Rx 7876

THEODORE LOSIN, Assignee of Mortgage
406 American Building
Baltimore, Maryland 21202

vs.

JESSE W. STERLING

* IN THE
* CIRCUIT COURT FOR SOMERSET
* COUNTY
* IN EQUITY- NO. 8112
*

* * * * * * * * * * * * *

MR. CLERK:

Please docket the above entitled case and file the attached Mortgage as "Petitioner's Exhibit No. 1," and attached Deed of Assignment as "Petitioner's Exhibit No. 2."

Theodore Losin

THEODORE LOSIN, Assignee of Mortgage
406 American Building
Baltimore, Maryland 21202
685-5810

For Original Mortgage See Liber 210, Folio 381.

For Deed of Assignment see Liber 212, Folio 377.

LIBER 042 PAGE 02

THEODORE LOSIN, Assignee of Mortgage 406 American Building Baltimore, Maryland 21202	*	IN THE
	*	CIRCUIT COURT FOR SOMERSET
	*	COUNTY
vs.	*	IN EQUITY- NO.
JESSE W. STERLING	*	

* * * * * * * * * * * * *

STATEMENT OF MORTGAGE DEBT

Statement of the Mortgage Claim of MIDDLESTATES ACCEPTANCE CO., abody corporate, under the Mortgage from JESSE W. STERLING to CUSTOM LINE HOMES, INC. dated the 13th day of June, 1962, and recorded among the Land Records of Somerset County in Liber GJB No. 210, Folio 381; and assigned to MIDDLESTATES ACCEPTANCE CO., by mesne Assignments:

Amount of money due on Mortgage balance as of June 30, 1964	$12,514.40
Accumulated late charges	57.20
TOTAL BALANCE DUE	$12,571.60

MIDDLESTATES ACCEPTANCE CO.

By: Vernon G. Frame
Vernon G. Frame, Agent

STATE OF MARYLAND, ANNE ARUNDEL COUNTY, Set.

I HEREBY CERTIFY, that on this 16 day of ~~September~~ November, 1964, before me, the subscriber a Notary Public of the State of Maryland, in and for said Anne Arundel County, personally appeared VERNON G. FRAME, Agent for Middlestates Acceptance Co. in the above entitled case, and made oath that the foregoing is a just and true statement of the amount of the Mortgage Claim under the Mortgage filed in the said cause now remaining due and unpaid.

Samuel Liberto
NOTARY PUBLIC

THEODORE LOSIN, Assignee of Mortgage
406 American Building
Baltimore, Maryland 21202,
Plaintiff

vs.

JESSE W. STERLING,
Defendant

* * * \

THEODORE LOSIN, Assignee of mortgage	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY, MARYLAND
vs	*	
	*	NO. 8112 CHANCERY
JESSE W. STERLING	*	
	*	
	*****	

PETITION FOR INJUNCTION

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of Jesse W. Sterling, by Harry T. Phoebus, Jr., his attorney, respectfully represents:

1. That the mortgage filed in these proceedings for foreclosure was obtained by fraud, perpetrated by Custom-Line Homes, Inc., the mortgagee named therein.

2. That the matters and facts constituting such fraud are as follows: That Custom-Line Homes, Inc. sold the petitioner a house, to be constructed on the land of the petitioner, in a workmanlike manner; that the petitioner was induced to execute and deliver the said mortgage upon the assurance that the house would be constructed and completed in a workmanlike manner, and upon the further assurance that the cost of the said home would be $8,162.00 and that all payments for the first two years would be applied to such principal indebtedness of $8,162.00; that, in fact, the said house was never completed in a workmanlike manner in spite of petitioner's requests, in that no chimney was installed, no steps were installed, as well as various minor deficiencies; and further, the mortgage was recorded with an indebtedness of $13,059.20.

WHEREFORE, your petitioner prays that this Honorable Court:

1. Pass an order enjoining the sale of the property under

the mortgage filed herein.

2. Grant your petitioner such other and further relief as his cause may warrant.

AND as in duty bound, etc.

Harry T. Phoebus, Jr.
Attorney for Petitioner

JESSE W. STERLING
Petitioner

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 30th day of December, in the year 1964, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared JESSE W. STERLING, and he made oath in due form of law that the matters and facts set forth in the aforegoing Petition are true and correct to the best of his knowledge and belief and he signed same in my presence.

AS WITNESS my hand and Notarial Seal.

NOTARY PUBLIC

JANET S. PHOEBUS NOTARY PUBLIC SOMERSET CO., MD.

LIBER 042 PAGE 05

KNOW ALL MEN BY THESE PRESENTS, that I, JESSE W. STERLING, Principal, and BENNETT T. STERLING and MABEL E. STERLING, his wife, Sureties, all of Somerset County, Maryland, are held and firmly bound unto the State of Maryland in the full and just sum of One Thousand Dollars ($1,000.00), 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 or successors, jointly and severally, firmly by these presents; sealed with our seals and dated this 30th day of December, 1964.

WHEREAS, the above bounden JESSE W. STERLING is about to file a Petition for Injunction, pray an order enjoining THEODORE LOSIN, Assignee of a mortgage filed in No. 8112 Chancery in the Circuit Court for Somerset County, Maryland, alleging that the said mortgage was obtained by fraud, perpetrated by Custom-Line Homes, Inc.

NOW the condition of this obligation is such, that if the said JESSE W. STERLING shall well and truly answer to the said Theodore Losin or Middlestates Acceptance Co. for any damages which they may sustain by reason of the issuance of such injunction, if it shall ultimately be determined that such injunction should not have been issued, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

SIGNED, SEALED AND DELIVERED IN PRESENCE OF:

Harry S. Kent, Jr.

Jesse W. Sterling (SEAL)
JESSE W. STERLING

Bennett T. Sterling (SEAL)
BENNETT T. STERLING

Mabel E. Sterling (SEAL)
MABEL E. STERLING

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 30th day of December, in the year 1964, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared JESSE W. STERLING, Principal, and BENNETT T. STERLING and MABEL B. STERLING, his wife, Sureties, and they made oath in due form of law that the aforegoing Bond is their true act and deed and each signed same in my presence.

AS WITNESS my hand and Notarial Seal.

NOTARY PUBLIC

JANE P. PHOEBUS NOTARY PUBLIC SOMERSET CO., MD.

LIBER 042 PAGE 07

LIBER 042 PAGE 08

THEODORE LOSIN, Assignee of mortgage	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY, MARYLAND
vs	*	
	*	NO. 8112 CHANCERY
JESSE W. STERLING	*	
	*	
	*****	

O R D E R

Upon the aforegoing Petition, Affidavit, and Bond, it is this 30 day of December, 1964, by the Circuit Court for Somerset County, Maryland, ORDERED that the said Theodore Losin, Assignee of mortgage, and all other persons, be and they are hereby enjoined from selling the property of Jesse W. Sterling under the Mortgage filed in these proceedings, pending hearing in this cause or further Order of this Court, provided that a copy of this Order be served upon THEODORE LOSIN, Assignee as aforesaid.

E. McMaster Duer

E. McMaster Duer
Judge

I HEREBY CERTIFY that I mailed a copy of the petition, affidavit, bond, and order of court to Theodore Losin, Esq., 406 American Building, Baltimore, Maryland, 21202, Assignee of Mortgage filed herein, this 30th day of December, 1964, by regular U.S. Mail, postage prepaid.

Harry T. Phoebus, Jr.

Harry T. Phoebus, Jr.
Attorney for Petitioner

Theodore Losin Assignee of Mortgage	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY,
vs	*	STATE OF MARYLAND
Jesse W. Sterling	*	NO. 8112 CHANCERY
	*****	

MOTION FOR LEAVE TO STRIKE APPEARANCE

Harry T. Phoebus, Jr., attorney for Petitioner, Jesse W. Sterling, moves pursuant to Maryland Rule 125, for leave to strike his appearance. The grounds of the motion are as follows:

1. The petitioner, Jesse W. Sterling, desires to place his case in the hands of another attorney, and has so notified your movant.

2. Counsel certifies that on August 26, 1965, he sent by first class mail to the Petitioner, Jesse W. Sterling, at his home address, Crisfield, Maryland, notice of counsel's attention to move to strike his appearance as said client's attorney in this case, to have new counsel enter an appearance on the client's behalf or to advise the Clerk of the Circuit Court for Somerset County that the case will be conducted by the client without counsel.

Copy of the notice is attached, as part hereof, marked "Exhibit 1".

Harry T. Phoebus, Jr.

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 31st day of August, in the year 1965, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Harry T. Phoebus, Jr., who made oath in due form of law that the matters and facts set forth in the aforegoing Motion are true and correct to the best of his knowledge and belief and he signed the same in my presence.

AS WITNESS my hand and Notarial Seal.

JANET R. PHOEBUS NOTARY PUBLIC SOMERSET COUNTY, MD.

NOTARY PUBLIC

I hereby certify that I mailed a copy of the aforegoing Motion to Vernon G. Frame, Attorney for Assignee in the above-entitled case, 3111 Mountain Road, Pasadena, Maryland, this 31st day of August, 1965 by regular U. S. Mail, postage prepaid.

Harry T. Phoebus, Jr.

O R D E R

Pursuant to Maryland Rule 125c2, there being no objection, the motion of Harry T. Phoebus, Jr. for leave to strike appearance, as prayed, is granted this 9th day of ~~September~~ May, 1966.

E. McMaster Duer
Judge

HARRY T. PHOEBUS, JR.
ATTORNEY AT LAW
CRISFIELD, MARYLAND
968-0100

August 26, 1965

Mr. Jesse W. Sterling
Crisfield, Maryland

Dear Mr. Sterling:

This is to give notice that I intend, five days after date of this letter, to file the enclosed motion in the Circuit Court for Somerset County to strike my appearance as your attorney in case no. 8112 chancery, Theodore Losin vs. yourself. If the motion is granted, you are advised to have other counsel enter an appearance for you, or, if you intend to conduct the case in proper person, that is without a lawyer, to so notify the Clerk of the Court in writing.

Very sincerely yours,

Harry T. Phoebus, Jr.

HTP/et

FILED

LIBER 042 PAGE 11

"Exhibit 1"

THEODORE LOSIN, Assignee of mortgage	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
v.	*	NO. 8112 CHANCERY
JESSE W. STERLING		

* * * * * * *

ORDER TO ENTER APPEARANCE

Mr. Clerk:

Please enter my appearance for Theodore Losin, Assignee, in these proceedings.

Victor H. Laws
108 West Circle Avenue
Salisbury, Maryland
749-7500

MOTION FOR ORDER TO JESSE W. STERLING
TO EMPLOY NEW COUNSEL

Mr. Clerk:

Theodore Losin, Assignee, by Victor H. Laws, his solicitor, moves that order be entered pursuant to Rule 125D directing Jesse W. Sterling to employ new counsel.

Victor H. Laws
Solicitor for Assignee

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

THEODORE LOSIN, Assignee of mortgage	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
v.		
	*	NO. 8112 CHANCERY
JESSE W. STERLING		

* * * * *

ORDER TO JESSE W. STERLING
TO EMPLOY NEW COUNSEL

The Circuit Court for Somerset County having granted leave to Harry T. Phoebus, Jr., to strike his appearance for Jesse W. Sterling in these proceedings and the Clerk of this Court not having received notice in writing that Jesse W. Sterling will conduct the case in proper person, the said Jesse W. Sterling be and hereby is ordered pursuant to Rule 125D to employ new counsel on or before the 10th day of ~~May~~ June, 1966, provided that a copy of this order be served on Jesse W. Sterling as provided in said Rule on or before the 17th day of May, 1966.

E. Mommoster Kier
Judge

Order dated: May 10th 1966

Sheriff's Return
Copy of Order to Enter Appearance, Motion and Order of Court served on and left with the Respondent, Jesse W. Sterling, this 10th day of May 1966.

/s/ Isaac H. Dorsey, Sheriff

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

Theodore Losin, Assignee
of Mortgage

vs.

Jesse W. Sterling

No. 8112 Chancery

In the Circuit Court for

Somerset County, Maryland

Mr. Clerk:

Please enter my appearance for Jesse W. Sterling, the defendant herein, for these proceedings.

Wade D. Ward
Attorney for Defendant
Office & P. O. Address
Crisfield, Maryland
Telephone: 968-1100

I hereby certify I mailed a copy of the foregoing appearance to Theodore Losin, 406 American Building, Baltimore, Maryland 21201, Assignee of a mortgage filed herein, and Victor H. Laws, Attorney at Law, 108 W. Circle Avenue, Salisbury, Maryland, by regular U. S. mail, postage prepaid, this 14th day of June, 1966.

Wade D. Ward

Theodore Losin
Assignee of Mortgage

vs.

Jesse W. Sterling

In the Circuit Court for

Somerset County, Maryland

No. 8112 Chancery

MOTION FOR LEAVE TO STRIKE APPEARANCE

Wade D. Ward, Attorney for Petitioner, Jesse W. Sterling, moves pursuant to Maryland Rule 125, for leave to strike his appearance. The grounds of the motion are as follows:

1. The petitioner, Jesse W. Sterling, desires to place his case in the hands of another attorney, and has so notified your movant.

2. Counsel certifies that on December 15, 1966, he sent by first class mail to the Petitioner, Jesse W. Sterling, at his home address, Crisfield, Maryland, notice of counsel's attention to move to strike his appearance as said client's attorney in this case, to have new counsel enter an appearance on the client's behalf or to advise the Clerk of the Circuit Court for Somerset County that the case will be conducted by the client without counsel.

Copies of the notice is attached, as part hereof, marked "Exhibit 1".

Wade D. Ward

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 21 day of December, in the year 1966, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Wade D. Ward, who made oath in due form of law that the matters and facts set forth in the aforegoing Motion are true and correct to the best of his knowledge and belief and he signed the same in my presence.

As Witness my hand and Notarial Seal.

Jane Wharton
Notary Public

I hereby certify that I mailed a copy of the aforegoing Motion to Victor Laws, Attorney for Assignee in the above-entitled case, 108 W. Circle Avenue, Salisbury, Maryland, this 15th day of December, 1966, by regular U. S. Mail, postage prepaid.

Wade D. Ward

O R D E R

Pursuant to Maryland Rule 125c2, there being no objection, the motion of Wade D. Ward for leave to strike appearance, as prayed, is granted this 21 day of December, 1966.

E. McMaster Duer
E. McMaster Duer,
Judge

Theodore Losin Assignee of Mortgage	:	No. 8112 Chancery
	:	In the Circuit Court for
vs.	:	Somerset County, Maryland
Jesse W. Sterling	:	

TO: Jesse W. Sterling, Crisfield, Somerset County, Maryland

TAKE NOTICE THAT THE APPEARANCE OF YOUR SOLICITOR, WADE D. WARD, HAS BEEN STRICKEN OUT, AND YOU ARE HEREBY LAID UNDER RULE BY THE CIRCUIT COURT FOR SOMERSET COUNTY, IN THE ABOVE ENTITLED SUIT, TO EMPLOY NEW COUNSEL BY JANUARY 23, 1967.

IN DEFAULT THEREOF YOU MAY HAVE JUDGMENT RENDERED AGAINST YOU IN SAID SUIT.

I. Theodore Phoebus
I. Theodore Phoebus
Clerk of the Circuit Court for
Somerset County, Maryland

SHERIFF'S RETURN:

Summoned and copy of Order to Employ New Counsel left with the Respondent, Jesse W. Sterling, this 23 day of December, 1966.

Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy

THEODORE LOSIN, Assignee of mortgage	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
v.	*	NO. 8112 CHANCERY
JESSE W. STERLING		

* * *

MOTION TO VACATE INJUNCTION
AND FOR HEARING THEREON

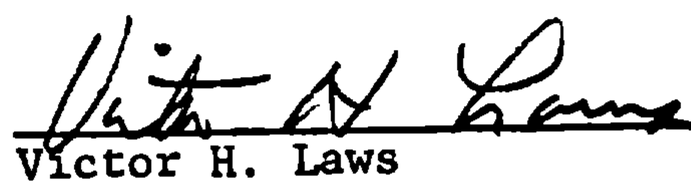
Theodore Losin, Assignee, by Victor H. Laws, his solicitor, pursuant to Rule BB72 and Rule BB79, Maryland Rules of Procedure, respectfully moves the Court to vacate and dissolve the Court's injunction order entered herein December 30, 1964, for the following reasons:

(1) The period of time provided by Rule BB72b of said Maryland Rules of Procedure has expired and said time has not been extended;

(2) The order is unfair and inequitable in that it "freezes" the property to the detriment of all parties hereto; and

(3) Other reasons to be shown at the hearing hereon.

And said Theodore Losin, Assignee, further respectfully moves the Court to hold a hearing on this matter at the earliest convenient date.



Victor H. Laws
108 West Circle Avenue
Salisbury, Maryland
749-7500

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I mailed a copy of the foregoing Motion to Jesse W. Sterling, Crisfield, Maryland, defendant in the above entitled case, this 22nd day of December, 1966, by regular U.S. mail, postage prepaid.

