Maryland, Witnesseth:

Whereas the said James M. Graham and Katie Graham have this day borrowed from the "Deals Island Bank", a body corporate, the sum of Three Hundred and Fifty Dollars, and have executed and delivered to said Deals Island Bank their bill obligatory for said sum, dated evenly herewith, payable to the said Deals Island Bank one year after date, with interest from date, payable semi-annually from date, and whereas forthe purpose of further securing the payent of said sum with interest as aforesaid, this mortgage is executed.

Now therefore this mortgage witnesseth that for and in consideration of the premises, the said James M. Graham and Katie Graham his wife, do grant and convey unto the said Deals Island Bank, its successors and assigns, all those lots or parcels of land on Deals Island, in Somerset County, Maryland, which was conveyed to the said James M. Graham by Daniel J. Webster and wife by two deeds, one dated the 1st day of July, 1899, recorded among the land records of said county in Liber O.T.B. No. 25, folio 570, etc. and the other dated the 28th day of August, 1900, recorded among said records in Liber O.T.B. 28, folio 496 etc; the first parcel containing one--half acre, more or less, ang the other containing fifty-four square rods, more or less, together with the right of way mentioned and described in the last mentioned deed; to which said deeds and all the references in said deeds contained reference is hereby made,

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging, or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed, then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said James M. Graham and Katie Graham do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, its successors or assigns, or H. Fillmore Lankford, its or their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary for cash, to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey the said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notice as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from suchsale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee and a commission to the party making sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay to the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee, and one-half the commission hereinbefore mentioned, to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgaged property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the saidmortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existence of this mortgage to keep insured, the improvements on hereby mortgaged land and to the amount of at least five hundred dollars, and to cause the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and to keep insured the improvements ....., and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured with interest from the date of payment as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

TEST: Geo. B. Horner

James M. Graham (SEAL)

Kate Graham (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY to wit:

I HEREBY CERTIFY, That on this 7th day of April, in the year nineteen hundre twenty-one, before me, the subscriber, a Justice of the Peace of the State of Maryland, i for Somerset County, personally appeared James M. Graham and Katie Graham, his wife, t rt-gagors named in the foregoing mortgage and each acknowledged the foregoing mortgag be their respective act and deed; and at the same time and place also personally appe Arthur Andrews and made oath in due form of law, that the consideration mentioned in the oing mortgage is true and bona fide as therein set forth, and that he is the Cashier a ent of the Deals Island Bank, mortgagee in said mortgage and that he is authorized to ma is affidavit.

Geo. B. Horner, J.P.

The following assignments appear on said mortgage---

For value received, I hereby assign the within and aforegoing mortgage to John J. agher, Receiver for the Deals Island Bank, duly appointed by order of the Circuit Court f omerset County, in Equity.

As witness the corporate seal of the said Deals IslandBank and the signature of am B. Spiva, the President thereof, the 26th day of May, nineteen hundred and thirty-

DEALS ISLAND BANK

By Wm. B. Spiva
President.

As Receiver for the Deals Island Bank and as the successor in office of John J ngher, former Receiver, and for value received, I hereby assign the within and the af oing mortgage to The Somerset Mortgage & Certificates Corporation, a body corporate hout recourse.

As witness my hand and seal this 15th day of Junes, 1938.

Warren F. Sterling (SEAL)
Receiver for the Deals Island Ba

TEST: Anna Mae Cooke

FOR VALUE RECEIVED The Somerset Mortgage and Certificates Corporation, a y corporate, hereby assigns the within and aforegoing mortgage to Margaret Alexander Marin omerset County, Maryland, without recourse.

WITNESS the signature of The Somerset Mortgage and Certificates Corporat by William B. Spiva, its Vice-President, and the corporate seal thereof this 17th day of , nineteen hundred and thirty-eight.

THE SOMERSET MORTGAGE & CERTIFICATES CORPORATION

By W. B. Spiva
Vice-President

Test:

J. A. Powell

And on the twenty-eighth day of March, in the year nineteen hundred and fifty was filed in Court here, a Decree, which is in the words following, to wit:

Somerset County Welfare Board etc.,	:	No. 7139 Chancery
Vs	:	In the Circuit Court fo
Wilson Graham, et als.	:	Somerset County, in Equity
	:	

This cause standing ready for hearing and being submitted on bill and answer d evidence without argument, the proceedings were read and consider--

IT IS THEREUPON, this 28th day of March, nineteen hundred and fifty six, Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed, that l

estate mentioned in the proceedings be sold.

That Harry C. Dashiell be, and he is hereby appointed Trustee to make such sale and that the course and manner of his proceedings shall be as follows:

Theb said Trustee shall first file in the Office of the Clerk of the Circuit Court for Somerset County, in Equity, a bond to the State of Maryland, executed by himself and asurety or surities to be approved by the said Clerk, in the penalty of three thousand dollars ($3,000.00) if individual surety or surities and one half of said sum if corporate surety, conditioned for the faithful performance of the trust reposed in him by said decree or that may be reposed in him by any future decree or order in the premises and he shall them proceed to make sale of said real estate, having first given at least three weeks previous notice of said sale by advertisement inserted in Some newspaper printed and published in said Somerset County and such further notice as he may think proper of the time, place,manner and terms of sale, which terms shall be as follows:

One-half in cash on the day of sale and the balance of the purchase money to be paid within six months from the day of sale, the deferred payment to bear interest from the day of sale and the payment thereof to be secured by the bond of the purchaser or purchasers, with a surety or surities to be approved by the said Trustee, or all cash at the o_tion of the purchasers.

And as soonbas may be convenient after such sale or sales, the said Trustees shall return to this Court, a full and particular account of the same, with an affidavit of the truth thereof and of the fairness of such sale or sales annexed and on the ratification of such sale or sales by this Court and on the payment of the whole purchase money, and not before, the said Trustee shall by a good and sufficient deed to be executed and acknowledged according to alw, convey to the purchaser or purchasers of said property and to his her or their heirs and assigns, the property to him her or them sold, free, clear and discharged of all the claims of the parties to this cause and of any person or persons claiming by, from or under them.

AND the said Trustee shall bring into this Court, the money arising from sucb saleor sales and the bonds which may be taken for the same to be dispozsed of under the direction of this Court, after deducting therefrom the costs of this suit and such commissions of the said Trustee as the Court may think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

And at the time of advertising said sale, the said Trustee shall give notice to the creditors of the said James M. Graham and Katie M. Graham, both deceased, to file their claims with the vouchers thereof, dully probated according to law, with the Clerk of the Circuit Court for Somerset County, within sixty (60) days from the date of such sale or sales.

E. McMaster Duer.

JUDGE.

On the seventeenth day of April, in the year nineteen hundred and fifty-six, was filed in Court here Bond of Harry C. Dashiell, Trustee, which Bond is in the words following, towit:

KNOW ALL MEN BY THESE PRESENTS, that Harry C. Dashiell of Somerset County and State of Maryland, Principal, and the American Surety Company of New York, a corporation created and existing under the Laws of the State of New York, as Surety, are held and bound unto the said State of Maryland, or its certain Attorney, in the full and just sum of fifteen hundred dollars ($1500.00) to be paid to the said State of Maryland, or its certain Attorney, and to which payment well and truly to be made and done, we bind ourselves and each

of us, our and each of our heirs, personal representatives or assigns, jointly and severally by these presents, sealed with our seals and dated this 16th day of April, nineteen hundred and fifty six.

WHEREAS by a decree of the Circuit Court for Somerset County, in Equity, passed on the 28th day of March, 1956, in a cause pending in said Court wherein the Somerset County Welfare Board is Complainant and Wilson Graham et. als. are Respondents, the same beint No. 7139 Chancery on the chancery docket of said Court, the said Harry C. Dashiell has been appointed Trustee to make sale of the real estate therein mentioned and described, all of which will appear by reference to the proceedings in said cause.

NOW the condition of the above obligation is such that if the above bounden, Harry C. Dashiell, do and shall, well truly and faithfully perform the trust reposed in him by said decree or that may be reposed in him by an future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

AS witness the hand and seal of the said Harry C. Dashiell, the corporate seal of the said American Surety Company, a corporation as aforesaid, and the hand of Harry C. Dashiell, the Attorney-in-fact of said corporation, the day and year above written.

TEST:

Meta D. Sterling — Harry C. Dashiell, Principal (SEAL)

TEST: — AMERICAN SURETY COMPANY OF NEW YORK

Meta D. Sterling — BY Harry C. Dashiell, Attorney-in-fact.

CORPORATE SEAL

The within Bond approved.

Benjamin L. Barnes, Clerk.

And afterwards, on the thirtieth day of April, in the year nineteen hundred and fifty-six, was filed in Court here an Affidavit as to non-military service, which is in the words following, to wit:

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify thaton this 30 day of April, 1956, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Harry C. Dashiell, Solicitor for the Complainants in No. 7139 Chancery, and made oath in due form of law that the sai_ respondents in said chancery cause, viz, the said Daniel Graham, Wilson Graham, June Graham Webster, Lillian Grham White, Jackie Graham, Jerry Graham and Rose Mary Graham, Carpenter Webster, William H. Webster, Ronnie Abbott, Ethel Kaskill, Milton Shurman, Dorothy Duerr, Mildred Herbert and Margaret Graham Marriner, and that said respondent and each of said respondents are not now in the military or naval service of the United States.

Benjamin L. Barnes, Clerk of the Circuit Court.

Thereafter, on the seventh day of Mary, in the year nineteen hundred and fifty-six, was filed in Court here Trustee's Report of Sales Order Nisi, Final Order and order appointing special Auditor, which said papers filed are in the words following, to wit:

Somerset County Welfare Board	)	No. 7139 Chancery
VS	)	In the Circuit Court for
Wilson Graham, Et.Als.	)	Somerset County, in Equity

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Harry C. Dashiell, Trustee, appointed by a decree of this Honorable Court, passed in the above entitled cause, under date of the 28th day of March, nineteen hundred and fifty six, to make sale of the real estate herein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites of said decree as required by law, and after giving notice of the time, place, manner andterms of sale,by advertisement inserted in the "Marylander and Herald", a weekly newspaper published in said Somerset County, and by hand bills posted at the Court House door, and distributed in said County, for at least three successive weeks before the day of sale he did, pursuant to said notice, attended in front of the Court House door, in said County, in Princess Anne, Maryland, on Tuesday May 1, 1956 at or about 2 o'clock P.M. and did then and there proceed to sell said real estate in the following manner, that is to say:

Your Trustee offered at public auction, to the highest bidder, the real estate mentioned in said decree and described in said advertisement of sale as follows:

FIRST: All the two lost or parcels of land, situate as aforesaid, lying and binding on the westerly side of the County Road running between the storehouse property of Osborn Webster and the land herein described, bounded on the north, south and west by the land mentioned and described in the second and third items of this advertisement, the one lot containing ½ acre and the other lot containing 54 sq. rods of land, whereon the said James M. Graham and Katie M. Graham resided in their lief time; and being the samoland conveyed unto the said James M. Graham by two deeds: one from Daniel J. Webster andwife, dated July 1, 1899 and recorded among the Land Records of said Somerset County in Liber O.T.B. No. 25, Folio 570 etc., and the other deed from the said Webster and wife, dated August 28, 1900 and recorded in Liber O.T.B. No. 28, Folio 496, etc.

This land is improved by a substantial dwelling in good condition of repair.

AND your said Trustee sold the above described real estate unto Wilson Graham of Baltimore City, and State of Maryland, he being the highest bidder, at and for the sum of seven hundred twenty-five dollars, ($725.00).

SECOND: Your trustee then offered all that lot or parcelof land, situate as aforesaid, adjoining the land formerly owned by the late William Howard Webster and the land described in the first item above,containing about 2 5/16 acres, more or less; and being a part of the land which was conveyed unto the said James M. Graham, Isador Raynor Graham, James H. C. Graham and Reuben Shurman by the Salisbury Building Loan & Banking Association by deed dated June 1, 1919, and recorded in Liber W.J.S. No. 78, Folio 397, etc.

AND your said Trustee sold the above described parcel of land to said Wilson Graham, he being the highest bidder, at and for the sum of one hundred dollars, ($100.00).

THIRD: Your Trustee then offered all that lot or parcel of land, situate as aforesaid, and fronting on said County Road above referred to, adjoining the home place of the said James M. Graham and the land of Lem Howard and wife, and containing one acre of land, more or less; and being the same land which was conveyed unto the said James M. Graham andIsador Raynor Graham by Georgianna Webster and husband, by deed dated November 30, 1918 and recorded in Liber W.J.S. No. 79, Folio 180, etc.

AND your said Trustee sold the above described parcel of land to said Wilson Graham, he being the highest bidder, at and for the sum of one hundred dollars, ($100.00).

AND the total of the set sale as above set forth is the sum of nine hundred twenty five dollars, ($925.00), and the said purchasers have complied with the terms of said sale to the satisfaction of your said Trustee.

Respectfully submitted.

Harry C. Dashiell, Trustee.

State of Maryland, Somerset County, To Wit:

I hereby certify that on this 7th day of May, in the year nineteen hundred and fifty-six, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Harry C. Dashiell, Trustee, named in the above Report of Sales, and made oath in due form of law that the matters and facts stated in the aforegoing Report of Sales are true as therein stated, to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Benjamin L. Barnes,
Clerk of the Circuit Court.

Robert Chamberlin et. als. c/o Somerset County Welfare Board
VS
Wilson Graham, Et. Als.

No. 7139 Chancery
In the Circuit Court for
Somerset County,
in equity.

ORDERED, this 7th day of May, nineteen hundred and fifty six, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Trustee, be ratified and confirmed, unless cause to the contrary thereof be shown, on or before 7th day of June, 1956; provided a copy of this order be inserted in some newspaper printed in said Somerset County once in each of three successive weeks, before the 4th day of June, 1956.

The Report states the amount of the sale to be nine hundred twenty five dollars ($925.00)

Benjamin L. Barnes, Clerk.

ORDERED, by the Circuit Court for Somerset County, in Equity, this 9th day of June (1956) nineteen hundred and fifty six, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Trustee, aforesaid, be and the same is, hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the ORDER NISIS passed in said cause.

AND since it appears that the saidHarry C. Dashiell, the Regular Auditor of [illegible]s Court, is the Solicitor for the Complainant in this cause, it is further ordered that I[illegible]e Long be and she is hereby appointed special Auditor tostate the account in this cau[illegible]

E. McMaster Duer.
JUDGE.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday of August, being the fifth day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit;

Harry C. Dashiell, Assignee, Ex Parte
Under power in a mortgage from Tyler to Ward & Bro. and assigned, etc.

) Be it remembered that heretofore to wit, on the
) first day of August, in the year nineteen hundred and
) fifty-six, a certain Harry C. Dashiell, Assignee, of
) Somerset County and State of Maryland, exhibited and

filed in the Circuit Court here, a titling and order to docket suit and an original of a certain mortgage executed and delivered to William E. Ward and Frederick Ward, partners trading as W. E. Ward and Brother, by a certain Charles C. Tyler and wife, of said county and state, which said titling and order and orginal mortgage are as follows, to wit:

HARRY C. DASHIELL, ASSIGNEE, EX PARTE
Under power in a mortgage from Charles C. Tyler and Addie M. Tyler, his wife, to W. E. Ward & Br. assigned to Grace Cullen Cole, and then assigned to Harry C. Dashiell for collection and foreclosure

) No. 7234 Chancery
) In the Circuit Court for
) Somerset County,
) in Equity
)

Mr. Clerk:

Please record the assignment of the within mortgage to the undersigned for collection and foreclosure; docket the above entitled cause, and enter the appearance of the undersigned as Solicitor for the Complainant.

Harry C. Dashiell
Solicitor for the Complainant--

M O R T G A G E

THIS MORTGAGE, Made this 8th day of November in the year nineteen hundred and twelve, by Charles C. Tyler and Addie M. Tyler, his wife, of Somerset County, in the State of Maryland:-

Whereas, the said Charles C. Tyler and Addie M. Tyler, his wife, have this day borrowed from William E. Ward and Frederick Ward, partners trading as W. E. Ward and Brother, of said County and State, the sum of Three Hundred Dollars ($300.00), and have executed and delivered unto the said William E. Ward and Frederick Ward, partners trading as W. E. Ward and Brother, their bill obligatory for said sum of Three Hundred Dollars ($200.00), dated evenly herewith, payable two years after date, with interest from date, which said interest is to be paid annually; and whereas, for the purpose of further securing the payment of said sum of money, with interest, and payable as aforesaid, the said Charles C. Tyler and Addie M. Tyler, his wife, have agreed to execute this mortgage.

Now therefore this Mortgage Witnesseth, that in consideration of the premises and the sum of five dollars in hand paid, the said Charles C. Tyler and Addie M. Tyler, his wife, have granted and by these presents do grant and convey unto the said William E. Ward and Frederick Ward, partners trading as W. E. Ward and Brother, their heirs and assigns, all that lot or parcel of land situte, lying and being in Asbury District, Somerset County, and State of Maryland, on the East side of the road called the Johnson's Creek road, leading from George C. Lawson's store to the late residence of James J. Lawson, and adjoining thelands owned or recently owned

by Charles Moore, Job Moore, Sr., and John Parker, and containing one-half of an acre, more or less,--the same being all the real estate and premises conveyed unto the said Charles C. Tyler by George E. Sterling and Hattie O. Sterling, his wife, by deed bearing date the nineteenth day of August in the year nineteen hundred and five, and recorded among the Land Records of Somerset County in Liber O.T.B. No. 41 folio 119 etc., and is also described in a deed to the said Hattie O. Sterling from Joseph H. Pinto, Administrator of Joseph Pinto, deceased, bearing date the tenth day of December in the year nineteen hundred and three, and recorded among said Land Records in Liber O.T.B. No. 37 folio 208, etc.---to which said deeds and records special reference is here made for a more accurate description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging, or in anywise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagees, their heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory and shall perform all the covenants herein on their part to be performed, then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the meantime, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Charles C. Tyler and Addie M. Tyler, his wife, do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagees personal representatives or assigns or Clarence P. Lankford, their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash, to satisfy and pay said debt, interest and all costs incurred in making such sale,and to grant and convey the said property to the purchaser or purchasers thereof, his, her or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notice as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted, the proceeds arising from such sale to apply, first, to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisidiction in the State of Maryland secondly, to the payment of all claims of the said Mortgagees, their, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf, shall pay said mortgage debt and interest after an advertisement and before a sale,the said mortgagors covenant to pay to the party advertising under said powers hereby granted all expenses incident

to said advertisement, including a reasonable Attorney's fee, and one-half the commission hereinbefore mentioned, to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgaged property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, andpending the existance of this mortgage to keep insured the improvements on hereby mortgaged land to the amount of at least three hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to inure to the benefit of the said mortgagees, their, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and to keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additiona indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: William A. Britton — Chas. C. Tyler (SEAL)
Add M. Tyler (SEAL)

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, That on this 8th day of November in the year nineteen hundred and twelve, before me, the subscriber, a Justice ofthe Peace of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Charles C. Tyler and Addie M. Tyler, his wife, the mortgagors named in the foregoing mortgage and did acknowledged the foregoing mortgage to be their respective act and deed; and at the same time and place also personally appeared before me William E. Ward, one of the within named mortgagees, and made oath in due form of law that the consideration mentioned in the foregoing mortgage istrue and bona fide as therein set forth, and that the said mortgagees have not required the mortgagors, their Agent or Attorney, or any person for the said mortgagors, to pay the tax levied upon the interest covenanted to be paid, in advance, nor will the said mortgagees require any tax levied thereon to be paid by the mortgagors, or any person for them during the existence of this mortgage.

William A. Britton, J.P.

A S S I G N M E N T S

For value received, we hereb assign the within mortgage to Grace Cullen Cole.

Witness our hands and seals this 28 day of February, 1951.

Test as to C. Sterling, M. Landon & G. Morgan
Orin W. Sterling
Test as to t. Ward
Lionel Bennett

Crissie Sterling (SEAL)
Mabel Landon (SEAL)
Gertrude Morgan (SEAL)
Theodosia Ward (SEAL)
Administratrix, Wm. E. Ward, died.

A S S I G N M E N T S

FOR VALUE RECEIVED, I hereby assign the within and aforegoing mortgage to Harry C. Dashiell, Attorney at Law, of Princess Anne, Somerset County, Md., for the purpose of collection and foreclosure:

AS witness my hand and seal this 26th day of July in the year nineteen hundred and fifty-six.

Grace Cullen Cole (SEAL)

TEST:

Mercedes Blanco
Notary Public State of Fla. Notary Seal.

Afterwards, on the first day of August, in the year nineteen hundred and fifty-six, was filed in Court here, Bond of Assignee, Harry C. Dashiell, which is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that Harry C. Dashiell of Somerset County and State of Maryland, Principal, and the American Surety Company of New York, a corporation created and existing under the Laws of the State of New York, as Surety, are held and firmly bound unto the said State of Maryland, in the full and just sum of two thousand dollars ($2000.00), to be paid to the said State of Maryland, or its certain Attorney, and to which payment, well and truly to be made and done; we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, firmly by these presents, sealed without seals, and dated this 31st day of July, nineteen hundred and fifty six.

WHEREAS the above bounden, Harry C. Dashiell, under and by virtue of the power of sale contained in a mortgage from Charles C. Tyler and Addie M. Tyler, his wife, to W. E. Ward & Bro., which said mortgage was afterwards assigned to Grace Cullen Cole, and by said Cole was assigned to the said Harry C. Dashiell, for the purpose of collection and foreclosure, and the said Harry C. Dashiell, for the purpose of collection and foreclosure, and the said Assignee is about to foreclose the same to collect the indebtedness secured thereby, default having occured in the payment of the debt secured by said mortgage, and in other covenants and conditions thereof.....

NOW THEREFORE THE CONDITION OF THIS OBLIGATION IS SUCH, that if the above bounden, Harry C. Dashiell, do and shall, well, truly and faithfully perform the trust reposed in him by said mortgage, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then this obligation to be void; otherwise to be and remain in full force and operation in law.

IN WITNESS WHEREOF the said Principal have hereunto set his hand and seal, the corporate seal of the said American Surety Company, a corporation as aforesaid, and the hand of Harry C. Dashiell, Attorney in fact, the day and year above written.

TEST: Grace J. Barnes — Harry C. Dashiell, Principal (SEAL)

TEST: Grace J. Barnes — CORPORATE SEAL — AMERICAN SURETY COMPANY OF NEW YORK
By Harry C. Dashiell, Attorney-In-Fact

The within bond approved.

Benjamin L. Barnes, Clerk.

Thereafter, on the fourth day of September, in the year nineteen hundred and fifty-six, was filed in Court here Assignee's Report of Sales, Order Nisi, Final Order and Order appointing Special Auditor, which papers are in the words following, to wit:

HARRY C. DASHIELL, ASSIGNEE Ex Parte	)	No. 7234 Chancery
	)	In the Circuit Court for
Under power in a mortgage from Charles C. Tyler and wife to W. E. Ward & Bro. assigned to Grace Cullen Cole, and then assigned to Harry C. Dashiell for collection and foreclosure.	)	Somerset County,
	)	in Equity.
	)	
	)	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of sales of Harry C. Dashiell, Assignee of a mortgage from Charles C. Tyler and and Addie M. Tyler, his wife, to W. E. Ward & Bro. dated November 6, 1912, and recorded among the Land Records of said Somerset County in Liber S.F.D. No. 61, folio 262 etc., and which said mortgage was afterwards assigned to to Grace Cullen Cole, and was then assigned to the said Harry C. Dashiell for the purpose of collection and foreclosure, default having been made in the payment of the money secured by said mortgage or in some other covenant or conditions of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents unto your Honors, that after giving bond with security, approved by the Clerk of the said Court, or by one of the Judges thereof, for the faithful discharge of the trust reposed in him as Assignee of said mortgage and as required by law, and after giving notice of the time, place, manner and terms of sale, by advertisement in the "Crisfield Times", a weekly newspaper published in said Somerset County, once a week for three successige weeks, before the day of sale, and by hand bills posted at the Ckurt House door, in said County, he did pursuant to said notice, attend in front of the Post Office, in Crisfield, Maryland, on Saturday, August 25, 1956 at or about the hour of 2 o'clock P.M. and did then and there offer the real estate hereinafter described, for sale at public auction, as follows:

Your Assignee offered for sale all that lot or parcel of land in Asbury Election District, in Somerset County, Maryland, lying and binding on the east side of the Johnson Creek Road, bounded on the north by the land of John H. Lawson's heirs, on the east by Charles (Buck) Sterling and on the south by Ida M. Bowdoin; and containing 1/2 acre, more or less; and being the same land which was conveyed to the said Charles C. Tyler (now deceased) by George E. Sterling and wife, by deed dated August 19, 1905, and recorded among the Land Records of said Somerset County in Libef O. T. B. No. 41 folio 119 etc., This property is improved by a two story, frame, dwelling.

AND when your said Assignee offered said property above described for sale at public auction the highest bid that he received therefor was five hundred dollars ($500.00) and your said Assignee considered said bid inadequate and not a fair price for said property, and in consequence withdrew said property from sale at public acution.

AND your said Assignee afterwards sold said real estate as above described to Richard J. Tyler, Jr. and Hazel L. Tyler, his wife at and for the sum of six hundred dollars ($600.00) which was the highest offer that your Assignee received for said property, and which offer your Assignee considered to be a fair offer in view of the condition of the dwelling thereon; and your said Assignee further reports that the said purchasers have paid all of said sum of money to your Assignee in cash.

ALL of which is respectfully submitted,

Harry C. Dashfell, Assignee of said mortgage.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 4th day of September, 1956, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Harry C. Dashiell, Assignee of the mortgage above referred to, in this Report of Sales, and made oath in due form

of law that the matters and things as stated in the aforegoing report of sales are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

Benjamin L. Barnes, Clerk of the Circuit Court.

HARRY C. DASHIELL, ASSIGNEE)
Ex parte)
Under power in a mortgage from Charles C. Tyler and wife to W. E. Ward & Bro. assigned to Grace Cullen Cullen and then assigned to Harry C. Dashiell for collection and foreclosure)

No._____Chancery
In the Circuit Court for
Somerset County,
in Equity.

ORDERED, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Assignee of the mortgage above referred to, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 28th day of September, 1956; providing a copy of this order be inserted in some newspaper printed in said Somerset County each of three successive weeks before the 15th day of October, 1956.

The report states the amount of sales to be six hundred dollars ($600.00).

Benjamin L. Barnes, Clerk.

ORDERED, by the Circuit Court for Somerset County, in Equity, this 25th day of October, 1956, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Assignee as above set forth, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the Order Nisi passed in said cause.

AND, since it appears that Harry C. Dashiell, the Auditor of this Court, is the Solicitor for the Complainant in this cause, it is further ordered that Lorraine Long be and she is hereby appointed Special Auditor to state the account in this cause.

E. McMaster Duer.

Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in November, being the fourth day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were present,

Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following, to wit:

William H. James, Jr.,
Undertaker
Princess Anne, Maryland

vs.

Oliver Fontaine and Ellis Fontaine, Westover Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., Pocomoke, Worcester County, Maryland.

Be it remembered that heretofore, to wit, on the seventh day of December, in the year nineteen hundred and fifty-five, a certain L. Creston Beauchamp, for and on behalf of William H. James, Jr., exhibited and filed in the Circuit Court here a Creditor's Bill against Oliver Fontaine and Ellis Fontaine, Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., Pocomoke, Worcester County, Maryland, which said Creditor's Bill is in the words following, to wit:

William H. James, Jr.
Undertaker
Princess Anne, Maryland

vs.

Oliver Fontaine and Ellis Fontaine, of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., of Pocomoke, Worcester County, Maryland.

No. 7149 Chancery
In the Circuit Court for
Somerset County,
Maryland.

TO THE HONORABLE, THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND, IN EQUITY:

The bill of complaint of William H. James, Jr., of Somerset County, Maryland, who sues as well for himself as for all other credits of Margaret Dryden, late of Philadelphia, Pennsylvania, deceased, who will come in and contribute to the expenses of this suit, respectfully represents:

(1) That your orator is an undertaker and as such furnished a coffin and incurred other necessary expenses in the burial of Maryland Dryden, who died in the month of November, 1955, the balance due on said funeral expenses being Four Hundred ten Dollars ($410.00) as will more fully appear by reference to a sworn account thereof, filed as a part of this bill marked Exhibit A.

(2). That the said Margaret Dryden, being so indebted as aforesaid unto your orator and, also, to divers other persons, and having no personal property of any value, but having real estate of considerable value located in the Town of Princess Anne, Somerset County, Maryland, departed this life in the month of November, 1955, intestate, and leaving no surviving husband or children, but leaving surviving as her heirs at law, the following:

A nephew, Oliver Fontaine, adult, resident of Westover, Somerset County, Maryland, and Ellis Fontaine, adult, resident of Westover, Somerset County, Maryland, both being children of Caroline Fontaine, a deceased sister of Margaret Dryden, deceased; and Alonzo Tull, adult, and Alonzo Tull, Jr., infant, both of Pocomoke, Worcester County, Maryland, being the surviving husband and only son of Lottie Tull, the deceased daughter of the said Caroline Fontaine, deceased.