Victor H. Laws

Victor H. Laws

ORDER

Upon the foregoing Motion and pursuant to Rule BB72c, Maryland Rules of Procedure, it is this 17 day of ~~December~~ January, 1966, by the Circuit Court for Somerset County, Maryland, ORDERED that this cause be, and hereby is, set for hearing before this Court at 10:00 o'clock A.M. on ~~January~~ February 3rd, 1967; provided that a copy of this Order be served upon Jesse W. Sterling, defendant ~~herein.~~ on or before Jan 23, 1967

E. Norris Duer

Judge

Sheriff's Return:
"Motion to Vacate Injunction and for Hearing thereon and Order of Court served upon and copy of each left with Jesse W. Sterling, this 21st day of January, 1967. Isaac H. Dorsey, Sheriff
by /s/ Isaac H. Dorsey

LIBER 042 PAGE 19

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

THEODORE LOSIN, Assignee of mortgage	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
v.	*	NO. 8112 CHANCERY
JESSE W. STERLING		

* * *

DECREE FOR SALE OF
MORTGAGED PREMISES

The documents and pleadings herein having been read and considered and hearing hereon having been had before the Court on February 3, 1967, at which testimony of H. Parker Tull, Jr., realtor and appraiser, was taken and counsel for the parties having been heard and all other proceedings herein having been considered:

IT IS THEREUPON, this 8th day of March, in the year Nineteen Hundred and Sixty-seven by the Circuit Court for Somerset County, State of Maryland, ADJUDGED, ORDERED and DECREED that the mortgaged property in the proceedings mentioned be sold, at the earliest practicable date hereafter which may be selected for the purpose of sale by the Trustees hereinafter named; that Victor H. Laws and Robert N. Horsey be and they are hereby appointed Trustees to make said 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 corporate surety or sureties, to be approved by this Court, or by the Clerk thereof, in the penalty of Four Thousand Dollars ($4,000) conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any further decree or order

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

in the premises; they shall then proceed to make the said sale, having given at least three (3) 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 Four Hundred Dollars ($400) cash on the date of sale, and the balance upon final ratification of said sale, said balance to bear interest and to be secured to the satisfaction of said Trustees, or all cash, as the purchaser shall elect; and as soon as may be convenient after any 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 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 (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, Assignee and Mortgagor, and those claiming by, from or under them, or either of them. And 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 cost of this suit, and such commissions, fees and expenses 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; provided, that in accordance with the

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

aforesaid testimony taken herein the value of the lot or ground (without improvements) herein described, hereby is fixed at the sum of Four Hundred Dollars ($400); and provided further, that the said Mortgagor shall receive in said distribution of the net proceeds of sale by the Trustees the value of said land or Four Hundred Dollars ($400) less a proportionate part of such commissions, fees and other expenses attributable thereto (based on the ratio of said value of $400 fixed for said land to the sale price for said land and the improvements thereon), and the said Mortgagee shall receive the balance of such net proceeds.

IT IS FURTHER ORDERED that in the event said property is sold to someone other than the Mortgagee or Mortgagor, the said bond shall be increased to the amount of the sale.

E. Thomas Dashiell

Judge

FOR BOND SEE BOND BOOK I.T.P. No. 9, FOLIO 200

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

ROBERT N. HORSEY
Attorney - At - Law
Crisfield, Maryland

And

VICTOR H. LAWS
Attorney - At - Law
108 West Circle Avenue
Salisbury, Maryland

TRUSTEES' SALE

Of Valuable Improved Real Estate

IN LAWSONIA, CRISFIELD, MARYLAND

Under and by virtue of competent authority contained in a certain Decree, entered March 8, 1967, in proceedings No. 8112 Chancery in the Circuit Court for Somerset County, State of Maryland, which said Decree duly appointed Victor H. Laws and Robert N. Horsey, Attorneys, as Trustees to make sale, etc., subject to the jurisdiction of said Court, said Trustees will offer for sale and sell, at public auction,

AT THE FRONT DOOR OF THE COURT HOUSE, IN PRINCESS ANNE, MARYLAND, ON

Saturday, April 15, 1967

AT 2:00 O'CLOCK P.M.,

all that lot or parcel of land situate and lying in Asbury Election District of Somerset County, State of Maryland, being located on the north side of the County Road leading to the Pocomoke River and being the same and all that property beginning at a County Road in the southwest corner of the land of Joe Sterling, thence running in a northerly direction by and with the lands of said Joe Sterling a distance of 150 feet, thence running in a westerly direction by and with the reserved land of Bennett T. Sterling and Mabel Sterling a distance of 120 feet, thence running to a private lane of the Bennett T. Sterling and Mabel Sterling, thence running in a southerly direction by and with said private lane to the said County Road; being the same and all that property conveyed to Jesse W. Sterling from Bennett T. Sterling and Mabel Sterling, his wife, by deed dated April 30, 1962, and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 209, Folio 348; and being also the same land described in and conveyed by mortgage recorded among said Land Records in Liber G.J.B. 210, Folio 381.

Improved by new and modern one-story, frame dwelling containing living room, dining room, kitchen, two bedrooms and bath; recently constructed, brand new and never occupied. This property needs a minor amount of finishing work, such as set of front steps.

TERMS OF SALE: Four Hundred Dollars ($400) cash, or certified or cashier's check, on the date of sale, and the balance upon final ratification of said sale, said balance to bear interest and to be secured to the satisfaction of said Trustees, or all cash, as the purchaser shall elect. All title papers, title examination, documentary tax stamps, and other title or transfer costs, at the sole expense of the purchaser.

VICTOR H. LAWS AND
ROBERT N. HORSEY,
TRUSTEES

3-24-4t

CRISFIELD, MD., April 14 19 67

THIS is to certify that the annexed Trustees' Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Trustees' Sale for 4 weeks beginning with the issue of March 24 19 67 and ending April 14 19 67.

E. L. Jones
Publisher, THE CRISFIELD TIMES

LIBER 042 PAGE 23

THEODORE LOSIN, Assignee of Mortgage	*	NO. 8112 CHANCERY
	*	IN THE CIRCUIT COURT FOR
v.	*	SOMERSET COUNTY, MARYLAND
JESSE W. STERLING		

* * *

REPORT OF SALE, ORDER NISI AND
FINAL ORDER OF RATIFICATION

To The Honorable, The Judges of Said Court:

The Report of Sale of Victor H. Laws and Robert N. Horsey, Trustees, appointed by the Decree in the above entitled cause to make sale of the fee simple property located near Crisfield, Maryland, in Asbury Election District of Somerset County, State of Maryland, in the proceedings of said cause mentioned, respectfully shows: That after giving bond with security for the faithful discharge of their duties as prescribed in said Decree, which was duly approved, and having given notice of the time, place, manner and terms of sale by advertisement inserted in The Crisfield Times, a newspaper published in said Somerset County, for more than three successive weeks preceding the date of sale, as will more fully appear by reference to the Certificate of Publication of said advertisement attached hereto and made a part hereof, said Trustees did pursuant to said notice, on Saturday, April 15, 1967, at 2:00 o'clock p.m., attend at the front door of the Court House in Princess Anne, Maryland, and did then and there proceed to sell said property mentioned in said mortgage in the manner following, that is to say:

The said Trustees under and by virtue of said Decree of this Court offered at public sale to the highest bidder the hereinafter described property:

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

"All that lot or parcel of land situate and lying in Asbury Election District of Somerset County, State of Maryland, being located on the north side of the County Road leading to the Pocomoke River and being the same and all that property beginning at a County Road in the southwest corner of the land of Joe Sterling, thence running in a northerly direction by and with the lands of said Joe Sterling a distance of 150 feet, thence running in a westerly direction by and with the reserved land of Bennett T. Sterling and Mabel Sterling a distance of 120 feet, thence running to a private lane of the Bennett T. Sterling and Mabel Sterling, thence running in a southerly direction by and with said private lane to the said County Road; being the same and all that property conveyed to Jesse W. Sterling from Bennett T. Sterling and Mabel Sterling, his wife, by deed dated April 30, 1962, and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 209, Folio 348";

and said Trustees sold the same unto Middlestates Acceptance Co., a body corporate (holder of the mortgage on the premises), 1315 Walnut Street, Philadelphia 7, Pennsylvania, at and for the sum of Four Thousand Seven Hundred Dollars ($4,700), it being at that sum the highest and best bidder therefor, and said purchaser has complied or will comply with the terms of said sale.

AND said Trustees, under and by virtue of the power of sale contained therein further report and pray ratification and distribution of the funds arising from said sale as follows:

RECEIPTS:

Purchase price		$4,700.00
Add, interest at 6% on balance ($4,700 less deposit of $400) for 30 days, from April 15, 1967		21.50
Total receipts		$4,721.50

DISBURSEMENTS:

H. Parker Tull - bond premium	$ 20.00	
Forward	$ 20.00	$4,721.50

LAW OFFICES
VICTOR H. [illegible]WS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

Forwarded	$ 20.00	$4,721.50
The Crisfield Times - advertising sale and Order NISI	90.00	
Edwin B. Muir - auctioneer's fee	25.00	
I. Theodore Phoebus, Court costs	82.50	
H. Parker Tull - fee for appraisal and testimony	50.00	
H. B. McLaughlin - fee for services in connection with the advertising and sale of property	47.00	
1966-7 State and County taxes plus interest ($45.25 plus $1.58)	46.83	
Photocopying and miscellaneous	9.26	
Commissions of Trustees, per Court Rule 14	385.00	
		755.59
Net balance for distribution		$3,965.91

DISTRIBUTION PER DECREE OF COURT:

To: Jesse W. Sterling, for land value fixed by said Decree	$400.00	
Less his proportionate part of expenses as above listed (4/47 or 8.5%)	64.23	
Net distribution to Jesse W. Sterling		$ 335.77
To: Mortgagee, balance, per Decree of Court		3,630.14
		$3,965.91

Respectfully submitted,

Victor H. Laws, Trustee

Robert N. Horsey, Trustee

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

STATE OF MARYLAND
COUNTY OF WICOMICO, to wit:

I HEREBY CERTIFY that on this 19th day of April, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Victor H. Laws, Trustee named 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 and correct 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 first above written.

CONNIE RUARK NOTARY PUBLIC Wicomico County, Md.

Connie Ruark
Notary Public

My commission expires July 1, 1967.

STATE OF MARYLAND
COUNTY OF SOMERSET, to wit:

I HEREBY CERTIFY that on this 20th day of April, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Robert N. Horsey, Trustee named 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 and correct 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 first above written.

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

JOSEPH J. HOSEY NOTARY PUBLIC SOMERSET COUNTY, MD.

Robert N. Horsey
Notary Public

My commission expires 7-1-67

ORDER NISI

ORDERED by the Circuit Court for Somerset County, State of Maryland, in Equity, this 21st day of April, 1967, that the sale of the property mentioned in these proceedings made and reported by Victor H. Laws and Robert N. Horsey, Trustees, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of May, 1967, provided a copy of this Order be inserted in some newspaper published in Somerset County once in each of three (3) successive weeks before the 15th day of May, 1967.

The Report states the amount of sale to be Four Thousand Seven Hundred Dollars ($4,700).

J. Thomas Pruitt
Clerk

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, this 14th day of June, 1967, that the sale of real estate mentioned in the aforegoing Report made by Victor H. Laws and Robert N. Horsey, Trustees, be and the same is hereby finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice thereof appears to have been given in accordance with the Order Nisi passed in said cause.

E. McMaster Duer
Judge

LAW OFFICES
VICTOR H. LAWS
108 WEST CIRCLE AVENUE
SALISBURY, MARYLAND

ORDER NISI

ORDERED by the Circuit Court for Somerset County, State of Maryland, in Equity, this 21st day of April, 1967, that the sale of the propert mentioned in these proceedings made and reported by Victor H. Laws and Robert N. Horsey, Trustees, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of May, 1967, privided a copy of this Order be inserted in some newspaper published in Somerset County once in each of three (3) successive weeks before the 15th day of May, 1967.

The Report states the amount of sale to be Four Thousand Seven Hundred Dollars ($4.700).

I. THEODORE PHOEBUS,
CLERK

True Copy,
Test: I. Theodore Phoebus,
Clerk.

4-28-3t

CRISFIELD, MD., June 10 1967

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 3 weeks beginning with the issue of April 28 1967 and ending May 12 1967.

E. L. Dennis

Publisher, THE CRISFIELD TIMES

LIBER 042 PAGE 29

NOV 29 1967

P# 14442

LIBER 042 PAGE 30

Alexander G. Jones, Attorney, Ex Parte	:	No. 8316 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Sidney Smith, widower, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone 651-2747

For Original Mortgage See Liber 214, Folio 87.
For Bond see Bond Book I.T.P. No. 9, Folio 125

Alexander G. Jones, Attorney, Ex Parte	:	No. 5-3-16. Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Sidney Smith, widower, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 3rd day of June, 1966, before me, the undersigned officer, personally appeared Edward J. Price, Agent 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 $2346.91, with interest from March 14, 1965, and also made oath in due form of law 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 allied in the prosecution of war.

EUNICE PILCHARD NOTARY PUBLIC SOMERSET COUNTY, MD.

Eunice Pilchard
Notary Public

LIBER 042 PAGE 31

Alexander G. Jones, Attorney, Ex Parte	:	No. 8316 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Sidney Smith, widower, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Purchasers' Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 5th day of July, 1966, before me, the subscriber, a Notary Public of the State of Maryland and county aforesaid, personally appeared Leon Johnson and Janie T. Johnson, the purchasers of the real estate in the above entitled proceedings and each made oath in due form of law.

1. That in making said purchase they were not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That they did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

Eunice Pilchard
Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 8316 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Sidney Smith, widower, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Sidney Smith, widower, to the Bank of Somerset, a body corporate, dated March 14, 1963 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 214, folio 87, 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 5th day of July, 1966, 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 West Princess Anne Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that tract or parcel of land, situate as aforesaid, and being Lot No. One on plat filed with deed to William King from Charles T. Fisher, dated October 5, 1914 and recorded among the aforesaid Land Records in Liber W.J.S. No. 68, folio 88, and being the same and all the land conveyed unto the said Sidney Smith and Angeline Smith, his wife, by Charles T. Fisher by deed dated

September 18, 1916 and recorded among the aforesaid Land Records in Liber W.J.S. No. 71, folio 170; upon the death of the said Angeline Smith, title to the above described property vested in Sidney Smith as surviving spouse.

Second: All that lot or parcel of land, situate as aforesaid, on the north side of the state road leading from Princess Anne to Venton, and described as follows: Beginning at a stake set up at the southeast corner of the land owned by the said Sidney Smith on said road and thence running by and with said road an easterly direction 25 feet to a stake, thence in a northerly direction 150 feet to another stake set up on the boundary line of Theodore Corbin, thence by and with the land of the said Corbin a westerly direction 25 feet to another stake, thence in a southerly direction to the place of beginning, and being the same and all the land conveyed unto the said Sidney Smith by Benjamin Williams and Rebecca Williams by deed dated April 4, 1919 and recorded among the aforesaid Land Records in Liber W.J.S. No. 78, folio 52.

And sold the same to Leon Johnson and Janie T. Johnson, his wife, at and for the sum of thirty-one hundred and eighty-seven dollars ($3187.00), 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		$3,187.00
To Clerk of the Circuit Court for costs	$38.00	
To Bond premium	14.50	
To Auctioneer	25.00	
To solicitor's fee	25.00	
To Marylander and Herald, Advertising and nisi	60.64	
To Marylander and Herald, notice to creditors	10.00	
To Earl D. Butler, Reg.W.S.Co.	24.25	
To 1962 State and County taxes	28.41	
To 1963 State and County taxes	37.71	
To 1964 State and County taxes	35.77	
To 1965 State and County taxes	34.33	
To Attorney as commission	309.35	
To Balance to be distributed	2,544.04	
	$3,187.00	$3,187.00

Balance to be distributed		$2,544.04
To Bank of Somerset, mortgage principal	$2,346.91	
To Bank of Somerset, interest	197.13	
	$2,544.04	$2,544.04

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 5th day of July, in the year nineteen hundred and sixty-~~five~~six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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 Pilchard
Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8316 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Sidney Smith, widower, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Ordered this 5th day of July, in the year nineteen hundred and sixty-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, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 8th day of August, 1966, proveded a copy of this order be inserted in some newspaper published in said Somerset County once in each of four successive weeks before the 6th day of August, 1966.

The report states the amount of sales to be $3187.00.

S. Theodore Shockley
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8316 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Sidney Smith, widower, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 9th day of August, in the year nineteen hundred and sixty-six, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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. Norris Dize
Judge

FILED

AUG 9 12 01 PM '66

LIBER 042 PAGE 37

PRINCESS ANNE, MD. August 8 1966

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said order

Dates Inserted: July 7, 14, 21, 28, 1966

Clarence L. Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

No. 8316 Chancery

In the Circuit Court for Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Sidney Smith, widower, to the Bank of Somerset, a body corporate

Ordered this 5th day of July, in the year nineteen hundred and sixty-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, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 8th day of August, 1966, 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 6th day of August, 1966.

The report states the amount of sales to be $3187.00.

I. THEODORE PHOEBUS
Clerk of the Circuit Court
for Somerset County, Md.

True Copy,
Test: I. Theodore Phoebus, Clk.

10-4t

NOV 29 1967

LIBER 042 PAGE 33

~~CHARLES E. COCHEARNE, JR. AND~~ ~~FOX AND/OR~~ JAMES P. BAILEY Trustee for Albee Maryland Homes, Inc., in Deed of Trust	:	No. 8362 Chancery
FROM	:	In the Circuit Court for
Robert D. Duncan and Elizabeth J. Duncan, his wife Route 1 Princess Anne, Maryland	:	Somerset County
	:	State of Maryland

MR. CLERK:

Please docket case as above and file for foreclosure original ~~mortgage~~ Deed of Trust from James P. Bailey, Trustee for Albee Maryland Homes, Inc., in Deed of Trust from Robert D. Duncan and Elizabeth J. Duncan, his wife, dated October 20, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 227, Folio 148.

Please enter the appearance of the undersigned as Solicitors for the Trustee, our address being Colonial Building, Salisbury, Maryland.

HEARNE, FOX & BAILEY

By _____
Solicitors for
Albee Maryland Homes, Inc.

For Original Deed of Trust see Liber 227, Folio 148.

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

~~CHARLES B. HEARNE, JR., HAMILTON~~
~~P. FOX AND/OR~~ JAMES P. BAILEY
Trustee for Albee Maryland Homes, Inc.
in Deed of Trust

: No. 5362 Chancery

FROM

Robert D. Duncan and
Elizabeth J. Duncan, his wife
Route 1
Princess Anne, Maryland

: In the Circuit Court for

: Somerset County

: State of Maryland

* * * * * * * * * * * * *

MILITARY AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 27th day of September, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Trustee for Albee Maryland Homes, Inc., the within Mortgagee, and made oath in due form of law that Robert D. Duncan and Elizabeth J. Duncan are not in the military service as hereinafter set forth and that they have not been in such military service within thirty (30) days prior to the making of this affidavit, such military service being referred to as follows:

(1) The military service of the United States of America or of the enlisted reserve groups 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.

RUTH I. DOWNING NOTARY PUBLIC Wicomico County, Md.

Ruth I. Downing
Notary Public

LIBER 042 PAGE 39

LIBER 042 PAGE 40

JAMES P. BAILEY Trustee for Albee Maryland Homes, Inc., in Deed of Trust	:	No. 8362 Chancery
FROM	:	In the Circuit Court for
Robert D. Duncan and Elizabeth J. Duncan, his wife Route 1 Princess Anne, Maryland	:	Somerset County
	:	State of Maryland

* * * * * * * * * * * * * * * * * * * *

STATEMENT OF MORTGAGE DEBT

TO APPROVED BANCREDIT CORP.

Principal Balance due	$ 12,209.10
Interest from September 29, 1966 to October 25, 1966, date of sale	52.04
TOTAL DUE	$ 12,261.14

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 10th day of October, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Trustee for Albee Maryland Homes, Inc., the within Mortgagee, and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

Russell T. Dennaway
Notary Public

For Bond See Bond Book I.T.P. No. 9, Folio 157.

James P. Bailey, Trustee named in Deed of Trust to Albee Maryland Homes, Inc.	:	No. 8362 Chancery
FROM	:	In the Circuit Court for
Robert D. Duncan and Elizabeth J. Duncan, his wife Route 1 Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * * * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

THE REPORT OF James P. Bailey, Trustee named in Deed of Trust, under and by virtue of the power of sale contained in a Deed of Trust made and executed by Robert D. Duncan and Elizabeth J. Duncan, his wife, to Albee Maryland Homes, Inc. dated October 20, 1965 and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 227, Folio 148, default having been made in the payment of the money secured to be paid by said Deed of Trust and in the payment of the interest thereon, and in the other covenants and conditions of said Deed of Trust whereby the entire debt has become due and demandable, respectfully shows:

That after having given bond with security for the faithful performance of their trust, and afterhaving complied with all the other prerequisites as required 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 in the Marylander and Herald, a weekly newspaper published in said

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

LIBER 042 PAGE 41

Somerset County for at least twenty days before the day of sale, as will appear by reference to the 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, Maryland, on October 25, 1966, 1966 at two o'clock P. M., and then and there proceeded to sell the said real estate mentioned in said mortgage in the manner following, that is to say:

Your Trustee offered at public auction to the highest bidder the real estate mentioned in said mortgage, same being described as

ALL that lot or parcel of land situate, lying and being in East Princess Anne Election District, Somerset County and State of Maryland, and on the Southerly side of and binding upon Bob Duncan County Road and more particularly described as follows: Beginning for the same at a cement post on the Southerly side of the aforesaid County Road at the Northwesterly corner of lands conveyed to Donald Foster and wife from Robert W. Duncan and wife by deed dated April 20, 1961 and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 203, Folio 32; (1) thence by and with the Westerly side of the said Donald Foster land in a Southerly direction 220 feet, more or less, to the land of Lassiter Lumber Company; (2) thence in a Westerly direction by and with said Lassiter land and parallel to the said County Road 100 feet; (3) thence in a Northerly direction in a line parallel to the Donald Foster land 220 feet, more or less, to the Southerly side of the Bob Duncan County Road; (4) thence by and with the Southerly side of the Bob Duncan County Road in an Easterly direction 100 feet to the place of beginning, and being the same land that was conveyed unto Robert D. Duncan and Elizabeth J. Duncan, his wife, by Jesse Duncan and wife by deed dated ~~October 20,~~ July 19, 1965 and recorded among the Land Records aforesaid in Liber I.T.P. No. 228, Folio 227.

AND the said Trustee, under and by virtue of said power sold the above described land unto

Albee Maryland Homes, Inc.

at and for the sum of SEVEN THOUSAND FIVE HUNDRED---------- DOLLARS ($ 7,500.00), it being at the sum the highest bidder therefor, and the said purchaser has complied with the said terms of sale.

AND the Trustee, under the Deed of Trust aforesaid, further report and pray ratification of the distribution of the funds in his hands arising from said sale as follows:

RECEIPTS:

To Proceeds of Sale as Reported		$ 7,500.00

DISBURSEMENTS:

Amount due Albee Maryland Homes, Inc.	12,261.14	
Edwin Muir, auctioneer	15.00	
Maryander & Herald, advertising & order nisi	60.64	
I. T. Phoebus, Clerk, court costs	38.00	
Fidelity & Deposit Company of Maryland, bond premium	48.00	
James P. Bailey, Trustee, fee in lieu of commissions	200.00	
TOTAL DISBURSEMENTS		$12,622.78
TO AMOUNT OF DEFICIENCY		$ 5,122.78

LIBER 042 PAGE 43

Respectfully submitted,

James P. Bailey, Trustee

STATE OF MARYLAND , WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 27th day of October A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Trustee for Albee Maryland Homes, Inc.

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

Ruth T. Genaway Notary Public

STATE OF MARYLAND, , to-wit:

I HEREBY CERTIFY, That on this _____ day of _____, A.D., 19__, before me, the subscriber, a Notary Public of the State of Maryland, in and for _____, aforesaid, personally appeared _____

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

_____ Notary Public

LIBER 042 PAGE 45

PRINCESS ANNE, MD. October 25 1966

This is to certify that the annexed Attorney's Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said order

Dates Inserted: Sept 29, Oct 6, 13, 20, 1966

Clarence L. Byrd
Business Manager MARYLANDER and HERALD

HEARNE, FOX & BAILEY

ATTORNEY'S SALE

OF VALUABLE

REAL ESTATE

Under and by virtue of the power of sale contained in a certain Deed of Trust from Robert D. Duncan and Elizabeth J. Duncan, his wife, dated July 20, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 227, Folio 148, default having occurred in the covenants thereof, the undersigned, Trustee named in said Deed of Trust, will offer for sale at public auction to the highest bidder at the front door of the Court House in Princess Anne, Somerset County, Maryland, on

Tues., Oct. 25, 1966

AT 2:00 O'CLOCK P.M.

ALL that lot, tract or parcel of land situate, lying and being in East Princess Anne Election District, Somerset County and State of Maryland, and on the Southerly side of and binding upon Bob Duncan County Road and more particularly described as follows: Beginning for the same at a cement post on the Southerly side of the aforesaid County Road at the Northwesterly corner of lands conveyed to Donald Foster and wife from Robert W. Duncan and wife by deed dated April 20, 1961 and recorded among the aforesaid Land Records in Liber G.J.B. No. 293, Folio No. 32; (1) thence by and with the Westerly side of the said Donald Foster land in a Southerly direction 220 feet, more or less, to the land of Lassiter Lumber Company; (2) thence in a Westerly direction by and with said Lassiter land and parallel to the said County Road 100 feet; (3) thence in a Northerly direction in a line parallel to the Donald Foster land 220 feet; more or less, to the Southerly side of the Bob Duncan County Road; (4) thence by and with the Southerly side of the Bob Duncan County Road in an Easterly direction 100 feet to the place of beginning, and being the same land conveyed unto Robert D. Duncan and Elizabeth, his wife, by Jessee Lee Duncan and Ruby W. Duncan, his wife, by deed dated October 20, 1965 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 228, Folio 227.

The above described property is improved by a three bedroom frame ranch home plus living room, kitchen, one bath, carport and utility room.

TERMS OF SALE: Ten per cent (10%) cash on the day of sale, balance to bear interest at the rate of 6% per annum and to be secured to the satisfaction of the sellers and to be payable upon ratification of the sale, or all cash at the option of the purchaser. Title papers and revenue stamps at the expense of the purchaser, with taxes adjusted as of the date of sale.

JAMES P. BAILEY,
Trustee

Colonial Building
Salisbury, Maryland
Phone: PIonieer 9-5144

22-4tc

AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 27th day of October, A.D., 19 66 before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Attorney and Agent for Albee Maryland Homes, Inc.,

the purchaser named in this Report of Sale, and made oath in due form of law as follows:

(1) That I, James P. Bailey, attended the sale the property described in the mortgage filed in these proceedings held in Princess Anne, Maryland, on Tuesday, October 25th, 19 66, and purchased the same for Albee Maryland Homes, Inc.

(2) That no other persons, firms or corporations are financially interested or involved, as principal or otherwise.

(3) That neither Albee Maryland Homes, Inc. nor any of its officers, employees or agents, have directly or indirectly discouraged anyone from bidding on said property.

James P. Bailey
Affiant

SUBSCRIBED AND SWORN TO, before me, this 27th day of October, A.D., 19 66.

RUTH J. DOWNEY NOTARY Wicomico County

Ruth J. Downey Notary Public

HEARNE, FOX & BAILEY

ATTORNEYS AT LAW

James P. Bailey, Trustee named in Deed of Trust to Albee Maryland Homes, Inc.	:	No. 8367 Chancery
From	:	In the Circuit Court
Robert D. Duncan and Elizabeth J. Duncan, his wife Route 1 Princess Anne, Maryland	:	Somerset County, Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 28th day of October, A.D., 19 66, that the sale of the property mentioned in these proceedings and the distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee named in said Deed of Trust under power contained in said Deed of Trust to make said sale,

be ratified and confirmed, unless cause to the contrary be shown on or before the 29th day of November, A.D., 19 66, 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 22nd day of November, A.D., 19 66.

The report states the amount of sale to be SEVEN THOUSAND FIVE HUNDRED ---------- DOLLARS ($ 7,500.00).

J. Theodore Shockley
CLERK

LIBER 042 PAGE 48

PRINCESS ANNE, MD., December 14, 1966

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Nov. 3, 10, 17, 24, 1966

Clarence L. Byrd
Business Manager MARYLANDER and HERALD

HEARNE, FOX & BAILEY
Attorneys at Law

ORDER NISI

NO. 8362 CHANCERY

In the Circuit Court
Somerset County, Maryland

James P. Bailey, Trustee
named in Deed of Trust
to Albee Maryland Homes
From
Robert D. Duncan and
Elizabeth J. Duncan, his wife
Route 1
Princess Anne, Maryland

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 28th day of October, A.D., 1966, that the sale of the property mentioned in these proceedings and the distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee named in said Deed of Trust under power contained in said Deed of Trust to make said sale, be ratified and confirmed, unless cause to the contrary be shown on or before the 29th day of November, A.D., 1966, 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 22nd day of November, A.D., 1966.

The report states the amount of sale to be SEVEN THOUSAND FIVE HUNDRED DOLLARS ($7,500.00).

I. THEODORE PHOEBUS
Clerk of Court

True Copy,
Test: I. Theodore Phoebus, Clk.

FINAL ORDER OF RATIFICATION

ORDERED, this 14 day of December, A.D., 1966, by the Circuit Court for Somerset County, Maryland, in Equity, that the sale and distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee under power contained in the Deed of Trust 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 BE IT FURTHER ORDERED that the papers of this proceeding need not be referred to the Court Auditor to state an account therein.

E. Mason Martin Jones
JUDGE

LIBER 042 PAGE 50

Re 15893

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ JAMES P. BAILEY Trustee for Albee Maryland Homes, Inc., in Deed of Trust	:	No. 1371 Chancery
FROM	:	In the Circuit Court for
Jesse Lee Duncan and Ruby W. Duncan, his wife, and Melvin Duncan	:	Somerset County
	:	State of Maryland

MR. CLERK:

Please docket case as above and file for foreclosure original ~~mortgage~~ Deed of Trust from James P. Bailey, Trustee for Albee Maryland Homes, Inc., in Deed of Trust from Jesse Lee Duncan, Ruby W. Duncan, his wife, and Melvin Duncan, dated June 4, 1966, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 225, Folio 564.

Please enter the appearance of the undersigned as Solicitors for the Trustee, our address being Colonial Building, Salisbury, Maryland.

HEARNE, FOX & BAILEY

By _____
Solicitors for
Albee Maryland Homes, Inc.

For Original Deed of Trust See Liber 225, Folio 564.

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ JAMES P. BAILEY Trustee for Albee Maryland Homes, Inc., in Deed of Trust	:	No. _____Chancery
FROM	:	In the Circuit Court for
Jesse Lee Duncan and Ruby W. Duncan, his wife, and Melvin Duncan	: :	Somerset County State of Maryland

* * * * * * * * * * * * *

MILITARY AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 6th day of October, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Trustee for Albee Maryland Homes, Inc., the within Mortgagee, and made oath in due form of law that Jesse Lee Duncan and Ruby W. Duncan, his wife, and Melvin Duncan are not in the military service as hereinafter set forth and that they have not been in such military service within thirty (30) days prior to the making of this affidavit, such military service being referred to as follows:

(1) The military service of the United States of America or of the enlisted reserve groups 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.

BEVERLY A. GORDY NOTARY PUBLIC Wicomico County, Md.

Beverly A. Gordy
Notary Public

LIBER 042 PAGE 51

ASSIGNMENT OF MORTGAGE

FOR VALUE RECEIVED, APPROVED BANCREDIT CORPORATION, an Ohio corporation, hereby sells, assigns, transfers and sets over unto Albee Maryland Homes, Inc. its successors and assigns, all its right, title and interest in and to that certain Deed of Trust dated the 11 day of June, 19 65, and recorded in Liber 225, at Page 564 in the Official Records of Wicomico County, State of Maryland.

APPROVED BANCREDIT CORPORATION

In the presence of:

Ivonne Heckathorn

Patricia Deak

BY C. B. Jiles

By J. Benson Sykes

STATE OF OHIO :
COUNTY OF TRUMBULL : SS.

Before me a Notary Public in and for said County, personally appeared C. B. Jiles and J. Benson Sykes of Approved Bancredit Corporation, who acknowledged that the seal affixed to said instrument is the corporate seal of said corporation, that they did sign and seal said instrument on behalf of said corporation and by authority of its Board of Directors; and that such instrument is the free act and corporate deed of the said Approved Bancredit Corporation.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my official seal this 28 day of April, 1966.

Louise Czegledy
Notary Public

My Commission Expires: March 22, 1968

This instrument prepared by:
Schwaber, Holmquist & DuBois
Attorneys at law

[redacted] [redacted] [redacted]

JAMES P. BAILEY Trustee for Albee Maryland Homes, Inc., in Deed of Trust	:	No. 8371 Chancery
FROM Jesse Lee Duncan and Ruby W. Duncan, his wife, and Melvin Duncan	: : :	In the Circuit Court for Somerset County State of Maryland

* * * * * * * * * * * * * * * * * * * *

STATEMENT OF MORTGAGE DEBT

TO Albee Maryland Homes, Inc.

Principal Balance due	$ 9,757.00
Interest from October 7, 1966 to November 15, 1966, date of sale	61.74
TOTAL DUE	$ 9,818.74

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 14th day of November, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Trustee for Albee Maryland Homes, Inc., in Deed of Trust, the within Mortgagee_, and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

Ruth T. Downey
Notary Public

For Bond See Bond Book I.T.P. No. 9, Folio 165.

LIBER 042 PAGE 53

JAMES P. BAILEY, Trustee for Albee Maryland Homes, Inc., in Deed of Trust	:	No. 8371 Chancery
	:	In the Circuit Court for
From:	:	Somerset County and
Jesse Lee Duncan and Ruby W. Duncan, his wife, and Melvin Duncan	:	State of Maryland

* * * * * * * * * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

THE REPORT OF James P. Bailey, Trustee for Albee Maryland Homes, Inc., under and by virtue of the power of sale contained in a Deed of Trust and executed by Jesse Lee Duncan, Ruby W. Duncan, his wife and Melvin Duncan, dated June 4, 1966, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 225, Folio 564, default having been made in the payment of the money secured to be paid by said Deed of Trust and in the payment of the interest thereon, and in other covenants and conditions of said Deed of Trust whereby the entire Deed of Trust debt has become due and demandable, respectfully show:

That after having given bond with security for the faithful performance of their trust, and afterhaving complied with all the other prerequisites as required 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 in Marylander Herald, a weekly newspaper published in said

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

Somerset County for at least twenty days before the day of sale, as will appear by reference to the 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, Maryland, on November 15, 1966, at two o'clock P. M., and then and there proceeded to sell the said real estate mentioned in said mortgage in the manner following, that is to say:

Your Trustee offered at public auction to the highest bidder the real estate mentioned in said mortgage, same being described as ALL that lot, or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, and on the Southerly side of and binding upon the Bob Duncan County Road and described as follows: Beginning for the outlines of the same at a concrete post on the Southerly side of said County Road at the Northwesterly corner of the lands of Donald Foster; thence (1) by and with the land, of said Donald Foster in a southerly direction 220 feet; more or less, to the land of Lassiter Lumber Co.; thence (2) a westerly direction by and with said Lassiter Land and parallel to said County Road, 215 feet; thence (3) in a northerly direction by and with the reserved land of Robert W. Duncan, 220 feet to a concrete post on the southerly side of said County Road; (4) in an easterly direction by and with said County Road, 215 feet to the point of beginning, and being the same land that was conveyed unto Jesse Lee Duncan and Ruby W. Duncan, his wife, by Robert W. Duncan, widower, by deed dated August 2, 1963 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 217, Folio 295.