(3) That there was no personal property upon which to administer and that your orator is informed and believes that the personal estate is not sufficient to discharge all just ddebts due and owing by the said Margaret Dryden, at the time of her death, but he is advised that he is entitled to have the real estate sold to satisfy his debt and the other debts against the estate, but your orator is unable to obtain adequate relief without the aid of this Honorable Court.

To the end therefore.

A. That the defendants named hereinafter may answer the several matters and things hereinbefore set forth.

B. That the aforesaid real estate or so much thereof as may be necessary, may be decreed to be sold for the payment of the aforesaid debt of your orator, and of the other creditors of the said deceased.

C. That your orator may have such other and further relief as his case may require.

May it please your Honor to grant unto your orator the writ of the State of Maryland of subpoena, directed to the said Oliver Fontaine, resident of Westover, Somerset County, Maryland, Ellis Fontaine, resident of Westover, Somerset County, Maryland, Alonzo Tull, resident of Pocmoke, Worcester County, Maryland, and Alonzo Tull, Jr., infant, resident of Pocomoke, Worcester County, Maryland, commanding them and each of them to be and appear in this Court, in person or by solicitor, on some certain day to be named therein, to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

L. Creston Beauchamp

Solicitor for Complainant.

And on the same day the following subpoenas were issued, which said subpoenas with their returns, thereon, are in the words following, to wit:

THE STATE OF MARYLAND
SOMERSET COUNTY, TO WIT:

COURT SEAL.

TO Alonzo Tull and Alonzo Tull, Jr., infant
Pocomoke City, Maryland,

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of January, next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William H. James, Jr., undertaker, Princess Anne, Maryland, against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-five.

Issued the 7th day of December, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

RETURN:

Summoned Alonzo Tull and copy of process with Bill of Complaint attached, left with him on this 12th day of December, 1955.

Summoned Alongo Tull, Jr., by serving process with Bill of Complaint attached with him and with his father and natural guardian, Alonzo Tull, Sr. on this 12th day of December, 1955.

Edwin D. Lynch, Sheriff.

Per: Marion S. Duncan, Deputy Sheriff.

So.Ans.

THE STATE OF MARYLAND
SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Oliver Fontaine and Ellis Fontaine
Westover, Maryland,

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of January, next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William H. James, Jr., undertaker, Princess Anne, Maryland, against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Cheif Judge of the First Judicial Circuit of Maryland, the 7th day of November, Nineteen Hundred and Fifty-five.

Issued the 7th day of December, 1955.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena, Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proff may be converted to a final decree for the relief demanded.

Solicitor(s)f for Complainant(s)

Name L.Creston Beauchamp

Address Princess Anne, Maryland

Benjamin L. Barnes, Clerk.

Return:

"Summoned severally and copy of subpoena & Bill left with each defendat 12/9/55".

Issac H. Dorsey, Sheriff

Edwin B. Muir, Deputy.

Thereafter, on the eighteenth day of January, in the year nineteen hundred and fifty-six, was filed in Court here, Petition for Decree Pro Confesso and Order to take Testimony, which is in the words following, to wit:

William H. James, Jr.
Undertaker
Princess Anne, Maryland

vs.

Oliver Fontaine and Ellis Fontaine, Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., Pocomoke Worcester County, Maryland.	No. 7149 Chancery In the Circuit Court for Somerset County, Maryland.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of the plaintiff respectfully represents that the infant defendant, Alonzo Tull, Jr., has filed his answer to the bill by his guardian ad litem; and the other de-

fendants, Oliver Fontaine, Ellis Fontaine and Alonzo Tull, have been duly summoned to appear to the bill of complaint in the above cause and have failed to appear to or answer the same within the time required by the rules of this Court.

The plaintiff therefore prays the Court to pass a decree pro confesso against the said adult non-answering defendants, Oliver Fontaine, Ellis Fontaine and Alonzo Tull;

And, also, to pass an order to take testimony in said cause.

And as in duty bound, etc.

L. Creston Beauchamp
Solicitor for Plaintiff

It appearing in the above entitled cause that the defendants, Oliver Fontaine, Ellis Fontaine and Alonzo Tull, have been duly summoned to appear to the bill of complaint filed herein and have failed to appear to or answer said bill of complaint.

It is, thereupon, this 18th day of January, 1956, upon the aforegoing petition, adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the bill of complaint in the above cause be, and the same is hereby taken pro confesso against the said Oliver Fontaine, Ellis Fontaine, and Alonzo Tull, adult defendants.

And it is furthered ordered that the plaintiff have leave to take testimony before one of the standing examiners of this Court.

E. McMaster Duer.
Judge.

And on the same day was filed in Court here Petition and Order Appointing Guardian Ad Litem, with Petition and Order are in the words following, to wit:

William H. James, Jr.
Undertaker
Princess Anne, Md.

vs.

Oliver Fontaine and Ellis Fontaine, Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., Pocomoke Worcester County, Maryland.	:	No. 7149 Chancery In the Circuit Court for Somerset County, Maryland.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of the plaintiff in the above cause respectfully represents:

That Alonzo Tull, Jr., one of the defendants in the above cause, has been duly summoned, but being an infant, he can not answer and defend this suit for himself, and has no guardian within the jurisdiction of this Court to answer and defend for him.

The plaintiff therefore prays your Honor to appoint a guardian ad litem to appear and answer for said infant.

And as in duty bound, etc.

L. Creston Beauchamp
Solicitor forPlaintiff.

Upon the aforegoing petition, it is ordered by the Circuit Court for Somerset County, Maryland, this 18 day of January, 1956, that Grace Barnes be and she is hereby appointed guardian ad litem to appear and answer for Alonzo Tull, Jr., infant defendant in the above cause.

E. McMaster Duer, Judge.

And on the eighteenth day of January, in the year nineteen hundred and fifty-six, was filed in Court here Answer by Guardian Ad Litem, which Answer is in the words following, to wit:

William H. James, Jr.
Undertaker
Princess Anne, Maryland

vs.

Oliver Fontaine and Ellis Fontaine, Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., Pocomoke, Worcester County, Maryland.

No. 7149 Chancery

In the Circuit Court for

Somerset County, Maryland.

The answer of Alonzo Tull, Jr., infant defendant in the above cause, by Grace Barnes, Guardian ad litem appointed by the Circuit Court for Somerset County, Maryland, to the bill of complaint of William H. James, Jr., against him in said Court exhibited.

This defendant, for answer to the said bill of complaint, by his said guardian, answers and says, that being ignorant of the matters charged in the said bill, and being an infant of tender years, he can not admit any of the allegations of said bill, but submits his rights to the protection of this Honorable Court.

And as in duty bound, etc.

Grace Barnes

Guardian ad litem

And thereafter, on the sixteenth day of February, in the year nineteen hundred and fifty-six, was filed in Court here Testimony, which Testimony is in the words following, to wit:

William H. James, Jr.
Undertaker
Princess Anne, Maryland

vs.

Oliver Fontaine and Ellis Fontaine, Westover, Somerset County, Maryland and Alonzo Tull and Alonzo Tull, Jr., Pocomoke, Worcester County, Maryland.

No. 7149 Chancery

In the Circuit Court for

Somerset County,

Maryland.

In the above entitled cause, an order having been passed for the taking of testimony to support the allegations of the bill of complaint, I, Harry C. Dashiell, one of the standing examiners of The Circuit Court for Somerset County, Maryland, in Equity, do hereby certify that on Friday, the 3rd day of February, 1956, at the office of L. Creston Beauchamp, in Princess Anne, Maryland, I did take the following despositions, that is to say:

William H. James, Jr., a witness of lawful age having been duly sworn deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. William H. James, Jr., 59, Princess Anne, Maryland, Undertaker.

Int. (2) As such undertaker, did you furnish the burial for Margaret Dryden, of Philadelphia, Pennsylvania?

Ans. Margaret Dryden was the daughter of John Justice and Lottie Justice, late of Somerset County, Maryland, deceased. She died in the month of November, 1955, and I was engaged to go to Philadelphia with a casket and get her body and bring it to Princess Anne for burial. I did this and my charge for the same is Four Hundred Ten Dollars ($410.00) as per the sworn statement filed in this case. I have never been paid for any part of this bill.

Int. (3) Please state what, if any, heirs Margaret Dryden left and what property, if any, she left at her death.

Ans. Margaret Dryden and Caroline Fontaine owned as joint tenants, a house and lot on the south side of Antioch Avenue, in Princess Anne, Maryland, worth around two thousand dollars. Margaret had no children or surviving husband that I know anything about and Caroline Fontaine is dead leaving a surviving husband, who has died since Caroline's death and three children, Oliver Fontaine and Ellis Fontaine of Somerset County, Maryland, and a duaghter, Lottie Tull, who has died since Caroline's death, leaving as her heirs, Alonzo Tull, her husband, and Alonzo Tull, Jr., an infant son, both of Worcester County, Maryland. So that the heirs of Margaret Dryden at her death were Oliver Fontaine, Ellis Fontaine, Alongo Tull and Alonzo Tull, Jr.

Int. (4) Do you know if there was any will left by Margaret Dryden or if there has been any administration on her estate?

Ans. I am sure she never left any will and there has been no administration as far as I have ever heard.

Int. Is there anything further you wish to add?

Nothing further.

William H. James, Jr.

TEST:

Harry C. Dashiell, Exm.

Bernetta Catlin, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Bernetta Catlin, 41, Crisfield, Maryland, Deputy Register of Wills.

Int. (2) As Register of Wills, has any administration of any kind or any will been filed in the case of Margaret Dryden?

Ans. There has not been any thing filed for Margaret Dryden, of Philadelphia, Pennsylvania.

Court question and answer: Nothing further.

Bernetta N. Catlin.

TEST:

Harry C. Dashiell, Exm.

There being on further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solcitor return the above desposition to the Court and certify that all the requirements of General Equity Rule 28A have been complied with, and that the examiner's costs have been paid by the complainant.

Given under my hand and seal this 16th day of February, 1956.

Harry C. Dashiell (SEAL)

Examiner in Chancery.

Thereafter, on the twenty-ninth day of February, in the year nineteen hundred and fifty-six, was filed in Court here Decree for Sale of Property, which is in the words following, to wit:

William H. James, Jr.
Undertaker
Princess Anne, Md.

vs.

Oliver Fontaine andEllis Fontaine, Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., Pocomoke, Worcester County, Maryland	:	No. 7149 Chancery In the Circuit Court for Somerset County, Maryland

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 29th day of February, 1956, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the real estate mentioned in the proceedings be sold; that L. Creston Beauchamp, be and he is hereby appointed trustee to make such sale, the course and manner of said proceeding to be as follows; He shall first file in the office of the Clerk of the said Court a bond to the State of Maryland, executed by himself and a corporate surety to be approved by the said Clerk, in the penalty of One Thousand Five Hundred Dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or that may be reposed in him by any future decree or order in the premises; he shall then proceed to make sale of said real estate, having given at least twenty-one days previous notice, inserted in some newspaper printed in said Somerset County and such other notice as he may think proper, of the time, place, manner and terms of sale, which terms shall be as

follows: Cash on the day of the sale.

And as soon as may be convenient after any such sale, the trustee shall return to this Court a full and particular account of the same, with an affidavit of the trust thereof and of the fairness of such sale annexed, And on the ratification of such sale by this Court, and on the payment of the whole purchase money, andnot before, the said trustee by good and sufficient deed to be executed and acknowledged according to law, shall convey to the purchaser or purchasers of said property, to his, her or their heirs, the property to him, her or them sold free, clear and discharged of all claims of the parties to this cause, and of any person or persons claiming by, from or under them. And the said trustee shall bring into this Court the money arising on said sale, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit, and such commissions to the said trustee as the Court shall think proper to allow on consideration of the skill, attention and fidelity wherewith he shall have appeared to discharge his trust.

At the time of advertising said sale the said trustee shall give notice to the creditors of Margaret Dryden, deceased, to file their claims duly probated in the Office of the Clerk of the Circuit Court for said Somerset County, within sixty days from the date of said sale.

E. McMaster Duer, Judge.

On the twenty-ninth day of February in the year nineteen hundred and fifty-six, was filed in Court here Trustee's Bond, which is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, and the Maryland Casualty Company, a Maryland Corporation, surety, are held and firmly bound unto the State of Maryland, in the full and just sum of One Thousand Five Hundred Dollars, current money, to be paid to the said State of Maryland, or is certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 29th day of February, 1956.

WHEREAS, by a decree of the Circuit Court for Somerset County, Maryland, bearing date the 29th day of February, 1956, and passed in a cause in said Court pending wherein William H. James is the complainant and Oliver Fontaine, Ellis Fontaine, Alonzo Tull and Alonzo Tull, Jr. are the defendants, the same being No. 7149 on theChancery Docket of said Court, the above named L. Creston Beauchamp is about to enter upon the execution of said trust;

NOW THE CONDITION of the above obligation is such that, if the above bounden L. Creston Beauchamp do and shall well andfaithfully perform the trust reposed in him by said decree, or that may be repsoed in him by an further decree of order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

L. Creston Beauchamp (SEAL)

MARYLAND CASUALTY COMPANY BY

L. C. Beauchamp, Attorney-in-fact

CORPORATE SEAL.

Witness:

Alice Ann Catlin

Within Bond approved.

Benjamin L. Barnes, Clerk.

Afterwards, to wit, on the twenty-second day of May, in the year nineteen hundred and fifty-six, was filed in Court here Petition, Affidavit, Order of Court, which papers are in the words, following, to wit:

William H. James, Jr.	)	No. 7149 Chancery
vs.	)	In the Circuit Court for
Oliver Fontaine and others	)	Somerset County, Maryland
_____	)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of L. Creston Beauchamp, trustee appointed in this case, respectfully represents:

That on the 29th day of February, 1956, a decree for the sale of the real estate mentioned in the bill of complaint was passed by this Court; and that in pursuance of said decree, your petitioner advertised said property in one of the newspapers published in this County but that a few days before the sale, he, your said trustee, was informed that Margaret Dryden, the deceased mentioned in said bill of complaint, was at the time of her death married to her husban, Wilbur Dryden, who survived her; that your petitioner had not been informed of this fact and was not aware of the same until within less than a week before the day of sale; and that upon learning the same, he at once called off the sale; and that your petitioner wishes to have the decree of sale in this case, dated February 29, 1956, revoked and rescinded and that the Court will permit your petitioner to file an amended bill of complaint including therein Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, the surviving husband of the said Margaret Dryden.

And as in duty bound, etc.

L. Creston Beauchamp

Petitioner

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I hereby certify that on this 22d day of May, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, prsonally appeared L. Creston Beauchamp, who made oath in due form of law that the matters and facts stated in the aforegoing petition are true and correct to the best of his knowledge and belief.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

Alice Ann Catlin

Seal of Notary. Notary Public.

Upon the aforegoing petition and affidavit, it is this 22 day of May, 1956, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the decree of sale passed in this case on February 29, 1956, be and the same is hereby revoked and rescinded;

And it is further ordered that the plaintiff have leave to file an amended bill of complaint, including therein Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, the surviving husband of the said Margaret Dryden.

E. McMaster Duer, Judge.

Thereafter, on the twenty-second day of May, in the year nineteen hundred and fifty-six, was filed in Court here Amended Bill of Complaint and Order of Publication, which are in the words following, to wit:

William H. James, Jr.,
Of Somerset, Princess Anne,

November Term, 1956.

William H. James, Jr., Undertaker Princess Anne, Maryland	No. 7149 Chancery
vs.	In the Circuit Court for Somerset County, Maryland
Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine, and Ellis Fontaine, of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., of Pocomoke, Worcester County, Maryland.	

TO THE HONORABLE, THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND, IN EQUITY:

The amended bill of complaint of William H. James, Jr., of Somerset County, Maryland, who sues as well for himself as for all other creditors of Margaret Dryden, late of Philadelphia, Pennsylvania, deceased, who will come in and contribute to the expenses of this suit, respectfully represents:

(1) That your orator is an undertaker and as such furnished a coffin and incurred other necessary expenses in theburial of Margaret Dryden, who died in the month of November, 1955, the balance due on said funeral expenses being Four Hundred Ten Dollars ($410.00) as will more fully appear by reference to a sworn account thereof, filed as a part of this bill, marked Exhibit A.

(2) That the said Margaret Dryden, being so indebted as aforesaid unto your orator, and also, to divers other persons, and having no personal property of any value, but having real estate of considerable value located in the Twon of Princess Anne, Somerset County, Maryland, departed this life in the month of November, 1955, intestate, and leaving no surviving children, but leaving surviving as her heirs at law, the following:

A husband, Wilbur Dryden, adult, a resident of 2220 Turner Street, Philadelphia, Pennsylvania, and a nephew, Oliver Fontaine, adult, resident of Westover, Somerset County, Maryland, and Ellis Fontaine, adult, resident of Westover, Somerset County, Maryland, both being children of Caroline Fontaine, a deceased sister of Margaret Dryden, deceased; and Alonzo Tull, adult, and Alonzo Tull, Jr., infant, both ofPocomoke, Worcester County, Maryland, being the surviving husband and only son of Lottie Tull, the deceased daughter of the said Caroline Fontaine, deceased.

(3) That there was no personal property upon which to administer and that your orator is informed and believes that the personal estate is not sufficient to discharge all just debts due and owing by the said Margaret Dryden, at the time of her death, but he is advised that he is entitled to have the real estate sold to satisfy his debt and the other debts against the estate, but your orator is unable to obtain adequate relief without the aid of this Honorable Court.

To the end therefore,

A. That the defendants named hereinafter may answer the several matters and things hereinbefore set forth.

B. That the aforesaid real estate or so much thereof as may be necessary, may be decreed to be sold for the payment of the aforesaid debt of your orator, and of the other creditors of the said deceased.

C. That your orator may have such other and further relief as his case may require.

May it please your Honor to grant unto your orator the order of publication giving notice to the said Wilbur Dryden, adult, of the State of Pennsylvania, residing at 2220 Turner Street, Philadelphia, Pennsylvania, a non-resident of the State of Maryland, of the object and substance of this bill and warning him to appear in this Court, in person or by

solicitor, on or before a certain day to be named therein, to show cause, if any he has, why a decree ought not to be passed as prayed; and, also, the writ of the State of Maryland of subpoena, directed to the said Oliver Fontaine, resident of Westover, Somerset County, Maryland, Ellis Fontaine, resident of Westover, Somerset County, Maryland, Alonzo Tull, resident of Pocomoke, Worcester County, Maryland, and Alonzo Tull, Jr., infant, resident of Pocomoke, Worcester County, Maryland, commanding them and each of them to be and apper in this Court, in person or by solicitor, on some certain day to be named therein, to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

L. Creston Beauchamp
Solicitor for Complainant.

William H. James, Jr. Undertaker Princess Anne, Maryland	)	No. 7149 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County, Maryland.
Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine, and Ellis Fontaine, of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., of Pocomoke, Worcester County, Maryland.	)	

The object of this suit is to procure a decree for the sale of certain real estate in the Town of Princess Anne, Somerset County, Maryland, of which Margaret Dryden died seized and possessed.

The bill states that the said Margaret Dryden departed this life in the month of November, 1955, intestate, leaving no personal estate of any value, but leaving real estate of considerable value in the Town of Prihcess Anne, Somerset County, Maryland; that the plaintiff is an undertaker, and as such furnished a coffin and incurred other necessary expenses in the burial of the said Margaret Dryden, amounting to the sum of Four Hundred Ten Dollars ($410.00), which said sum being for funeral expenses and is a debt against the decedent; that the said Margaret Dryden left surviving her as her only heirs at law, her husband, Wilbur Dryden and a nephew, Oliver Fontaine, a nephew Ellis Fontaine, both being children of Caroline Fontaine, a deceased sister of Margaret Dryden, deceased; and Alonzo Tull and Alonzo Tull, Jr., being the surviving husband and only son of Lottie Tull, the deceased daughter of the said Caroline Fontaine, deceased; that no administration was ever had on the personal estate of the said Margaret Dryden, and that said personal estate is not sufficient to pay the costs of administration and the debts due and owing by the said Margaret Dryden at the time of her death; that the said Wilbur Dryden, adult, is a non-resident of the State of Maryland; that the said Oliver Fontaine and Ellis Fontaine, adults, are residents of Westover, Somerset County, Maryland; and that the said Alonzo Tull, adult,and Alonzo Tull, Jr., infant, both reside in Pocomoke, Worcester County, Maryland.

It is thereupon, this 22nd day of May, 1956 ordered by the Circuit Court for Somerset County, Maryland, in Equity, that the plaintiff, by causing a copy of this order to be published in some newspaper published in said Somerset County once in each of four successive weeks before the 23rd day of June, 1956, give notice to the said absent defendant, Wilbur Dryden, residing at 2220 Turner Street, Philadelphia, Pennsylvania, of the object and substance of this bill, warning him to appear in this Court, in person or by solicitor, on or before the 9th day of July, 1956, to show cause, if any he has, why a decree ought not to be passed as prayed.

Benjamin L. Barnes, Clerk.

And on the same day, was issued in Court here the following subpoenas, which subpoenas and their respective returns are as follows:

THE STATE OF MARYLAND
SOMERSET COUNTY, TO WIT: COURT SEAL.

TO Oliver Fontaine, Westover, Somerset County, Md., and Ellis Fontaine, Westover Somerset County, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William H. James, Jr., Undertaker, Princess Anne, Maryland, against youexhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of May Nineteen Hundred and Fifty-six.

Issued the 22nd day of May, 1956.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the abovesubpoena. Personal attendance in Court on theday named is not necessary, but unless you answer ormake other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be conerted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes,

Clerk.

"Summoned severally and copy of subpoena and Bill left with each defendant.

Isaac H. Dorsey, Sheriff

Edwin B. Muir, Deputy 5/25/56."

THE STATE OF MARYLAND
SOMERSET COUNTY, TO WIT: COURT SEAL

TO Alonzo Tull, Pocomoke, Worcester County, Md., and Alonzo Tull, Jr., infant, Pocomoke, Worcester County, Md.

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of June, next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of William H. James, Jr., Undertaker, Princess Anne, Md., against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of May Nineteen Hundred and Fifty-six.

Issued the 22nd day of May, 1956.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) mayobtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name L. Creston Beauchamp

Address Princess Anne, Md.

Benjamin L. Barnes, Clerk.

Return:

Summoned Alonzo Tull and copy of Process and Bill of Complaint, Etc. left with said Alonzo Tull, this 25th day of May, 1956.

Summoned Alonzo Tull, Jr., infant by service upon Alonzo Tull, his father and natural guardian, and copy of process and Bill of Complaint, Etc. left with east this 25th day of May, 1956.

Edwin D. Lynch, Sheriff

Per: Marion S. Duncan, Deputy Sheriff

On the twenty-fifth day of June, in the year nineteen hundred and fifty-six, was filed in Court here Service of Order of Publication, which is in the words following, to wit:

STATE OF PENNSYLVANIA, PHILADELPHIA COUNTY, TO WIT:

I hereby certify that on this 19th day of June, 1956, before me, the subscriber, a Notary Public of the State of Pennsylvania, in and for Philadelphia County aforesaid, personally appeared Louis Flocco, who made oath in due form of law that he is a Deputy Sheriff of Philadelphia County, and that he did on the 18th day of June, 1956, serve a copy of the Creditors' Bill of Complaint by William H. James, Jr., undertaker, against Oliver Fontaine andothers, upon Wilbur Dryden, one of the defendants named in the said bill, and did leave a copy of said bill with the said Wilbur Dryden.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

William Draemel, Notary Public-Seal of Notary
Notary Public, Philadelphia, Philadelphia Co.
My Commission Expires May 9, 1960

Sworn and Subscribed before me this
19th day of June, 1956.

In the Courts of Common Pleas of Philadelphia County

State of Pennsylvania
County of Philadelphia, ss.
COURT SEAL

I. D. Barlow Burke, Prothonotary of the Courts of Common Pleas of said county, which are Courts of Record having a common seal, being the officer authorized by the laws of the State of Pennsylvania to make the following Certificate. do Certifiy, That William Draemel Esquire, before whom the annexed affidavit was made, was at the time of so doing a Notary Public for the Commonwealth of Pennsylvania residing in the County of Philadelphia acknowledgments and proofs of Deeds or Conveyances for lands, tenements and hereditaments to be recorded in said State of Pennsylvania and to all whose acts, as such, full faith and credit are and ought to be given as well in Courts of Judicature as elsewhere; and that I am well acquainted with the handwriting of the said NOTARY PUBLIC and verily believe the signature thereto is genuine, and that said oath or affirmation purports to be taken in all respects as required by the laws of the State of Pennsylvania.

The impression of the seal of the Notary Public is not required by law to be filed in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of said Court this 22nd day of June in the year of our Lord one thousand nine hundred fifty-six (1956)

D. Barlow Burke, Prothonotary.
By Benjamin C. Clark Deputy Prothonotary
Durante Absentia, Secundum Leger

November Term, 1956.

William H. James, Jr., Undertaker
Princess Anne, Maryland

vs.

Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine, and Ellis Fontaine, of Westover, Somerset County, Maryland and Alonzo Tull and Alonzo Tull, Jr. of Pocomoke, Worcester County, Maryland

No. 7149 Chancery

In the Circuit Court for

Somerset County,

Maryland.

TO THE HONORABLE, THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND, IN EQUITY:

The amended bill of complaint of William H. James, Jr., of Somerset County, Maryland, who sues as well for himself as for all other creditors of Margaret Dryden, late of Philadelphia, Pennsylvania, deceased, who will come in andcontribute to the expenses of this suit, respectfully represents:

(1) That your orator is an undertaker and as such furnished a coffin and incurred other necessary expenses in the burial of Margaret Dryden, who died in the month of November, 1955, the balance due on said funeral expenses being Four Hundred Ten Dollars ($410.00) as will more fully appear by reference to a sworn account thereof, filed as a part of this bill, marked Exhibit A.

(2) That the said Margaret Dryden, being so indebted as aforesaid unto your orator and, also, to divers other persons, and having no personal property of any value, but having real estate of considerable value located in the Town of Princess Anne, Somerset County, Maryland, departed this life in the month of November, 1955, intestate, and leaving no surviving children, but leaving surviving as her heirs at law, the follows:

A husband, Wilbur Dryden, adult, a resident of 2220 Turner Street, Philadelphia, Pennsylvania, and a nephew, Oliver Fontaine, adult, resident of Westover, Somerset County, Maryland, and Ellis Fontaine, adult, resident of Westover, Somerset County, Maryland, both being children of Caroline Fontaine, a deceased sister of Margaret Dryden, deceased; and Alonzo Tull, adult, and Alongo Tull, Jr., infant both of Pocomoke, Worcester County, Maryland, being the surviving husband and only son of Lottie Tull, the deceased daughter of the said Caroline Fontaine, deceased.

(3) That there was no personal property upon which to administer and that your orator is informed and believes that the personal estate is not sufficient to discharge all just debts due and owing by the said Margaret Dryden, at the time of her death, but he is advised that he is entitled to have the real estate sold to satisfy his debt and the other debts against the estate, but your orator is unable to botain adequate relief without the aid of this Honorable Court.

To the end therefore.

A. That the defendants named hereinafter may answer the several matters and things hereinbefore set forth.

B. That the aforesaid real estate or so much thereof as may be necessary, may be decreed to be sold for the payment of the aforesaid debt of your orator, and of the other creditors of the said deceased.

C. That your orator may have such other and further relief as his case may require.

May it please your Honor to grant unto your orator the order of publication giving notice to the said Wilbur Dryden, adult, of the State of Pennsylvania, residing at 2220 Turner Street, Philadelphia, Pennsylvania, a non-resident of the State of Maryland, of the object and substance of this bill and warning him to appear in this Court, in person or by solicitor, on or before a certain day to be named therein, to show cause, if any he has, why a decree ought not to be passed as prayed; and, also, the writ of the State of Maryland, of subpoena,

directed to the said Oliver Fontaine, resident of Worcester, Somerset County, Maryland, Ellis Fontaine, resident of Westover, Somerset County, Maryland, Alonzo Tull, resident of Pocomoke, Worcester County, Maryland, and Alonzo Tull, Jr., infant, resident of Pocomoke, Worcester County, Maryland, commanding them and each of them to be and appear in this Court, in person or by solicitor, on some certain day to be named therein, to show cause, if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

s/ L. Creston Beauchamp

Solicitor for Complainant.

William H. James, Jr., Undertaker
Princess Anne, Maryland

vs.

Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine and Ellis Fontaine, of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., of Pocomoke, Worcester County, Maryland.

No. 7149 Chancery

In the Circuit Court for

Somerset County, Maryland.

The object of this suit is to procure a decree for the sale of certain real estate in the Town of Princess Anne, Somerset County, Maryland, of which Margaret Dryden died seized and possessed.

The bill states that the said Margaret Dryden departed this life in the month of November, 1955 intestate, leaving no personal estate of any value, but leaving real estate of considerable value in the Town of Princess Anne, Somerset County, Maryland; that the plaintiff is an undertaker, and as such furnished a coffin and incurred other necessary expenses in the burial of the said Margaret Dryden, amounting to the sum of Four Hundred Ten Dollars (410.00) which said sum being for funeral expenses and is a debt against the decedent; that the said Margaret Dryden left surviving her as her only heirs at law, her husband, Wilbur Dryden, and a nephew, Oliver Fontaine, a nephew, Ellis Fontaine, both being children of Caroline Fontaine, deceased sister of Margaret Dryden, deceased; and Alonzo Tull, and Alonzo Tull, Jr., being the surviving hus and and only son of Lottie Tull, the deceased daughter of the said Caroline Fontaine, deceased; that no administration was ever had on the personal estate of the said Margaret Dryden, and that said personal estate is not sufficient to pay the costs of administration and the debts due and owing by the said Margaret Dryden at the time of her death; that the said Wilbur Dryden, adult, is a non-resident of the State of Maryland; that the said Oliver Fontaine and Ellis Fontaine, adults, are residents of Westover, Somerset County, Maryland; and that the said Alonzo Tull, adult, and Alonzo Tull, Jr., infant, both reside in Pocomocke, Worcester County, Maryland.

It is thereupon, this 22nd day of May, 1956, ordered by the Circuit Court for Somerset County, Maryland, in Equity, that the plaintiff, by causing a copy of this order to be published in some newspaper published in said Somerset County once in each of four successive weeks before the 23rd day of June, 1956, give notice to the said absent defendant, Wilbur Dryden, residing at 2220 Turner Street, Philadelphia, Pennsylvania, of the object and substance of this bill, warning him to appear in this Court, in person or by solicitor, on or before the 9th day of July, 1956, to who cause, if any he has, why a decree ought not to be passed as prayed.

s/ Benjamin L. Barnes, Clerk.

Thereafter, on the twenty-fifth day of July, in the year nineteen hundred and fifty-six, was filed in Court here, Petition and Order Appointing Guardian Ad Litem, which is in the words following, to wit:

William H. James, Jr. Undertaker, Princess Anne, Maryland.	)	No. 7149 Chancery
	)	In the Circuit Court for
Vs.	)	Somerset County,
Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine, and Ellis Fontaine, of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., of Pocomoke, Worcester County, Maryland.	)	Maryland.

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of the plaintiff in the above cause respectfully represents;

That Alonzo Tull, Jr., one of the defendants in theabove cause, has been duly summoned, but being an infant, he cannot answer and defend this suit forhimself, and has no guardian within the jurisdiction of this Court to answer and defend for him.

The plaintiff therefore prays your Honor to appoint a guardian ad litem to appear and answer for said infant.

And as in duty bound, etc.

L. Creston Beauchamp
Solicitor for Plaintiff

Upon the aforegoing petition, it is ordered by the Circuit Court for Somerset County, Maryland, this 25th day of July, 1956, that Grace Barnes be and she is hereby appointed guardian ad litem to appear and answer for Alonzo Tull, Jr., infant defendant in the above cause.

E. McMaster Duer, Judge.

And on the same day, was filed in Court here Answer by Guaridan ad litem, which Answer is in the words following, to wit:

William H. James, Jr., Undertaker Princess Anne, Maryland.	)	No. 7149 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County
Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine, and Ellis Fontaine of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., of Pocomoke, Worcester County, Maryland.	)	Maryland.

The answer of Alonzo Tull, Jr., infant defendant in the above cause, by Grace Barnes, guaridan ad litem appointed by the Circuit Court for Somerset County, Maryland, to the bill of complaint of William H. James, Jr., against him in said Court exhibited:

The Defendant, for answer to the said bill of complaint, by his said guardian, answers and says, that being ignorant of the matters charged in the said bill, and being an infant of tender years, he cannot admit any of the allegations of said bill, but submits his rights to the protection of this Honorable Court.

And as in duty bound, etc.

Grace Barnes, Guardian ad litem

Thereafter, on the twenty-fifth day of July, in the year nineteen hundred and fifty-six, was filed in Court here Petition for Decree Pro Confesso and Order to take testimony, which said Petition and Order are in the words following,to wit:

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Petition of the plaintiff respectfully represents that the infant defendant, Alonzo Tull, Jr., has filed his answer to the bill by his guardian ad litem; and the other defendants, Oliver Fontaine, Ellis Fontaine and Alonzo Tull, have been duly summoned to appear to the bill of complaint in the above cause and have failed to appear to or answer the same within the time required by the rules of this Court; and that the order of publication heretofore passed in this cause has been served upon the said Wilbur Dryden, the adult non-resident defendant, mentioned in said bill of complaint, and the said Wilbur Dryden has failed to appear to said bill within the time required by said order.

The plaintiff therefore prays the Court to pass a decree pro confesso against the said adult non-answering defendtans.

And, also, to pass an order to take testimony in said cause.

And as in duty bound, etc.

L. Creston Beauchamp
Solicitor for Plaintiff

It appearing in the above entitled cause that the defendants, Oliver Fontaine, Ellis Fontaine, Alonzo Tull and Wilbur Dryden have been duly summoned to appear to or answer said bill of complaint.

It is, thereupon, _djudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the bill of Complaint in the above cause be, and the same is hereby taken pro confesso against the said Oliver Fontaine, Ellis Fontain, Alonzo Tull and Wilbur Dryden, adult defendants.

And it is further ordered that the plaintiff have leave to take testimony before one of the standing examiners of this Court.

E. McMaster Duer, Judge.

And on the thirteenth day of August, in the year nineteen hundred and fifty-six, was filed in Court here Testimony, which Testimony is in the words following, to wit:

William H. James, Jr.	)	No. 7149 Chancery
vs.	)	In the Circuit Court for
Wilbur Dryden, et als.	)	Somerset County, Maryland
	)	

In the above entitled cause, an order having been passed for the taking of testimony to support the allegations of the bill of complaint, I, Harry C. Dashiell, one of the standing examiners of the Circuit Court for Somerset County, Maryland, in Equity, do hereby certify that on Monday, the 13th day of August, 1956, at the office of L. Creston Beauchamp, in Princess Anne, Maryland, I did take the following depositions, that is to say:

William H. James, a witness of lawful age having been duly sworn deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. William H. James, Jr., 59, Princess Anne, Maryland, Undertaker.

Int. (2) As such undertaker, did you furnish the burial for Margaret Dryden, of Philadelphia, Pennsylvania?

Ans. Margaret Dryden was the daughter of John Justice and Lottie Justice, late of Somerset County, Maryland, deceased. She died in the month of November, 1955, and I was engaged to go to Philadelphia with a casket and get her body and bring it to Princess Anne for burial. I did this and my charge for the same is Four Hundred Ten Dollars ($410.00) as per the sworn statement filed in this case. I have never been paid for any part of this bill.

Int. (3) Please state what, is any, heirs Margaret Dryden left and what property, if any, she left at her death.

Ans. Margaret Dryden and Caroline Fontaine owned as joint tenants, a house and lot on the south side of Antioch Avenue, in Princess Anne, Maryland, worth around two thousand dollars. Margaret had no children but did leave a surviving husband, Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania and Caroline Fontaine is dead leaving a surviving husband who has died since Caroline's death and three children, Oliver Fontaine and Ellis Fontaine, of Somerset County, Maryland, and a daughter, Lottie Tull, who has died since Caroline's death, leaving as her heirs, Alonzo Tull, her husband, and Alonzo Tull, Jr., an infant son, both of Worcester County, Maryland. So that the heirs of Margaret Dryden at her death were Wilbur Dryden, her husband, Oliver Fontaine, Ellis Fontaine, Alonzo Tull and Alonzo Tull, Jr.

Int.(4) Do you know if there was any will left by Margaret Dryden or if there has been any administration on her estate?

Ans. I am sure she never left any will and there has been no administration as far as I have ever heard.

Int. Is there any further you wish to add?

Nothin further.

William H. James, Jr.

TEST:

Harry C. Dashiell, Exm.

Bernetta Catlin, a witness of lawful age having been duly sworn, deposes and says:

Int. (1) State your name, age, residence and occupation.

Ans. Bernetta Catlin, 41, Crisfield, Maryland, Deputy Register of Wills.

Int. (2) As Register of Wills has any administration of any kind or any will been filed in the case of Margaret Dryden?

Ans. There has been nothing filed for Margaret Dryden, of Philadelphia, Pennsylvania.

Court question and answer: Nothing further.

Bernetta N. Catlin.

TEST:

Harry C. Dashiell, exm.

There being no further witnesses produced to me to be examined, I herewith at the request of the plaintiff's solicitor return the above deposition to the Court and certify that all the requirements of General Equity Rule 28A have been complied with, and that the examiner's costs have been paid by the complainant.

Given under my hand and seal this 13th day of August, 1956.

Harry C. Dashiell (SEAL)

Examiner in Chancery.

Thereafter, on the twenty-ninth day of August, in the year nineteen hundred and fifty-six, was filed in Court here Decree, which Decree is in the words following, to wit:

William H. James, Jr., Undertaker Princess Anne, Md.	)	No. 7149 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County,
Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine, and Ellis Fontaine, of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr. of Pocomoke, Worcester County, Maryland	)	Maryland

This cause standing ready for hearing and being submitted without argument, the proceedings were read and considered.

It is thereupon this 29th day of August, 1956, by the Circuit Court for Somerset County, Maryland, in Equity, adjudged, ordered and decreed that the real estate mentioned in the proceedings be sold; that L. Creston Beauchamp, be and he is hereby appointed trustee to make such sale, the course and manner of said proceeding to be as follows; He shall first file

in the office of the Clerk of the said Court a bond to the State of Maryland, executed by himself and a corporate surety to be approved by the said Clerk, in the penalty of One Thousand Five Hundred Dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or that may be reposed in him by any future decree or order in the premises; he shall then proceed to make sale of said real estate, having given at least twenty-one days previous notice, inserted in some newspaper printed in said Somerset County and such other notice as he may think proper, of the time, place, manner and terms of sale, which terms shall be as follows: Cash on the day of the sale.

And as soon as may be convenient after such sale, the trustee shall return to this Court a full and particular account of the same, with an affidavit of the truth thereof and of the fairness of such sale annexed. And on the ratification of such sale by this Court, and on the payment of the whole purchase money, and not before, the said trustee by good and sufficient deed to be executed and adknowledged according to law, shall convey to the purchaser or purchasers of said property, to his, her or their heirs, the property to him, her or them sold free, clear and discharged of all claims of the parties to this cause, and of any person or persons claiming by, from or under them. And the said trustee shall bring into this Court the money arising on said sale, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit, and such commissions to the said trustee as the Court shall think proper to allow on consideration of the skill, attention and fidelity wherewith he shall have appeared to discharge his trust.

As the time of advertising said sale the said trustee shall give notice to the creditors of Margaret Dryden, deceased, to file their claims duly probated in the Office of the Clerk of theCircuit Court for said Somerset County, within sixty days from the date of said sale.

E. McMaster Duer, Judge.

On the fifteenth day of October, in the year nineteen hundred and fifty-six, was filed in Court here a Bond, which Bond is in the words following, towit:

KNOW ALL MEN BY THESE PRESENTS; that we, L. Creston Beauchamp, of Somerset County, Maryland, principal, andthe Maryland Casualty Company, a Maryland corporation, surety, are held and firmly bound unto the State of Maryland in the full and just sum of One Thousand Five Hundred Dollars, current money, to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 15th day of October, 1956.

WHEREAS, by a decree of the Circuit Court for Somerset County, Maryland, bearing date the 20th day of August, 1956, and passed in a cause in said Court pending wherein William H. James, Jr. is the complainant and Wilbur Dryden and others are the defendants, the same being No. 7149 On the Chancery Docket of said Court, the above named L. Creston Beauchamp was appointed Trustee, with power to sell the house and lot in said cause decreed to be sold, and whereas, the said L. Creston Beauchamp is about the enter upon the execution of said trust;

NOW THE CONDITION of the above obligation is such that, if the above bounden L. Creston Beauchamp do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by any further decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

L. Creston Beauchamp (SEAL)

MARYLAND CAUSALTY COMPANY

BY

L. C. Beauchamp Attorney-in-fact

Alice C. Webster
Witness:/

CORPORATE SEAL

Within Bond approved.

Benjamin L. Barnes, Clerk.

Afterwards, on the eighteenth day of October, in the year nineteen hundred and fifty-six, was filed in Court here Trustee's Report of Sale, Order Nisi and Final Order, in the words following, to wit:

William H. James, Jr., Undertaker Princess Anne, Md.	)	No. 7140 Chancery
	)	In the Circuit Court for
vs.	)	Somerset County,
Wilbur Dryden, 2220 Turner Street, Philadelphia, Pennsylvania, Oliver Fontaine, and Ellis Fontaine, of Westover, Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., of Pocomoke, Worcester County, Md.	)	Maryland.
	)	
	)	
	)	

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The report of L. Creston Beauchamp, Trustee in the above entitled cause, appointed by a decree of this Court dated August 29, 1956, to make sale of the real estate mentioned, respectfully shows:

That by virtue of the power and authority contained in said Decree and after having given bond with approved security, as required by law, conditioned upon the faithful performance of the trust reposed in him by said decree, and after having given at least twenty-one days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in said County and by handbill posted at the Court House door in said County, he did, in pursuance of said notice, attend in front of the Court House in Princess Anne, Maryland, Tuesday, October 16, 1956, at the hour of 2:00 o'clock P.M. and then and there proceeded to sell at public auction the following described property mentioned in said decree, namely:

He offered all the interest of Margaret Dryden, thesame being an one-half interest in and to all that house and lot situate, lying and being in the Town of Princess Anne, Somerset County, Maryland, binding on the south side of Antioch Avenue, and bounded on the east by the vacant lot owned by the M. E. Church, on the south by theland of Mrs. Hamie Giles and on the west by the land of Anthony Waters Heirs; being the same and all the land which was conveyed unto the said Margaret Dryden and Caroline Fontaine by John Justice and others, by deed dated July 12, 1948, recorded among the Land Records of said Somerset County, in Liber No. 145, folio 150, and improved by a comfortable home and necessary out-buildings, and sold the same to Oliver Fontaine and George Fontaine, both of Somerset County, Maryland, and Alonzo Tull and Alonzo Tull, Jr., both of Pocomoke City, Maryland, at and for the sum of One Thousand Dollars ($1000.00), they being the highest bidders therefor, which has been fully paid to the satisfaction of the Trustee.

And the Trustee prays a ratification of his proceedings in the premises.

All of which is respectfully submitted.

L. Creston Beauchamp, Trustee

STATE OF MARYLAND, SOMERSET COUNTY, to-wit:

I hereby certify that on this 18th day of October, 1956, before me, the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared L. Creston Beauchamp, the Trustee mentioned in the aforegoing report of sale, and made oath in due form of law that the matters and facts stated in said report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Benjamin L. Barnes, Clerk of the Court.

November Term, 1956

William H. James, Jr.) No. 7149 Chancery
vs.) In the Circuit Court for
Wilbur Dryden, et als.) Somerset County, Maryland
)
_____)

Ordered by the Circuit Court for Somerset County, Maryland, in Equity, this 18th day of October, 1956, that the report of L. Creston Beauchamp, Trustee mentioned in the aforegoing report of sale, and the sale of real estate by him reported be and the same are hereby ratified and confirmed, unless cause to the contrary appear by exceptions filed on or before the 19th day of November, 1956; provided a copy of thisorder be inserted in some newspaper printed in said Somerset County once in each of three successive weeks before the 17th day of November, 1956.

The report states the amount of sale to be One Thousand Dollars.

Benjamin L. Barnes, Clerk of the Court.

William H. James, Jr.) No. 7149 Chancery
vs.) In the Circuit Court for
Wilbur Dryden, et als.) Somerset County, Maryland.
_____)

It having been proved to the Court that a copy of the preceding order nisi has been published according to its provisions, and no exceptions having been filed and no cause to the contary having been shown, it is this 21st day of November, 1956 adjudged, ordered and decreed by the Circuit Court for Somerset County, Maryland, in Equity, that the within report of L. Creston Beauchamp, trustee, and the sale by him reported be and the same are hereby finally ratified and confirmed.

E. McMaster Duer.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes ,Clerk.

"""

State of Maryland, Somerset County, to wit:

At a term of the Circuit Court for Somerset County, in Equity, begun and held at Princess Anne Town, in and for said County, on the first Monday in January, being the seventh day of the same month, in the year of our Lord one thousand nine hundred and fifty-seven.

Were present, Hon. W. Laird Henry, Jr., Chief Judge
Hon. E. McMaster Duer, Associate Judge.
Hon. Rex A. Taylor, Associate Judge
Isaac H. Dorsey, Sheriff and Benjamin L. Barnes, Clerk.

In the record of proceedings of said Court, among others were the following to wit:

Robert Chamberlin, Bernice R. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County Welfare Board

Vs.

Herman Bennett and Mary Bennett, his wife, Ethel B. Bozman and Lacy V. Bozman, her husband, and Beryl Laird, all of Monie, Md.

Be it remembered that heretofore, to wit, on the eleventh day of June, in the year nineteen hundred and fifty-six, a certain Robert Chamberlin, Bernice R. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold and W. Hopkins Fisher, constituting the Somerset County Welfare Board, by Harry C. Dashiell, Solicitor, exhibited and filed and Exhibit "A"
in the Circuit Court here a bill of complaint/against Herman Bennett and Mary Bennett, his wife, Ethel B. Bozman and Lacy V. Bozman, her husband, and Beryl Laird, all of Monie, Md., which said bill of complaint and Exhibit "A" are in the words following, to wit:

Robert Chamberlin, Bernice R. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County Welfare Board

Vs.

Herman Bennett and Mary Bennett, his wife, Ethel B. Bozman and Lacy V. Bozmand, her husband, and Beryl Laird, all of Monie, Md.

No. 7218 Chancery

In the Circuit Court

For

Somerset County

In Equity.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Bill of Complaint of Robert Chamberlin, Bernice H. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County Maryland Welfare Board, who sue for themselves as for all other creditors of Thomas H. Bennett and Mary Bennett, his wife, both late of Somerset County, deceased, who will come in and contribute to the expense of this suit, respectfully shows:

First: That your Orators, the Somerset County Welfare Board, is an agency for the purpose of distributing old age assistance and as such furnished aid to the said Thomas H. Bennett in his lifetime in the amount of $1825.40 and to Mary Bennett in her lifetime in the amount of $240.86, as shown by the statements of said payment made by the Somerset County Welfare Board and herewith filed marked Plaintiff's Exhibit A & B and the said paments cover a period from 1936 down to 1956.

Second: That the said Thomas H. Bennett and the said Mary Bennett, being so indebted as aforesaid, unto your Orators and also unto diverse other persons, departed this life prior to the filing of this Bill of Complaint both intestate and leaving surviving them the following children as their only heirs-at-law, the defendant, Herman Bennett, a son, who intermarried with the defendant Mary Bennett, both of whom are adults and whom reside in Ethel Bennett Bozman, a daughter who intermarried with the defendant, said Somerset County, the defendant,/Lacy V. Bozman, both of whom are adults and who reside in said Somerset County and the defendant, Beryl Laird, a daughter, who is an adult and a widow and who resides in said Somerset County, Maryland.

THIRD: That the said Thomas H. Bennett at the time of his death was seized and possessed of a lot or parcel of land improved by a dwelling house and located in St. Peter's Election District in said Somerset County and State of Maryland, and which said real estate was conveyed to the said Thomas H. Bennett by John H. Bennett and wife by deed dated November 17, 1900, and recorded in Liber OTB 30, folio 24, etc.

Fourth: That the said Thomas H. Bennett and Mary Bennett, his wife at the time of their death, had no personal estate of any kind and no administration has ever been granted thereon.

TO THE END, THEREFORE:

(a) That the defendants herein named may answer the several matters and things hereinbefore set forth.

(b) That the aforesaid real estate or so much thereof as may be necessary for the payment of the aforesaid debts due and owing to your Orators and to other creditors, may be sold.

(c) That your Orators may have such other and further relief as their case may require.

May it please your Honors to grant unto your Orators, the writ of sub-poena directed to the said Herman Bennett and Mary Bennett, his wife; Ethel Bennett Bozman and Lacy V. Bozman, her husband; and Peryl Bennett Laird, all adults and all residing in said Somerset County, Maryland, commanding them and each of them to be and appear in this Court in person or by solicitor at some certain day to be named therein to show cause if any they have, why a decree ought not to be passed as prayed.

And as in duty bound, etc.

Harry C. Dashiell, Solicitor of the Complainants.

THOMAS H. BENNETT, ORIOLE GPA - OAA Case #o 40

GPA

DATE	TOTAL	DATE	TOTAL	DATE	TOTAL	DATE	TOTAL
1936		1941		1945		OAA	
3/10	$4.05	1/27	$12.50	1/19	22.10	1936	
3/24	5.40	2/21	12.50	2/21	22.10	11/24	10.00
	$9.45	3/21	12.50	3/21	22.10	12/23	10/00
		4/22	12.50	4/21	22.10		$20.00
		5/24	12.50	5/21	22.10		
		6/21	8.40	6/21	22.10		
		7/23	8.40	7/21	22.10		
		8/23	8.40	8/21	22.10		
		9/22	12.50	9/21	22.10		
		10/23	12.50	10/22	22.10		
		11/25	12.50	11/23	22.10		
		12/23	12.50	12/21	22.10		
			$137.70		$265.20		
1937		1942		1946		1939	
1/21	19.00	1/22	12.50	1/23	22.10	1/21	9.00
2/20	19.00	2/21	12.50	2/21	22.10	2/21	9.00
3/22	19.00	3/20	12.50	3/21	20.70	3/21	9.00
4/22	19.00	4/21	12.50	4/22	20.70	4/21	9.00
5/25	19.00	5/22	12.50	5/21	20.70	4/22	9.00
6/22	19.00	6/22	12.50	6/21	20.70	5/22	9.00
7/27	18.00	7/24	12.50	7.22	20.70	6/15	9.00
8/24	18.00	8/25	12.50	8/22	20.70	7/21	9.00
9/21	18.00	9/23	12.50	9/23	20.70	8/21	9.00
10/19	18.00	10/24	12.50	10/21	20.70	9/21	9.00
11/19	18.00	11/25	6.05	11/22	24.45	10/23	9.00
12/21	18.00	12/23	6.05	12/20	24.45	11/21	9.00
	$222.00		$137.10		$258.70	12/21	9.00
							$108.00
1938		1943		1940		1944	
1/19	9.00	1/21	6.05	1/22	9.00	1/21	21.15
2/21	9.00	2/20	6.05	2/23	9.00	2/21	21.15
3/21	9.00	3/26	6.05	3/21	9.00	3/21	21.15
4/25	9.00	4/22	6.05	4/22	9.00	4/21	21.15
5/21	9.00	5/21	6.05	5/22	9.00	5/20	21.15
6/17	9.00	6/21	21.15	6/21	9.00	6/22	22.10
7/27	9.00	7/24	21.15	7/29	9.00	7/21	22.10
8/22	9.00	8/19	21.15	8/21	9.00	8/24	22.10
9/21	9.00	9/23	21.15	10/22	9.00	9/21	22.10
10/21	9.00	10/22	21.15	11/22	9.00	10/20	22.10
11/21	9.00	11/22	21.15	12/21	12.50	11/21	22.10
12/21	9.00	12/20	21.15		102.50	12/20	22.10
	$108.00		$178.30				$260.45

EXHIBIT "A"

GPA	
1936	0.45
OAA	
1936	36.00
1937	222.00
1938	108.00
1939	108.00
1940	102.50
1941	137.70
1942	137.30
1943	178.30
1944	260.45
1945	265.20
1946	258.50
	1815.95 OAA Total
	0.45 GPA Total
	1825.40 Total Assistance

1938		1939		1940		1941		1942	
1/19	0.00	1/21	0.00	1/22	9.00	1/27	12.50	1/22	12.50
2/21	0.00	2/21	0.00	2/23	0.00	2/21	12.50	2/21	12.50
3/21	0.00	3/21	0.00	3/21	0.00	3/21	12.50	3/20	12.50
4/25	0.00	4/21	0.00	4/22	0.00	4/22	12.50	4/21	12.50
5/21	0.00	5/22	0.00	5/22	0.00	5/24	12.50	5/22	12.50
6/27	0.00	6/15	9.00	6/21	0.00	6/21	8.40	6/22	12.50
8/22	0.00	7/21	0.00	7/20	0.00	7/23	8.40	7/24	12.50
9/21	0.00	8/21	0.00	8/21	0.00	8/23	8.40	8/25	12.50
10/21	0.00	9/21	0.00	10/22	0.00	9/22	12.50	9/23	12.50
11/21	0.00	10/23	0.00	11/22	0.00	10/23	12.50	10/24	12.50
12/21	0.00	11/21	0.00	12/21	12.50	11/25	12.50	11/25	6.05
	108.00	12/21	0.00		102.50	12/23	12.50	12/23	6.05
			108.00				137.70		137.10

1943		1944		1945		1946		1947	
1/21	6.05	1/21	21.15	1/19	22.10	1/23	22.10	1/22	31.55
2/20	6.05	2/21	21.15	2/21	22.10	2/21	22.10	2/21	31.55
3/26	6.05	3/21	21.15	3/21	22.10	3/21	20.70	3/21	31.55
4/22	6.05	4/21	21.15	4/21	22.10	4/22	20.70	4/22	31.55
5/21	6.05	5/20	21.15	5/21	22.10	5/2.	20.70	5/22	31.55
6/21	21.15	6/22	22.10	6/21	22.10	6/21	20.70	6/23	31.55
7/24	21.15	7/21	22.10	7/21	22.10	7/22	20.70	7/20	30.05
8/1[illegible]	21.15	8/24	22.10	8/21	22.10	8/22	20.70	8/2[illegible]	30.05
9/23	21.15	9/21	22.10	9/21	22.10	9/23	20.70	9/22	30.05
10/22	21.15	10/20	22.10	10/22	22.10	10/21	20.70	10/[illegible]	30.05
11/22	21.15	11/21	22.10	11/23	22.10	11/22	24.45	11/21	30.05
12/20	21.15	1[illegible]/20	22.10	12/21	22.10	12/20	24.45	12/1[illegible]	30.05
	178.30		200.45		205.20		258.70		300.00

1948		1949		1950		1951		1952	
1/20	30.05	1/16	29.85	1/16	22.40	1/15	33.57	1/15	40.07
2/20	30.05	2/16	34.25	2/15	21.72	2/15	30.07	2/15	40.07
3/20	30.05	3/15	34.25	3/15	21.72	3/15	30.07	3/14	40.07
4/22	30.05	4/14	34.25	4/16	21.72	4/15	30.07	4/15	40.07
5/[illegible]	30.05	5/16	34.25	5/15	21.72	5/15	30.07	5/15	40.07
6/18	30.05	6/15	34.25	6/15	21.72	6/15	30.07	6/13	40.07
7/16	30.05	7/15	22.40	7/17	21.72	7/16	30.07	7/15	40.07
8/17	30.05	8/15	22.40	8/15	33.57	8/15	30.07	8/15	40.07
9/17	30.05	9/16	22.40	9/15	33.57	9/17	30.07	9/15	40.07
10/1[illegible]	29.85	10/14	22.40	10/16	33.57	10/15	30.07	10/15	40.07
11/16	29.85	11/15	22.40	11/15	33.57	11/15	30.07	11/14	40.20
12/18	29.85	12/15	22.40	12/15	33.57	12/10	30.07	12/15	40.20
	300.00		335.50		320.57		430.34		481.10

1953		1954		1955		1956	
1/15	40.20	1/15	40.20	1/14	32.20	1/13	29.20
2/16	40.20	2/15	40.20	2/15	32.20	2/15	29.20
3/16	40.20	3/15	40.20	3/15	32.20	3/15	29.20
4/15	40.20	4/15	40.20	4/15	29.20		87.60
5/15	40.20	5/14	40.20	5/13	29.20		
6/15	40.20	6/15	40.20	6/15	29.20		
7/15	40.20	7/15	40.20	7/15	29.20		
8/14	40.20	8/16	40.20	8/15	29.20		
9/15	40.20	9/15	40.20	9/15	29.20		
10/15	40.20	10/15	32.20	10/15	29.20		
11/16	40.20	11/15	32.20	11/15	29.20		
12/15	40.20	12/15	32.20	12/15	29.20		
	482.40		458.40		359.40		

1938	108.00
1939	108.00
1940	102.50
1941	137.70
1942	137.30
1943	178.30
1944	200.45
1945	205.20
1946	258.70
1947	300.60
1948	300.00
1949	335.50
1950	320.57
1951	430.34
1952	481.10
1953	482.40
1954	458.40
1955	359.40
1956	87.60
	$5240.86

On the same day, was filed in Court here, Subpoena, which subpoena is in the words following to wit:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

COURT SEAL

TO Herman Bennett and Mary Bennett, his wife, Ethel B. Bozman and Lacy V. Bozman, her husband, and Beryl Laird, Monie Maryland GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of July next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Robert Chamberlin, Bernice R. Reed, Allen P. Long, R. Charles Long, Myrtle Lankford Todd, Homer Ringgold, and W. Hopkins Fisher, constituting the Somerset County Welfare Board,

against you exhibited in the Circuit Court for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 7th day of May, Nineteen Hundred and Fifty-six.