AND the said Trustee, under and by virtue of said power - ~~decree~~ sold the above described land unto Albee Maryland Homes, Inc. at and for the sum of SIXTY-FIVE HUNDRED DOLLARS DOLLARS ($ 6,500.00), being at the sum the highest bidder therefor, and the said purchaser s have complied with the said terms of sale.

AND the Trustee, under the ~~mortgage~~ Deed of Trust ~~decree~~ aforesaid, further report and pray ratification of the distribution of the funds in ~~their~~ his hands arising from said sale as follows:

RECEIPTS:

To Proceeds of Sale as Reported		$ 6,500.00

DISBURSEMENTS:

Balance due Albee Maryland Homes, Inc.		9,818.74	
I. Theodore Phoebus, Clerk-costs		38.00	
Marylander & Herald,			
advertising	48.75		
order nisi	10.00		
		58.75	
Fidelity & Deposit Company of Maryland, bond premium	40.00		
Edwin Muir, auctioneer	15.00		
James P. Bailey, Trustee - fee in lieu of commissions	200.00		
TOTAL DISBURSEMENTS			10,170.49
AMOUNT OF DEFICIENCY			$ 3,670.49

Respectfully submitted,

James P. Bailey
-Trustee-

STATE OF MARYLAND , WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 28th day of November, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey Trustee for Albee Maryland Homes, Inc, in Deed of Trust and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

Ruth T. Donaway Notary Public

STATE OF MARYLAND, , to-wit:

I HEREBY CERTIFY, That on this _____ day of _____, A.D., 19__, before me, the subscriber, a Notary Public of the State of Maryland, in and for _____, aforesaid, personally appeared _____

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

_____ Notary Public

LIBER 042 PAGE 58

PRINCESS ANNE, MD., 11-22- 1966

This is to certify that the annexed Trustee's Sale

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said order

Dates Inserted Oct 20, 27, Nov 3, 10, 1966

Clarence L. Byrd

Business Manager MARYLANDER and HERALD

HEARNE, FOX & BAILEY

TRUSTEE'S SALE

OF VALUABLE

REAL ESTATE

Under and by virtue of the power of sale contained in a certain Deed of Trust from Jesse Lee Duncan and Ruby W. Duncan, his wife, and Melvin Duncan, dated June 4, 1965 and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 225, Folio 564, default having occured in the covenants thereof, the undersigned, Trustee named in said Deed of Trust, will offer for sale at public auction to the highest bidder at the front door of the Court House in Princess Anne, Somerset County, Maryland, on

Tues., Nov. 15, 1966

AT 2:00 O'CLOCK P.M.

All that lot, or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, and on the Southerly side of and binding upon the Bob Duncan County Road and described as follows: Beginning for the outlines of the same at a concrete post on the Southerly side of said County Road at the Northwesterly corner of the lands of Donald Foster; thence (1) by and with the land, of said Donald Foster in a southerly direction 220 feet, more or less, to the land of Lassiter Lumber Co., thence (2) a Westerly direction by and with said Lassiter Land and parallel to said County Road, 215 feet; thence (3) in a Northerly direction by and with the reserved land of Robert W. Duncan, 220 feet to a concrete post on the Southerly side of said County Road; thence (4) in an Easterly direction by and with said County Road, 215 feet to the point of beginning, and being the same land conveyed unto Jesse Lee Duncan and Ruby W. Duncan, his wife, by Robert W. Duncan, widower, by deed dated August 2, 1963 and recorded among the land Records of Somerset County in Liber I.T.P. No. 217, Folio 295.

The above described property is improved by a three bedroom frame ranch home plus living room, kitchen, one bath, carport and utility room.

TERMS OF SALE: Ten per cent (10 per cent) cash on day of sale, balance to bear interest at the rate of 6 per cent per annum and to be secured to the satisfaction of the sellers and to be payable upon ratification of the sale, or all cash at the option of the purchaser. Title papers and revenue stamps at the expense of the purchaser, with taxes adjusted as of the date of sale.

JAMES P. BAILEY
Trustee
Colonial Building
Salisbury, Maryland
Phone: PIoneer 9-5144

AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 15th day of November, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey Trustee for Albee Maryland Homes, Inc.

the purchaser named in this Report of Sale, and made oath in due form of law as follows:

(1) That I, James P. Bailey, attended the sale the property described in the mortgage filed in these proceedings held in Princess Anne, Maryland, on Tuesday, November 15th, 19 66, and purchased the same for Albee Maryland Homes, Inc.

(2) That no other persons, firms or corporations are financially interested or involved, as principal or otherwise.

(3) That I have not directly or indirectly discouraged anyone from bidding on said property.

Affiant

SUBSCRIBED AND SWORN TO, before me, this 15th day of November, A.D., 1966.

Ruth T. Donaway Notary Public

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

LIBER 042 PAGE 59

HEARNE, FOX & BAILEY

ATTORNEYS AT LAW

JAMES P. BAILEY, Trustee for Albee Maryland Homes, Inc. in Deed of Trust	:	No. 8371 Chancery
From:	:	In the Circuit Court for
JESSE LEE DUNCAN, and RUBY DUNCAN, his wife, and MELVIN DUNCAN	:	Somerset County, Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 30th day of November, A.D., 1966, that the sale of the property mentioned in these proceedings and the distribution of the funds arising from said sale, made and reported by James P. Bailey Trustee for Albee Maryland Homes, Inc., under power contained in said Deed of Trust to make sale,

be ratified and confirmed, unless cause to the contrary be shown on or before the 3rd day of January, A.D., 1967, 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 27th day of December, A.D., 1966.

The report states the amount of sale to be SIXTY-FIVE HUNDRED DOLLARS ---------- DOLLARS ($6,500.00).

L. Theodore Shockey
CLERK

HEARNE, FOX & BAILEY
Attorneys at Law

ORDER NISI

NO. 8371 CHANCERY

In the Circuit Court for
Somerset County, Maryland

James P. Bailey, Trustee
for Albee Maryland Homes,
Inc. in Deed of Trust
From
Jesse Lee Duncan, and Ruby
Duncan, his wife, and Melvin Duncan

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 30th day of November, A.D., 1966 that the sale of the property mentioned in these proceedings and the distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee for Albee Maryland Homes, Inc., under power contained in said Deed of Trust to make sale be ratified and confirmed, unless cause to the contrary be shown on or before the 3rd day of January, A.D., 1967, 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 27th day of December, A.D., 1966.

The report states the amount of sale to be SIXTY-FIVE HUNDRED DOLLARS ($6500.)

I. THEODORE PHOEBUS
Clerk of Court

True Copy,
Test: I. Theodore Phoebus, Clk.

32-4tc

FILED
DEC 5 3 PM '67

LIBER 042 PAGE 61

PRINCESS ANNE, MD., 12/5 1966

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said order

Dates Inserted: Nov. 8, 15, 22, 29, 1966

Clarence L. Byrd
Business Manager MARYLANDER and HERALD
pw

FINAL ORDER OF RATIFICATION

ORDERED, this 17th day of January, A.D., 1967, by the Circuit Court for Somerset County, Maryland, in Equity, that the sale and distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee for Albee Maryland Homes, Inc. under power contained in the Deed of Trust 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 BE IT FURTHER ORDERED that the papers of this proceeding need not be referred to the Court Auditor to state an account therein.

E. Monastee Dwer

JUDGE

R# 16138

Alexander G. Jones, Attorney, Ex Parte	:	No. 8588 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Norris Wilson Dryden and Lena Emory Dryden,	:	Somerset County, Maryland
his wife, to the Bank of Somerset,	:	
a body corporate	:	

Mr. Clerk:

Pleade docket the above entitled suit and file the original mortgage among the papers there in.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

For Original Mortgage See Liber 213, Folio 249.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8388 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Norris Wilson Dryden and Lena Emory Dryden,	:	Somerset County, Maryland
his wife, to the Bank of Somerset,	:	
a body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 26th day of October, in the year nineteen hundred and sixty-six, before me, the undersigned officer, personally appeared Edward J. Price, Agent of the Bank of Somerset, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $3,870.91, with interest from April 7, 1966, and also made oath in due form of law 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 Pilchard
Notary Public

For Bond See Bond Book I.T.P. No. 9, Folio 160.

Alexander G. Jones, Attorney, Ex Parte	:	No.8388 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Norris Wilson Dryden and Lena Emory Dryden,	:	Somerset County, Maryland
his wife, to the Bank of Somerset,	:	
a body corporate	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

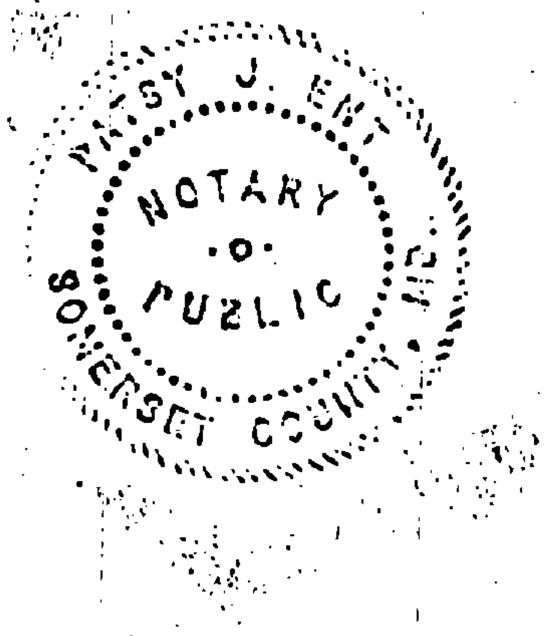
I hereby certify, that on this 29th day of November, 1966, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared William G. Wunderlich, Jr. and Lois E. Wunderlich, his wife, the purchasers of the real estate in the above entitled proceeding and they made oath indue form of law.

1. That in making said purchase they were not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That they did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.



Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 8388 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Norris Wilson Dryden and Lena Emory Dryden,	:	Somerset County, Maryland
his wife, to the Bank of Somerset,	:	
a body corporate	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Norris Wilson Dryden and Lena Emory Dryden, his wife, to the Bank of Somerset, a body corporate, dated December 7, 1962 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 213, folio 249, 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 becomedue 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 himself 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 four 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 29the day of November, 1966, 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 the Town of Princess Anne, East Princess Anne Election District, Somerset County, Maryland, beginning at an iron bounder on the west side of the pavement on the west side of Beechwood Street at the intersection of the brick and cement pavements and at the corner of the lot formerly owned by Dr. C. W. Wainwirght, represented on the plat at the letter "A" and runs thence by and with the west side of the pavement South 9° 54' East 52 feet and 2 inches to another iron bounder; thence South 80° 45' West 47 feet 3 inches by and with a wire fence to the corner; thence by and with the wire fence North 9° 31' West 13 feet 8 inches

to a point within 2 feet 6 inches of the foundation of the house; thence South 80° 29' West 3 feet; thence North 9° 31' West 13 feet 8 inches to an iron bounder; thence South 80° 29' West 7 feet 6 inches to another iron bounder; thence by and with the fence North 6° 20' West 14 feet 8 inches to another iron bounder along side of the woodhouse; thence by and with the side of the woodhouse South 83° 00' West 5 feet 9 inches; thence through the woodhouse and by ans with the partition 12 feet 10 inches to another iron bounder on the line of the said Wainwright property; thence by and with the Wainwright property North 83° 40' East 63 feet 1 inch to the beginning, laid down and described on a plat made by Earle B. Polk, dated July 21, 1919, attached to a deed to Harry C. Dashiell from Anna L. Haines, dated July 24, 1919, and recorded among the aforesaid Land Records in Liber W.J.S. No. 78, folio 492, and being the same and all the land conveyed unto the said Norris Wilson Dryden and Lena Emory Dryden by Mary Eva Taylor, widow, by deed dated March 9, 1957 and recorded among the aforesaid Land Records in Liber B.L.B. No. 181, folio 171, and sold the same to William G. Wunderlich, Jr. and Lois E. Wunderlich, his wife, at and for the sum of five thousand dollars ($5,000.00), 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		$5,000.00
To Clerk of the Circuit Court for costs	$38.00	
To Bond premium	19.00	
To Auctioneer	35.00	
To solicitor's fee	75.00	
To Marylander & Herald, advertising and nisi	62.50	
To 1965 State and County taxes	71.43	
To 1966 State and County taxes - $66.51 (5 months)	27.71	
To 1964 Town taxes	16.80	
To 1965 Town taxes	15.92	
To 1966 Town taxes - $15.03 (5 months)	6.26	
To 1965 Front foot assessment	30.15	
To 1966 Front foot assessment	26.18	
To Water rent	7.20	
To Attorney as commission	400.00	

To Balance to be distributed	4,168.85	
	$5,000.00	$5,000.00
Balance to be distributed		$4,168.85
To Bank of Somerset, mortgage principal	$3,870.91	
To Bank of Somerset, interest	152.22	
To Norris Wilson Dryden and Lena Emory Dryden	145.72	
	$4,168.85	$4,168.85

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of November, in the year nineteen hundred and sixty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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.

PATSY J. ENT NOTARY PUBLIC SOMERSET COUNTY, MD.

Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8388 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Norris Wilson Dryden and Lena Emory Dryden,	:	Somerset County, Maryland
his wife, to the Bank of Somerset,	:	
a body corporate	:	

Ordered by the Circuit Court for Somerset County, this 29th day of November, in the year nineteen hundred and sixty-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, 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 January, 1967, 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 29th day of December, 1966.

The report states the amount of sales to be $5,000.00

L. Theodore Thorbourne
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8388 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Norris Wilson Dryden and Lena Emory Dryden,	:	Somerset County, Maryland
his wife, to the Bank of Somerset,	:	
a body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 5-th day of January, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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

LIBER 042 PAGE 70

FILED

DEC 29 2 15 PM '66

PRINCESS ANNE, MD., 12/29 1966

This is to certify that the annexed Order Nisi

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said order

Dates Inserted: 12/1/8/15/22, 1966

Clarence L. Byrd

Business Manager MARYLANDER and HERALD

plu

ORDER NISI

NO. 8388 CHANCERY
In the Circuit Court for
Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Norris Wilson Dryden and Lena Emory Dryden, his wife, to the Bank of Somerset, a body corporate

ORDERED by the Circuit Court for Somerset County, this 29th day of November, in the year nineteen hundred and sixty-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, 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 January, 1967, 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 29th day of December, 1966.

The report states the amount of sales to be $5,000.00.

I. THEODORE PHOEBUS
Clerk of the Circuit Court
for Somerset County, Maryland
True Copy,
Test: I. Theodore Phoebus, Clk.
31-4tc

NOV 23 1967

R#16139

Alexander G. Jones, Attorney, Ex Parte	:	No. 8389 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Jerry C. Carter and Yvonne C. Carter, his	:	Somerset County, Maryland
wife to the Bank of Somerset, a body corporate:		

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

For Original Mortgage See Liber 216, Folio 596.

LIBER 142 PAGE 72

Alexander G. Jones, Attorney, Ex Parte		No. _____ Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Jerry C. Carter and Yvonne C. Carter, his wife:		Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 26th day of October, 1966, before me, the undersigned officer, personally appeared Edward J. Price, Agent 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 $3,253.98, with interest from January 6, 1966, and also made oath in due form of law 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 reserved 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.

NOTARY PUBLIC SOMERSET COUNTY, MD.

Patsy J. Ent
Notary Public

For Bond See Bond Book I.T.P. No. 9, Follo 161

Alexander G. Jones, Attorney, Ex Parte	:	No. 8389 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Jerry C. Carter and Yvonne C. Carter, his wife,	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of November, 1966, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Edward J. Price, President of the Bank of Somerset the purchaser of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

Eunice Pilchard
Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 8389 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Jerry C. Carter and Yvonne C. Carter, his wife	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Jerry C. Carter and Yvonne C. Carter, his wife, to the Bank of Somerset, a body corporate, dated November 6, 1963 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 216, folio 596, 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 himself 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 four 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 November, 1966, 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 Lawsons Election District, Somerset County, Maryland, near the Town of Crisfield, lying and being situate on a thirty foot road or street known as Burton Avenue extending in a westerly direction from the Crisfield-Marion state highway to another state highway designated on the plat hereinafter referred to as the "Jacksonville State Road", which is designated and distinguished as Lot No. 13 on the plat known as the "Descriptive Plat of Sub-Division No. 1 surveyed for the heirs of Sarah E. McGrath", prepared by W. Ballard Miles, Registered Surveyor, dated June 10, 1944 and recorded among the Land Records of Somerset County in Plat Book B.L.B. No. 1, folio 13, and being the same and all

the land conveyed unto the said Jerry C. Carter and Yvonne C. Carter by John W. S. Justice and Viola L. Justice by deed dated November 6, 1963 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 219, folio 151, and sold the same to the Bank of Somerset, a body corporate, at and for the sum of forty-one hundred fifty-five dollars and forty-five cents ($4155.45), 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		$4,155.45
To Clerk of the Circuit Court for costs	$38.00	
To Bond premium	14.00	
To Auctioneer	35.00	
To solicitor's fee	75.00	
To The Crisfield Times, advertising and nisi	49.38	
To 1964 State and County taxes	64.64	
To 1965 State and County taxes	66.71	
To 1966 State and County taxes - $62.12 (5 months)	25.90	
To Attorney as commission	357.77	
To Balance to be distributed	3,429.05	
	$4,155.45	$4,155.45
Balance to be distributed		$3,429.05
To Bank of Somerset, mortgage principal	$3,253.98	
To Bank of Somerset, interest	175.07	
	$3,429.05	$3,429.05

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of November, in the year nineteen hundred and sixty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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.