Issued the 11th day of June 1956.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Harry C. Dashiell

Address Princess Anne, Md. Benjamin L. Barnes, Clerk.

Return:

Summoned severally & copy of subpoena & Bill left with each defendant 6/12/56

Isaac H. Dorsey Sheriff

Edwin B. Muir Deputy"

Thereafter on the twenty-fifth day of July, in the year nineteen hundred and fifty-six was filed in Court here Petition and Order of Court for decree Pro Confesso and Order appointing Special Examiner, which is in the words following, to wit:

Somerset County Welfare Board etc.,	)	No. 7218 Chancery
vs.	)	In the Circuit Court for
Herman Bennett et als.	)	Somerset County, In Equity.
	)	

TO THE HONORABLE, THE JUDGES IF SAID COURT:

The petition of the Complainants, the Somerset County Welfare Board, respectfully represents:

That it appears from the proceedings in the above entitled cause that the Respondents, Herman Bennett and Mary Bennett, his wife, Ethel B. Bozman and Lacy V. Bozman, her husband, and Beryl Laird, have been duly summoned to appear to said Bill of Complaint, but have failed to appear and answer, as required by law.

Your Petitioners therefore pray your Honors to pass a decree pro confesso against said Respondents, who have been duly summoned to appear but have failed to appear and answer as above set forth.

AND since it also appears that Harry C. Dashiell, the regular Examiner of this Court is the Solicitor of the Complainants in this cause your Petitioners also pray your Honors to appoint a Special Examiner to take the depositions in this cause.

Harry C. Dashiell, Solicitor for Complainants.

Upon the aforegoing petition, it is this 25th day of July, 1956, by the Circuit Court for Somerset County, in Equity, ordered and decreed that said Bill of Complaint be and it is hereby taken pro confesso against said defendants, Herman Bennett and Mary Bennett, his wife, Ethel B. Bozman and Lacy V. Bozman, her husband, and Berl Laird, who have been duly summoned to appear in this cause, but have failed to appear and answer as required by law.

AND since it appears that Harry C. Dashiell, the regular Examiner of this Court, is the Solicitor for the Complainants in this cause, it is further ordered that Lorraine W. Long be and she is hereby appointed Special Examiner to take the depositions in this cause.

E. McMaster Duer.

Judge.

Afterwards, on the thirteenth day of August, in the year nineteen hundred and fifty-six, was filed in Court here Depositions, which Depositions are in the words following, to wit:

Somerset County Welfare Board, etc.	No. 7218 Chancery
VS	In the Circuit Court for
Herman Bennett et ala.	Somerset County,
	In Equity.

In the above entitled cause, I, Lorraine W. Long, Special Examiner, duly appointed by this Honorable Court to take the depositions in said cause, do hereby certify that on this 10th day of August, in the year nineteen hundred and fifty six, at the law office of Harry C. Dashiell in Princess Anne, Maryland, I did take following depositions that is to say:

Carlos Bozman, a witness of lawful age, being first duly sworn, deposing says:

Int. 1- State your name, age, residence andoccupation:

Ans. Carlos Bozman, age 52, years; residence Monie, Somerset County, Md. occupation., County Treasurer of Somerset County, Maryland.

Int. 2 - Do you know the parties to this suit, and if so, how long have you known them and where do they reside?

Ans. I believe that I know all of the members of the Somerset County Welfare Board, who are the plaintiffs in this cause. I do know all the defendants in this cause, viz. Herman Bennett and Mary Bennett his wife, Ethel B. Bozman and Lacy V. Bozman, her husband and Berl Laird. I have known all of the defendants all of my life.

Int. 3 - Did you know Thomas H. Bennett and Mary Bennett, his wife in their life time? If so are they living or dead, and if dead when and where did they die?

And. I knew them both. Mr. Thomas H. Bennett died quite a number of years ago, but I remember him. I believe he died about the month of December, 1946. I knew his wife, Mrs. Mary Bennett, very well. She died about the middle of March of this year, 1956. They both lived within a short distance of my home at Monie.

Int. 4 - Did either the said Thomas Bennett or his wife, Mary Bennett, leave a last will and testament, and if not who are their heirs at law?

And. As far as I know or ever heard neither the said Thomas H. Bennett or his wife left any last will and testament. They both died intestate. Their heirs at law are their three children, who are the defendants in this cause, viz, viz: Herman Bennett, a son, who intermarried with the defendant, Mary Bennett, both of whom are adults and reside at Monie; the defendants, Ethel Bennett Bozman, a daughter, who intermarried with the defendant, Lacy V. Bozman,

both of whom are adults and they now reside at or near Venton; and the defendant, Berl Laird who is a daughter, but she is a widow, and she is an adult and resides at Monie, Md.

Int. 5 - Please state what real estate, if any, the said Thomas H. Bennett or the said Mary Bennett, owned at the time of their death? Describe it and state its value?

Ans. I believe that the real estate was owned by Thomas H. Bennett. It is located in St. Peter's Election District, Somerset County, Maryland, and is located on the County Road leading from Oriole, by way of "Wyatt's Corner" to the State Road to Deals Island. and is also bound by another public road, and adjoins the land of James Bozman contains about 2½ acres of land, is improved by a substantial dwelling house. This property was conveyed to Thomas H. Bennett by John H. Bennett and wife, by deed dated November 17, 1900 and is recorded among the Land Records of said Somerset County in Liber OTB No. 30 folio 24 etc.,

In my opinion this property is worth about $800.00.

Int. 6 - Please state what indebtedness the said Thomas H. Bennett and Mary Bennett, his wife, owed at the time of their death?

And. I do not know really anything about any debts that Mr. & Mrs. Bennett owned when they died. I believe that they received assistance from the Somerset County Welfare Board but I do not know any thing about the amount that they each received.

Int. 7 - Please state if Mr. or Mrs. Bennett left any personal property at the time of their death?

And. I do not believe that they left any personal property or personal estate, except a small amount of household furniture, which would have little value at a public sale.

Int. 8 - Please state whether or not any of the defendants that you have named above are in any branch of the military service of the United States.

And. I know all of the defendants that I have named above and no one of them have ever been in any branch of military service. and they are not in any branch of the military service at the present time.

Court question and answer:

There is nothing further that I desire to say:

Carlos Bozman

TEST:

Lorraine W. Long

Elizabeth W. Hall, a witness of lawful age, being first duly sworn, deposing says:

Int. 1 - State your name, age, residence and occupation?

Ans. My name is Elizabeth W. Hall, age 38 years; my residence is Crisfield, Md., and my occupation is Director of County Welfare of Somerset County, Maryland.

Int. 2 - Do you know the parties to this suit?

Ans. I am the Director of the Somerset County Welfare Board and of course I know all the members of the Board, who are the plaintiffs in this case. The defendants are the members of the Bennett family but actually I have never known any of them. I believe they all reside in the Monie community.

Int. 3 - Did you know Thomas H. Bennett and Mary Bennett, his wife, in their lifetime?

And. I never knew either of them personally, but only in an official way through my connections with the Welfare Board.

Int. 4 - Please tell us whether or not Thomas H. Bennett and Mary Bennett, his wife, were given assistance by the Somerset County Welfare Board and if so, what amount was given to each of them.

Ans. I am the Director of the Welfare Board for Somerset County and ll the

papers and records of the office are directly under my supervision. Our records show that the amount of assistance given to Thomas H. Bennett, in his lifetime, was $1825.40, covering a period from March, 1930 down to December, 1946. The amount of assistance given to his wife, Mary Bennett, coverin a period from January, 1938 down to and including March 15, 1950 was $5240.86. (Plaintiff herewith files to be used as evidence in this case, the detailed statement showing the assistance given to Thomas H. Bennett and Mary Bennett, respectively Exhibit A and Exhibit B and heretofore filed as a part of the Bill of Complaint:

Court question and answer:

I know nothing further.

Elizabeth W. Hall

TEST:

Lorraine W. Long

There being no further witnesses producted to me to be examined, I herewith at the request of Plaintiff solicitor return the above depositions to Court closed under my hand and seal and certified that the annexed statement of costs is correct.

Lorraine W. Long (SEAL)

Thereafter, on the twenty-eighth day of August, in the year nineteen hundred and fifty-six, was filed in Court here Decree, which Decree is in the words following, to wit:

Somerset County Welfare Board	)	No. 7218 Chancery
Vs	)	In the Circuit Court
Herman Bennett, et al.	)	for Somerset County,
	)	In Equity.

This cause standing ready for hearing and being submitted on bill, answer and evidence, without argument, the proceedings were read and considered.....

IT IS THEREUPON, this 28th day of August, nineteen hundred and fifty six, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that the real estate mentioned in the proceedings be sold.

That Harry C. Dashiell be, and he is hereby appointed Trustee to make such sale and that the course and manner of his proceedings shall be as follows:

The said Trustee shall furst file in the Office of the Clerk of the Circuit Court for Somerset County, in Equity, a bond to the State of Maryland, executed by himself and a surety or surities to be approved by the said Clerk in the penalty of two thousand dollars ($2000.00), if individual surety or surities and one half of said sum if corporate surety, conditioned for the faithful performance of the trust reposed in him by said decree or that may be reposed in him by any future decree or order in the premises; and he shall then proceed to make sale of said real estate, having first given at least three weeks previous notice of said sale by advertisement inserted in some newspaper printed and published in said Somerset County and such further notice as he may think proper of the time, place, manner and terms of sale, which said terms shall be as follows:

One-half in cash on the day of sale and the balance of the purchase money to be paid within six months from the day of sale, the deferred payment to bear interest from the day of sale and the payment thereof to be secured by the bond of the purchaser or purchasers, with a surety or surities to be approved by said Trustee, or all cash at the option of the purchaser or purchasers.

And as soon as may be convenient after such sale or sales the said Trustee shall return to this Court, a full and particular statement and account of the same, with an affidavit of the truth thereof and of the fairness of such sale or sales annexed and upon the

ratification of such sale or sales by this Court and upon the payment of the whole purchase money, and not before, the said Trustee shall by a good and sufficient deed to be executed and acknowledged according to law, convey to the purchaser or purchasers of said property and to his, her or their heirs and assigns, the property to him, her or them sold, free, clear and discharged of all the claims of the parties to this cause and of any person or persons claiming by, from or under them.

AND the said Trustee shall bring unto this Court, the money arising from such sale or sales and the bonds which may be taken from the same, to be disposed of under the direction of this Court, after deducting therefrom the costs of this suit and such commissions of the said Trustee as the Court may think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

AND at the time of advertising said sale, the said Trustee shall give notice to the creditors of the said Thomas H. Bennett and Mary Bennett, both deceased, to file their claims with the vouchers thereof, duly probated according to law, with the Clerk of the Circuit Court for Somerset County, within sixty (60) days from the date of such sale or sales.

Rex A. Taylor

JUDGE.

On the twenty-ninth day of August, in the year nineteen hundred and fifty-six, was filed in Court here, Bond, which Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that Harry C. Dashiell, of Somerset County and State of Maryland, as principal, and the American Surety Company of New York, a corporation created and existing under the laws of the State of New York, as surety, are held and firmly bound unto the State of Maryland, in the full and just sum of one thousand dollars ($1000.00) to be paid to the said State of Maryland, or its certain Attorney, and to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, personal representatives and assigns, firmly by these presents, sealed with our seals, and dated this 28th day of August, nineteen hundred and fifty six.

WHEREAS, by a decree of the Circuit Court for Somerset County, in Equity, passed on the 28th day of August, nineteen hundred and fifty six, in a cause pending in said Court wherein the Somerset County Welfare Board are complainants and Herman Bennett and others are respondents, the same being No. 7218 Chancery on the Chancery docket of said Court, the said Harry C. Dashiell was appointed Trustee to make sale of the real estate therein mentioned, and described in said cause, all of which will appear by reference to the proceedings in said cause.

NOW THEREFORE THIS OBLIGATION WITNESSETH that if the above bounden, Harry C. Dashiell, do and shall, well, truly and faithfully perfrom the trust reposed in him by said decree or that may be reposed in him by any future decree or order in the premises, then this obligation to be void; otherwise to be and remain in full force and virtue in law.

AS witness the hand and seal of the said Trustee, and the corporate seal of the said American Surety Company, and the hand of Harry C. Dashiell, Attorney-in-fact, the day and year above written.

TEST: Grace J. Barnes — Harry C. Dashiell, Principal (SEAL)

AMERICAN SURETY COMPANY OF NEW YORK

TEST: Grace J. Barnes — CORPORATE SEAL — By Harry C. Dashiell, Attorney-in-fact

The within Bond approved.

Benjamin L. Barnes, Clerk.

Afterwards, on the twentieth day of November, in the year nineteen hundred and fifty-six, was filed in Court here Trustee's Report of Sales, Order Nisi, Final Order and Order appointing Special Auditor, which are in the words following, to wit:

TO THE HONORABLE, THE JUDGES IF SAID COURT:

The Report of Sales of Harry C. Dashiell, Trustee in the above entitled cause, appointed under a decree of this Honorable Court, dated August 28, 1950, to make sale of the real estate therein mentioned, respectfully shows:

That, under and by virtue of the power and authority contained in said decree, and after giving bond, with approved security as required by law, and said decree, conditioned upon the faithful performance of the trust reposed in him by said decree, and after giving at least twenty one days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in said Somerset County and by hand bills posted at the Court house door in said County also extensively circulated in said County, the said Trustee did, in pursuance of said notice, attend at the Court House door, in Princess Anne, Maryland, on Tuesday, September 25, 1950, at or about the hour of 2 o'clock P.M. and then and there proceeded to offer for sale at public auction, the following described property, viz:

ALL that lot or parcel of land, situate in St. Peter's Election District, in Somerset County and State of Maryland, and on the County Road leading from Oriole, by way of Tyatt's Corner, to the State Road to Deals Island, adjoining the land of James H. Bozman, and containing 2 1/2 acres, more or less; and being the same land which was conveyed unto Thomas H. Bennett, deceased, by John H. Bennett and wife, by deed dated November 17, 1900, and recorded among the Land Records of said Somerset County in Liber O.T.B. No. 30, folio 24 etc. This property is improved by a two story, frame dwelling.

AND when your said Trustee offered said property above described for sale at public auction, he did not receive a single bid therefor, and the said property when so offered was of course not sold.

AND your Trustee afterwards made diligent efforts among a number of people to sell said property at private sale, and the only offer that your Trustee has received for said property above described is an offer of five hundred dollars and your said Trustee sold said real estate to James Herman Bozman, Jr., at and for the aforesaid sum of five hundred dollars ($500.00), which was the highest and in fact the only offer received for said property; and your Trustee further report that the said purchaser have paid all of said sum of money in cash.

ALL of which is respectfully submitted.

Harry C. Dashiell, Trustee.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 20th day of November, 1950, before me, the subscriber, the Clerk of the Circuit Court for Somerset County, personally appeared Harry C. Dashiell, Trustee as above set forth in this Report of Sales, and made oath in due form of law that the matters and things as stated in the aforegoing Report of Sales are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

Benjamin L. Barnes,
Clerk of the Circuit Court.

Somerset County Welfare Board	:	No. 7218 Chancery
VS	:	In the Circuit Court for
Herman Bozman, et al.	:	Somerset County, in Equity.

ORDERED, that the sale of the real estate mentioned in these proceedings, made and

reported by Harry C. Dashiell, Trustee, as herein set forth, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 22nd day of December, 1956; providing a copy of this order be inserted in some newspaper printed and published in said Somerset County, each of three successive weeks, before the 15th day of December, 1956.

The Report states the amount of sales to be five hundred dollars ($500.00)

Benjamin L. Barnes, Clerk.

ORDERED, by the Circuit Court for Somerset County, in Equity, this 8 day of January, 1957, that the sale of the real estate mentioned in these proceedings, made and reported by Harry C. Dashiell, Trustee as above set forth, be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given, as required by the Order Nisi passed in said cause.

AND, since it appears that Harry C. Dashiell, the Auditor of this Court, is the Solicitor for the Complainant in this cause, it is further ordered that Lorraine W. Long be and she is hereby appointed Special Auditor to state the account in this cause.

E. McMaster Duer, Judge.

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per Benjamin L. Barnes ,Clerk.

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May Term, 1956

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held in Princess Anne Town, in and for said County, on the first Monday in May, being the 7th day of the same month, in the year of our Lord one thousand nine hundred and fifty-six.

Were Present,

Hon. W. Laird Henry, Jr., Chief Judge.

Hon. E. McMaster Duer, Associate Judge.

Hon. Rex A. Taylor, Associate Judge.

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

In the Matter of Mary Sue Hudson Robert Wayne Hudson : Be it remembered that heretofore to wit, on the twenty-third day of February, in the year nineteen hundred and fifty-six, a certain Wade D. Ward, Attorney, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, a Bill of Complaint, which said Bill of Complaint, is in the words following, to wit:

In the Matter of Mary Sue Hudson Robert Wayne Hudson	:	No. 7168 Chancery In the Circuit Court for Somerset County, Md.

To the Judges of said Court:

Your oratrix, Fay Lewis Hudson, as mother and next friend of Mary Sue Hudson and Robert Wayne Hudson, ages nineteen years and sixteen years, respectively, respectfully represents:

I

That said Mary Sue Hudson and Robert Wayne Hudson are seized and possessed, as tenants in common, of all that lot or parcel of land situate, lying and being in Brinkley's

Election District, Somerset County, Maryland, and known as the "redhouse farm" and beginning for the same at a marked white oak the same being at the northwest corner of the land that formerly did belong to Henry Bonneville; thence running north twenty-three (23) degrees East fifty (50) poles to the county road leading from the old Williams Stream Mill to another country road which leads from Annemessex to Rehobeth; thence North twenty-three (23) degrees East by and with the line dividing this land and the Ward land Ninety-three (93) poles to the corner of the field at a Pine standing on the ditch bank; thence north sixty-eight (68) degrees West one hundred twenty-six poles (126) to the northwest corner of the farm at the end of a lane; thence by and with said lane South thirty-three (33) degrees West sixty-six (66) poles to the aforesaid county road at a turn thereof; thence South fifteen (15) degrees West seventy-five (75) poles to a Sassafrass post standing in the woods at the corner of the land formerly belonging to William Coulbourne; thence with a line of marked trees dividing this land from the Bonneville land South forty-three (43) degrees East one hundred thirty-six (136) poles to a White Oak; thence south eighty-four (84) degrees East eight poles to the beginning and containing one hundred thirty-one (131) acres, more or less, and is the same land mentioned and described as the SECOND PARCEL in a deed dated February 5, 1948 from Mattie L. Hudson to Manuel Landing Hudson and Mary Sue Hudson and Robert Wayne Hudson, which deed is recorded among the Land Records of said Somerset County, Maryland, in Liber B.L.B. No. 146, folio 401, and by which said deed the said Manuel Landing Hudson received a life estate, only, in the said real estate, and the said Mary Sue Hudson and Robert Wayne Hudson, minor children of the said Manuel Landing Hudson, were granted the remainder estate in fee simple. The said Manuel Landing Hudson having conveyed his life estate therein to said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, by deed dated May 8, 1954 and duly recorded in Liber B.L.B. No. 164, folio 256, one of the Land Records of Somerset County --to which said records, special reference is here made and prayed to be taken as a part hereof.

II

That said property is being operated by said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, the uncle and aunt of said minors, and which said property is owned by the said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, for and during the life of said Manuel Landing Hudson, father of said Minors, which said father is approximately forty-eight years of age and whose present whereabouts are unknown to your oratrix, but are presumed to be in Baltimore, Maryland.

III

That said Manuel Landing Hudson and your oratrix are divorced and the said Mary Sue Hudson is now living in Wilmington, Delaware and the said Robert Wayne Hudson resides with your oratrix at Saxis Island, Virginia; that your oratrix is a school teacher at said point in the State of Virginia.

IV

That said minors have no immediate interest in said property until the expiration of said life estate owned, as aforesaid by the said Lawrence Wayne Burgess and Gladys Hudson Burgess.

V

That said property is producing no income and is deteriorating in value and considerable expenditures are now needed for repairs thereon.

VI

That it would be for the benefit and advantage of said infants to sell their interest in said real estate and invest the proceeds thereof in some productive fund for their benefit,

VII

That a contract has been executed for the sale of said remainder interests to the said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, which said contract is dated December 6, 1955, the original of which is attached hereto, entitled "Plaintiff's Exhibit I", and provides for the payment of Two Thousand Dollars ($2000.00) for the said remainder interests of said minors and all court costs, incident to obtaining the approval of this Honorable Court for said sale.

VIII

That said sale of Two Thousand Dollars ($2000.00) plus court expenses is a fair and very good price for the sale there of, but that the sale thereof is impossible without first obtaining prior approval from this Honorable Court.

To the end, therefore,

(1) That the interests of said two minors may be sold and the proceeds thereof invested under the authority of this Court.

(2) That your oratrix may have such other and further relief as her case may require.

And as in duty bound, etc.

Faye Lewis Hudson
Fay Lewis Hudson

Wade D. Ward
Solicitor for Plaintiff
Office and Post Office Address
Crisfield, Maryland

STATE OF MARYLAND, Somerset County, to wit:-

I HEREBY CERTIFY that on this 6th day of December, in the year nineteen hundred and fifty-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Fay Lewis Hudson, and she made oath in due form of law that the matters and facts set forth in the aforegoing petition are true as therein stated to the best of her knowledge, information and belief.

Witness my hand and Notarial Seal the day and year aforesaid.

Seal of Notary

Beatrice D. Gataveskas
Notary Public

Exhibit "1" referred to in the foregoing bill is in the words following, to wit:

CONTRACT

We, Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, of Somerset County, State of Maryland, do hereby covenant for ourselves, our heirs and assignes, upon the approval of the Circuit Court for Somerset County, Maryland, to purchase for Two Thousand Dollars ($2,000.00) cash from Mary Sue Hudson and Robert Wayne Hudson, minors of Somerset County, Maryland, and Saxis Island, Virginia, their remainder interests in all that lot or parcel of land situate, lying and being in Brinkley's Election District, Somerset County, Maryland, which is described as follows:

All that lot or parcel of land situate, lying and being as aforesaid, and known as the "redhouse farm" and beginning for the same at a marked white oak the same being at the northwest corner of the land that formerly did belong to Henry Bonneville; thence running north twenty-three (23) degrees East firty (50) poles to the county road leading from the old Williams Stream Mill to another county road which leads from Annemessex to Rehobeth; thence North twenty-three (23) degrees East by and with the line dividing this land and the Ward land ninety-three (93) poles to the corner of the field at a Pine standing on the ditch bank; thence north sixty-eight (68) degrees West one hundred twenty six poles to the northwest corner of the farm at the end of a lane; thence by and with said lane South thirty-three (33) degrees West sixty-six (66) poles to the aforesaid county road at a turn thereof; thence South fifteen (15) degrees West seventy-five (75) poles to a Sassafrass post standing in the woods at the corner of the land formerly belonging to William Coulbourne; thence with a line of marked trees dividing this land from the Bonneville land South forty-three (43) degrees East one hundred thirty-six (136) poles to a White Oak; thence south eighty-four (84) degrees

East eight poles to the beginning and containing one hundred thirty-one (131) acres, more or less, and is the same land mentioned and described as the SECOND PARCEL in a deed dated February 5, 1948 from Mattie L. Hudson to Manuel Landing Hudson and Mary Sue Hudson and Robert Wayne Hudson, which deed is recorded among the Land Records of said Somerset County, Maryland, in Liber B.L.B. No. 146, folio 401, and by which said deed the said Manuel Landing Hudson received a life estate, only, in the said real estate, and the said Mary Sue Hudson and Robert Wayne Hudson, minor children of the said Manuel Landing Hudson, were granted the remainder estate in fee simple. The said Manuel Landing Hudson having conveyed his said life estate therein to said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, by deed dated May 8, 1954, and duly recorded in Liber B.L.B. No. 164, folio 256, one of the Land Records of Somerset County.

The said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, do further covenant to pay all court expenses, incident to the obtaining of approval for the sale of said remainder interests so that said remainder minors, Mary Sue Hudson and Robert Wayne Hudson, will receive Two Thousand Dollars ($2,000.00) net, without deductions.

Witness the hands and seals of the said parties hereto this 6th day of December, 1955.

Witness: Lawrence Wayne Burgess (SEAL)

Geo. A. Green Gladys Hudson Burgess (SEAL)

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 6th day of December, 1955, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, and they acknowledged the aforegoing Contract to be their act and deed.

Witness my hand and Notarial Seal the day and year aforesaid.

Seal of Notary

Geo. A. Green
Notary Public

A C C E P T A N C E

Subject to the approval of the Circuit Court for Somerset County, Maryland, as next friend and mother of Mary Sue Hudson, age 19 years and Robert Wayne Hudson, age 16 years, I accept the above offer and contract of said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife.

Witness my hand and seal this 6th day of December 1955.

Witness: Faye Lewis Hudson (SEAL)
Faye Hudson

Geo. A. Green

STATE OF Somerset County, to wit:-

I HEREBY CERTIFY that on this 6th day of December, 1955, before me, the subscriber, a Notary Public of the State of Md., in and for the County of Somerset, aforesaid, personally appeared Faye Hudson, who acknowledged the aforegoing Contract to be the Contract of said Mary Sue Hudson and Robert Wayne Hudson, subject to the approval of the Circuit Court for Somerset County, Maryland.

Witness my hand and Notarial Seal the day and year aforesaid.

Seal of Notary

Geo. A. Green
Notary Public

And thereafter, to wit, on the 23rd day of February, in the year nineteen hundred and fifty-six, the following Subpoenas were issued, and their respective returns, the same being in the words following:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO Mary Sue Hudson and Robert Wayne Hudson, minors

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Fay Lewis Hudson against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 2nd day of Jonuary Nineteen Hundred and Fifty Six

Issued the 23rd day of Fe ruary, 1956.

TO THE DEFENDANTS(S)

You are required to file your answer or other denfense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the tiged named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may o converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Wade D. Ward

Address Crisfield, Md.

Benjamin L. Barnes

Clerk.

RETURN:

Summoned severally and copy of subpoena and Bill left with each defendant; Also copy of Subpoena and Bill left with Faye Lewis Hudson, Mother of said minors 2/23/56.

Isaac H. Dorsey, Sheriff

Ane afterwards, to wit, on the twenty-ninth day of February, in the year nineteen hundred and fifty-six, was filed in Court here, a Petition and Order and Answer, which said Petition and Order and Answer are in the words following, to wit:

Fay Lewis Hudson

vs.

Mary Sue Hudson
Robert Wayne Hudson

No. Chancery

In the Circuit Court for

Somerset County, Maryland

To the Honorable, the Judges of said Court:

The petition of the plaintiff in the above cause respectfully represents:

That Mary Sue Hudson and Robert Wayne Hudson, defendants in the above cause, having been duly summoned, but being infants, they cannot answer and defend this suit for themselves; and they have no guardian within the jurisdiction of this Court to answer and defend for themselves.

The plaintiff therefore prays your Honors to appoint a guardian ad litem to appear and answer for said infants.

And as in duty bound, etc.

Wade D. Ward
Solicitor for Plaintiff

Upon the aforegoing petition, it is ORDERED by the Circuit Court for Somerset County, Maryland, this 29th day of February, nineteen hundred and fifty-six, that Grace Barnes be and she is hereby appointed guardian ad litem to appear and answer for Mary Sue Hudson and Robert Wayne Hudson, infant defendants in the above cause.

E. McMaster Duer
Judge

Fay Lewis Hudson

vs.

Mary Sue Hudson
Robert Wayne Hudson

No. Chancery

In the Circuit Court for

Somerset County, Maryland

To the Honorable, the Judges of the Circuit Court for Somerset County:

The answer of Mary Sue Hudson and Robert Wayne Hudson, infant defendants in the above cause, by Grace Barnes, guardian ad litem, duly appointed by the Circuit Court for Somerset County, to the petition of Faye Lewis Hudson, against them in the said Court exhibited:

These defendants, for answer to the said petition by their said guardian, answer and say, that being ignorant of the matters charged in the said petition, and being infants of tender age, they cannot admit any of the allegations of said petition, but submit their rights to the protection of this Honorable Court.

And as in duty bound, etc.

Grace Barnes
Guardian ad litem

And thereafter, to wit, on the seventh day of March, 1956 was filed in Court here, Testimony which Testimony is in the words following, to wit:

In the Matter	:	No. 7168 Chancery
of	:	In the Circuit Court for
Mary Sue Hudson Robert Wayne Hudson	:	Somerset County, Maryland
	: : :	

In this cause an Order having been passed for testimony to be taken to support the allegations of the Bill, I, Benson W. Sterling, of Crisfield, Maryland, one of the standing examiners of the Circuit Court for Somerset County, Maryland, in Equity duly appointed, sworn, etc., do hereby certify to on this day of January, 1956, at Somerset County, aforesaid, that I did take the following testimony, to wit:-

Lawrence Wayne Burgess, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposed and says:

Q1. Please state your name, age, residence and occupation?
A. My name is Lawrence Wayne Burgess, my age is 50; my occupation is store-keeper and poultry grower, and my residence is Somerset County.

Q2. Are you acquainted with the parties to these proceedings?
A. I am. I am the life tenant in the property; the remainder of which is owned by Mary Sue Hudson and Robert Wayne Hudson, the children of Faye Lewis Hudson and Manuel L. Hudson. These children are 19 and 16, respectively.

Q3. Please state the location of the property and the interests of each party therein and, its value, in your opinion?
A. The property is located in Brinkleys Election District, at Hudson's Corner. The property was deeded as the SECOND PARCEL in a deed dated February 5, 1948 from Mattie L. Hudson to Manuel Landing Hudson for his lifetime and after his death to Mary Sue Hudson and Robert Wayne Hudson, which deed is recorded among the Somerset County Land Records in Liber S.L.B. No. 146, folio 401, since which time, the said Manuel L. Hudson has conveyed his life estate to me, by deed dated May 8, 1954 and recorded in Liber B.L.B. No._____, folio_____, one of the Land Records of Somerset County. The value of the property, in my honest opinion, is, approximately, $1500. to $1750. We have executed a contract dated Dec. 5th, 1955, for the purchase of said property upon the Court's approval for $2,000. without deduction of Court costs and we will perform said contract upon the approval of the Court. The price the minors are getting is a very, very good proposition, as they are receiving no revenue from the property at the present time, as I own a life estate therein, and they might not come into their inheritance for a long period of time, depending upon the life of their father, Manuel L. Hudson, who is divorced from the children's mother, Faye Lewis Hudson, and whose present whereabouts are unkown.

COURT'S QUESTION:

Nothing further.

Lawrence Wayne Burgess
Lawrence Wayne Burgess

Benson W. Sterling
Benson W. Sterling

William Guy Chelton, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:-

Q1. Please state your name, residence, age and accupation?
A. My name is William Guy Chelton. I am sixty-two years old. I live in Somerset County, Maryland. I am a farmer.

Q.2 Mr. Chelton, are you personally acquainted with the property which is now operated by Mr. Lawrence Burgess and which property is owned by Mr. Burgess for the life of Manuel L. Hudson and after his death by his two childred, Mary Sue Hudson and Rovert Wayne Hudson, and if so, what in your opinion, is the value of said property?

A. Yes, I am acquainted with the property which was formerly owned by Peter O. Hudson who has since died. In the spring of 1954, I personally went on the farm and told Mr. Burgess that $1500.00 for the life estate of Manuel L. Hudson and $2,000.00 for the remainder was a very high price. Since that time, Mr. Burgess has done much work on the property and has enhanced its value.

COURT'S QUESTION: Nothing further.

William Guy Chelton
William Guy Chelton

Benson W. Sterling
Benson W. Sterling

There being no further witnesses to be examined, and at the suggestion of the Solicitor for the Complainant, the papers are herewith returned to the Court, and I further certify that the annexed Bill of Costs is correct. The examiner remained in the same room with the witnesses throughout the taking of the testimony. In my judgment, no examination or cross-examination was the case. There were no irregularities or unusual circumstances in the taking of the testimony or in the conducting of the proceedings.

Bill of Costs:

Examiner $10.00

Witness my hand and seal.

Benson W. Sterling (SEAL)
Examiner in Chancery

Thereafter, to wit, on the twenty-first day of March, 1956 was filed in Court here, a Decree, which Decree is in the words following, to wit:

In the Matter

of

Mary Sue Hudson
Robert Wayne Hudson

No. Chancery

In the Circuit Court for

Somerset County, Maryland

D E C R E E

This cause standing ready for hearing and being submitted, the proceedings were read and considered.

It is thereupon this 21st day of March, in the year nineteen hundred and fifty-six, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that the property mentioned in these proceedings be privately sold, pursuant to the written contract dated December 6, 1955, with Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, filed herein, at and for the sum of Two Thousand Dollars ($2,000.00) cash, that Wade D. Ward, be and he is hereby appointed trustee to make said sale, and that the course and manner of his proceedings shall be as follows:

He shall first file with the Clerk of the Court a bond to the State of Maryland, executed by himself, and a surety or sureties, to be approved by this Court, in the penalty of Two Thousand Dollars ($2,000.00), conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by a future decree or order in the premises; he shall then proceed to make the said private sale, and as soon as may be convenient after such private sale, the said trustee shall return to said Court a full and particular account of his proceedings relative to such sale, with an annexed affidavit of the truth thereof and on the payment of the whole purchase money (and not before) the said trustee shall, by a good and sufficient deed, to be executed, acknowledged and recorded, according to law, convey to the said Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, the property to them sold, free, clear and discharged from all claims of the parties hereto, plaintiffs and defendants, and those claiming by, from or under them, or either of them; and the said trustee shall bring into this Court, the money arising from said sale, to be distributed under the direction of this Court, and Provided that all costs of this suit including commissions to the said trustee shall be borne exclusively by said purchasers and none of which shall be taken from or charged to said sale price of Two Thousand Dollars ($2,000.00)

E. McMaster Duer
Judge.

And thereupon, to wit, on the twenty-first day of March, in the year nineteen hundred and fifty-six, the said Wade D. Ward, Trustee, filed in Court here a bond, which said Bond is in the words following, to wit:

AMERICAN BONDING COMPANY

OF BALTIMORE

KNOW ALL MEN BY THESE PRESENTS:

That we, Wade D. Ward and the AMERICAN BONDING COMPANY OF BALTIMORE, a body corporate, duly incorporated under the laws of the State of Maryland, as Surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Two Thousand Dollars, to be paid to the said State or its certain Attorney, to which payment well and truly to be made, we bind ourselves, and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents.

Sealed with our seals and dated this 21st day of March in the year of our Lord one thousand nine hundred and Fifty Six

WHEREAS, the above bounden Wade D. Ward by virtue of a decree of the Honorable the Judge of the Circuit Court of Somerset County has been appointed Trustee to sell Real Estate mentioned in the proceedings in the case of Fay Lewis Hudson, mother and next friend of Mary Sue Hudson and Robert Wayne Hudson, Minor, entered in Chancery Number 7168 now pending in said Court:

NOW, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That, if the above bounden Wade D. Ward do and shall well and faithfully perform the trust reposed in him by said decree, or that may be reposed in him by any future decree or order in the premises, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered in the presence of:

Philip W. Tawes

Wade D. Ward (SEAL)
Wade D. Ward

Witness:

AMERICAN BONDING COMPANY OF BALTIMORE

By Lillian Barnes
As to Surety

By Philip W. Tawes
Attorney-in-Fact

CORPORATE SEAL

Bond Approved.

Benjamin L. Barnes, Clerk.

Thereafter, to wit, on the twenty-eighth day of March, in the year nineteen hundred and fifty-six, was filed in Court here a Trustee's Report of Sale, which Report of Sale is in the words following, to wit:

In the Matter

of

Fay Lewis Hudson, Mother and next friend of Mary Sue Hudson and Robert Wayne Hudson, Minors.

No. Chancery

In the Circuit Court for

Somerset County, Maryland

Trustee's Report of Sale

To the Honorable the Judges of the Circuit Court for Somerset County, Md.:

The Report of Wade D. Ward, Trustee, appointed by a decree of this Court, passed in the above entitled cause, dated March 21, 1956, to make sale of certain real estate, therein mentioned, respectfully shows:

That pursuant to written contract dated December 6, 1955, and the aforesaid decree, he did sell unto Lawrence Wayne Burgess and Gladys Hudson Burgess, his wife, after first posting bond in the amount of two thousand dollars, the interests of the said Mary Sue Hudson and Robery Wayne Hudson, and those claiming by, from or under them, or either of them. The property mentioned in these proceedings, namely, the land mentioned and described as the SECOND PARCEL in a deed dated February 5, 1948 from Mattie L. Hudson to Manuel Landing

Hudson and Mary Sue Hudson and Robert Wayne Hudson, recorded among Somerset County Land Records in Liber B.L.B. No.146, at folio 401, and sold the same for two thousand dollars cash, which the said trustee has in his possession, all costs of these proceedings to be paid by said purchasers and none of which charges shall be paid by or borne by the said Mary Sue Hudson or Robert Wayne Hudson. The costs have as yet not been ascertained and are yet to be paid by said purchasers.

Respectfully submitted,

Wade D. Ward
Wade D. Ward, Trustee.

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 21st day of March, 1956, before me, Clerk of the Circuit Court for Somerset County, Maryland, personally appeared Wade D. Ward, Trustee named in the above report of sale, and made oath in due form of law that the matters and things stated in the aforegoing report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Witness my hand and seal the day and year above written.

Benjamin L. Barnes (SEAL)
Clerk, Circuit Court
Somerset County, Maryland

Wade D. Ward, Solicitor

Order Nisi

No. 7168 Chancery

In the Circuit Court for

Somerset County, Maryland

Faye Lewis Hudson, Mother
and next friend of Mary
Sue Hudson and Robert
Wayne Hudson, Minors.

Ordered this 28th day of March, in the year nineteen hundred and fifty-six, by the Circuit Court for Somerset County, State of Maryland, in Equity, that the sales of the property mentioned in these proceedings, made and reported by Wade D. Ward, Trustee, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 30th day of April, 1956, provided a copy of thes Order be inserted in some newspaper published in Somerset County, Maryland, at least once a week for three successive weeks, before the 28th day of April, 1956.

The report of sale states the amount thereof to be Two Thousand Dollars ($2,000.00).

Benjamin L. Barnes
Clerk, Circuit Court for Somerset County, Md.

Thereafter, to wit, on the sixth day of June, in the year nineteen hundred and fifty-six, was filed in Court here, Final Order, which said Final Order is in the words following, to wit:

Faye Lewis Hudson, Mother
and next friend of Mary
Sue Hudson and Robert
Wayne Hudson, minors.

No 7168 Chancery

In the Circuit Court for

Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 6th day of June, 1956, that the sale made and reported by the attorney be and the same are hereby ratified and confirmed, no cause to the contrary having been shown.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes, Clerk

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, in Equity, begun and held in Princess Anne Town, in and for said County, on the first Monday in January, being the 7th day of the same month, in the year of our Lord one thousand nine hundred and fifty-seven.

Were Present,

Hon. W. Laird Henry, Jr., Chief Judge.
Hon. E. McMaster Duer, Associate Judge.
Hon. Rex A. Taylor, Associate Judge.
Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

Mary L. Bell, Grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, both infants Marumsco, Somerset County, Maryland

vs

Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland

: Be it remembered that heretofore to wit, on the thirty-first day of October, in the year Nineteen Hundred and Fifty-six, a certain firm Jones & Jones, Attorneys, of Somerset County and State of Maryland exhibited and filed in the Circuit Court here, a Bill of Complaint, which said Bill of Complaint,

is in the words following, to wit:

Mary L. Bell, Grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, both infants Marumsco, Somerset County, Maryland

vs

Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland

: No. 7259 Chancery
: In the Circuit Court for
: Somerset County, Maryland

To the Honorable, the Judge of said Court:

The petition of Carroll W. Adams, Jr. and Brenda K. Adams, infants, by Mary L. Bell, grandmother and next friend, respectfully represents:

1. That on or about the 14th day of February, 1956 Carroll W. Adams died, intestate, leaving as his only heirs his widow, Lillian Bell Adams, and his two childred, Carroll W. Adams, Jr. and Brenda K. Adams, both of whom are minors under the age of Twenty-one years.

2. That among the assets of the said Carroll W. Adams is a farm in Brinkleys Election District, Somerset County, Maryland, described as follows: All that farm or tract of land conveyed to Carroll W. Adams by deed dated September 27, 1941 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 121, folio 171, by Jennie G. Adams, widow, et al, and described as the home place of James H. Adams, consisting of 165 acres, more or less, and described as Division No. 3 on a plat filed in the Chancery Records of Somerset County in Liber L.W. No. 6, folio 503, which descended unto the said Lillian Bell Adams, Carroll W. Adams, Jr. and Brenda K. Adams in equal shares, that is one-third to each.

3. That it appears to be for the benefit and advantage of the said infant defendants that a decree be passed for the sale of their interest in said real estate and for the investment of the proceeds in some productive fund for their benefit.

To the end, therefore,

a. That a decree may be passed by this Court for the sale of the infant defendant's interest in the real estate described in the above petition andthat the proceeds from said sale be invested in some productive fund for their benefit.

b. That you petitioners may have such other and further relief as their case may require.

May it please your Honor to grant unto your petitioner the writ of subpoena, directed to the said Carroll W. Adams, Jr. and Brenda K. Adams, infants, both residing at Marumsco, Somerset County, Maryland, commanding them to be and appear in this Court at some certain

day, to be named therein, and answer the premises and abide by and perform such decree as may be passed therein.

Jones & Jones
Solicitors for Petitioners

And thereafter, to wit, on the 31st day of October, in the year nineteen hundred and fifty-six, the following Subpoena was issued, and their respective returns, the same being in the words following:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO Carroll W. Adams, Jr. and
Brenda K. Adams, infants
Marumsco, Somerset County
Maryland

SEAL OF COURT

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of November next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Mary L. Bell, grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, both infants Marumsco, Somerset County, Maryland. against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 3rd day of September Nineteen Hundred and Fifty-six Issued the 31 day of October 1956.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Jones and Jones

Address Princess Anne, Md.

Benjamin L. Barnes
Clerk.

RETURN:

Summoned Carroll W. Adams, Jr. & Brenda K. Adams, infants & copy of Subpoena & Bill left with each; Copy of Subpoena & Bill also left with Lillian Adams, Mother of said infants, 11/7/56.

Isaac H. Dorsey, Sheriff

And afterwards, to wit, on the fourteenth day of November, in the year nineteen hundred and fifty-six, was filed in Court here, a Petition, Affidavit and Order Appointing Guardian Ad Litem, which said Petition, Affidavit and Order Appointing Guardian Ad Litem are in the words following, to wit:

Mary L. Bell, Grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	No. 7259 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
	:	
Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	
	:	

To the Honorable, the Judges of said Court:

The petition of Carroll W. Adams, Jr. and Brenda K. Adams, infants, by Mary L. Bell, their grandmother and next friend, the plaintiffs in the above entitled cause, respectfully represent:

That the said Carroll W. Adams, Jr. and Brenda K. Adams, the defendants in the said cause, having been returned summoned but being infants cannot answer and defend this suit for themselves and that said infants have no guardian with the jurisdiction of this court to answer and defend this suit for them, your petitioners, therefore, pray your Honor to appoint a guardian ad litem to appear and answer for said infants.

And as in duty bound,

Jones & Jones
Solicitors for Petitioners

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 9th day of November, in the year nineteen hundred and fifty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones and made oath in due form of law that the matters and things set forth in the above petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

ORDER

Ordered this 14th day of November, in the year nineteen hundred and fifty-six, by the Circuit Court for Somerset County, in Equity, upon the aforegoing petition and affidavit that Grace Barnes be and she is hereby appointed guardian ad litem to appear and answer for Carroll W. Adams, Jr. and Brenda K. Adams, infant defendants in the above cause.

E. McMaster Duer
Judge

Mary L. Bell, Grandmother and Next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	No. 7259 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	

The answer of Carroll W. Adams, Jr. and Brenda K. Adams, infants, by Grace Barnes, guardian ad litem, duly appointed by this court, to the bill of complaint of Carroll W. Adams, Jr. and Brenda K. Adams, infants, by Mary L. Bell, their grandmother and next friend, against them in this court exhibited.

These defendants being infants cannot admit any of the matters and things in the said bill alleged but submit their rights thereunder to the protection of this court.

And as in duty bound,

Grace Barnes
Guardian ad litem

And thereafter, to wit, on the fourteenth day of November, 1956 was filed in Court here, Petition, Affidavit and Order to take Testimony, which Petition, Affidavit and Order to take Testimony are in the words following, to wit:

Mary L. Bell, Grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	No. 7259 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	

To the Honorable, the Judges of said Court:

The petition of Carroll W. Adams, Jr. and Brenda K. Adams, infants, by Mary L. Bell,

their grandmother and next friend, the plaintiffs in the above entitled cause, respectfully represent:

That the defendants, Carroll W. Adams, Jr. and Brenda K. Adams, both infants in the above entitled case have answered the bill of complaint by their guardian ad litem.

Your petitioners, therefore, pray your Honors to pass an order authorizing them to take testimony before an examiner in this court in the above entitled case.

And as in duty bound,

Jones & Jones
Solicitors for Petitioners

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 9th day of November, in the year nineteen hundred and fifty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Mary L. Bell and made oath in due form of law that the matters and things set forth in the above petition are true to the best of her knowledge and belief.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

Order

Upon the above petition and affidavit, it is ordered by the Circuit Court for Somerset County, this 14th day of November, in the year nineteen hundred and fifty-six, that the plaintiffs in the above entitled case be and they are hereby authorized to take testimony in support of the bill of complaint before one of the standing examiners of this court.

E. McMaster Duer
Judge

And thereafter, to wit, on the sixth day of December, 1956 was filed in Court here, Testimony which Testimony is in the words following, to wit:

Mary L. Bell, Grandmother and Next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	No. 7259 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs	:	
Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	
	:	

In the above entitled cause, an order having been passed for the taking of testimony to support the allegations of the bill of complaint, I, Harry C. Dashiell, one of the standing Examiners of the Circuit Court for Somerset County, in Equity, do hereby certify that on the 6th day of December, in the year nineteen hundred and fifty-six, at the office of Jones & Jones, in Princess Anne, Maryland, beginning at the hour of about ten o'clock A. M., I did take the following depositions, that is to say:

George W. Bell, a witness of lawful age, produced on the part of the plaintiff, being first duly sworn, deposes and says:

Int. 1 - State your name, age, residence and occupation.

Ans. George W. Bell, I am 68 years of age, I reside at Rehobeth, Somerset County, Maryland, and I am retired.

Int. 2 - Are you acquainted with the parties to this suit?

Ans. Yes, they are my grandshildred and I have known them all their lives. They live in Brinkleys Election District, Somerset County, Maryland, with their mother, Lillian Bell Adams.

Int. 3 - Did you know the late Carroll W. Adams in his lifetime; is he living or dead; when and where did he die and did he leave any last will and testament; was he married and if yes, to whom and is his widow living or dead and if living, where; what childred and descendants

did he leave and what are their several ages and residences?

Ans. Yes, I knew Mr. Adams, he was my son-in-law and he died on the 14th day of February, 1956. He died intestate leaving his widow, Lillian Bell Adams, and two children, the said Carroll W. Adams, Jr. and Brenda K. Adams, as his only heirs at law. The said Carroll W. Adams, Jr. is eighteen years of age and Brenda K. Adams is thirteen years of age.

Int. 4 - Do you know the property in these proceedings mentioned and if, yes, describe its quantity, quality, situation and value?

Ans. Yes, I know the property. It is a farm in Brinkleys Election District, Somerset County, Maryland, near Marumsco. It is improved by a small bungalow and has adequate buildings. The farm contains approximately 135 acres, sixty acres of which are tillable and the remainder is cut over woodland. In my opinion the whole property is worth approximately $6,550.00. The infant defendants own an undivided two-thirds interest in the property so that each would have an undivided one-third interest worth approximately $2,183.33.

Int. 5 - Is or is not the said property susceptible of division among the parties interested therein without material loss and injury to them.

Ans. Definitely the property is not susceptible of division and in my opinion it would be to the benefit and advantage of all the parties interested therein to sell the property and divide the proceeds among them. The infants, of course, are not able to operate the farm, the cleared land is not sufficient in size to divide up and have it cultivated properly and with only one set of buildings on the property they are not divisable. The property would have to be maintained and the infants are without means of their own to keep up their interest in the same.

COURT QUESTION AND ANSWER.

Nothing more.

Harry C. Dashiell
Exm.

George W. Bell

Sidney C. Bell, a witness of lawful age, produced on the part of the plaintiff, being first duly sworn, deposes and says:

int. 1 - State your name , age, residence and occupation

Ans. Sidney C. Bell, I am 64 years of age, I reside at Rehobeth, Somerset County, Maryland and I am a farmer.

Int. 2 - Are you acquainted with the parties to this suit?

Ans. Yes, they are my grandniece and grandnephew and, of course I have known them all their lives.

Int. 3 - Did you know Mr. Carroll W. Adams in his life time; is he living or dead; when and where did he die and did he leave any last will and testament; was he married and if yes, to whom and is his widow living or dead and if living, where; what children and descendants did he leave and what are their several ages and residences:

Ans. He died intestate and left as his only heirs at law his widow, Lillian Bell Adams, and two children, Carroll W. Adams, Jr. and Brenda K. Adams.

Int. 4 - Do you know the property mentioned in these proceedings and if, yes, describe its quantity, quality, situation and value?

Ans. Yes, I have known the property for many years. Its is located near Marumsco, in Brinkleys Election District, Somerset County, Maryland, contains approximately 135 acres, sixty of which are tillable and seventy-five cut over woodland. The property is improved by a small bungalow and some outbuildings. Mr. Adams paid $1700.00 for this property in 1941 and Mr. George Bell and myself have gone over this property and we have each concluded that its present value is $6550.00. Each of the infant defendants owns as undivided one-third interest in this property, which said one-third interest would be worth $2183.33 in my

opinion.

Int. 5 - Is the property susceptible of division?

Ans. No, the property is not susceptible of division.

Int. 6 - Would it or not be to the benefit and advantage of all the parties interested therein to sell the property and divide the proceeds among them?

Ans. Yes, in my opinion it would be to the benefit and advantage of all the parties interested to sell the property and divide the proceeds. The children are not in position to operate the farm and they haven't the means to keep up their share of the expenses necessary.

COURT QUESTION AND ANSWER.

Nothing more.

Witness: Harry C. Dashiell Exm. Sidney C. Bell

Lillian Bell Adams, a witness of lawful age, having been duly sworn, deposing says:

Int. 1 - State your name, age, residence and occupation.

Ans. Lillian Bell Adams, I am 38 years of age, I reside at Marumsco, Somerset County, Maryland, and my occupation is merchant and farmer.

Int 2 - Mrs. Bell you are the widow of the late Carroll W. Adams and the mother of the defendants in this case are you not?

Ans. Yes.

Int. 3 - Did Mr. Adams leave a will? If not, who are his heirs at law?

Ans. Mr. Adams died intestate and his only heirs at law are myself and our two children, the defendants in this case.

Int. 4 - Do you and your children now live on this property?

Ans. Yes.

Int. 5 - Is the arable land now being cultivated and if so, under whose direction?

Ans. Yes, I am having the farm cultivated and of course, it is under my direction.

Int. 6 - It has been testified that this farm is worth approximately $6550.00. In your opinion is that a fair value of the farm and do you think the children's interest therein should be sold at that price?

Ans. In my opinion that price is fair and I think it should be sold. I am prepared at this time to pay $4366.66 for the children's interest in the farm and would like to have it. Of course, the obligation of supporting the children is mine and if I can operate the farm as my own it will help considerably towards supporting these children. At the present time I am able to purchase the children's interest but in the operation of the farm and my business there might become a time when I would have to borrow money and unless the farm is in my name my credit would be adversely affected.

COURT QUESTION AND ANSWER.

Nothing more.

Witness: Harry C. Dashiell Exm. Lillian Bell Adams

There being no further witnesses produced to me to be examined, I herewith at the request of plaintiff's solicitor, return the above depositions to Court, closed under my hand and seal and certify that I read over the testimony verbatim to each of the witnesses, and thereupon they signed the same in my presence.

Given under my hand and seal this 6th day of December, 1956.

Harry C. Dashiell (SEAL)

Examiner's costs $10.00.

Thereafter, to wit, on the twenty-first day of December, 1956 was filed in Court here, a Decree to Sell Real Estate, which Decree to Sell Real Estate is in the words following, to wit:

January Term, 1957

Mary L. Bell, Grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	No. 7259 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs	:	
Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	
	:	

The above cause standing ready for hearing and having been submitted, the proceedings therein were by the Court read and considered:

It is thereupon, this 21st day of December, in the year nineteen hundred and fifty-six, by the Circuit Court for Somerset County adjudged, ordered and decreed, that the property in the proceedings mentioned be sold, and that Edgar A. Jones be and he is hereby appointed Trustee to make sale, and that the course and manner of his proceedings, shall be as follows: he shall first file with the Clerk of this Court a bond to the State of Maryland, executed by Edgar A. Jones and a surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of nine thousand dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises he shall then proceed to sell the property, either at private sale or public sale, if a private sale for no less than the appraised value as testified to by the witnesses in these proceedings, and if at public sale after having given at least three weeks' notice by advertisement, inserted in such weekly newspaper or newspapers published in Somerset County as he shall think proper, of the time, place, manner and terms of sale, which shall be one-third cash on the day of sale, the balance upon ratification of said sale, or all cash at the option of the purchaser or purchasers, the balance, if any, to be secured to the satisfaction of the Trustee, and soon as may be convenient after such sale or sales, the said Trustee shall return to this Court a full and particular report of his proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustee shall, by a good and sufficient deed, to be executed, acknowledged and recorded, according to law, convey to the purchaser or purchasers, his, her or their heirs and assigns, the property and estate to him, her or them sold, free clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting cost of this suit, and such commissions to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

E. McMaster Duer
Judge

And thereupon, to wit, on the second day of January, in the year nineteen hundred and fifty-seven, the said Edgar A. Jones, Trustee, filed in Court here a bond, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Edgar A. Jones, George W. Bell and Mary L. Bell, all of Somerset County and State of Maryland, are held and firmly bound unto the State of Maryland, in the full and just sum of nine thousand dollars ($9,000.00) current money to be paid to the said State of Maryland or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 29th day of December 1956.

Whereas, the above bounden, Edgar A. Jones, by virtue of a decree of the Circuit Court

for Somerset County, has been appointed to sell theproperty mentioned in the proceedings in the case of Mary L. Bell, Grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants, vs. Carroll W. Adams, Jr. and Brenda K. Adams, infants, now pending in said Court.

Now the condition of the above obligation is such that if the above bounden, Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)

Witness: Lillian B. Adams — George W. Bell (SEAL)

The within Bond approved. — Mary L. Bell (SEAL)

Benjamin L. Barnes, Clerk

Thereafter, to wit, on the second day of January, in the year nineteen hundred and fifty-seven was filed in Court here a Report of Sale, Order Nisi and Final Order, which Report of Sale, Order Nisi and Final Order are in the words following, to wit:

Mary L. Bell, Grandmother and Next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	No. 7259 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	

To the Honorable, the Judges of said Court:

The report of Edgar A. Jones, Trustee appointed by a decree of this Court, passed in the above entitled cause, dated the 21st day of December, 1956, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites as required by law and the said decree, your trustee did on the 2nd day of January, 1957, sell an undivided two-thirds interest in and to all that farm or tract of land conveyed unto Carroll W. Adams,by Jennie G. Adams, widow, et al, by deed dated September 27, 1941 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 121, folio 171, and described as the home place of James H. Adams, containing approximately 165 acres, situate in Brinkleys Election District, Somerset County, Maryland, and described as Division No. 3 on a plat filed in the Chancery Records of Somerset County in Liber L.W. No. 6, folio 503, which said land upon the death of the said Carroll W. Adams descended unto his widow, Lillian Bell Adams, and his two minor childred, Carroll W. Adams, Jr. and Brenda K. Adams; the sale was made privately to the said Lillian B. Adams at and for the sum of four thousand three hundred sixty-six dollars and sixty-six cents ($4,366.66). This sale price, in the opinion of your trustee, was fair and equitable; the shole property was appraised by Messrs. Edwin B. Muir and J. Arthur Powell, who are well qualified to appraise real estate in Somerset County and the appraisement is filed among the records of the Orphans Court for Somerset County. This property was also valued by Mr. George W. Bell, the grandfather of the childred, and Mr. Sidney C. Bell, an uncle of the children, both prominent and well known farmers in Brinkleys Election District, Somerset County, Maryland, at the same price. The terms of sale have been complied with to the satisfaction of your trustee.