PATSY J. TAT NOTARY PUBLIC SOMERSET COUNTY, MD.

Patsy J. Tat
Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8389 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Jerry C. Carter and Yvonne C. Carter, his wife	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County this 29th day of November, in the year nineteen hundred and sixty-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, 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 January, 1967, 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 29th day of December, 1966.

The report states the amount of sales to be $4,155.45.

J. Theodore Phoebus
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8389 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Jerry C. Carter and Yvonne C. Carter, his wife	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 5th day of January, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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. Mowbray Dixon
Judge

LIBER 042 PAGE 78

FILED

JAN 5 2 42 PM '67

ORDER NISI

Alexander G. Jones, Attorney. Ex Parte, under power contained in Mortgage from Jerry C. Carter and Yvonne C. Carter, his wife: to the Bank of Somerset,, a body corporate

* * * * * * * *

No. 8389 Chancery. In the Circuit Court for Somerset County, Maryland

* * * * * * * *

Ordered by the Circuit Court for Somerset County this 29th day of November, in the year nineteen hundred and sixty-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, 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 January, 1967, 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 29th day of December, 1966.

The report states the amount of sales to be $4,155.45.

True Copy,
Test: I. Theodore Phoebus,
Clerk of the Circuit Court

12-2-4t

CRISFIELD, MD., January 3 19 67

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 4 weeks beginning with the issue of December 2 19 66 and ending December 23 19 66.

E. L. Jones

Publisher, THE CRISFIELD TIMES

NOV 29 1967

Alexander G. Jones, Attorney, Ex Parte : No. 8392 Chancery
under power contained in Mortgage from : In the Circuit Court for
Clarence Jefferson and Margaret P. Jefferson, : Somerset County, Maryland
his wife, to the Bank of Somerset, a body :
corporate :

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland 21853
Telephone: 651-2747

For Original Mortgage See Liber No. 197, Folio 170.

LIBER 042 PAGE 79

LIBER 042 PAGE 80

Alexander G. Jones, Attorney, Ex Parte	:	No. 8392 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Clarence Jefferson and Margaret P. Jefferson,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a body	:	
corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 7th day of November, 1966, before me, the undersigned officer, personally appeared Robert H. Truitt, Agent 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 $1,305.31, with interest from May 5, 1966, and also made oath in due form of law 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 reserved 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 Pilchard
Notary Public

For Bond See Bond Book I.T.P. No. 9, Folio 163.

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Clarence Jefferson and Margaret P. Jefferson, his wife, to the Bank of Somerset, a body corporate	:	No. 8392 Chancery In the Circuit Court for Somerset County, Maryland

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of December, 1966, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Edward J. Price, President of the Bank of Somerset the purchaser of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

Eunice Pilchard
Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 8392 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Clarence Jefferson and Margaret P. Jefferson,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a body	:	
corporate	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Clarence Jefferson and Margaret P. Jefferson, his wife, to the Bank of Somerset, a body corporate, dated March 4, 1960 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 197, folio 170, 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 the 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 6th day of December, 1966, 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 Tangier Election District, Somerset County, Maryland, on the south side of the county road leading to the Woodall land, and beginning at a point on the said county road at the northwest corner of the land of Littleton Teagle; thence running by and with the said county road in a westerly direction 101.775 feet to a stone set up; thence in a straight line in a southerly direction 107 feet to another stone; thence in an easterly direction in a line parallel to the said county road 101.775 feet to another stone on the land

of the said Teagle; thence by and with the land of the said Teagle in a northerly direction 107 feet to the place of beginning, containing one-fourth ($\frac{1}{4}$) acre, more or less, and being the same and all the land which was conveyed unto the said Clarence Jefferson and Margaret P. Jefferson, his wife, by Julius Church, widower, by deed dated February 17, 1948 and recorded among the aforesaid Land Records in Liber B.L.B. No. 142, folio 247, and sold the same to Bank of Somerset, a body corporate of the State of Maryland, at and for the sum of nineteen hundred eighteen dollars and eighty-seven cents ($1918.87), 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			$1918.87
To Clerk of the Circuit Court for costs		$38.00	
To Bond premium		10.00	
To Marylander and Herald, advertising and nisi		51.25	
To Solicitor's fee		75.00	
To Auctioneer		20.00	
To 1962 State and County taxes		43.79	
To 1963 State and County taxes		41.70	
To 1964 State and County taxes		39.62	
To 1965 State and County taxes		38.07	
To 1966 State and County taxes - $36.62	½	18.31	
To Attorney as commission		191.89	
To Balance to be distributed		1351.24	
		$1918.87	$1918.87
Balance to be distributed			$1351.24
To Bank of Somerset, mortgage principal		$1305.31	
To Bank of Somerset, interest		45.93	
		$1351.24	$1351.24

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of December, in the year nineteen hundred and sixty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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 PILCHARD NOTARY PUBLIC SOMERSET COUNTY, MD.

Eunice Pilchard
Notary Public

FILED
JAN 10 3 45 PM '67

PRINCESS ANNE, MD. January 10, 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said order

Dates Inserted: Dec. 8, 15, 22, 29, 1966

Clarence L. Byrd
Business Manager MARYLANDER and HERALD

ORDER NISI

No. 8392 Chancery

In the Circuit Court for Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Clarence Jefferson and Margaret P. Jefferson, his wife, to the Bank of Somerset, a body corporate

ORDERED by the Circuit Court for Somerset County, this 6th day of December, in the year nineteen hundred and sixty-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, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of January, 1967, 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 5th day of January, 1967.

The report states the amount of sales to be $1918.87.

I. THEODORE PHOEBUS
Clerk of the Circuit Court
for Somerset County, Maryland
True Copy,
Test: I. Theodore Phoebus, Clk.
82-4to

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8392 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Clarence Jefferson and Margaret P. Jefferson,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a body	:	
corporate	:	

Ordered by the Circuit Court for Somerset County, this 6th day of December, in the year nineteen hundred and sixty-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, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of January, 1967, 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 5th day of January, 1967.

The report states the amount of sales to be $1918.87.

J. Thaddeus Phoebus
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8392 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Clarence Jefferson and Margaret P. Jefferson,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a body	:	
corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 10th day of January, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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 give as required by the Order Nisi passed in said cause.

E. McMaster Duer.
Judge

R. 14225

LIBER 042 PAGE 86

Alexander G. Jones, Attorney, Ex Parte	:	No. 8393 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Robert Hitch and Carrie Hitch, his wife,	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland 21853
Telephone: 651-2747

For Original Mortgage See Liber No. 216, Folio 47.

Alexander G. Jones, Attorney, Ex Parte	:	No. 5393 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Robert Hitch and Carrie Hitch, his wife,	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 7th day of November, 1966, before me, the undersigned officer, personally appeared Robert H. Truitt, Agent 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 $1,767.15, with interest from July 19, 1966, and also made oath in due form of law 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 reserved 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 Pilchard
Notary Public

For Bond See Bond Book I.T.P. No. 9, Folio 164.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8393 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Robert Hitch and Carrie Hitch, his wife,	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of December, 1966, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Edward J. Price, President of the Bank of Somerset the purchaser of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

Peter J. Eat
Notary Public

PETER J. EAT NOTARY PUBLIC SOMERSET COUNTY, MD.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8393 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Robert Hitch and Carrie Hitch, his wife,	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Robert Hitch and Carrie Hitch,his wife, to the Bank of Somerset, a body corporate, dated July 19, 1963 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 216, folio 47, 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 himself 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 four 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 6th day of December, 1966, 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 Mt. Vernon Election District, Somerset County, Maryland, binding on the east side of Reading's Road and beginning on the east side of said road at the southwest corner of the land of Charles Wagner; thence in a southerly direction by and with said Reading's Road 50 feet to an iron stob; thence in an easterly direction in a line parallel to the said Wagner land to an iron post; thence in a northerly direction by and with said Wagner land to the Wagner land; thence in a westerly direction by and with said Wagner land to the place of beginning, and being the same and all the land conveyed unto the said Robert Hitch and Carrie Hitch by Alberta Hitch and Isaac Hitch by deed dated December 15, 1956 and recorded

among the Land Records of Somerset County in Liber B.L.B. No. 180, folio 390, and sold the same to the Bank of Somerset, a body corporate of the State of Maryland, at and for the sum of twenty-two hundred ninety-five dollars and thirty-two cents ($2295.32), 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		$2,295.32
To Clerk of the Circuit Court for costs	$38.00	
To Bond premium	10.00	
To Auctioneer	20.00	
To solicitor's fee	75.00	
To Marylander & Herald, advertising and nisi	52.50	
To 1964 State and County taxes	25.73	
To 1965 State and County taxes	24.74	
To 1966 State and County taxes - $23.02 (6 months)	11.51	
To Attorney as commission	229.53	
To Balance to be distributed	1,808.31	
	$2,295.32	$2,295.32
Balance to be distributed		$1,808.31
To Bank of Somerset, mortgage principal	$1,767.15	
To Bank of Somerset, interest	41.16	
	$1,808.31	$1,808.31

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of December, in the year nineteen hundred and sixty-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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.

PUBLIC SOMERSET COUNTY

Witness my hand and Notarial Seal the day and year above written.

Patsy J. Ent
Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8393 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Robert Hitch and Carrie Hitch, his wife,	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County, this 6th day of December, in the year nineteen hundred and sixty-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, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of January, 1967, 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 5th day of January, 1967.

The report states the amount of sales to be $2,295.32.

J. Thomas Thorburn
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8393 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Robert Hitch and Carrie Hitch, his wife,	:	Somerset County, Maryland
to the Bank of Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 10th day of January, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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. Norman Dixon
Judge

FILED

JAN 10 3 45 PM '67

LIBER 042 PAGE 92

PRINCESS ANNE, MD., January 10, 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Dec. 8, 15, 22, 29, 1966

James L. Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

No. 8393 Chancery

In the Circuit Court for Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Robert Hitch and Carrie Hitch, his wife, to the Bank of Somerset, a body corporate

ORDERED by the Circuit Court for Somerset County, this 6th day of December, in the year nineteen hundred and sixty-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, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of January, 1967, provided a copy of this order be inserted n some newspaper published in said Somerset County once in each of four successive weeks before the 5th day of January, 1967.

The report states the amount of sales to be $2,295.32.

I. THEODORE PHOEBUS
Clerk of the Circuit Court
for Somerset County, Maryland
True Copy,
Test: I. Theodore Phoebus, Clk.

82-4tc

#3887

In the Matter of the	*	In the Circuit Court
	*	
Sale of Real Property of	*	For Somerset County,
	*	
Beverly Sterling Tyler,	*	State of Maryland
	*	
an Infant, and	*	No. 800/Chancery
	*	
William Tyler, an Infant	*	
	*****	

PETITION FOR SALE

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of Virginia N. Sterling, mother and next friend of Beverly Sterling Tyler, and Stanford Tyler, father and next friend of William Tyler, by Harry T. Phoebus, Jr., their attorney, respectfully represents:

First: That Beverly Sterling Tyler is an infant, 18 years of age, and is seized and possessed of an undivided one-half interest in certain real property described as follows:

> ALL that lot or parcel of land situate, lying and being in Crisfield Election District, Somerset County, State of Maryland, binding on the East side of the Old State Road leading from Crisfield to Hopewell and fronting 80 feet thereon; being bounded on the South by the land of William Saltz, and being all and the same land which was conveyed to Clement R. Sterling, Sr. by Amy Horsey by deed dated September 22, 1953 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 160, folio 450; the said Beverly Sterling Tyler having inherited an undivided one-third interest therein from Clement R. Sterling, Sr., intestate, and having acquired an undivided one-sixth interest therein by deed from

Clement Sterling, Jr. and wife, dated October 17, 1960, and recorded as aforesaid in Liber G.J.B. No. 201, folio 173; that the remaining undivided one-half interest in the said property is owned by the said Virginia N. Sterling.

Second: That the said real property is improved by a dwelling house and is encumbered by a mortgage to the Bank of Crisfield, dated October 17, 1960 and recorded as aforesaid in Liber G.J.B. No. 202, folio 17, securing an unpaid balance of approximately Two Thousand Nine Hundred Dollars ($2,900.00), and by State and County taxes for the year 1963, amounting to One Hundred Seven Dollars and Ten Cents ($107.10); that the execution of the said mortgage was authorized by this Honorable Court by decree passed in No. 7634 Chancery.

Third: That since the passage of the said decree in No. 7634 Chancery, the said Beverly Sterling Tyler has intermarried with the said William Tyler, also an infant who accordingly possesses a dower interest in the above-described land; that they make their home in the Asbury section near Crisfield, near his family, and that they have no desire to live in the dwelling located on the property described herein; that contrarily it is their desire to dispose of the interest of the said Beverly Sterling Tyler in the said property.

Fourth: That Lorenzo D. Ward, III and Lula Anne Ward, his wife, have offered to pay your Petitioner, Virginia N. Sterling, and the said Beverly Sterling Tyler and William Tyler, the sum of Seven Thousand Dollars ($7,000.00) for the said property. That your Petitioners believe and therefore allege that the said price is a fair and reasonable price for the property, and that considering the general conditions in the Crisfield area, it is more likely that the property would decrease in value rather than increase in value by the time the said infant, Beverly Sterling Tyler, reaches majority. That

your Petitioners believe and therefore allege that it is for the benefit and advantage of the said Beverly Sterling Tyler and William Tyler for the said property to be sold for the offered sum of Seven Thousand Dollars ($7,000.00).

TO THE END, THEREFORE:

(a) That a decree may be passed by this Honorable Court authorizing and directing the sale of the interest of the said Beverly Sterling Tyler and the dower of the said William Tyler in the real estate described in the aforegoing Petition to Lorenzo D. Ward, III and Lula Anne Ward, his wife, for the sum of Three Thousand Five Hundred Dollars ($3,500.00), subject to payment of taxes and encumbrances and any other charges against the property.

(b) That this Honorable Court may appoint a Trustee to take such action as may be necessary to carry out the terms of its decree.

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

May it please your Honor to grant unto your Petitioners the writ of subpoena directed to the said Beverly Sterling Tyler and William Tyler, her husband, residing at Crisfield, Somerset County, Maryland, commanding each of them to be and appear in this Court, in person or by solicitor, 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 further to direct that a copy thereof be served upon the parent, guardian or other person having custody of each of the said Beverly Sterling Tyler and William Tyler.

AND as in duty bound, etc.

Harry T. Phoebus, Jr.
Solicitor for Petitioners
Crisfield, Maryland
Crisfield 750

Virginia N. Sterling

Stanford Tyler

LIBER 042 PAGE 96

THE STATE OF MARYLAND

Somerset County, to Wit:

TO Beverly Sterling Tyler, an Infant, Virginia N. Sterling, Next Friend & Mother
William Tyler, an Infant, Stanford Tyler Father and Next Friend

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 In the Matter of the Sale of Real Property of Beverly Sterling Tyler, an Infant, and William Tyler, An Infant

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 January Nineteen Hundred and Sixty-four.

Issued the 28th day of January 19 64.

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.~~

IF YOU FAIL TO FILE AN ANSWER OR OTHER DEFENSE ON OR BEFORE FEBRUARY 18, 1964, THE PLAINTIFF MAY OBTAIN A DECREE PRO CONFESSO AGAINST YOU.

Solicitor(s) for Complainant(s)

Name Harry T. Phoebus, Jr.

Address Crisfield, Maryland

I. Theodore Phoebus
Clerk.

Sheriff's Return
"Summoned several and copy of Subpoena and Petition for Sale left with each
1/29/64.
/s/ Isaac H. Dorsey
Isaac H. Dorsey, Sheriff

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Beverly Sterling Tyler,	*	State of Maryland
an Infant , and William Tyler,	*	No. 8001 Chancery
an Infant.	*	

*****

ORDER OF COURT

The petition, filed herein, having been served upon Beverly Sterling Tyler, infant, and it appearing that there is no guardian or committee to appear, answer and defend for her, it is therefore this 29th day of January, 1964, by the Circuit Court for Somerset County, Maryland, ORDERED that Willard L. Smith, Jr., be and he is hereby appointed as Guardian Ad Litem to represent the said Beverly Sterling Tyler.

E. McMaster Duer

E. McMaster Duer
Judge

In the Matter of the	*	In the Circuit Court
	*	
Sale of Real Property of	*	For Somerset County,
	*	
Beverly Sterling Tyler,	*	State of Maryland
	*	
an Infant, and William Tyler,	*	No. 8001 Chancery
	*	
an Infant.	*	
	*****	

ORDER OF COURT

The petition, filed herein, having been served upon William Tyler, infant, and it appearing that there is no guardian or committee to appear, answer and defend for him, it is therefore this 29th day of January, 1964, by the Circuit Court for Somerset County, Maryland, ORDERED that Willard L. Smith, Jr., be and he is hereby appointed as Guardian Ad Litem to represent the said William Tyler.