Edgar A. Jones, Trustee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 2nd day of January, in the year nineteen hundred and fifty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Trustee named in the above

report of sale and made oath in dueform of law, that the matters and things stated in the aforegoing report are true to the best of his knowledge and belief, and that the sale therein re reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

Order Nisi

Mary L. Bell, Grandmother and next friend of Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	No. 7259 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
Carroll W. Adams, Jr. and Brenda K. Adams, infants Marumsco, Somerset County, Maryland	:	

Ordered by the Circuit Court for Somerset County that the sale of the property mentioned in these proceedings, made and reported by Edgar A. Jones, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 4th day of February, 1957, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of four successive weeks on or before the 2nd day of February, 1957.

The report states the amount of sale to be $4,366.66.

Benjamin L. Barnes
Clerk of the Circuit Court for
Somerset County

Order

Ordered by the Circuit Court for Somerset County this 6th day of February, 1957, that the sale made and reported by the Trustee aforesaid be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause; and the Trustee is allowed the usual commissions and such proper expense as he shall produce vouchers for to the auditor.

E. McMaster Duer
Judge

Andthereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes , Clerk

Hattie P. Lawson	:	Be it remembered that heretofore to wit, on the first day of
vs	:	March, in the year Nineteen Hundred and Fifty-six, a certain
Nelson Lawson and Edna Pinto	:	firm of Jones & Jones, Attorneys, of Somerset County and State
	:	of Maryland exhibited and filed in the Circuit Court here, a

Bill of Complaint, which said Bill of Complaint, is in the words following, to wit:

Hattie P. Lawson	:	No. 7171 Chancery
vs	:	In the Circuit Court for
Nelson Lawson and Edna Pinto	:	Somerset County, Maryland
	:	In Equity

To the Honorable, the Judge of said Court:

Your oratrix, complaining, says:

1. That John Nelson Lawson, late of Somerset County, deceased, was in his lifetime and at the time of his death seized and possessed, in fee simple, of all that lot or parcel

of land situate in Asbury Election District, Somerset County, Maryland, beginning for the same at an iron post set up on the side of the county road known as Asbury Avenue, thence in a northerly direction 275 feet to an iron post, thence in an easterly direction approximately 47 feet to an iron post, thence south approximately 273 feet to the said Asbury Avenue, thence west by and with the said Asbury Avenue 68 feet to the place of beginning, together with a right of ingress and egress over a 12-foot lane on the west side of the lot of land above described, and being the same and all the land conveyed unto the said John N. Lawson by Sara A. Lawson by deed dated March 26, 1927, and recorded among the Land Records of Somerset County in Liber G.W.L. No. 94, folio 128, as will appear by reference to certified copy of said deed filed herewith and marked "Plaintiff's Exhibit A", except so much thereof as was conveyed by the said John N. Lawson to Robert Lee Tawes, Jr. and Edna Jane Tawes by deed dated April 4, 1951 and recorded among the aforesaid Land Records in Liber B.L.H. No. 154, folio 169.

2. That being so seized the said John Nelson Lawson departed this life intestate, on January 21, 1956, leaving surviving him as his only heirs at law the plaintiff, Hattie P. Lawson, his widow, and the defendants, Nelson Lawson and Edna Pinto, his children, all of whom reside in Crisfield, Somerset County, Maryland.

3. That the above described real estate is not susceptible of partition without material loss and injury to the parties entitled to interest therein.

4. That the parties to this proceeding are all adults over the age of twenty-one years.

To the end, therefore,

a. That a decree may be passed by this Court for the sale of the real estate described in the above petition and a division of the money arising from said sale may be made among the parties according to their respective rights.

b. That your oratrix may have such other and further relief as her case may require.

May it please your Honor to grant unto your oratrix the writ of subpoena directed to the said Nelson Lawson and Edna Pinto, both residing in Crisfield, Somerset County, Maryland, commanding them to be and appear in this court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

Jones & Jones
Solicitors for Complainant

"Plaintiff's Exhibit A" referred to in the foregoing bill is in the words following, to wit:

PLAINTIFF'S EXHIBIT A

DEED
John N. Lawson
from
Sarah A. Lawson
_____

THIS DEED, made this 26th day of March in the year one thousand nine hundred and twenty seven by Sarah A. Lawson of Somerset Count, State of Maryland: Witnesseth that in consideration of the sum of One Hundred and Twenty five dollars ($125.00) in hand paid by John N. Lawson of County and state aforesaid, the receipt whereof is hereby acknowledged, the said Sarah A. Lawson does grant and convey unto John N. Lawson his heirs and assigns, in fee simple, all that lot or parcel of land situate, lying and being in Asbury Election District, Somerset County, Maryland, and described as follows: that is to say: Beginning for the same at an iron post set up on the North side of the County Road known as Asbury Avenue, thence North, by and with the reserved land of the said Sarah A. Lawson, a distance of two hundred and seventy five (275) feet to an iron post; thence East, by and with the land owned, or formerly owned by James Ward, a distance of forty seven (47) feet, to an iron post; thence South by and with the land of Edna McCready and the reserved land of the said Sarah A. Lawson, a distance of two hundred and seventy three (273) feet, to the said Asbury Avenue; thence west by and with the said Asbury Avenue, a distance of sixty-eight (68) feet to the place of beginning.

Together with the buildings and improvements thereupon erected, made or being and all and every the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging or anywise appertaining; also the right of ingress and egress over a twelve foot lane, on the west side of the lot of land above described, and extending from the said Asbury Avenue to the land of the said James Ward; also the right of ingress and egress over a twelve foot lane on the east of the lot of land herein conveyed, and extending from the said Asbury Avenue North one hundred and fifteen (115) feet.

To have and to hold the said land and premises, above described and mentioned, and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said John N. Lawson, forever in fee simple

And the said Sarah A. Lawson, hereby covenants that she will warrant specially the property hereby granted and conveyed; and that she will execute such further assurances of said land as may be requisite.

Witness the hand and seal of said grantor.

Test: Herman F. Nelson. Sarah A. Lawson (SEAL)

State of Maryland, Somerset County to wit:

I hereby certify that on this 26th day of March in the year one thousand nine hundred and twenty seven before me, the subscriber, a Notary Public of the state of Maryland in and for Somerset County, aforesaid, personally appeared Sarah A. Lawson and she acknowledged the foregoing deed to be her act and deed.

In testimony whereof I have subscribed my name and affixed my Notarial seal the day and year last above written.

Seal of Notary.

Herman F. Nelson, Notary Public.

Received for record 29th March 1927 and recorded in Liber G.W.L. No. 94 folio 128 one of the Land Records of Somerset County.

Per: s/Geo. W. Lawson, Clerk.

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I, Benjamin L. Barnes, Clerk of the Circuit Court for Somerset County, Maryland, hereby certify that the foregoing Deed is truly and correctly copied from Liber G.W.L. No. 94, Folio 128, one of the Land Records of Somerset County.

IN TESTIMONY WHEREOF I hereunto subscribe my name and affix the Seal of said Court this twenty-ninth day of February, Nineteen Hundred and Fifty-Six.

SEAL OF COURT

Benjamin L. Barnes
Clerk of the Circuit Court for Somerset County, Maryland

And thereafter, to wit, on the 1st day of March, in the year nineteen hundred and fifty-six, the following Subpoena was issued, the same being in the words following:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT: SEAL OF COURT

TO Nelson Lawson, and
Edna Pinto

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of March next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Hattie P. Lawson against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit

of Maryland, the 26th day of December Nineteen Hundred and Fifty-five Issued the 1st day of March, 1956.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Jones & Jones

Address Princess Anne, Md.

Benjamin L. Barnes
Clerk.

And afterwards, to wit, on the eighth day of March, in the year Nineteen Hundred and Fifty-six, was filed in Court here, a Petition, Affidavit and Order to Amend Bill of Complaint, which said Petition, Affidavit and Order to Amend Bill of Complaint are in the words following, to wit:

Hattie P. Lawson	:	No._____Chancery
vs	:	In the Circuit Court for
Nelson Lawson and Edna Pinto	:	Somerset County, Marylnnd
	:	In Equity

To the Honorable, the Judge of said Court:

The petition of your oratrix respectfully represents:

That on the 1st day of March, 1956, she filed a petition in the above entitled case, praying that the lands of which John Nelson Lawson died seized and possessed be sold; in said petition she named the heirs at law of the said John Nelson Lawson as herself, the widow, and two children, Nelson Lawson and Edna Pinto, and neglected to include as one of his heirs a granddaughter, Janet Dize.

Your petitioner, therefore, prays leave to amend said bill of complaint by bringing in the said granddaughter as a party defendant.

And as in duty bound,

Jones & Jones
Edgar A. Jones
Solicitors for Petitioner

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 5th day of March, in the year nineteen hundred and fifty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Hattie P. Lawson and made oath in due form of law that the matters and things contained in the aforegoing petition are true to the best of her knowledge and belief.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

Order

Upon the aforegoing petition and affidavit, it is ordered by the Circuit Court for Somerset County, in Equity, this 8th day of March, 1956, that the said Hattie P. Lawson is hereby authorized to file an amended bill of complaint in the above entitled case, bringing in all of the heirs of John Nelson Lawson as defendants.

E. McMaster Duer
Judge

And afterwards to wit, on the eighth day of March, in the year Nineteen Hundred and Fifty-six, was filed in Court here, an Amended Bill of Complaint, which said Amended Bill of Complaint is in the words following, to wit:

Amended Bill of Complaint

Hattie P. Lawson	:	No. 7171 Chancery
vs	:	In the Circuit Court for
Nelson Lawson, Edna Pinto and Janet Dize	:	Somerset County, Maryland
	:	In Equity

To the Honorable, the Judge of said Court:

Your Oratrix, complaining, says:

1. That John Nelson Lawson, late of Somerset County, deceased, was in his lifetime and at the time of his death seized and possessed, in fee simple, of all that lot or parcel of land situate in Asbury Election District, Somerset County, Maryland, beginning for the same at an iron post set up on the side of the county road known as Asbury Avenue, thence in a northerly direction 275 feet to an iron post, thence in an easterly direction approximately 47 feet to an iron post, thence south approximately 273 feet to the said Asbury Avenue, thence west by and with the said Asbury Avenue 68 feet to the place of beginning, together with a right of ingress and egress over a 12-foot lane on the west side of the lot of land above described, and being the same and all the land conveyed unto the said John N. Lawson by Sara A. Lawson by deed dated March 26, 1927, and recorded among theLand Records of Somerset County in Liber G.W.L. No. 94, folio 128, as will appear by reference to certified copy of said deed filed herewith and marked "Plaintiff's Exhibit A", except so much thereof as was conveyed by the said John N. Lawson to Robert Lee Tawes, Jr. and Edna Janes Tawes by deed dated April 4, 1951 and recorded among the aforesaid Land Records in Liber B.L.B. No. 154, folio 109.

2. That being so seized the said John Nelson Lawson departed this life intestate, on January 21, 1956, leaving surviving him as his only heirs at law the plaintiff, Hattie P. Lawson, his widow, and the defendants, Nelson Lawson and Edna Pinto, his children, and Janet Dize, a granddaughter, who is the daughter and only descendant of John Lawson, a son who predeceased his father, all of whom reside in Crisfield, Somerset County, Maryland.

3. That the above described real estate is not susceptible of partition without material loss and injury to the parties entitled to interest therein.

4. That the parties to this proceeding are all adults over the age of twenty-one years.

To the end, therefore,

a. That a decree may be passed by this Court for the sale of the real estate described in the above petition and a division of the money arising from said sale may be made among the parties according to their respective rights.

b. That your oratrix may have such other and further relief as her case may require.

May it please your Honor to grant unto your oratrix the writ of subpoena directed to the said Nelson Lawson, Edna Pinto and Janet Dize, all residing in Crisfield, Somerset County, Maryland, commanding them to be and appear in this court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

Jones & Jones
Edgar A. Jones
Solicitors for Complainant

And thereafter, to wit, on the eighth day of March, in the year Nineteen Hundred and Fifty-six, the following Subpoenas were issued, and their respective returns, the same being in the words following:

THE STATE OF MARYLAND

SOMERSET COUNTY, TO WIT:

TO Nelson Lawson
Edna Pinto
Janet Dize

SEAL OF COURT

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on

the first Monday of April next, and ending fifteen days thereafter, cause your answer or other defense to be filed to the complaint of Hattie P. Lawson against you exhibited in the Circuit Court, for Somerset County.

Hereof fail not, as you will answer the contrary at your peril.

Witness the Honorable W. Laird Henry, Jr., Chief Judge of the First Judicial Circuit of Maryland, the 5th day of March Nineteen Hundred and fifty-six, Issued the 8th day of March 1956.

TO THE DEFENDANTS(S)

You are required to file your answer or other defense in the Clerk's Office, Princess Anne, Maryland, within fifteen days after the return day named in the above subpoena. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the timed named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor(s) for Complainant(s)

Name Edgar A. Jones
Jones and Jones

Address Princess Anne, Md.

Benjamin L. Barnes
Clerk

RETURN:

Summoned severally and copy of Subpoena and Bill left with each defendant 3/9/56.

Isaac H. Dorsey, Sheriff

And afterwards, to wit, on the Tenth day of July, in the year Nineteen Hundred and Fifty-six, was filed in Court here, Answers of Nelson Lawson, Edna Pinto and Janet Dize, which said answers are in the words following, to wit:

Hattie Lawson
Plaintiff
vs.
Nelson Lawson, et al
Defendants

No. Chancery
In the Circuit Court for
Somerset County, Maryland

To the Honorable, the Judges of said Court:

The answer of Nelson Lawson, defendant herein, to the Bill of Complaint filed against the said defendant respectfully represents:

That he neither admits nor denies the matters and facts stated in the said Bill of Complaint but requires strict proof of the allegations in the said Bill.

And as in duty bound, etc.

Wade D. Ward,
Attorney for Defendant

Nelson Lawson, Defendant

Hattie Lawson,
Plaintiff
vs.
Nelson Lawson, et al.,
Defendants

No. Chancery
In the Circuit Court for
Somerset County, Maryland

To the Honorable, the Judges of said Court:

The answer of Edna Pinto, defendant herein, to the Bill of Complaint filed against the said defendant respectfully represents:

That she neither admits nor denies the matters and facts stated in the said Bill of Complaint but requires strict proof of the allegations in the said Bill.

And as in duty bound, etc.

Wade D. Ward,
Attorney for Defendant

Mrs. Edna Pinto
Edna Pinto, Defendant

Hattie Lawson,
Plaintiff
vs.
Nelson Lawson, et al.,
Defendants

No. Chancery
In the Circuit Court for
Somerset County, Maryland

To the Honorable, the Judges of said Court:

The answer of Janet Dixe, defendant herein, to the Bill of Complaint filed against the daid defendant respectfully represents:

That she neither admits nor denies the matters and facts stated in the said Bill of Complaint but requires strict proof of the allegations in the said Bill.

And as in duty bound, etc.

Wade D. Ward,
Attorney for Defendant

Janet Dize, Defendant

Thereafter, to wit, on the twenty-fifth day of July, in the year Nineteen Hundred and Fifty-six was filed in Court here, a Decree, which Decree is in the words following, to wit:

Hattie P. Lawson	:	No. 7171 Chancery
vs	:	In the Circuit Court for
Nelson Lawson, Edna Pinto and Janet Dize	:	Somerset County, Maryland
	:	In Equity

The above cause standing ready for hearing and having been submitted, the proceedings therein were by the Court read and considered:

It is thereupon, this 25th day of July, in the year nineteen hundred and fifty-six, by the Circuit Court for Somerset County, Maryland, ADJUDGED, ORDERED AND DECREED, That the property in the proceedings mentioned be sold, Alexander G. Jones and Wade Ward be and they are hereby appointed Trustees to make sale, and that the course and manner of their proceedings shall be as follows: They shall first file with the Clerk of this Court a Bond to the State of Maryland, executed by them and a corporate surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of Two Thousand Dollars, conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises they shall then proceed to make the said sale, having given at least three weeks' notice by advertisement, inserted in such newspaper or newspapers published in Somerset County as they shall think proper, of the time, place, manner and terms of sale, which shall be Cash; title papers and revenue stamps at purchaser's expense, and soon as may be convenient after such sale or sales, the said Trustees shall return to this Court a full and particular report of their proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustees shall, by a good and sufficient deed, to be executed, acknowledged and recorded, according to law, convey to the purchasers, his, her or their heirs and assigns, the property and estate to him, her or them sold, free clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting cost of this suit, and such commissions to the said Trustees as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer
Judge

and thereupon, to wit, on the Twenty-seventh day of July, in the year Nineteen Hundred and Fifty-six, the said Alexander G. Jones and the said Wade D. Ward, filed in Court here a bond, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, That we, Alexander G. Jones andWade Ward, of Somerset County and State of Maryland, and National Surety Corporation, a body corporation of the State of New York, are held and firmly bound unto the State of Maryland, in the full andjust sum of two thousand dollars ($2,000.00) current money to be paid to the said State of Maryland or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and successors, jointly and severally, firmly by these presents, sealed with our seals and dated the 25th day of July, 1956.

Whereas, the above bounden, Alexander G. Jones and Wade Ward, by virtue of a decree of the Circuit Court for Somerset County, have been appointed to sell the property mentioned in the proceedings in the case of Hattie P. Lawson vs. Nelson Lawson, et al, now pending in said Court.

Now the condition of the above obligation is such that if the above bounden, Alexander G. Jones and Wade Ward, do and shall, well and faithfully perform the trust reposed in them by said decree or order in the premises, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

Alexander G. Jones (SEAL)

Wade D. Ward (SEAL)

Test: Eunice Dashiell — National Surety Corporation — CORPORATE SEAL

By Edgar A. Jones
Attorney in Fact

The within Bond approved.

Benjamin L. Barnes, Clerk.

Thereafter, to wit, on the Twenty-eighth day of August, in the year Nineteen Hundred and Fifty-six, was filed in Court here a Report of Sale, which Report of Sale is in the words following, to wit:

Hattie P. Lawson	:	No. 7171 Chancery
vs.	:	In the Circuit Court for
Nelson Lawson, Edna Pinto and Janet Dize	:	Somerset County, Maryland
	:	In Equity

To the Honorable, the Judges of said Court:

The report of Alexander G. Jones and Wade Ward, Trustees appointed by a decree of this Court, passed in the above entitled cause, dated the 25th day of July, 1956, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of their trust, and after having complied with all the other prerequisites as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in the "Crisfield Times", a weekly newspaper published in Somerset County, for at least three successive weeks before the day of sale and by dodgers placed on the bulletin board at the Court House, in Princess Anne, Maryland, on the 25th day of August 1956, at or about the hour of 2:00 o'clock P.M., in front of the U. S. Post Office in Crisfield, Maryland, and then and there proceded to sell said property in manner following, that is to say:

Your Trustees offered at public sale to the highest bidder the property mentioned in said decree, and described as follows: All that lot or parcel of land situate in Asbury Election District, Somerset County, Maryland, beginning for the same at an iron post set up on the side of the county road known as Asbury Avenue, thence in a northerly direction 275 feet to

an iron post, thence in an easterly direction approximately 47 feet to an iron post, thence south approximately 273 feet to the said Asbury Avenue, thence west by and with the said Asbury Avenue 68 feet to the place of beginning, together with a right of ingress and egress over a 12-foot lane on the west side of the lot of land above described, and being the same and all the land conveyed unto John N. Lawson by Sara A. Lawson by deed dated March 26, 1927 and recorded among the Land Records of Somerset County in Liber G.W.L. No. 94, folio 128, except so much thereof as was conveyed by the said John N. Lawson to Robert Lee Tawes, Jr. and Edna Janes Tawes by deed dated April 4, 1951 and recorded among the aforesaid Land Records in Liber B.L.B. No. 154, folio 169.

And your Trustees sold the above described property to Howard W. Tyler and Hettie M. Tyler for the sum of Twenty-two hundred dollars($2200.00), they being at that sum the highest bidder therefor and the terms of sale have been complied with to the satisfaction of your Trustees.

Alexander G. Jones

Wade D. Ward

Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 27th day of August, in the year Nineteen hundred and fifty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones and Wade Ward, Trustees named in the above report of sale, and each made oath in due form of law, that the matters and things stated in the aforegoing report are true to the best of his knowledge and belief, and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

Order Nisi

Hattie P. Lawson	:	No. 7171 Chancery
vs.	:	In the Circuit Court for
Nelson Lawson, Edna Pinto and Janet Dize	:	Somerset County, Maryland
	:	In Equity

Ordered by the Circuit Court for Somerset County that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones and Wade Ward, Trustees appointed by a decree of this Court to make said sale, be retified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of October, 1956, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of four successive weeks on or before the 28th day of September, 1956.

The report states the amount of sale to be $2200.00.

Benjamin L. Barnes
Clerk of the Circuit Court for
Somerset County

Order

Ordered by the Circuit Court for Somerset County this 23 day of January, 1957, that the sale made and reported by the Trustees aforesaid be, and the same is hereby ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause; and the Trustees are allowed the usual commissions and such proper expense as they shall produce vouchers for to the auditor.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes , Clerk

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March Term, 1957

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

At a term of the Circuit Court for Somerset County, In Equity, begun and held in Princess Anne Town, in and for said County, on the first Monday in March, being the 4th day of the same month, in the year of our Lord, One Thousand Nine Hundred and Fifty-seven.

Were Present,

Hon. W. Laird Henry, Jr., Chief Judge.

Hon. E. McMaster Duer, Associate Judge.

Hon. Rex A. Taylor, Associate Judge.

Isaac H. Dorsey, Esq., Sheriff and Benjamin L. Barnes, Clerk.

Edgar A. Jones, Attorney, Ex Parte under power contained in Mortgage from Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae Parkinson, his wife, to the Bank of Somerset, a body corporate	:	Be it remembered that heretofore to wit, on the second day of January, in the year Nineteen Hundred and Fifty-six a certain Edgar A. Jones, Attorney, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, Titling,Original Mortgage and Affidavit which

said Titling, Original Mortgage and Affidavit, is in the words following, to wit:

Edgar A. Jones, Attorney, Ex Parte under power contained in Mortgage from Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae Parkinson, his wife, to the Bank of Somerset, a body corporate	:	No. 7268 Chancery In the Circuit Court for Somerset County, Maryland

The Clerk of the Circuit Court for Somerset County will please docket the above entitled suit and file the original mortgage among the papers therein.

Edgar A. Jones
Attorney

MORTGAGE

Jack Parkinson, Marian Lee Parkinson
and
Walter Parkinson, Ella Mae Parkinson

TO

Bank of Somerset

THIS MORTGAGE, Made this 25th day of April in the year nineteen hundred and fifty-three, by Jack Parkinson and Marian Lee Parkinson, his wife, and Walter Parkinson and Ella Mae Parkinson, his wife, all of Somerset County, State of Maryland, Witnesseth:

Whereas, the said Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae Parkinson, his wife, are indebted unto Bank of Somerset, a body corporate of the State of Maryland, in the full and just sum of Twelve Hundred Dollars ($1200.00), being the balance of the purchase money for the property first described below, which said indebtedness is evidenced by the bill obligatory of the said Jack Parkinson and Marian Lee Parkinson and Walter Parkinson and Ella Mae Parkinson, for said sum, dated evenly herewith, payable to the order of the said Bank of Somerset in thirty-six monthly installments of thirty-six dollars and fifty-one cents ($36.51) each; the first of which said installments shall become due and payable on the 25th day of May, 1953 and the remaining installments on even date of each succeeding month thereafter until fully paid; the said installment payments to be credited

first to interest and the balance to principal of said indebtedness; and whereas for the purpose offurther securing the payment of which said sum and interest, when and as the same shall become due and payable, this mortgage is executed.

Now therefore, this mortgage witnesseth: That for and in consideration of the premises and the sum of One Dollar, the said Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae Parkinson, his wife, hereby grant and convey unto the said Bank of Somerset, a body corporate as aforesaid, its successors or assigns, all those two tracts or parcels of land situate lying and being in Deal Island Election District, Somerset County, Maryland and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, near the County Road leading to Wenona and beginning for the same at the stake located at the end of the first line mentioned in a deed from George E. Parkinson to John R. Parkinson, andthence continuing said first line North 1° East 9.95 perches to a stone at the northeast corner of the land hereby mortgaged; thence reversing, North 82° 30' West 15.88 perches to the southwest corner of the land formerly owned by Pell Webster and afterwards owned by William J. Doyle; thence running South 8° 30' East 10 perches to the end of the second line mentioned in the deed to the said John Parkinson; thence reversing said second line South 82° 37' East about 17.18 perches to the place of beginning and containing one acre and ten perches of land, more or less, and being the same and all the land which was conveyed unto the said Jack Parkinson and wife by Roland Parkinson and wife, by deed dated evenly herewith and intended to be recorded among the aforesaid Land Records.

Second: All that lot or parcel of land, situate as aforesaid, beginning on the County Road leading from Deal Island to Wenona, where the land hereby mortgaged joins the land of Perry White, Jr., thence running in a westerly direction, by and with the said County Road a distance of 100 feet to a bounder at the land of Roland and Edwina Parkinson; thence by and with the land of the said Roland Parkinson and wife in a northerly direction to the full extent of said land; thence in an easterly direction and parallel with said County Road a distance of 100 feet to the land of Perry White, Jr.; thence southerly, by and with the land of said Perry White, Jr. to the place of beginning at said County Road; the land hereby mortgaged being all of the land whereon is located the dwelling house of Walter and Ella Mae Parkinson, which was conveyed unto the said Walter and Ella Mae Parkinson by Roland Parkinson and wife, by deed dated August 14, 1951 and recorded among the aforesaid Land Records in Liber B.L.B. No. 155, folio 8.

To which said deeds and all the references in them contained, special reference is here made for a more complete and accurate description of the lands and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee its successors and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said Jack and Marian Lee Parkinson and Walter and Ella Mae Parkinson do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee its sucessors or assigns, or Edgar A. Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other

notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee its successors and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagors, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorneys' fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgaged property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least twelve hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee its successors and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS THE hands and seals of said mortgagors.

Test: Eunice Dashiell — Jack Parkinson (SEAL)

Test: Marguerite Coster — Marian Lee Parkinson (SEAL)

Walter Parkinson (SEAL)

Ella Mae Parkinson (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY: That on this 25th day of April in the year nineteen hundred and fifty-three, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Jack Parkinson and Marian Lee Parkinson, his wife, two of the mortgagors named in the foregoing mortgage and each acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me Edgar A. Jones, President of the Bank of Somerset and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth, and that he is agent of the mortgagee, duly authorized to make this affidavit.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 25 day of April, in the year nineteen hundred and fifty-three, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Walter Parkinson and Ella Mae Parkinson, his wife, two of the mortgagors named in the aforegoing mortgage and each acknowledged the foregoing mortgage to be his act and deed.

As witness my hand and Notarial Seal the day and year above written.

Marguerite Coster
Notary Public

AFFIDAVIT AS TO AMOUNT DUE AND MILITARY STATUS

Edgar A. Jones, Attorney, Ex Parte	:	No. 7268 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Jack Parkinson and Marian Lee Parkinson,	:	Somerset County, Maryland
his wife, Walter Parkinson and Ella Mae	:	
Parkinson, his wife, to the Bank of	:	
Somerset, a body corporate	:	

State of Maryland, Somerset County, to wit:

On this 2nd day of January, 1957, before me, the undersigned officer, personally appeared Edgar A. Jones, President of the Bank of Somerset, and made oath in due form of law, as follows: That the principal amount owing on the above mortgage is $283.75, with interest from September 25, 1956; that the defendants are not in the military service as hereinafter set forth and that they have not been in such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;
2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;
3. The military service of any nation with which the United States of America may be allied in the prosecution of war.

Eunice Dashiell
Notary Public

SEAL OF NOTARY

And thereupon, to wit, on the second day of January, in the year Nineteen Hundred and Fifty-seven, the said Edgar A. Jones, Attorney, filed in Court here a bond, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, Edgar A. Jones, of Somerset County and State of Maryland, and National Surety Corporation, a body corporate of the State of New York, are held and firmly bound unto the State of Maryland, in the full and just sum of twelve hundred dollars ($1200.00), current money to be paid to the said State of Maryland, or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors, administrators or assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 2nd day of January, in the year nineteen hundred and fifty-seven.

Whereas, by mortgage dated April 25, 1953, recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 398, Jack Parkinson, and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae Parkinson, his wife, conveyed to the Bank of Somerset certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney named in said mortgage, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occured in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be vodd, otherwise to be and remain in full force and virtue in law.

Edgar A. Jones (SEAL)

National Surety Corporation CORPORATE SEAL

Witness Eunice Dashiell By Edgar A. Jones
Attorney in Fact

The within Bond approved.

Benjamin L. Barnes, Clerk

Thereafter, to wit, on the Thirtieth day of January,in the year nineteen hundred and fifty-seven, was filed in Court here a Report of Sale, Order Nisi and Final Order, which Report of Sale, Order Nisi and Final Order are in the words following, to wit:

Edgar A. Jones, Attorney, Ex Parte under power contained in Mortgage from Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ell a Mae Parkinson, his wife, to the Bank of Somerset, a body corporate	:	No. 7268 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
	:	

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney named in a certain mortgage made and executed by Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae Parkinson, his wife, to the Bank of Somerset, a body corporate, dated April 25, 1953 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 398, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said mortgage or in thepayment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twnety days notice of the time, place, manner and terms of sale by advertisement in the Marylander and Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 29th day of January, 1957, at two o'clock P. M., and then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land, situate as aforesaid, near the county road leading to Wenona and beginning for the same at the stake located at the end of the first line mentioned in a deed from George E. Parkinson to John R. Parkinson, and thence continuing said first line North 1° East 9.95 perches to a stone at the northeast corner of the land herein described; thence reversing, North 82° 30' West 15.88 perches to the southwest corner of the land formerly owned by Pell Webster and afterwards owned by William J. Doyle; thence running South 8° 30' East 10 perches to the end of the second line mentioned in the deed to the said John Parkinson; thence reversing said second line South 82° 37' East about 17.18 perches to the place of beginning and containing one acre and ten perches of land, more or less, and being the same and all the land conveyed unto the said Jack Perkinson and wife by Roland Parkinson and wife by deed dated April 25, 1953 and recorded among the aforesaid Land Records in Liber B.L.B. No. 158, folio 559, and sold the same to P. Oscar Layfield and Alferna Layfield at and for the sum of five hundred and twenty five dollars ($525.00), they being then and there the highest bidders therefor, and the purchasers have complied with the terms

of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sales			$525.00
To Carlos Bozman, Collector of State and County Taxes		$41.61	
To Clerk of the Circuit Coubt for costs		28.00	
To Marylander and Herald, advertising and Order Nisi		55.00	
To Auctioneer		22.00	
To premium on bond		15.00	
To Solicitor		25.00	
To Attorney as commission		47.00	
To Balance to be credited on mortgage debt		291.39	525.00
Total mortgage debt, principal	$283.75		
Interest	7.64		
	$291.39		
Less credit by sale	291.39		

Respectfully submitted,

Edgar A. Jones
Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of January, in the year nineteen hundred and fifty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the aforegoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

Order Nisi

Edgar A. Jones, Attorney, Ex Parte under power contained in Mortgage from Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae Parkinson, his wife, to the Bank of Somerset, a body corporate	:	No. 7268 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
	:	

Ordered this 30th day of January, in the year nineteen hundred and fifty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Attorney name in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 4th day of March 1957, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 2nd day of March, 1957.

The report states the amount of sales to be $525.00.

Benjamin L. Barnes
Clerk of the Circuit Court

Edgar A. Jones, Attorney, Ex Parte under power contained in Mortgage from Jack Parkinson and Marian Lee Parkinson, his wife, Walter Parkinson and Ella Mae P Parkinson, his wife, to the Bank of Somerset, a body corporate	:	No. 7268 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
	:	

Ordered by the Circuit Court for Somerset County in Equity this 5th day of March, in the year nineteen hundred and fifty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed,

no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Baines, Clerk

PETITION & AFFIDAVIT, May 21, 1957

In the Matter of the Tax Sale of Real Estate in Brinkleys Election District, Somerset County, Maryland, assessed to W. R. Tull for the years 1945, 1946 and 1947, made and reported by Carlos Bozman, County Treasurer and Collector of State and County Taxes	:	No. 6426 Chancery In the Circuit Court for Somerset County, Maryland
County Commissioners of Somerset County, Purchaser	:	

To the Honorable, the Judge of said Court:

The petition of George Earl Parsons, Executor of the estate of George P. Parsons, by Jones & Jones, his attorneys, and upon authority of an order of the Orphans Court for Somerset County passed on the 14th day of May, 1957, respectfully represents:

First: That on the 21st day of June, 1909, by deed duly recorded among the land Records of Somerset County, Maryland, in Liber S.F.D. No. 52, folio 170, Hardy T. Cullen and O. Blanche Cullen, his wife, conveyed unto William Richard Tull, J. Addison Tull and Levin H. Tull, as tenants in common, all that lot or tract of land situate in Brinkleys Election District, Somerset County, Maryland, containing 23 3/8 acres, more or less, accurately described in the original deed which is filed herewith and marked Petitioner's Exhibit A.

Second: That on the 21st day of June, 1909, the said William Richard Tull and Mamie D. Tull, his wife, James Addison Tull, Levin H. Tull and Ethel L. Tull, his wife, conveyed by way of mortgage duly recorded among the aforesaid Land Records in Liber S.F.D. No. 51, folio 226, the tract of land described in the above mentioned deed and subject of these proceedings to George P. Parsons.

Third: That this mortgage was given for the purpose of securing a bill obligatory for the sum of $475.00, two years after date, with interest from date. This indebtedness was never paid but only $97.75 was paid on account thereof and interest was paid up to June 21,1928.

Fourth: That your petitioner did not discover the existence of this mortgage at the time he administered upon the estate of the said George P. Parsons and therefore it was not included among the assets of the estate.

Fifth: That although no conveyance of the interests of James Addison Tull and Levin H. Tull in the above described property was ever made to the said William Richard Tull, for some reason this property was assessed to the said William Richard Tull individually for the years 1941 to 1947 inclusive. Taxes on the said property being in arrears, the said Carlos Bozman, County Treasurer and Collector of State and County Taxes, did on the 3rd day of August, 1948, sell the said property for taxes and the County Commissioners of Somerset County became the purchaser at and for the sum of $34.94.

Sixth: The said sale was duly reported to the Circuit Court for Somerset County and finally ratified on August 24, 1949 as will be disclosed by the proceedings in said Chancery cause recorded among the Chancery Records in Liber B.L.B. No. 35, folio 305.

Seventh: That your petitioner is advised and avers that the said sale was made in error because the land was improperly assessed to the said W. R. Tull instead of to all of the owners and for this reason the proceedings are rendered void and should be set aside. Your petitioner avers that if the proceedings are rendered void and set aside then the deed from

the said Carlos Bozman. County Treasurer and Collector of State and County taxes, to the County Commissioners of Somerset County dated August 30, 1949 and recorded among the aforesaid Land Records in Liber B.L.B. No. 148, folio 324 should be set aside. In the event the aforesaid proceedings and the deed mentioned herein are not set aside your petitioner will lose his rights in said property acquired under the aforesaid mortgage and will suffer irreparable damage.

And as in duty bound,

Jones & Jones

By Edgar C. Jones
Solicitors for Petitioner

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 20th day of May, in the year nineteen hundred and fifty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared George Earl Parsons, Executor of the estate of George P. Parsons, and made oath in due form of law that the matters and things set forth in the aforegoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Janet T. Bedsworth
Notary Public

PETITIONER'S EXHIBIT "A"

THIS DEED, made this 21st day of June, in the year one thousand nine hundred and nine, by Hardy B. Cullen and O. Blanche Cullen, his wife, both of Somerset County and State of Maryland,

WITNESSETH, that in consideration of the sum of one hundred and seventy five dollars ($175.00), the said Hardy B. Cullen and O. Blanche Cullen, his wife, do grant and convey unto Wm. Richard Tull, J. Addison Tull and Levin H. Tull, their heirs and assigns, in fee-simple, all that lot and parcel of land situate, lying and being in Brinkleys District, Somerset County, Md. and described as follows, that is to say:

Beginning for the same at a marked pine standing at the southeasterly side of the County road leading from Kingston to Marion, the said pine being the beginning boundary of John T. Miles land, described on the plat made by Thomas Williams in August 8th, 1883, at the letter B. and running thence S. 24 degrees and 15 minutes E. by and with the first line of the said John T. Miles land 86-1/5 perches to a post; thence by and with a ditch by the southeasterly side of a private road, the three courses and distances following, viz: N.61 degrees 30 minutes E. 31-2/5 perches; thence N.46 degrees E. 69 perches; thence N.14 degrees 30 minutes E. 2 perches; to a bridge on the aforesaid County road; thence N. 83 degrees W. down by and with the said County road 114-3/10 perches to the place of beginning containing 28-1/2 acres of land, more or less; the same being lot No. 3 described on said plat known as "Shopwoods", conveyed to said Hardy B. Cullen by deed from Jacob H. Cullen & Wife made the 18th day of December, 1907, and recorded among the land records of Somerset County in Liber S.F.D.No. 48 Folios 41 &c. and which was conveyed to the said Jacob H. Cullen and Hardy B. Cullen by deed from Thos. Dixon and Robt. F. Duer, Attorney, made the 5th day of April 1905, and recorded as aforesaid in Liber O.T.B.No. 40 Folios 301 &c.; Excepting, however from the above grant about five acres of the said land, or so much thereof as has been granted by the A. E. Tull Oyster Co. to Hettie E. Thomas by deed made the 20th, day of June 1908, and recorded as aforesaid in Liber S.F.D.No. 49, Folios 129 &c. And excepting also from the above grant about one eighth of an acre of the above described lot of land which is in the shape of a jib and inclosed between the said County road and the private road by a line drawn from a stake by the side of said private road to a stake set up at the side of the said County road.

Reserving, however, from the operation of this grant the private road on said plat running by and with a ditch from Lot. No. 6 known as "Savannah" to the aforesaid County Road, which said private road is hereby reserved and retained by the aforesaid grantors for a right of way &c.

TOGETHER, with the buildings and improvements thereupon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging, or in any wise appertaining.

TO HAVE AND TO HOLD the above granted lot of land and premises; above described and mentioned, and hereby intended to be conveyed; together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said Wm. Richard Tull, J. Addison Tull and Levin Tull, as tenants in common, and their heirs, in fee-simple.

AND the said Hardy B. Cullen and O. Blanche Cullen, his wife, do hereby covenant that they will warrant specially the property hereby granted and conveyed; and that they will execute such further assurances of said lot of land as may be requisite.

Witness the hands and seals of said grantors.

Test:- Aden Davis, Jr. Hardy B. Cullen (SEAL)

SEAL OF NOTARY O. Blanche Cullen (SEAL)

STATE OF MARYLAND, Somerset County, to wit:

I hereby Certify, that on this 21st day of June in the year one thousand nine hundred and nine, before me, the subscriber a Notary Public, duly Commissioned, Sworn &c. of the State of Maryland, in and for Somerset County, residing at Marion, aforesaid, personally appeared Hardy B. Cullen and O. Blanche Cullen, his wife, the grantors herein, and both acknowledged the foregoing Deed to be their act. and deed.

In witness whereof I have hereunto subscribed my name and affixed my officail seal the day and the year first above written.

Aden Davis, Jr.
Notary Public.

Received for Record June 26, 1909 and recorded in Liber S.F.D. No. 52, folio 170 &c. one of the Land Records of Somerset County.

Per: S. Frank Dashiell, Clerk.

And thereafter, on the twenty-first day of May, in the year nineteen hundred and fifty-seven, was filed in Court here, an Answer of County Commissioners, which Answer is in the words following, to wit:

In the Matter of the Tax Sale of Real Estate in Brinkleys Election District, Somerset County, Maryland, assessed to W. R. Tull for the years 1945, 1946 and 1947, made and reported by Carlos Bozman, County Treasurer and Collector of State and County Taxes	:	No. 6426 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
	:	
County Commissioners of Somerset County, Purchaser	:	
	:	

To the Honorable, the Judge of said Court:

The answer of the County Commissioners of Somerset County, a body corporate, by Harry C. Dashiell, its attorney, to the petition filed by George Earl Parsons in the above entitled case respectfully represents:

First: That it admits the matters and things set forth in the first paragraph of said petition.

Second: That it admits the matters and things set forth in the second paragraph of said petition.

Third: That it has no knowledge of the matters and facts set forth in the third paragraph of said petition and therefore can neither affirm nor deny them.

Fourth: That it has no knowledge of the matters and facts set forth in the fourth paragraph of said petition and therefore can neither affirm nor deny them.

Fifth: That it admits the matters and things set forth in the fifth paragraph of said petition.

Sixth: That it admits the matters and things set forth in the sixth paragraph of said petition.

Seventh: That it admits the property subject of these proceedings was improperly assessed to William R. Tull instead of to all of the owners and consequently the sale was improperly made.

The County Commissioners of Somerset County having answered the petition in the above entitled case waives the taking of testimony to sustain the allegations and consents to the passage of such decree as may be right and proper in the premises.

And as in duty bound,

Harry C. Dashiell
Solicitor for the County Commissioners
of Somerset County

And thereafter on the twenty-first day of May, in the year nineteen hundred and fifty-seven, was filed in Court here, an Order, which said Order is in the words following to wit:

In the Matter of the Tax Sale of Real Estate in Brinkleys Election District, Somerset County, Maryland, assessed to W. R. Tull for the years 1945, 1946 and 1947, made and reported by Carlos Bozman, County Treasurer and Collector of State and County Taxes	:	No. 6426 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
County Commissioners of Somerset County, Purchaser	:	
	:	
	:	

The above case having been submitted to the Court on petition and answer and the Court having considered the matters therein, it is ordered by the Circuit Court for Somerset County in Equity, this 21st day of May, 1957, that the Treasurer's and Collector's sale of the property mentioned in these proceedings be and the same is hereby voided and set aside and that the deed given in pursuance of said sale to the County Commissioners of Somerset County be and the same is hereby set aside.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Baines, Clerk

William G. Kerbin, Jr. Assignee for the purpose of foreclosure of a Mortgage from Henry J. Messick and Alta E. Messick, his wife, to Horace G. Payne, Ex Parte

: Be it remembered that heretofore to wit, on the second day of January, in the year Nineteen Hundred and Fifty-seven, a certain William G. Kerbin, Jr., Attorney, of Worcester County and State of Maryland, exhibited and filed in the Circuit Court here, Titling, Affidavit, Account, Original Mortgage and Assignment , which said Titling, Affidavit, Account, Original Mortgage and Assignment are in the words following, to wit:

William G. Kerbin, Jr., Assignee for the purpose of foreclosure of a Mortgage from Henry J. Messick and Alta E. Messick, his wife, to Horace G. Payne, ex parte	:	No.7267 Chancery In the Circuit Court for Somerset County, Maryland

Mr. Clerk:

Please docket suit in the above entitled case, file the mortgage assignement, military affidavit and proof of the mortgage in the above entitled case and enter the appearance of William G. Kerbin, Jr., solicitor for the above Assignee.

William G. Kerbin, Jr.
Solicitor

STATE OF MARYLAND, WORCESTER COUNTY, TO WIT:

I HEREBY CERTIFY that before me, a Notary Public in and for Worcester County, personally appeared Horace G. Payne, and made oath in due form of law, that he knows of his own knowledge that Henry J. Messick and Alta E. Messick, his wife, are not in Military Service and have not been in Military Service for the past sixty days, nor have they been discharged from the Military Service as defined by the Soldiers' and Sailors' Relief Act.

IN TESTIMONY WHEREOF I have hereunto set my name and affixed my Noterial Seal this 31st day of December, 1956.

SEAL OF NOTARY

Berta M. Bradford
Notary Public

STATE OF MARYLAND, WORCESTER COUNTY, TO WIT:

I HEREBY CERTIFY that before me, the subscriber, a Notary Public, in and for Worcester County, that on this 31st day of December, 1956, personally appeared Horace G. Payne, the mortgagee in the above entitled case and made oath in due form of law, that there is due and payable as principal on the mortgage of Henry J. Messick and Alta E. Messick, his wife, dated June 28, 1956, and recorded among the land records of Somerset County, Maryland, in Liber B.L.B. No. 177, folio 58, the amount of forty two hundred and sixty dollars $4,260.00

Interest due to December 28, 1956 127.80
$4,387.80

Ane the said Horace G. Payne further made oath in due form of law, that he has not received any security or payments except those shown above and that the above amount is due and owing the said Horace G. Payne, as of December 28, 1956.

IN TESTIMONY WHEREOF I have hereunto subscribed my name and affixed my Noterial Seal the day and year first above written.

SEAL OF NOTARY

Berta M. Bradford
Notary Public

$4260.00

June 28, 1956

Secured by mortgage of even date herewith, for value received, and for money this day loaned, we promise to pay to the order of Horace G. Payne, of Worcester County, Maryland, the sum of Four Thousand Two Hundred Sixty Dollars, one year after date, with interest from date, payable semi-annually; and we hereby waive the benefit of all statutory exemptions and all right to exemption from execution as to the debt evidenced by this note, and, if default be made in the payment at maturity, covenant to pay ten per cent additional as collection fee, and hereby authorize and empower any attorney of record to confess judgment against us for whatever amount may be due thereon, with interest, costs of suit, and with ten per cent

collection charges.

Witness our hands and seals.

SEAL OF NOTARY — Henry J. Messick (SEAL)

TEST: — Alta E. Messick (SEAL)
Alice Ann Catlin

THIS MORTGAGE, Made this 28th day of June, in the year nineteen hundred and fifty-six, by Henry J. Messick and Alta E. Messick, his wife, of Somerset County, Maryland, witnesseth:

WHEREAS, the said Henry J. Messick and Alta E. Messick, his wife, are justly indebted unto Horace G. Payne, of Worcester County, Maryland, for the sum of Forty-Two Hundred Sixty Dollars ($4260.00), for money this day loaned, evidenced by the bill obligatory of the said Henry J. Messick and Alta E. Messick, his wife, for said sum of Forty-Two Hundred Sixty Dollars, , dated evenly herewith, and payable to the said Horace G. Payne one year after date, with interest from date payable semi-annually, and in which said bill obligatory, the said mortgagors have reserved the right to pay the principal sum or any part thereof at any interest paying period; and, whereas, for the purpose of securing the payment of said Forty-Two Hundred Sixty Dollars, with interest as aforesaid, this mortgage is executed.

NOW, THEREFORE, this mortgage witnesseth, that in consideration of the premises, the said Henry J. Messick and Alta E. Messick, his wife, hereby grant and convey unto the said Horace G. Payne, his heirs and assigns, all those tracts or parcels of land situate, lying and being in Dublin Election District, Somerset County, Maryland, described as follows:

(1) All that lot or parcel of land situate as aforesaid, beginning for the same at a stone, the corner of George and Margaret Johnson's part of the Atkinson lands and running with the Johnson Lands south fifty-five and three-fourths degrees west forty poles to a stone on the east side of a woods road; thence, north eighty-seven and one-fourth degrees west fifteen poles to a stone to the Smullins lands, later owned by A. T. White; thence with the same north two and three-fourths degrees east ninety poles to a stone at the Lankford and Johnson line; thence by and with the Johnson line, south thirty-four and one-half degrees east eighty poles, to the beginning; containing 14 acres, more or less.

(2) All that lot or parcel of land situate as aforesaid in said Dublin Election District, near the stone Road leading from Pocomoke to Dividing Creek Bridge, and beginning at a stone, a corner of the Trader and Hayward land and running thence south four and one-fourth degrees west one hundred twnety-six poles to John Paradee's land; thence with the same south eighty-five and three-fourth degrees east twenty poles to a post; thence north four and one-fourth degrees east one hundred eleven and forty hundredths poles to a post on the north east side of a private road; thence north fourteen and one-fourth degrees west fifteen and forty-four hundredths poles to a stone on the east side of said road; thence north eighty-five and three-fourths degrees west fifteen poles to the beginning, containing fifteen acres, one rood and 38 poles.

The above two described lots or parcels of land being the same and all the land which was conveyed unto the said Henry J. Messick and Alta E. Messick, his wife, by Thomas Guy Corbin, unmarried, by deed dated June 20, 1956, recorded among the Land Records of said Somerset County in Liber B.L.B. No. 178, folio 168.

(3) All that lot or parcel of land situate as aforesaid, in said Dublin Election District, containing 28 acres, more or less, lying on the north side of the State Road leading from Pocomoke City to Dividing Creek Bridge, and being known as the Scout Cabin Land; being the same and all the land which was conveyed unto the said Henry J. Messick and Alta E. Messick, his wife, by Thomas Guy Corbin, Bachelor, by deed dated May 18, 1956, recorded among the Land Records of said Somerset County in Liber No. 176, folio 553.

TO which said deeds and records and all the references therein, special reference is here made, as a part hereof, for full and accurate description of the property hereby conveyed.

TOGETHER with the right of way mentioned and described in a deed from John Francis Wilson to Louis Chester Young, said deed being dated March 10, 1926, and recorded among the Land Records of Somerset County in Liber No. 92, folio 569; this right of way also being mentioned and described in a deed to Thomas Guy Corbin and Zilpha C. W. Corbin by L. Chester Young and wife, by deed dated July 20, 1944, recorded among the said Land Records of Somerset County, in Liber No. 127, folio 467.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee, his heirs and assigns forever.

PROVIDED that if the said Mortgagors shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on their part to be performed then this mortgage shall be void.

And it is agreed that until default be made in the premises, the said Mortgagors shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage

debt and interest aforesaid, the said mortgagors do hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said Mortgagee, his personal representatives or assigns, or L. Creston Beauchamp, his or their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz; upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset county, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee, his, personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagors, or any person in their behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagors covenant to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers ahll be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon shall pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagors do further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at least Five Thousand dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee, his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagors shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hands and seals of said mortgagors.

Test: Henry J. Messick (SEAL)

Alice Ann Catlin Alta E. Messick (SEAL)

STATE OF MARYLAND, COUNTY, To wit:

I HEREBY CERTIFY, That on this 28th day of June, in the year nineteen hundred and fifty-

six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Henry J. Messick and Alta E. Messick, his wife, the mortgagors named in the foregoing mortgage and duly acknowledged the foregoing mortgage to be their respective act and deed; and at the same time and place also personally appeared before me Horace G. Payne, the within named mortgagee, and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

In testimony whereof, I hereunto subscribe my name and affix my Notarial Seal the day and year aforesaid.

SEAL OF NOTARY State Stamps $4.40. Alice Ann Catlin
Notary Public

Received for Record June 29, 1956 and recorded in Liber B.L.B. No. 177, Folio 58, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk

ASSIGNMENT OF MORTGAGE

I hereby assign the within mortgage to William G. Kerbin, Jr. for the purpose of foreclosure.

Dated this 31st day of December, 1956.

Test: Berta M. Bradford Horace G. Payne (SEAL)

Filed for Record January 2, 1957, and recorded in Liber B.L.B. No. 177, Folio 60.

Test: Benjamin L. Barnes, Clerk

And thereupon, to wit, on the second day of January, in the year Nineteen Hundred and Fifty-seven, the said William G. Kerbin, Jr., Attorney, filed in Court here a bond, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS that we, William G. Kerbin, Jr., as principal, and Horace G. Payne, as sureties, are held and firmly bound unto the State of Maryland, in the full and just sum of five thousand dollars ($5,000.00) to be paid to the said State or to certain attorneys to which payment well and truly to be made and done, we bind ourselves, and each of us, our and each of our, heirs, executors and administrators, successors or assigns, jointly and severally, firmly by these presents.

Sealed with our seals this 31st day of December, 1956.

WHEREAS, the above bounden William G. Kerbin, Jr., by virtue of the power contained in a mortgage from Henry J. Messick and Alta E. Messick, his wife, to Horace G. Payne, bearing date the 28th day of June, 1956, and recorded among the land records of Somerset County, Maryland, in Liber B.L.B. No. 177, folio 58, and whereas, the said William G. Kerbin, Jr., Assignee, is about to sell the land and premises described in the said mortgage, default having been made in the payment of the money specified in the condition and covenants therein contained.

THE CONDITION OF THE ABOVE OBLIGATION is such that if the above bounden William G. Kerbin, Jr., does, shall and well truly and faithfully perform the trust reposed in him under the mortgage aforesaid and shall abide by and fulfill any order and decree that shall be made by any Court of Equity in relation to the sale of said mortgaged property of the proceeds thereof, then the above obligation is to be void; otherwise, to be and remain in full force, virtue and law.

IN TESTIMONY WHEREOF the above bounden William G. Kerbin, Jr., and the said have hereunto set their hands and seals the day and year first herein above written.

William G. Kerbin, Jr. (SEAL)

Horace G. Payne (SEAL)

Signed, sealed and delivered in the presence of

Berta M. Bradford

The within Bond approved.

Benjamin L. Barnes, Clerk

Thereafter, to wit, on the Fifth day of February, in the year Nineteen hundred and fifty-seven, was filed in Court here a Report of Sale, Order Nisi and Order for Final Ratification, which said Report of Sale, Order Nisi and Order for Final Ratification are in the words following, to wit:

William G. Kerbin, Jr., Assignee for the purpose of foreclosure of a mortgage from Henry J. Messick and Alta E. Messick, his wife, to Horace G. Payne, Ex Parte	:	No. 7267 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
	:	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of William G. Kerbin, Jr., Assignee, as hereinafter set forth, respectfully represents:

That under and by virtue of the power of sale contained in a mortgage from Henry J. Messick and Alta E. Messick, his wife, to Horace G. Payne, dated the 28th day of June, 1956, and recorded among the land records of Somerset County, Maryland, in Liber B.L.B. No. 177, folio 58, and duly assigned to William G. Kerbin, Jr., for the purpose of foreclosure, default having occurred under the terms, conditions and covenants of said mortgage. He, the said William G. Kerbin, Jr., Assignee for foreclosure of the aforesaid, after having first filed in this Court a bond, with security, as required by law, which bond was duly approved by this Court, and after having first given due public notice of the time, place and manner and terms of sale in the Marylander Herald, a weekly newspaper printed and published in Princess Anne, Somerset County, Maryland, and the Democratic Messenger, a weekly newspaper, printed and published in Worcester County, Maryland, at least twenty (20) days prior to said sale, pursuant to said notice, did attend at the time and place of sale, as advertised, that is to say, on the premises which were in Dublin Election District, Somerset County, Maryland, and located on the Stone Road which runs from the Pocomoke-Princess Anne Road to Cokesbury, and approximately one-half mile west of Pocomoke City, Maryland, on Tuesday, January 29, 1957, at 2:00 o'clock P. M. and then and there proceed at public auction the real estate in said mortgage conveyed, in the manner following, that is to say, the said William G. Kerbin, Jr., Assignee as aforesaid, offered for sale at public auction to the highest bidder, all those tracts or parcels of land situate, lying and being in Dublin Election District, Somerset County, Maryland, and more particularly described as follows:

ITEM ONE: All that lot or parcel of land situate as aforesaid, beginning for the same at a stone, the corner of George and Margaret Johnson's part of the Atkinson lands and running with the Johnson lands south fifty-five and three-fourths degrees west forty poles to a stone on the east side of a woods road; thence north eighty-seven and one-fourth degrees west fifteen poles to a stone to the Smullins lands, later owned by A. T. White; thence with the same north two and three-fourths degrees east ninety poles to a stone at the Lankford and Johnson line; thence by and with the Johnson line, south thirty-four and one-half degrees east eight poles, to the beginning; containing 14 acres,, more or less.

ITEM TWO. All that lot or parcel of land situate as aforesaid in said Dublin Election District, near the stone road leading from Pocomoke to Dividing Creek Bridge, and beginning at a stone, a corner of the Trader and Hayward land, and running thence south four and one-rourth degrees west one hundred twenty-six poles to John Paradee's land; thence with the same south eighty-five and three-fourths degrees east twenty poles to a post; thence north four and one-fourth degrees east one hundred eleven and forty hundredths poles to a post on the north east side of a private road; thence north fourteen and one-fourth degrees west fifteen and forty-four hundredths poles to a stone on the east side of said road; thence north eighty-five and three-fourths degrees west fifteen poles to the beginning, containing fifteen acres, one rood and 38 poles.

The above two described lots or parcels of land being the same and all the land which was conveyed unto the said Henry J. Messick and Alta E. Messick, his wife, by Thomas Guy Corbin, unmarried, by deed dated June 20, 1956, recorded among the land records of said Somerset County in Liber B.L.B. No. 178, folio 168.

ITEM THREE. All that lot or parcel of land situate as aforesaid, in said Dublin Election District, containing 28 acres, more or less, lying on the north side of the State Road leading from Pocomoke City to Dividing Creek Bridge, and being known as the Scout Cabin Land; being the same and all the land which was conveyed unto the said Henry J. Messick and Alta E. Messick, his wife, by Thomas Guy Corbin, bachelor, by deed dated May 18, 1956, recorded among the land records of said Somerset County in Liber no. 176, folio 553.