E. McMaster Duer

E. McMaster Duer
Judge

In the Matter of the	*	In the Circuit Court
	*	
Sale of Real Property of	*	For Somerset County,
	*	
Beverly Sterling Tyler,	*	State of Maryland
	*	
an Infant	*	No. 8001 Chancery
	*	
	*	
	*****	

ANSWER OF GUARDIAN AD LITEM

The Answer of Willard Smith, Jr. , Guardian ad Litem of Beverly Sterling Tyler, infant, to the petition filed herein, respectfully represents:

That he neither admits or denies the matters and facts set forth in the petition filed herein, but requires the strict proof thereof.

AND as in duty bound, etc.

Willard Smith Jr.
Guardian Ad Litem for
Beverly Sterling Tyler

I hereby certify that a copy of the aforegoing Answer was mailed to Harry T. Phoebus, Jr., Esq., Solicitor for Petitioners, at his office in Crisfield, Maryland, by regular U.S. mail, postage prepaid, this day of January, 1964.

Willard Smith Jr.

In the Matter of the Sale of Real Property of Beverly Sterling Tyler, an Infant	* * * * * * * * * * *****	In the Circuit Court For Somerset County, State of Maryland No. 1001 Chancery

ANSWER OF GUARDIAN AD LITEM

The Answer of Willard Smith, Jr., Guardian ad Litem of William Tyler, infant, to the petition filed herein, respectfully represents:

That he neither admits or denies the matters and facts set forth in the petition filed herein, but requires the strict proof thereof.

AND as in duty bound, etc.

Willard Smith Jr.
Guardian Ad Litem for
William Tyler

I hereby certify that a copy of the aforegoing Answer was mailed to Harry T. Phoebus, Jr., Esq., Solicitor for Petitioners, at his office in Crisfield, Maryland, by regular U.S. mail, postage prepaid, this day of January, 1964.

Willard Smith Jr.

In the Matter of the	*	In the Circuit Court
	*	
Sale of Real Property of	*	For Somerset County,
	*	
Beverly Sterling Tyler,	*	State of Maryland
	*	
an Infant	*	No. 8001 Chancery
	*	
	*****	

I, William A. Martin, Jr., Standing Examiner of this Court, do hereby certify that at the law office of Harry T. Phoebus, Jr., in Crisfield, Maryland, on ~~Thursday~~ Friday, January ~~30~~ 31, 1964 at 4:55 p.m. did take the following depositions, that is to say:

Virginia N. Sterling, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your name and address.
A. Virginia N. Sterling, Crisfield, Maryland.

Q. Are you the petitioner in this matter and is Beverly Sterling Tyler your daughter?
A. Yes.

Q. How old is Beverly Sterling Tyler?
A. She was 18 in November, 1963.

Q. Is she married, and if so, to whom?
A. Yes, to William Tyler.

Q. Please describe the property that is involved in these proceedings?
A. It is a house and lot on the Old State Road near Crisfield. The lot is 80 feet in width and the house is a room bungalow, brick and wood. The house was constructed in 19 , and is in good condition. My daughter and I lived together in this house after the death of my husband, Clement Sterling, Sr. until my daughter's marriage.

Q. Please describe the ownership of this property?
A. I own an undivided one-half interest in it, and my daughter, Beverly Sterling Tyler, owns an undivided one-half interest in it. We each inherited a one-third interest in it from my husband, Clement Sterling, Sr., and we bought, jointly, the one-half interest of Clement Sterling, Jr.

Q. Do either you or your daughter live in this property now?
A. No. My daughter and her husband live in the Asbury section of Crisfield where her husband's family is, and they have indicated they have no desire whatsoever to live in this property or in the vicinity.

Q. Have you had an offer for the sale of this property?
A. Yes, Lorenzo D. Ward, III and Lula Anne Ward, his wife, have offered to pay us $7,000 for the property.

Q. Do you feel that this is a reasonable and fair offer?
A. Yes.

Q. Do you feel that it is in the best interest and to the benefit and advantage of your daughter, Beverly Sterling Tyler, that her interest in this property be sold pursuant to this offer?
A. Yes.

Q. Are there any liens or encumbrances against this property?
A. Yes, there is a mortgage to the Bank of Crisfield with an outstanding balance of about $2,900 and the 1963 taxes amounting to $105 plus interest.

Q. How old is William Tyler, the husband of your daughter?
A. 20.

Q. Do you feel that it would be for the benefit and advantage of the said William Tyler that this property and his dower interest therein be disposed of as described above?
A. Yes.

William A. Martin Jr.
William A. Martin, Jr.

Virginia N. Sterling
Virginia N. Sterling

F. Doyle Tyler, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your name and address.
A. F. Doyle Tyler, Crisfield, Maryland.

Q. Are you the President of the Bank of Crisfield?
A. Yes.

Q. In the course of your banking activities, have you become familiar with the values of real estate in about the Crisfield area, and the general market conditions relating to real estate in and about the Crisfield area?
A. Yes, this is obviously necessary in evaluating loans and loan applications.

Q. Are you familiar with the property described in these proceedings, namely the residence property formerly owned by Clement R. Sterling, Sr. and presently owned by Virginia N. Sterling and Beverly Sterling Tyler?
A. Yes.

Q. Do you have an opinion as to the value of that property, and if so, at what evaluation would you place it?
A. Yes, considering the present conditions of the real estate market in the Crisfield area, I would consider $7,000 the reasonable value of the property.

Q. Do you believe that it would be for the benefit and advantage of Beverly Sterling Tyler, who is an infant, and her husband, William Tyler, who is also an infant, for the said property to be sold for the offered price of $7,000?
A. Yes, considering the present real estate market conditions in the area.

William A. Martin, Jr. — F. Doyle Tyler

Norman C. Mason, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your name and address.
A. Norman C. Mason, Crisfield, Maryland.

Q. What is your occupation?
A. I am in business in Crisfield.

Q. Are you familiar with real estate values in the Crisfield area, and in the course of your business, have you occasion to deal in real estate in the general Crisfield area?
A. Yes.

Q. Are you familiar with the property formerly owned and occupied by Clement R. Sterling, Sr. and presently owned by Virginia N. Sterling and Beverly Sterling Tyler, her daughter, that is the residence property?
A. Yes, I am.

Q. Do you have an opinion as to the value of this property?
A. Yes, I appraised the property back in 1960 when they bought the interest of Clement Sterling, Jr.

Q. In your opinion, what is the fair market value of this property?
A. I previously appraised it at $400 for the land and $6,600 for the dwelling. In my opinion, it would not exceed that amount now.

Q. Then you consider $7,000 to be a fair and reasonable offer for this property at the present time?
A. Yes, I do.

William A. Martin, Jr. — Norman C. Mason

William Tyler, a witness produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your name and address.
A. William Tyler, Crisfield, Maryland.

Q. Are you the husband of Beverly Sterling Tyler?
A. Yes.

Q. How old are you?
A. 20, I will be 21 in May.

Q. Where do you and your wife live at the present time?
A. In the Lawsonia section near Crisfield.

Q. What are the intentions of you and your wife as far as the dwelling property on the Old State Road, described in these proceedings?
A. We have no intention of living in this property; we don*t feel that renting it is satisfactory, and accordingly, we would like to sell it.

Q. Do you feel there is a possibility that you might wish to live in this property at some later date?
A. No, we are settled and more content in the place where we live now.

William A. Martin Jr.
William A. Martin, Jr.

William Tyler
William Tyler

There being no further witnesses to be examined and at the suggestion of the Solicitor for the Plaintiff, the depositions are herewith returned to the Court, and I further certify that the annexed bill of costs is correct and paid by the plaintiff. This examination was conducted in compliance with General Equity Rule 38A. The examiner remained in the same room with the witnesses throughout the taking of the testimony. In his judgement, no examination or cross-examination was proper or necessary, other than that set forth above, for a full presentation of the true facts in the case. There were no irregularities or unusual circumstances in the taking of the testimony or in the conduct of the proceedings.

Bill of Costs:

Examiner $10.00

As witness my hand and seal.

William A. Martin Jr. (SEAL)
Examiner in Chancery

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Beverly Sterling Tyler,	*	State of Maryland
an Infant	*	No. 8001 Chancery
	*	

*****

ORDER OF COURT

Upon the petition and testimony filed herein, it is this 11th day of February, 1964, ADJUDGED, ORDERED and DECREED by the Circuit Court for Somerset County, Maryland, in Equity, that the interest of Beverly Sterling Tyler, an infant, and the dower of William Tyler, an infant, in the real estate described in the petition filed herein, be sold for a sum not less than Three Thousand Five Hundred Dollars ($3,500.00), subject to the payment of taxes, encumbrances or any other charges against the property;

AND it is further Ordered and Decreed that Harry T. Phoebus, Jr. is hereby appointed as Trustee for the sole purpose of executing a Deed on behalf of the said Beverly Sterling Tyler and William Tyler, infants, conveying their interest in the real estate described in these proceedings, at and for a sum of not less than Three Thousand Five Hundred Dollars ($3,500.00), subject to the payment of any taxes, encumbrances or other charges against said real estate; and the said Harry T. Phoebus, Jr., Trustee as aforesaid, is authorized and directed to execute such a deed on behalf of the said infants, and to make a report of his proceedings in this regard, and to comply with such further order or decree as may be passed in this cause.

E. McMaster Duer

E. McMaster Duer
Judge

LIBER 042 PAGE 105

In the Matter of the	*	No. 8001 Chancery
Sale of Real Property	*	In the Circuit Court
of Beverly Sterling Tyler,	*	For Somerset County,
an Infant	*	State of Maryland

*****

REPORT OF SALE

The Report of Sale of Harry T. Phoebus, Jr., Trustee, respectfully sets forth:

That, pursuant to decree of this Honorable Court, dated February 11, 1964, he sold the interest of Beverly Sterling Tyler, an infant, and the dower of William Tyler, infant, in the real estate described in the above-entitled cause to Lorenzo D. Ward, Jr. and Ada S. Ward, his wife (who took title on behalf of Lorenzo D. Ward, III and Lula Anne Ward, his wife, both of whom are minors) for the sum of Three Thousand Five Hundred Dollars ($3,500); and he executed a deed on behalf of the said Beverly Sterling Tyler and William Tyler, infants, conveying their interest in the said real estate unto the said Lorenzo D. Ward, Jr. and Ada S. Ward, his wife.

That an accounting of the said sale is as follows:

Total Sale			$3,500.00
Less:	Court costs	$ 51.50	
	Examiner	10.00	
	Appraisers	10.00	
	Bank of Crisfield, mortgage	1,510.43	
	State & County taxes	53.81	
	Trustee, agreed fee in lieu of commission	50.00	
		$1,685.74	
Balance		1,814.26	
		$3,500.00	$3,500.00

Respectfully submitted,

Harry T. Phoebus, Jr.

Harry T. Phoebus, Jr., Trustee

Eord.
MAR 13 1968

Rt 10313

Wade D. Ward, Attorney
and Assignee in the
Mortgage made by Charles
E. Collins, Jr. and Stella
Louise Collins, his wife,
to the Bank of Crisfield,
a body corporate

In Equity No. 8180

In the Circuit Court for

Somerset County, Maryland

Mr. Clerk:

Please file the enclosed mortgage in Chancery Docket for the purpose of foreclosure and collection.

Wade D. Ward
Attorney for Plaintiff

For Mortgage See Mortgage Records Book No. 218, folio 593.

For Bond See Bond Book No. 9, Page 57.

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to the Bank of Crisfield, a body corporate.

No. 8180 Chancery
In the Circuit Court for Somerset County, Maryland

LIBER 042 PAGE 108

AFFIDAVIT OF MORTGAGEE

I HEREBY CERTIFY that on this 27th day of July, 1965, personally appeared before me F. Doyle Tyler, President of the Bank of Crisfield, a body corporate and made oath in due form of law that the total amount due on the mortgage in the above entitled case is Forty Six Hundred Seventy Six Dollars and Eight Cents ($4,676.08) on principal and interest.

Witness my hand and Notarial Seal.

Notary Public

COMMISSION EXPIRES JAN. 1, 1966 NOTARY PUBLIC SOMERSET CO.

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. 8180 Chancery

In the Circuit Court for

Somerset County, Maryland

R E P O R T O F S A L E

To the Honorable, the Judges of said Court:

The report of sale of Wade D. Ward, Assignee of a mortgage made and executed by Charles E. Collins, Jr. and Stella Louise Collins, his wife, to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated March 26, 1964, recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 218, folio 593, 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 in each of three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of the Post Office in Crisfield, Marylad on the 24th day of July, 1965, at 2:00 P.M., then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate, lying and being in Crisfield Election District, Somerset County, State of Maryland, and lying and binding on the easterly side of the county road leading from Mariners Methodist Church to Mason's Corner and fronting one hundred thirty-two (132) feet on said road and running back a uniform depth of three hundred eighty-four (384) feet and being bounded on the north by the property owned or formerly owned by Elmer Handy and on the south by the reserved land of Elmer Morgan and wife; the land hereby granted and conveyed being rectangular in size and being one hundred thirty-two (132) feet in width measured from the property of said Handy and being three hundred eighty-four (384) feet in depth and being a part, only, of all that land which was conveyed unto Elmer Morgan and wife, by Walter A. Muir and wife, by deed dated July 27, 1945, and recorded in Liber B.L.B. No. 132, folio 137; and being the same and all that property conveyed to Lennie Somers and Melissa Somers, his wife, from Elmer F. Morgan and Hilda Morgan, his wife, by deed dated August 18, 1947, and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 141, folio 259; and being the same and all that property conveyed to Charles E. Collins, Jr. and Stella Louise Collins, his wife, from Lennie Somers and Melissa Somers, his wife, by deed duly recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 219, folio 483.

And the said property was sold to Floyd Thomas Poole and Glenda Faye Poole, his wife, they being then and there the highest bidders therefor, at and for the sum of Sixty-One Hundred Dollars ($6,100.00) 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 27th day of July, 1965, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Wade D. Ward, attorney named in the aforegoing 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, information and belief and the sale therein mentioned and reported was fairly made.

Witness my hand and Notarial Seal the day and year first above written.

Alice C. Webster
Notary Public

ALICE C. WEBSTER NOTARY PUBLIC SOMERSET COUNTY, MD.

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. Chancery In the Circuit Court for Somerset County, Maryland

O R D E R N I S I

ORDERED that thesale 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 30th day of August, 1965, provided a copy of this order be inserted in some weekly news paper printed in Somerset County once in each of three successive weeks before the 18th day of August, 1965.

The report states the amount of sale of Sixty-One Hundred Dollars ($6100.00).

I. Theodore Gaeltus
Clerk

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage from Charles E. Collins, Jr. and Stella Louise Collins, his wife, to the Bank of Crisfield, a body corporate, and by assignment to Wade D. Ward for foreclosure and collection.

In Equity No. 8180

In the Circuit Court for

Somerset County, Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 27th day of July, 1965, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Floyd Thomas Poole and Glenda Faye Poole, his wife, purchasers of the real estate in the above entitled proceedings and they made oath in due form of law:

1. That in making said purchase they were not acting as agents for anyone.

2. That other interest in said purchase as principal is none.

3. That they did not directly or indirectly discourage anyone from bidding for said property.

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

Jane Sabatini
Notary Public

NOTARY PUBLIC SOMERSET CO.

Wade D. Ward, Solicitor

Public Sale

— Of —

Valuable Property

By virtue of the power and authority contained in a mortgage from Charles E. Collins, Jr. and Stella Louise Collins, his wife, to the Bank of Crisfield, a body corporate, dated March 26, 1964, recorded among the Land Records of Somerset County, Maryland, in Liber I. T. P. No. 218 folio 593, which said mortgage has been duly assigned to the undersigned by said Bank of Crisfield, a body corporate, as aforesaid, by assignment dated June 25, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I. T. P. No. 218, folio 595, for the purpose of foreclosure and collection, default having occurred under the conditions of said mortgage, I will sell at public auction in front of the Post Office at Crisfield, Maryland, on

Sat., July 24, 1965

at or about the hour of 2:00 P.M., all that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, and more particularly described as follows:

All that lot or parcel of land situate as aforesaid, and lying and binding on the easterly side of the County Road leading from Mariners Methodist Church to Mason's Corner and fronting one hundred thirty-two (132) feet on said Road and running back a uniform depth of three hundred eighty-four (384) feet and being bounded on the north by the property owned or formerly owned by Elmer Handy and on the south by the reserved land of Elmer Morgan and wife; and the land hereby granted and conveyed being rectangular in size and being one hundred thirty-two (132) feet in width measured from property of said Handy and being three hundred eighty-four (384) feet in depth and being a part, only, of [illegible] land which was conv[illegible] Elmer Morgan and w[illegible] ter A Muir and wi[illegible] dated July 27, 1945, [illegible] rd- in Liber B. L. B. No. 152, folio 137, and being the same and all that property conveyed to Lennie Somers and Melissa Somers, his wife, from Elmer F. Morgan and Hilda Morgan, his wife, by deed dated August 18, 1947, and recorded among the Land Records of Somerset County, Maryland, in Liber B. L. B. No. 141, folio 259; and being the same and all that property conveyed to Charles E. Collins, Jr. and Stella Louise Collins, his wife, from Lennie Somers and Melissa Somers, his wife, by deed duly recorded among the Land Records of Somerset County, Maryland, in Liber I. T. P. No. 224, folio 624.