This property is improved by a bungalow known as the "Wood Cabin", with six large rooms, with water, lights and bath and which was built in the early part of 1956. There is also fifty-seven acres of land well set in young pine timber.

And sold the same to Laudy S. Riggin and Margie B. Riggin, his wife, as tenants by the entireties, at and for the sum of fifty eight hundred dollars ($5,800.00), they being the highest bidder therefor at and for the sum named and the terms of sale having been fully complied with.

And as in duty bound, etc.

William G. Kerbin, Jr., Assignee

STATE OF MARYLAND, WORCESTER COUNTY, TO WIT:

I HEREBY CERTIFY that on this 5th day of February, 1957 before the subscriber, a Notary Public, in and for the State of Maryland, Worcester County, aforesaid, personally appeared William G. Kerbin, Jr., Assignee, as set forth in the foregoing Report of Sales, and made oath, in due form of law, that the matters and facts contained therein are true and correct to the best of his knowledge and belief and that the terms therein reported was fairly made.

IN TESTIMONY WHEREOF I have hereunto set my hand and affixed my Notarial Seal.

SEAL OF NOTARY

Juanita M. Tarr
Notary Public

My Commission expires May 6, 1957

William G. Kerbin, Jr., Assignee for the purpose of foreclosure of a mortgage from Henry J. Messick and Alta E. Messick, his wife, to Horace G. Payne, Ex Parte	:	No. 7267 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland

ORDER NISI

ORDERED THAT the sale made and reported by William G. Kerbin, Jr., Assignee, for the sale of real estate in the above cause described, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 11th day of March, 1957, provided a copy of this Order be inserted in some newspaper printed in Somerset County, once in each of three successive weeks before the 9th day of March, 1957.

The Report states the amount of sale to be fifty-eight hundred dollars ($5,800.00).

Benjamin L. Barnes,
Clerk

Ordered by the Circuit Court for Somerset County, Maryland, In Equity, the 12th day of March, 1957, that the sale made and recorded by William G. Kerbin, Jr., Assignee, as set forth in the foregoing Report of Sale be, and the sale is hereby, finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice appears to have been given, as required by the Order of Nisi passed in said cause.

E. McMaster Duer
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Baines , Clerk

In the matter of the tax sale of real estate in Dublin Election District, Somerset County, Maryland, assessed to Alex & Cordelia King for the years 1951, 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector.
George T. Beauchamp, Purchaser.

Be it remembered that heretofore to wit, on the third day of May, in the year nineteen hundred and fifty-six, a certain Carlos Bozman, County Treasurer and Collector of State and County Taxes, by L. Creston Beauchamp, filed in Court here, Report of Sale, Order Nisi and Final Order in the words following, to wit:

In the matter of the tax sale of real extate in Dublin Election District, Somerset County, Maryland, assessed to Alex & Cordelia King for the years 1951, 1952 and 1953 made and reported by Carlos Bozman, County Treasurer and Collector.
George T. Beauchamp, Purchaser.

No. 7199 Chancery

In the Circuit Court for

Somerset County, Maryland

In Equity

To the Honorable, the Judges of the said Court:

The report of sales of Carlos Bozman, County Treasurer and Collector of State and County taxes for said Somerset County, respectfully represents:

That on June 30th, 1951, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such person, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alex and Cordelia King in Dublin Election District, Somerset County, Maryland, the sum of ..... dollars and eight cents State taxes, and one dollars and ninety-five cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1952.

That in the month of August, 1951, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Hearld a newspaper published in Princess Anne, Maryland, and in the ....., a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer, and Collector as aforesaid, prepared the tax bills of every taxpayer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of

October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30th, 1952, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made,Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assesament of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alex and Cordelia King in Dublin Election District, Somerset County, Maryland, the sum of ..... dollars and five cents State taxes, and one dollars and thirty-two cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1953.

That in the month of August, 1952, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Hearly a newspaper published in Princess Anne, Maryland, and in the .....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30th, 1953, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alex and Cordelia King in Dublin Election District, Somerset County, Maryland, the sum of .....dollars and five cents State Taxes, and one dollars and thirty-two cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1954.

That in the month of August, 1953, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Hearly a newspaper published in Princess Anne, Maryland, and in the .....a newspaper published in Crisfield, Maryland, and the

said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that is said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30th, 1954, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alex and Cordelia King in Dublin Election District, Somerset County, Maryland, the sum of .....dollars and five cents State taxes, and one dollars and thirty-two cents, County taxes, and that said State and County taxes were due and in arrears on January 1, 1955.

That in the month of August, 1954, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Hearld a newspaper published in Princess Anne, Maryland, and in the .....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That on June 30th, 1955, the County Commissioners of said Somerset County, made an annual levy of State and County taxes upon the taxable property in said County, and that sixty days after said levy was made, Carlos Bozman County Treasurer of said County, in pursuance of his duties as Clerk to said County Commissioners, made a true copy of the assessment lists for said County in books supplied by said County Commissioners for the purpose, as required by law, showing the aggregate assessment of every person, set of persons or corporate institutions, as the same appeared on the assessment books of said county, with the names of the owners arranged according to election districts and alphabetically for each district, and showing the amount of State and County taxes due and owing by every such persons, set of persons or corporate institutions.

That by said levy the said County Commissioners did levy upon the property assessed to Alex and Cordelia King in Dublin Election District, Somerset County, Maryland, the sum of .....dollars and nine cents State taxes, and one dollars and forty-four cents, County taxes,

and that said State and County taxes were due and in arrears on January 1, 1956.

That in the month of August, 1955, the said Carlos Bozman, County Treasurer and Collector as aforesaid, gave notice of said annual levy by advertisement inserted once a week for four successive weeks in the Marylander & Hearld a newspaper published in Princess Anne, Maryland, and in the .....a newspaper published in Crisfield, Maryland, and the said Carlos Bozman County Treasurer and Collector as aforesaid, prepared the tax bills of every tax payer and forwarded the same by mail or delivered the same to the person or persons or corporate institutions, or to the agent of the person or persons or corporate institutions, to whom the property included in said tax bills was assessed, so far as their residence or post office address was known or ascertained by said County Treasurer, on or before the first day of October next succeeding said levy, and that such advertisement and tax bills contained a clear statement of the interest to be charged on all tax bills, and a notice that if said taxes were not paid on or before the first day of January next succeeding said notice, with interest thereon, that said taxes would be collected by process of law.

That the said State and County taxes for the years 1951, 1952, 1953, 1954 and 1955 being still due and in arrears and unpaid, constituted a lien upon the real estate of the said Alex and Cordelia King, in said Dublin Election District, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, having found it necessary to enforce the payment of said taxes by a sale of the said real estate (the said real estate not being capable of division or partition in the judgment of said County Treasurer) did advertise the whole of said real estate in the Marylander & Herald, a weekly newspaper published in said Somerset County, once in each of four successive weeks before the day of sale, and also by notice set up at the Court House door, in Princess Anne, in said County, giving notice of the time, place, manner, and terms of said sale, the year or years for which the said taxes were due and to whom the property was assessed, and the said Carlos Bozman, County Treasurer and Collector as aforesaid, in pursuance of said notice and advertisement, did, on April 3, 1956, at or about the hour of two o'clock P. M. at the Court House door, in Princess Anne, Maryland, proceed to sell at public auction, for cash, all that lot, tract or parcel of land, being the real estate assessed to Alex King and Cordelia King in said election district, as follows:

All that lot or parcel of land situate, lying and being in Dublin Election District, Somerset County, Maryland, with improvements, bounded on the north and east by the land of Edward Tilghman, on thesouth by the land of Wesley Horsey and on the west by the land of Sarah Thomas and containing one and one-half acres of land, more or less, and assessed to Alex King and Cordelia King for the years 1951 to 1955 inclusive, and sold for the taxes due for said years and sold the same to George T. Beauchamp, he being the highest bidder therefor, at and for the sum of Twenty-Eight Dollars, now fully paid, and a copy of said advertisement is herewith filed as a part of this report, marked Exhibit A.

And the said Carlos Bozman, County Treasurer and Collector as aforesaid, hereby reports said sale and the proceedings had thereunder to this Honorable Court for ratification thereof.

All of which is respectfully submitted,

Carlos M. Bozman

County Treasurer and Collector of State and County taxes

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I hereby certify that on this 9 day of April, 1956, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Carlos Bozman, County Treasurer and Collector of State and County Taxes for said Somerset County, and made oath in due form of law that the matters and facts stated in the foregoing report of sale are true as therein set forth, to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Witness my hand and notarial seal.

SEAL OF NOTARY

Gertrude H. Bozman
Notary Public

EXHIBIT A

TREASURER'S SALE FOR TAXES

By virtue of the power and authority vested in me as County Treasurer for Somerset County, Maryland, by the provisions of the General Assembly of Maryland, I hereby give notice that on Tuesday, April 3, 1956, at or about the hour of two o'clock P. M., at the Court House door in Princess Anne, Maryland, I will sell at public auction for cash all that lot or parcel of land situate, lying and being in Dublin Election District, Somerset County, Maryland, with improvements, bounded on the north and east by the land of Edward Tilghman, on the south by the land of Wesley Horsey and on the west by the land of Sarah Thomas and containing one and one-half acres of land, more or less, and assessed to Alex King and Cordelia King for the years 1951, 1952, 1953, 1954 and 1955, to pay and satisfy the state and county taxes levied against the said land, which said taxes are now due and in arrears for the said years, together with the interest and costs

CARLOS BOZMAN, COUNTY TREASURER

In the matter of the tax sale of real estate in Dublin Election District, Somerset County, Maryland, assessed to Alex and Cordelia King, for 1951, 1952, 1953, 1954, and 1955, made and reported by Carlos Bozman, County Treasurer and Collector.	:	No. 7199 Chancery
	:	In the Circuit Court for
	:	Somerset County,
	:	Maryland
George T. Beauchamp--------Purchaser.	:	

.....

The annexed and foregoing report of the proceedings of Carlos Bozman, County Treasurer and Collector of State and County Taxes for Somerset County, Maryland, relating to the sale on April 3, 1956, of land in Dublin Election District, said Somerset County, containing one and one-half acres of land, more or less, with improvements, bounded on the north and east by the land of Edward Tilghman, on the south by the land of Wesley Horsey and on the west by the land of Sarah Thomas and assessed to Alex King and Cordelia King for the years 1951, 1952, 1953, 1954 and 1955, made to George T. Beauchamp, for the sum of Twenty-Eight Dollars, now fully paid, having been presented to the Court and examined and appearing to be regular, and it appearing that the provisions of law in relation thereto have been complied with:

It is, thereupon, this 3rd day of May, 1956, by the Circuit Court for Somerset County, Maryland, in Equity, ordered that notice be given in one of the newspapers published in said Somerset County once in each of three successive weeks before the 9th day of June, 1956, warning all persons interested in said property to be and appear in this Court, in person or by solicitor, on or before the 11th say of July, 1956, to show cause, if any they have, why said sale shall not be ratified and confirmed.

The report states the amount of sale to be $28.00.

E. McMaster Duer
Judge

In the matter of the tax sale of real estate in Dublin Election District, Somerset County, Maryland, assessed to Alex and Cordelia King, for 1951, 1952, 1953, 1954 and 1955, made and reported by Carlos Bozman, County Treasurer and Collector.	:	No. 7199 Chancery
	:	In the Circuit Court for
	:	Somerset County,
	:	Maryland
George T. Beauchamp----Puchaser.	:	

.....

It having been proved to the Court htat in the above entitled cause notice has been given by publication of the Order Nisi heretofore passed in this cause in the Marylander & Herald, a weekly newspaper published in said Somerset County, according to the terms of said

Order Nisi, and no objection having been filed and no cause to the contrary having been shown, it is hereby adjudged, ordered and decreed, this 18th day of April, 1956, by the Circuit Court for Somerset County, Maryland, in Equity, that the foregoing report of sale and the sale therein reported be and the same are hereby finally ratified and confirmed.

Rex A. Taylor
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes , Clerk

****

Edgar A. Jones, Attorney, Ex Parte : Be it remembered that heretofore to wit, on
under power contained in Mortgage from : the fourteenth day of February, in the year
George R. Wilson to Fred C. Haislip : Nineteen Hundred and Fifty-seven, a certain Edgar A. Jones, Attorney, of Somerset County and State of Maryland, exhibited and filed in the Circuit Court here, an Original Mortgage and Affidavit, which said Original Mortgage and Affidavit are in the words following, to wit:

Edgar A. Jones, Attorney, Ex Parte : No. 7280 Chancery
under power contained in Mortgage from : In the Circuit Court for
George R. Wilson to Fred C. Haislip : Somerset County, Maryland

.....

THIS MORTGAGE, Made this 15th day of November in the year nineteen hundred and fifty-two, by George R. Wilson, unmarried, of Worcester County and State of Maryland, Witnesseth:

Whereas, the said George R. Wilson is indebted unto Fred C. Haislip, of the State of Virginia, in the full and just sum of Thirteen Thousand Five Hundred Dollars ($13,500.00) balance of the purchase money for the hereinafter described real estate, which said indebtedness is evidenced by the bill obligatory of the said George R. Wilson for said sum, dated evenly herewith, payable to the order of the said Fred C. Haislip in fourteen annual installments; the first thirteen of which said installments shall be for the sum of One Thousand Dollars ($1,000.00) each and the fourteenth and final installment of Five Hundred Dollars ($500.00); the first of which said installments shall become due and payable on the 8th day of November, 1953 and the remaining installments on even date of each succeeding year thereafter until fully paid, together with interest on all unpaid balances, payable annually; reserving, however, to the mortgagor, the privilege of paying all or any part of said indebtedness on any installment due date; and whereas for the purpose of further securing the payment of which said sum, with interest as aforesaid, this mortgage is executed.

Now therefore, this mortgage witnesseth: That for and in consideration of the premises and the sum of One Dollar, the said George R. Wilson hereby grants and conveys unto the said Fred C. Haislip, his heirs and assigns, all that lot or pardel of Land Situate on both sides of the County Road leading from Marion to Kingston, in Brinkleys Election District, Somerset County, Maryland, whereon H. Frank Conner resided in his lifetime and whereon Hall N. Miles recently resided, containing thirty-five and one-twentieth (35 1/20) acres, more or less, being the same land which was conveyed unto the said Fred C. Haislip by Nellie H. Tull, widow, by deed dated September 15, 1948 and recorded among the Land Records of Somerset County in Liber B.L.B. no. 145, folio 312; except so much thereof, approximately one and one-third (1 1/3) acres, which were conveyed by the said Fred C. Haislip and wife to Vernon W. Townsend and wife, by deed dated April 24, 1950 and recorded among the aforesaid Land Records in Liber B.L.B. No. 149, folio 352, and being also, the same and all the land which was conveyed unto the said George R. Wilson, by Fred C. Haislip and wife, by deed dated evenly herewith and intended to be recorded among the aforesaid Land Records.

To which said deeds and all the references in them contained, special reference is here made for a more complete and accurate description of the land and premises hereby mortgaged.

Together with the buildings and improvements thereon; and the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the aforesaid parcel of ground and premises unto and to the proper use and benefit of the said Mortgagee his heirs and assigns forever.

PROVIDED that if the said Mortgagor shall well and truly pay unto the said Mortgagee, the aforesaid sum of money, with interest as aforesaid, as the same shall respectively become due and payable, according to the tenor and effect of the said bill obligatory, and shall perform all the covenants herein on his part to be performed then this mortgage shall be void.

Ant it is agreed that until default be made in the premises, the said Mortgagor shall possess the aforesaid property upon paying, in the mean time, all taxes and assessments, public debts and charges, of every kind, levied or assessed, or to be levied or assessed on said hereby mortgaged property, which taxes, assessments, public dues, charges, mortgage debt and interest aforesaid, the said George R. Wilson does hereby covenant to pay when legally demandable. But if default be made in the payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of the same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable; and it shall be lawful for the said mortgagee his personal representatives or assigns, or Edgar A. Jones their Attorney or Agent, at any time after such default to sell the property hereby mortgaged, or so much thereof as may be necessary, for cash to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in the manner following, viz: upon giving twenty days' notice of the time, place, manner and terms of sale by advertisement in some newspaper printed in Somerset County, and such other notices as by the party making sale may be deemed expedient; and in the event of a sale of said property, under the powers hereby granted; the proceeds arising from such sale to apply first to the payment of all expenses incident to such sale including a reasonable Attorney's Fee, and a commission to the party making the sale of said property, equal to the commission allowed trustees for making sale of property by virtue of a decree of a court having equity jurisdiction in the State of Maryland; secondly, to the payment of all claims of the said Mortgagee his personal representatives and assigns under this mortgage, whether the same shall have matured or not; and the surplus (if any there be) shall be paid to the said Mortgagor, or to whoever may be entitled to the same; and in the event that said mortgaged property, or any part thereof, shall be advertised under the powers hereby granted, and that the said Mortgagor, or any person in his behalf shall pay said mortgage debt and interest after an advertisement and before a sale, the said mortgagor covenants to pay the party advertising under said powers hereby granted all expenses incident to said advertisement, including a reasonable Attorney's fee and one-half the commission hereinbefore mentioned to be calculated upon the mortgage debt and interest, and the same shall be a lien upon the mortgage property, and no sale advertised under said powers shall be stopped or stayed unless all of said costs, fees and commissions shall first be paid; and in the event that said property shall be sold under the powers hereby granted, or under a decree or order of any court having jurisdiction to decree or order a sale thereof, all the annual crops pitched or cultivated thereon sahll pass with the said mortgaged property to the purchaser at any such sale.

And the said mortgagor does further covenant to insure, and pending the existance of this mortgage to keep insured, the improvements on hereby mortgaged land to the amount of at

least thirteen thousand five hundred dollars, and to cause the policy to be effected thereon to be so framed or endorsed, as in case of fire, to insure to the benefit of the said mortgagee his, personal representatives and assigns, to the extent of the lien or claim hereunder, and to deposit the policy or policies in the hands of the mortgagee, and if the said mortgagor shall fail to insure and keep insured the improvements aforesaid for the benefit of the mortgagee, and to deposit the policy or policies as aforesaid, the said mortgagee is hereby authorized to insure and keep insured the said improvements, and whatever sum the said mortgagee may be required to pay for such insurance shall be considered and is hereby declared to be an additional indebtedness hereby intended to be secured, with interest from the date of payment, as though included in the mortgage debt hereinbefore first mentioned.

WITNESS the hand and seal of said mortgagor.

TEST: Eunice Dashiell George R. Wilson (SEAL)

STATE OF MARYLAND, SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, That on this 15th day of November in the year nineteen hundred and fifty-two, before me, the subscriber, a Notary Public of the State of Maryland, in andfor Somerset County aforesaid, personally appeared George R. Wilson the mortgagor named in the foregoing mortgage and he acknowledged the foregoing mortgage to be his act and deed; and at the same time and place also personally appeared before me Fred C. Haislip and made oath in due form of law, that the consideration mentioned in the foregoing mortgage is true and bona fide as therein set forth.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY Eunice Dashiell
Notary Public

Received for Record November 17, 1952 and recorded in Liber B. L. B. No. 159, Folio 98, one of the Land Records of Somerset County.

Per: Benjamin L. Barnes, Clerk

Edgar A. Jones, Attorney, Ex Parte	:	No. 7280 Chancery
under power contained in mortgage from	:	In the Circuit Court for
George R. Wilson to Fred C. Haislip	:	Somerset County, Maryland

State of Maryland, Somerset County, to wit:

On this 14th day of February, 1957, before me, the undersigned officer, personally appeared Fred C. Haislip and made oath in due form of law, as follows; that the principal amount owing on the above mortgage is $12,000.00, with interest from November 15, 1955; that the defendant is not in the military service as hereinafter set forth and that he has not been in such military service referred to being as follows:

1. The military service of the United States of America or of the enlisted reserve corps thereof;
2. Ordered to report for induction under the Selective Training and Service Act of 1940 as amended;
3. The military service of any nation with which the United States of America may be be allied in the prosecution of war.

SEAL OF NOTARY Eunice Dashiell
Notary Public

And thereupon, to wit, on the 18th day of February, in the year nineteen hundred and fifty-seven, the said Edgar A. Jones, Attorney, filed in Court here a bond, which said Bond is in the words following, to wit:

KNOW ALL MEN BY THESE PRESENTS, that we, Edgar A. Jones, of Somerset County and State of Maryland, and Fred C. Haislip and Gertrude C. Haislip, of Oak Grove and State of Virginia, are held and firmly bound unto the State of Maryland, in the full and just sum of twenty-seven thousand dollars ($27,000.00), current money to be paid to the said State of Maryland,

or its certain attorney, to which payment well and truly to be made and done, we bind ourselves and each of us, our and each of our heirs, executors and administrators, jointly and severally, firmly by these presents, sealed with our seals and dated this 14th day of February, in the year nineteen hundred and fifty-seven.

Whereas, by mortgage dated November 15, 1952, recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 98, George R. Wilson conveyed to Fred C. Haislip certain real estate in Somerset County, to secure the payment of the sum therein mentioned; and whereas, the said Edgar A. Jones, Attorney named in said mortgage, by virtue of the power and authority contained in said mortgage is authorized, upon default, to sell the property conveyed by said mortgage; and whereas, default has occurred in the terms and conditions of said mortgage and the said Edgar A. Jones is about to exercise the power of sale in said mortgage contained;

Now, therefore, the condition of the above obligation is such, that if the above bounden Edgar A. Jones, do and shall, well and faithfully perform the trust reposed in him by said mortgage and shall abide and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue of law.

Witness: Eunice Pilchard — Edgar A. Jones (SEAL)
Fred C. Haislip (SEAL)
Witness: Ellen Coppage — Gertrude C. Haislip (SEAL)

The within bond approved.

Benjamin L. Barnes, Clerk

Thereafter, to wit, on the Twenty-first day of February, in the year Nineteen hundred and fifty-seven, was filed in Court here a Petition, Affidavit and Order of Referee in Bankruptcy, which said Petition, Affidavit and Order are in the words following, to wit:

In the Matter of	:	In the United States District Court
George Richard Wilson, Bankrupt	:	for the District of Maryland
	:	In Bankruptcy No. 10720

To the Honorable Joseph O. Kaiser, Referee in Bankruptcy:

The petition of Edgar A. Jones, Attorney named in mortgage from GeorgeR. Wilson to Fred C. Haislip, dated November 15, 1952 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 98, respectfully represents:

That the above mortgage being in default it was turned over to your petitioner for foreclosure and foreclosure proceedings were instituted in the Circuit Court for Somerset County on February 14, 1957, in No. 7280 on the Chancery Docket of said Court, bond in the amount of $27,000.00 was duly filed and approved by the Circuit Court for Somerset County and the property described in said mortgage was advertised for sale on Tuesday, March 12, 1957, in the Crisfield Times, a weekly newspaper published in Somerset County, Maryland, and by dodgers posted at the Court House door and mailed to prospective purchasers. The principal amount due on said mortgage is $12,000.00, with interest from November 15, 1955, and your petitioner believes that the mortgagor has little, if any, equity in the property.

Your petitioner has been advised that the mortgagor, George Richard Wilson, did on the 15th day of February, 1957, file in this Court a petition in voluntary bankruptcy and that he has been adjudicated, giving this Court jurisdiction.

Your petitioner, therefore, prays your Honor to pass an order authorizing him to proceed with the sale of the mortgaged property in the Circuit Court for Somerset County and distribute the proceeds thereof first to the costs incident to said sale, State and County taxes, next to the mortgagee as a preferred creditor and the balance, if any, to the Trustee to be appointed in this case.

And as in duty bound,

/s/ Edgar A. Jones
Attorney Named in Said Mortgage

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 20th day of February, in the year nineteen hundred and fifty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, and made oath in due form of law that the matters and things as set forth in the aforegoing petition are true to the best of his knowledge and belief.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY /s/ Eunice Dashiell
Notary Public

Upon the above petition and affidavit, it is ordered this 21st day of February, in the year nineteen hundred and fifty-seven, by the Referee in Bankruptcy, in the United States District Court for the District of Maryland, that Edgar A. Jones, attorney named in mortgage from George R. Wilson to Fred C. Haislip, dated November 15, 1952 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 98, be and he is hereby authorized to continue foreclosure proceedings relative to said mortgage, docketed in No. 7280 on the Chancery Docket of said Court, and to distribute the proceeds from said sale, first to the costs incident thereto and for State and County taxes that might be due against said property, then to apply the balance, first to the mortgage indebtedness and the balance, if any, to the Trustee to be appointed in this case, provided a copy of the Trustee's report of sale be filed herein.

Joseph O. Kaiser
Referee in Bankruptcy

I hereby certify that the aforegoing is a true and exact copy.

Joseph O. Kaiser
Referee in Bankruptcy

Thereafter, to wit, on the Thirteenth day of March, in the year Nineteen hundred and fifty-seven, was filed in Court here a Report of Sale, Order Nisi, and Final Order, which said said Report of Sale, Order Nisi, and final Order are in the words following, to wit:

Edgar A. Jones, Attorney, Ex Parte	:	No. 7280 Chancery
under power contained in mortgage from	:	In the Circuit Court for
George R. Wilson to Fred C. Haislip	:	Somerset County, Maryland

To the Honorable, the Judge of said Court:

The report of sales of Edgar A. Jones, Attorney named in a certain mortgage made and executed by George R. Wilson to Fred C. Haislip, dated November 15, 1952 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 159, folio 98, under and by virtue of a power of sale therein contained, default having been made in thepayment of the money secured by said mortgage or in the payment of the interest thereon or in some other covenant and condition of said mortgage, whereby the said mortgage debt has become due and demandable, respectfully represents to your Honor, that after giving bond with security approved by the Clerk of this Court, or by one of the Judges thereof, for the faithful performance of the trust so as aforesaid reposed in him by said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Crisfield, Times, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend in front of the Post Office, in Marion Station, Somerset County, Maryland, on the 12th day of March, 1957, at two o'clock P. M., and then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate on both sides of the county road leading from

Marion to Kingston, in Brinkleys Election District, Somerset County, Maryland, whereon Hall N. Miles formerly resided, containing thirty-five and one-twentieth (35 1/20) acres, more or less, being the same land which was conveyed unto Fred C. Haislip by Nellie H. Tull by deed dated September 15, 1948 and recorded among the aforesaid Land Records in Liber B.L.B. No. 145, folio 312, except so much thereof, approximately one and one-third (1 1/3) acres, which were conveyed by the said Fred C. Haislip and wife to Vernon W. Townsend and wife by deed dated April 24, 1950 and recorded among the aforesaid Land Records in Liber B.L.B. No. 149, folio 352, and being also the same and all the land which was conveyed unto the said George R. Wilson by Fred C. Haislip and wife by deed dated November 15, 1952 and recorded among the aforesaid Land Records in Liber B.L.B. No. 158, folio 103, and sold the same to Fred C. Haislip at and for the sum of thirteen thousand dollars ($13,000.00), he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total Sales			$13,000.00
To Carlos Bozman, Collector of State and County Taxes		$317.23	
To Clerk of the Circuit Court for costs		28.00	
To the Crisfield Times, advertising and order nisi		47.50	
To Auctioneer		25.00	
To Solicitor		25.00	
To The Salisbury Times, advertising		12.75	
To Attorney as commission		595.00	
To Balance to be credited on mortgage debt		11,949.52	
		$13,000.00	$13,000.00
Total mortgage debt, principal	$12,000.00		
Interest	954.00		
	$ 12,954.00		
Credit by sale	11,949.52		
Balance due on mortgage	$ 1,004.48		

Respectfully submitted,

Edgar A. Jones
Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 12th day of March, in the year nineteen hundred and fifty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones, Attorney named in the foregoing report of sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

SEAL OF NOTARY

Eunice Dashiell
Notary Public

Order Nisi

Edgar A. Jones, Attorney, Ex Parte	:	No. 7280 Chancery
under power contained in mortgage from	:	In the Circuit Court for
George R. Wilson to Fred C. Haislip	:	Somerset County, Maryland

Ordered this 13 day of March, in the year nineteen hundred and fifty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 15th day of April, 1957, provided a copy of this order be inserted in some newspaper in said Somerset County once in each of four successive weeks before the 13th day of April, 1957.

The report states the amount of sales to be $13,000.00

Benjamin L. Barnes
Clerk of the Circuit Court

Edgar A. Jones, Attorney, Ex Parte	:	No. 7280 Chancery
under power contained in mortgage from	:	In the Circuit Court for
George R. Wilson to Fred C. Hailslip	:	Somerset County, Maryland

Ordered by the Circuit Court for Somerset County in Equity this 18th day of April, in the year nineteen hundred and fifty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones, Attorney mentioned in said mortgage, and the distribution of the proceeds therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

Rex A. Taylor
Judge

And thereupon it is ordered by the Court here that the proceedings aforesaid be entered of record according to law, and the same is accordingly done.

Per: Benjamin L. Barnes , Clerk