LIBER 042 PAGE 114

CRISFIELD, MD., August 23 19 65

THIS is to certify that the annexed Public Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Public Sale for 4 weeks beginning with the issue of July 2 19 65 and ending July 23 19 65.

E. L. [illegible]

Publisher, THE CRISFIELD TIMES

This property is improved by a new modern dwelling in excellent condition.

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

Wade D. Ward, Attorney

Assignee of said Mortgage

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. Chancery

In the Circuit Court for

Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 1 day of Sept., 1965, 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. Morris Dize.
Judge

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. 8180 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 30th day of August, 1965, 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 18th day of August, 1965.

The report states the amount of sale of Sixty-One Hundred Dollars ($6100.00).

I. Theodore Phoebus, Clerk

7-30-3t

CRISFIELD, MD., August 23 19 65

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 3 weeks beginning with the issue of July 30 19 65 and ending August 13 19 65.

E. L. Jones
Publisher, THE CRISFIELD TIMES

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.

In Equity No. 8180

In the Circuit Court for

PETITION AND ORDER APPOINTING AUDITOR

The Petition of Wade D. Ward, respectfully shows unto this Court as follows:

That he is the Attorney and Assignee by assignment from the Bank of Crisfield, a body corporate, under the power contained in a mortgage from Charles E. Collins, Jr. and Stella Louise Collins, his wife, to said Bank of Crisfield, said mortgage being duly recorded and foreclosed as more fully described by his Report of Sale herein filed.

That the Auditor for this Court is not available and the Petitioner prays for an appointment of a special auditor to whom such report of sale may be referred, to state an account, pursuant to Rule BR6 b5 and 595 B.

And your Petitioner will ever pray, etc.

Wade D. Ward
Petitioner

O R D E R

Upon the foregoing Petition it is this 17th day of September September, 1965, by the Circuit Court for Somerset County, in Equity, ordered that June Wharton be and she is hereby appointed a special auditor to whom the report of sale herein shall be referred to state an account.

E. McMaster Duer.
Judge

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.

In Equity No. 8180

In the Circuit Court for

Somerset County, Maryland

AUDIT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of the special auditor stating the account in the within mentioned case respectfully represents:

That your special auditor has charged Wade D. Ward, Attorney and Assignee with the whole amount of the sale of the real estate as reported by the said Attorney and Assignee, in his report of sale; and the said Attorney and Assignee has been allowed commissions on said sale and a special attorney's fee, as per the Chancery Rules of this Court, and his costs and expenses, not personal.

The balance of the funds in the hands of the Attorney and Assignee has been distributed to the Bank of Crisfield, Mortgagee, who is the party in this cause.

Respectfully submitted,

Jane Webster

Dated: September 13, 1965

September , 1965 -	By the whole amount of the Sale of the real estate as reported by the attorney and assignee in his report of sale		$6,100.00
September , 1965 -	To the Assignee as per the Chancery Rules of this Court:		
	10% on the first $3,000.00 5% on the remainder	$455.00	
	To the Attorney and Assignee for his cost and expenses, not personal:		
	Bank of Crisfield	4,409.32	
	Interest	266.76	
	To Clerk of Court	28.00	
	To Solicitor	10.00	
	To Crisfield Times	62.50	
	To Special Attorney's fee	25.00	
	To City of Crisfield	28.00	
	County and State Taxes	152.23	
	Auctioneer	20.00	
	Auditor	15.00	
	Total costs and expenses	$5,471.81	
To Household Finance Corporation - Mortgage		595.78	
To		32.41	
Total amount of Sale			$6,100.00

Ordered by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this ..23rd.... day of September..1965 that the within Report of the Auditor be Ratified and Confirmed, unless cause to the contrary be shown by exceptions filed, on or before this...25th.....day of ..October..... 1965.

..J. Theodore Pinkney..Clerk

..8180.....Chancery Vs.....

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

I hereby certify that no exceptions have been filed in the above proceedings to the final ratification of the Auditor's Report, and that the costs, as shown by vouchers exhibited have been paid by the trustee as required by law.

Date..October 25, 1965.....

.....J. Theodore Pinkney.....Clerk.

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this 26th day of October...1965, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

J. Theodore Pinkney

LIBER 042 PAGE 119

Ent.
MAR 13 1968

Pt # 10 31

LIBER 042 PAGE 120

Wade D. Ward, Attorney
and Assignee in the
Mortgage made by Warren
Lee Tyler and Avalon Tyler,
his wife, to the Bank of
Crisfield, a body corporate

In Equity No. 8181

In the Circuit Court for

Somerset County, Maryland

Mr. Clerk:

Please file the enclosed mortgage in Chancery Docket for the purpose of foreclosure and collection.

Wade D. Ward
Attorney for Plaintiff

For Original Mortgage See Mortgage Records Book No. 114, folio 61.

For Bond see Bond Book No. 9, folio 59.

Wade D. Ward, Assignee

No. 8181 Chancery
In the Circuit Court for
Somerset County, Maryland

AFFIDAVIT OF MORTGAGEE

I HEREBY CERTIFY that on this 20th day of July, 1965, personally appeared F. Doyle Tyler, President of the Bank of Crisfield, a body corporate, and made oath in due form of law that the total amount due on the mortgage in the above entitled case is Six Hundred Thirty Six Dollars and Six Cents ($636.06) on principal and Twenty Three Dollars and Eleven Cents ($23.11) due on interest.

Witness my hand and Notarial Seal.

Jane Webster
Notary Public

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage from Warren Lee Tyler and Avalon Tyler, his wife, to the Bank of Crisfield, a body corporate, and by assignment to Wade D. Ward for foreclosure and collection.	In Equity No. In the Circuit Court for Somerset County, Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 27th day of July, 1965, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Clarence Edward Adkins and Mavis Anne Adkins, his wife, purchasers of the real estate in the above entitled proceedings and they made oath in due form of law:

1. That in making said purchase they were not acting as agents for anyone.

2. That other interest in said purchase as principal is none.

3. That they did not directly or indirectly discourage anyone from bidding for said property.

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

Jessie Wharton
Notary Public

JESSIE WHARTON NOTARY PUBLIC SOMERSET CO. MARYLAND

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. 8181 Chancery

In the Circuit Court for

Somerset County, Maryland

R E P O R T O F S A L E

To the Honorable, the Judges of said Court:

The report of sale of Wade D. Ward, Assignee of a mortgage made and executed by Warren Lee Tyler and Avalon Tyler, his wife, to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated March 22, 1938, recorded among the Land Records of Somerset County, Maryland, in Liber J.M.T. No. 114, folio 61, 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 and manner and terms of sale by advertisement in the Crisfield Times, once in each of 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 24th day of July, 1965, at 2:00 P.M., then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate, lying and being in Asbury Election District, Somerset County, State of Maryland, and being on what is known as the "Byrdtown Road", containing three-fourths (3/4) of an acre of land, more or less, the same being all that real estate and premises conveyed unto George E. Tyler, late of Somerset County, deceased, by William E. Byrd and wife, by deed dated April 17, 1884, and recorded among the Land Records of Somerset County, in Liber H.F.L. No. 1, folio 320, etc., and of which said real estate the said George E. Tyler died seized and possessed, intestate and which descended unto the said Annie Lee Tyler, Clarence E. Tyler, Bessie J. Maddox and the said Warren Lee Tyler as the only heirs at law of the said George E. Tyler, the interest of the said Annie Lee Tyler, Clarence E. Tyler and Bessie J. Maddox in said real estate having been conveyed unto the said Warren Lee Tyler by deed dated February 16, 1938, and recorded among the Land Records of Somerset County, Maryland.

And the said property was sold to Clarence Edward Adkins and Mavis Anne Adkins, his wife, they being then and there the highest bidders therefor, at and for the sum of One Thousand Dollars ($1,000.00) 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 27th day of July, 1965, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Wade D.

Ward, attorney named in the aforegoing 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, information and belief and the sale therein mentioned and reported was fairly made.

Witness my hand and Notarial Seal the day and year first above written.

Alice C. Webster
Notary Public

ALICE C. WEBSTER
NOTARY
PUBLIC
SOMERSET COUNTY, N.J.

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. 8181 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 30th day of August, 1965, 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 18th day of August, 1965.

The report states the amount of sale of One Thousand Dollars ($1,000.00).

L. Theodore Gbaelius
Clerk

Wade D. Ward, Solicitor

Public Sale

— Of —

Valuable Property

By virtue of the power and authority contained in a mortgage from Warren Lee Tyler and Avalon Tyler, his wife, to the Bank of Crisfield, a body corporate dated March 22, 1938, recorded among the land Records of Somerset County, Maryland, in Liber J.M.T. No. 114, folio 61, which said mortgage has been duly assigned to the undersigned by said Bank of Crisfield, a body corporate as aforesaid, by assignment dated June 25, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber J.M.T. No. 114, folio 63, for the purpose of foreclosure and collection, default having occurred under the conditions of said mortgage, I will sell at public auction in front of the Post Office at Crisfield, Maryland, on

Sat., July 24, 1965

At or about the hour of 2:15 P.M., all that lot or parcel of land situate, lying and being in Asbury Election District, Somerset County, State of Maryland, and more particularly described as follows:

All that lot or parcel of land, situate as aforesaid, and being on what is known as the "Byrdtown Road", containing three-fourths (¾) of an acre of land, more or less, the same being all that real estate and premises conveyed unto George E. Tyler, late of said Somerset County, deceased, by William E. Byrd and wife, by deed dated April 17, 1884, and recorded among the Land Records of Somerset County, in Liber H. F. L. No. 1, folio 320, etc., and of which said real estate the said George E. Tyler died seized and possessed, intestate, and which descended unto the said Annie Lee Tyler, Clarence E. Tyler, Bessie J. Maddox and the said Warren Lee Tyler, as the only heirs at law of the said George E. Tyler, the interest of the said Annie Lee Tyler, Clarence E. Tyler and Bessie J. Maddox in said real estate having been conveyed unto the said Warren Lee Tyler by deed dated February 16, 1938, and recorded among the Land Records of Somerset County, Maryland.

This property is improved by a dwelling.

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

Wade D. Ward, Attorney

Assignee of said Mortgage

CRISFIELD, MD., August 23 19 65

THIS is to certify that the annexed Public Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Public Sale for 4 weeks beginning with the issue of July 2 19 65 and ending July 23 19 65.

E. L. Dunn

LIBER 042 PAGE 127 Publisher, THE CRISFIELD TIMES

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. Chancery

In the Circuit Court for

Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 1st day of Sept., 1965, 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. Norman Duer.
Judge

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. 3181 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 30th day of August, 1965, 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 18th day of August, 1965.

The report states the amount of sale of One Thousand Dollars ($1,000.00).

I. Theodore Phoebus, Clerk

7-30-3t

CRISFIELD, MD., August 23 19 65

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 3 weeks beginning with the issue of July 30 19 65 and ending August 13 19 65.

E. L. Lewis
Publisher, THE CRISFIELD TIMES

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.

In Equity No. 8181

In the Circuit Court for Somerset County, Maryland

PETITION AND ORDER APPOINTING AUDITOR

The Petition of Wade D. Ward, respectfully shows unto this Court as follows:

That he is the Attorney by assignment from the Bank of Crisfield, a body corporate, under the power contained in a mortgage from Warren Lee Tyler and Avalon Tyler, his wife, to said Bank of Crisfield, said mortgage being duly recorded and foreclosed as more fully described by his Report of Sale herein filed.

That the Auditor for this Court is not available and the Petitioner prays for an appointment of a special auditor to whom such report of sale may be referred, to state an account, pursuant to Rule BR6 b5 and 595 B.

And your Petitioner will ever pray, etc.

Wade D. Ward
Petitioner

O R D E R

Upon the foregoing Petition it is this 17th day of September, 1965, by the Circuit Court for Somerset County, in Equity, Ordered that June Wharton be and she is hereby appointed a special auditor to whom the report of sale herein shall be referred to state an account.

E. Worcester Dorr.
Judge

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.

In Equity No. 8181

In the Circuit Court for

Somerset County, Maryland

AUDIT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of the special auditor stating the account in the within mentioned case respectfully represents:

That your special auditor has charged Wade D. Ward, Attorney and Assignee with the whole amount of the sale of the real estate as reported by the said Attorney and Assignee, in his report of sale; the said Attorney and Assignee has been allowed commissions on said sale and a special attorney's fee, as per the Chancery Rules of this Court, and his costs and expenses, not personal.

The balance of the funds in the hands of the Attorney and Assignee has been distributed to the Bank of Crisfield, Mortgagee, who is the party in this cause.

Respectfully submitted,

June Elliott

Dated: September 13, 1965

September , 1965 -	By the whole amount of the sale of the real estate as reported by the attorney and assignee in his report of sale		$1,000.00
September , 1965 -	To the Assignee as per the Chancery Rules of this Court:		
	10% on the first $3,000.00	$100.00	
	To the Attorney and Assignee for his cost and expenses, not personal:		
	Bank of Crisfield	636.06	
	Interest	23.11	
	To Clerk of Court	28.00	
	To Special Attorney's fee	25.00	
	To Crisfield Times	53.13	
	State and County Taxes	67.08	
	To Solicitor	10.00	
	Auctioneer	20.00	
	Auditor	15.00	
	Total Cost & Expenses	977.38	
To Warren Lee Tyler		22.62	
Total amount of sale			$1,000.00

Ordered by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity this 24th day of September 1965 that the within Report of the Auditor be Ratified and Confirmed, unless cause to the contrary be shown by exceptions filed, on or before the 25th day of October 1965

L. Theodore Shockley Clerk

No. 8181 Chancery Vs

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

I hereby certify that no exceptions have been filed in the above proceedings to the final ratification of the Auditor's Report, and that the costs, as shown by vouchers exhibited have been paid by the trustee as required by law.

Date Oct 26, 1965

L. Theodore Shockley Clerk.

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this 26th day of Oct. 1965, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Shockley

Ent.
MAR 13 1968

AFFIDAVIT OF MORTGAGEE

I HEREBY CERTIFY that on this 20th day of December, 1965, personally appeared before me F. Doyle Tyler, President of the Bank of Crisfield, a body corporate, and made oath in due form of law that the total amount due on the mortgage in the above entitled case is Seventeen Hundred Seventy One Dollars and Twenty One Cents ($1,771.21) on principal and Two Hundred Forty Five Dollars and Thirty One Cents ($245.31) due on interest.

Witness my hand and Notarial Seal.

Notary Public

For Mortgage See Mortgage Book No. 210 page 599.

For Bond see Bond Book No. 9, follo 85.

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage from Bartholemew Matthews and Ruth Matthews, his wife, to the Bank of Crisfield, a body corporate, and by assignment to Wade D. Ward for foreclosure and collection.

No. 8236 Chancery

In the Circuit Court for

Somerset County, Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 20th day of December, 1965, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared F. Doyle Tyler, President of the Bank of Crisfield, a body corporate, purchaser of the real estate in the above entitled proceedings and he made oath in due form of law:

1. That in making said purchase the Bank of Crisfield was not acting as agent for anyone.

2. That other interest in said purchase as principal is none.

3. That he did not directly or indirectly discourage anyone from bidding for said property.

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

Jane [illegible]
Notary Public

NOTARY PUBLIC SOMERSET CO.

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. 8236 Chancery In the Circuit Court for Somerset County, Maryland

R E P O R T O F S A L E

TO THE HONORABLE THE JUDGES OF SAID COURT:

The report of sale of Wade D. Ward, Assignee of a mortgage made and executed by Bartholemew Matthews and Ruth Matthews, his wife, to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated August 28, 1962, recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 210, folio 599, 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 in each of 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 11th day of December, 1965, at 2:00 P.M., then and there proceed 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, and being located on the east side of Myrtle Street and fronting fifty (50) feet thereupon and running back a distance of one hundred forty (140) feet, and being the same and all that property conveyed to the Bank of Crisfield, a body corporate, by Clarence P. Lankford, Attorney, by deed dated October 15, 1936, and recorded in Liber No. 112, folio 233; and being the same and all that land conveyed to said Bartholemew Matthews and Ruth Matthews, his wife, from the Bank of Crisfield, a body corporate, by deed dated March 30, 1944, and duly recorded in Liber B.L.B. No. 127, folio 76.

And the said property was sold to the Bank of Crisfield, it being then and there the highest bidder therefor, at and for the sum of One Thousand Dollars ($1,000.00); 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 2 day of December, 1965, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, 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 first above written.

Notary Public

Wade D. Ward, Solicitor

Public Sale

— OF —

Valuable Property

By virtue of the power and authority contained in a mortgage from Bartholemew Matthews and Ruth Matthews, his wife to the Bank of Crisfield, a body corporate, dated August 28, 1962, recorded among the Land Records of Somerset County, Maryland in Liber G. J. B. No. 210, folio 599, which said Mortgage has been duly assigned to the undersigned by said Bank of Crisfield, a body corporate, as aforesaid, by assignment dated October 11, 1965 and recorded among the Land Records of Somerset County, Maryland, in Liber G. J. B. No. 210, page 610, for the purpose of foreclosure and collection, default having occurred under the conditions of said Mortgage, I will sell at public auction in front of the Post Office at Crisfield Maryland, on

Sat. Dec. 11, 1965

at or about the hour of 2:00 P.M., all that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, and being located on the east side of Myrtle Street and fronting fifty (50) feet thereupon and running back a distance of one hundred forty (140) feet, and being the same and all that property conveyed to the Bank of Crisfield, a body corporate, by Clarence P. Lankford, Attorney, by deed dated October 15, 1936, and recorded in Liber No. 112, folio 233; and being the same lands conveyed to said Bartholemew Matthews and Ruth Matthews, his wife, from the Bank of Crisfield, a body corporate, by deed dated March 30, 1944, and duly recorded in Liber B L.B. No. 127, folio 76.

This property is improved by a two-story dwelling in good condition.

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

Wade D. Ward,
Attorney and Assignee
of said Mortgage

11-10-4t

CRISFIELD, MD., March 8 1966

THIS is to certify that the annexed Public Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Public Sale for 4 weeks beginning with the issue of November 19 1965 and ending December 10 1965.

LIBER 042 PAGE 137 Publisher, THE CRISFIELD TIMES

Wade D. Ward, Assignee,
Ex Parte, for the purpose
of foreclosure and collection
under power contained in a
mortgage of Bartholemew Matthews
and Ruth Matthews, his wife, to
the Bank of Crisfield, and then
by assignment to Wade D. Ward for
foreclosure and collection.

No. 8236 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 1st day of February, 1966, 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 January, 1966.

The report states the amount of sale of One Thousand Dollars ($1,000.00).

L. Theodore Gochnauer
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.

No. 8236 Chancery

In the Circuit Court for

Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 9th Day of March, 1966 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

Wade D. Ward, Assignee, Ex Parte, for the purpose of foreclosure and collection under power contained in a mortgage of Bartholemew Matthews and Ruth Matthews, his wife, to the Bank of Crisfield, and then by assignment to Wade D. Ward for foreclosure and collection.

No. 8236 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 1st day of February, 1966, 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 January, 1966.

The report states the amount of sale of One Thousand Dollars ($1,000.00).

I. Theodore Phoebus, Clerk
12-31-3t

CRISFIELD, MD., March 8 19 66

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 3 weeks beginning with the issue of December 31 19 65 and ending January 14 19 66.

LIBER 042 PAGE 139

Publisher, THE CRISFIELD TIMES

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 colletion.

In Equity No. 8236

In the Circuit Court for

Somerset County, Maryland

PETITION AND ORDER APPOINTING AUDITOR

The Petition of Wade D. Ward, respectfully shows unto this Court as follows:

That he is the attorney and assignee by assignment from the Bank of Crisfield, a body corporate, under the power contained in a mortgage from Bartholemew Matthews and Ruth Matthews, his wife, to said Bank of Crisfield, said mortgage being duly recorded and foreclosed as more fully described by his Report of Sale herein filed.

That the auditor for this Court is not available and the Petitioner prays for an appointment of a special auditor to whom such report of sale may be referred, to state an account pursuant to Rule BR6 b5 and 595 B.

And your Petitioner will ever pray, etc.

Wade D. Ward
Petitioner

O R D E R

Upon the foregoing Petition it is this 3rd day of August 1966, by the Circuit Court for Somerset County, in Equity, Ordered that June Wharton be and she is hereby appointed a special auditor to whom the report of sale herein shall be referred to state an account.

E. Norris Duer
Judge

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.

In Equity No.

In the Circuit Court for

Somerset County, Maryland

AUDIT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of the special auditor stating the account in the within mentioned case respectfully represents:

That your special auditor has charged Wade D. Ward, Attorney and Assignee with the whole amount of the sale of the real estate as reported by the said attorney and assignee, in his report of sale; and that the said attorney and assignee has been allowed commissions on said sale and a special attorney's fee, as per the Chancery Rules of this Court, and his costs and expenses, not personal.

The balance of the funds in the hands of the attorney and assignee has been distributed to the Bank of Crisfield, Mortgagee, who is the party in this cause.

Respectfully submitted,

June Wharton

June Wharton, Special Auditor

Dated: April 29, 1966

April	, 1966	By the whole amount of the Sale of the real estate as reported by the attorney and assignee in his report of sale		$1,000.00
April	,1966	To the assignee as per the Chancery Rules of this Court:		
		10% on the first $1,000.00	$100.00	
		To the attorney and assignee for his cost and expenses, not personal:		
		Clerk of Court	28.00	
		To Solicitor	10.00	
		To Crisfield Times	47.50	
		Special attorney's fee	25.00	
		To City of Crisfield	75.17	
		Auctioneer	20.00	
		Auditor	15.00	
		Total costs and expenses	$320.67	

Amount due to Bank of Crisfield	$1,771.21	
Interest	243.71	
To be paid to Bank of Crisfield	2,014.92	
Remainder of Proceeds to Bank of Crisfield	679.33	
Total amount of Sale		$ 1,000.00

Ordered by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this ...3rd.... *day of* August ...1966 *that the within Report of the Auditor be Ratified and Confirmed, unless cause to the contrary be shown by exceptions filed, on or before the*....15th.....*day of* ..August.....1966..

L. Theodore Shockley ...Clerk

No. 8236 Equity Vs .....

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

I hereby certify that no exceptions have been filed in the above proceedings to the final ratification of the Auditor's Report, and that the costs, as shown by vouchers exhibited have been paid by the trustee as required by law.

Date Aug. 19, 1966

L. Theodore Shockley ...Clerk.

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this ...19th.... *day of* Aug. .... 1966 *that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.*

L. Theodore Shockley

LIBER 042 PAGE 143

Ex d.
MAR 13 1968

LIBER 042 PAGE 144

IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

SAMUEL J. E. TODD, single, :
P.O. Box 482
Salisbury, Maryland :

Complainant :

vs. :

SAMUEL KELLY, single, :
100 Talbot Avenue,
Cambridge, Maryland; and, :

MARY HORNER and :
WESLEY HORNER, her husband,
100 Talbot Avenue, :
Cambridge, Maryland; and,
:

NAYLOR PARKS and
ELIZABETH PARKS, his wife, :
Willis Street,
Cambridge, Maryland; and, :

BEULAH MAE BRITTINGHAM, divorced :
Willis Street,
Cambridge, Maryland; and, :

FLOSSIE B. TODD, Widow, Incompetent NO. 8251 CHANCERY
Eastern Shore State Hospital,
Cambridge, Maryland; and, :

WILLIAM CARROLL TODD and :
ANNABELLE TODD, his wife,
Cocheron, Maryland; and, :

EDITH TODD SAULSBURY and :
C. WEBB SAULSBURY, her husband,
3503 Powhattan Drive, :
Baltimore, Maryland; and,
:

NELLIE B. RUARK and
RAYMOND RUARK, her husband, :
Bishops Head, Maryland; and,
:

WILSIE MAE TODD, single, Incompetent
Eastern Shore State Hospital :
Cambridge, Maryland; and,
:

DENWOOD WILLING and
RUTH WILLING, his wife, :
Oriole, Maryland; and,
:

THOMAS WILLING, single,
Oriole, Maryland; and, :

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

ANNA HAMILTON, single, :
Oriole, Maryland; and,
:
MAGGIE BOZMAN, Widow,
Champ, Maryland; and, :

FLORA BOZMAN and :
CLINTON BOZMAN, her husband,
Fairmount , Maryland; and, :

MAMIE WILLING, Widow, :
Chance, Maryland; and,
:
LINDSEY WILLING and
ORA MAE WILLING, his wife, :
Honolulu, Hawaii; and,
:
FLORIS ANDERSON and
LEVIN ANDERSON, her husband, :
Deal Island, Maryland; and,
:
EDWINA SHORES and
MARTIN SHORES, her husband, :
Wenona, Maryland; and
:
GORDON LEE WILLING and
ANN WILLING, his wife, :
Route 1
Princess Anne, Maryland; and, :

VIRGINIA POTTER and :
CHARLES POTTER, her husband,
Chase, Maryland; and, :

GEORGE EDWIN WILLING and :
JOSEPHINE WILLING, his wife,
Solomon's Island, Maryland; and, :

IRMA FRANCES WILLING and :
ELDON WILLING, her husband,
Chance, Maryland; and, :

LUTHER SEARS, Widower, :
Pinero, Virginia; and,
:
DENWOOD SEARS and
VIVIAN SEARS, his wife, :
Gloucester, Virginia; and,
:
RUBY SEARS RUST, Widower
Saluda, Virginia; and, :

ETHEL SEARS WILKENSON and :
EVERETT WILKENSON, her husband,
RFD :
Williamsburg, Virginia; and,
:

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

LOIS SEARS THOMPSON and :
LESTER THOMPSON, her husband,
Cobbs Creek, Virginia; and, :

HAZEL SEARS DYKES and :
WILLIAM DYKES, her husband,
99 Huber Drive :
Newport News, Virginia; and,

:
LEONARD SEARS, Divorced,
99 Huber Drive :
Newport News, Virginia; and,

:
DALLAS TODD and
THELMA TODD, his wife, :
Box 20
Joppa, Road :
Fullerton, Maryland

:
MARK T. SMITH and
VIRGINIA SMITH, his wife, :
217 Gloucester Drive
Glen Burnie, Maryland; and, :

CHARLES E. SMITH and :
BARBARA SMITH, his wife,
913 North Charles Street :
Baltimore, Maryland; and,

:
CHARLOTTE A. TULL and
MINUS W. TULL, her husband, :
Georgetown, Delaware; and,

:
ROBERT M. TODD and
BETTY T. TODD, his wife, :
Route 4,
Salisbury, Maryland; and, :

IRENE STAHL and :
HAROLD STAHL, her husband,
Route 3 :
Pottstown, Pennsylvania; and,

:
CHARLOTTE MOHR and
MILLARD MOHR, her husband :
Philadelphia and Ridge Roads
Baltimore 6, Maryland; and, :

ALMA MIMMICK and :
JOHN MIMMICK, her husband,
Dames Quarter, Maryland; and, :

EMMETT CAREW and :
THELMA CAREW, his wife,
1101 29th Avenue, N.W. :
Miami, Florida; and,

:

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

BROOKS CAREW and :
PAULINE CAREW, his wife,
Dames Quarter, Maryland; and, :

WALTER CAREW and :
LOUISE CAREW, his wife,
1506 Burnwood Road :
Baltimore, Maryland; and,
:

RUBEN CAREW and
PAULINE CAREW, his wife, :
4526 Clearway
Baltimore, Maryland; and, :

DORIS SMITH and :
HARRY SMITH, his wife,
Dames Quarter, Maryland; and, :

DOROTHY TODD, Single :
105 Elizabeth Street
Salisbury, Maryland; and, :

ALICE WILSON and :
HARRY WILSON, her husband,
Deal Island, Maryland; and, :

H. CARLTON ROBERTSON and :
ANN ROBERTSON, his wife,
5504 Cromwell Drive :
Bethesda, Maryland; and,
:

BESSIE D. SUSSER and
HERMAN SUSSER, her husband :
320 Delaware Avenue
Glen Burnie, Maryland; and, :

WILLIAM C. TODD, Single :
Ridgeway Manor,
Catonsville, Maryland; and, :

JOHN D. TODD, JR., Single, Incompetent,
Rosewood Training School
Baltimore, Maryland; and, :

ROBERT TODD BEACHAMP and :
ELIZABETH D. BEACHAMP, his wife,
2401 Pennsulvania Avenue :
Wilmington, Delaware; and,
:

THEODORE M. BEACHAMP and
ELIZABETH C. BEACHAMP, his wife, :
1912 Shipley Road
Oak Lane Manor :
Wilmington, Delaware; and,
:

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

ESTHER HENDERSON and :
RICHARD HENDERSON, her husband,
1131 Donnington Circle :
Towson, Maryland; and,
:
LYDIA SEARLES and
WILSON SEARLES, her husband, :
301 7th Street, West,
Apartment 8 :
Bradenton, Florida; and,
:
LOU J. BEAUCHAMP, Widow
PO Box 533, :
Maitland, Florida; and,
:
JOHN H. BEAUCHAMP, Single
PO Box 533 :
Maitland, Florida; and,
:
SIDNEY C. BEAUCHAMP and
MARY LOU BEAUCHAMP, his wife, :
PO Box 533
Maitland, Florida; and, :

EDWARD F. FONTAINE, :
Register of Wills
Princess Anne, Maryland :

and :

The unknown heirs, if any of :
SAMUEL J. E. TODD
MARGARET E. TODD :
EOLIN ANNIE TODD, also known as
Annie Todd Willing, :
NATHANIEL W. TODD,
MARY E. C. TODD, also known as :
Cora T.Carew,
WILLIAM C. TODD, :
MAJOR H. TODD,
JOHN D. TODD, and :
BESSIE D. TODD, also known as
Bessie D. Beauchamp :

:
Defendants
:::::::

BILL OF COMPLAINT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Complainant, Samuel J. E. Todd, by his solicitor,

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

Walter D. Webster, complaining, says:

1. That Emily O. Todd, late of Somerset County, State of Maryland, deceased, was in her lifetime seized and possessed of a life estate in two certain tracts or parcels of real estate, all lying and being in said Somerset County, State of Maryland, described as follows:

> ITEM FIRST: ALL that lot, tract or parcel of land situate, lying and being in Tangier Election District, Somerset County, State of Maryland, bounded on the North by the waters of Tangier Sound, bounded on the East by the land now or formerly owned by William Roland Parks, being all of Lot No. 6 "Arable", as shown and designated on a Plat entitled "Division of Cyrus Jones Property", recorded among the Court Records of Somerset County, Maryland, in Judicial Record L.W. No. 2, Folio 131, containing 11½ acres of land, more or less.
>
> ITEM SECOND: ALL that lot, tract or parcel of land, situate, lying and being in Tangier Election District, Somerset County, State of Maryland, being all of Lot No. 6 "Woods", as shown and designated on a Plat entitled "Division of Cyrus Jones Property", and recorded among the Court Records of Somerset County, Maryland, in Judicial Record L.W. No. 2, Folio 131, containing 1½ acres of land, more or less.

2. That said life estate in said real estate was conveyed unto the said Emily O. Todd by deed from Robert F. Brattan, Trustee, dated March 16, 1881, and recorded amond the Land Records of Somerset County, Maryland, in Liber B.F.L. No. 3, Folio 476, with a remainder in fee simple therein unto Samuel J.E. Todd, Margaret E. Todd, Eolin Annie Todd, Nathaniel W. Todd, Mary E. C. Todd, William C. Todd, Major H. Todd, John D. Todd, Bessie D. Todd, as tenants in common, all children of the said Emily O. Todd.

3. That all the above said children of the said Emily O. Todd have died intestate since the above conveyance, and at the time of their death owned an undivided fee simple interest in said property which was unencumbered.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

4. That your Petitioner believes there was no administration of any of the estates of the above-named children in the Orphans Court for Somerset County, or elsewhere, and accordingly makes Edward F. Fontaine, Register of Wills for Somerset County, a party to this proceeding for the purpose of removing and barring any lien which may be now or hereafter asserted against the property herein by reason of the lien of inheritance taxes and any other charges.

5. That at the time of his death, the said Samuel J.E. Todd left surviving him as his only known heirs at law, the following, all being adults:

A. Mae Kelly, daughter, now deceased, who died leaving the following heirs:

(a) Samuel Kelly, son
(b) Mary Horner, daughter
(c) Mattie Parks, daughter, deceased, who died leaving the following heirs:

1. Naylor Parks, husband
2. Beulah Mae Brittingham, daughter.

B. Arthur Todd, now deceased, son, who died leaving the following heirs:

(a) Flossie B. Todd, Widow
(b) William Carroll Todd, son
(c) Edith Todd Saulsbury, daughter
(d) Nellie Blanche Ruark, daughter
(e) Wilsie Mae Todd, daughter

6. That at the time of her death, the said Margaret E. Todd left surviving her, as her only known heirs at law, her brothers and sisters and their descendants, as named herein.

7. That at the time of her death, the said Eolin Annie Todd, also known as Annie Todd Willing, left surviving her, as her only known heirs at law, the following, all being adults:

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

A. George E. Willing, husband, now deceased, whose interest in said property ceased with his death.

B. Denwood Willing, son

C. Thomas Willing, son

D. Anna Hamilton, daughter

E. Maggie Bozman, daughter

F. Flora Bozman, daughter

G. Martin Willing, son, now deceased, who died leaving the following heirs:

(a) Mamie Willing, wife

(b) Lindsey Willing, son

(c) Floris Anderson, daughter

(d) Edwina Shores, daughter

(e) Gordon Lee Willing, son

(f) Virginia Potter, daughter

(g) George Edwin Willing, son

(h) Irma Frances Willing, daughter

H. Flora Sears, daughter, now deceased, who died leaving the following heirs:

(a) Luther Sears, husband

(b) Denwood Sears, son

(c) Ruby Sears Rust, daughter

(d) Ethel Sears Wilkerson, daughter

(e) Lois Sears Thompson, daughter

(f) Hazel Sears Dykes, daughter

(g) Leonard Sears, son

8. That at the time of his death, the said Nathaniel W. Todd left surviving him, as his only known heirs at law, the following, all being adults:

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

A. Dallas Todd, son

B. Naomi Todd Smith, daughter, now deceased, who died leaving the following heirs:

(a) Mark T. Smith, son

(b) Charles E. Smith, son

C. Isaac Todd, son, now deceased, who died leaving the following heirs:

(a) Charlotte A. Tull, widow

(b) Robert M. Todd, son

(c) Irene Stahl, daughter

(d) Charlotte Mohr, daughter

9. That at the time of her death, the said Mary E. C. Todd, also known as Cora T. Carew, left surviving her, as her only known heirs at law, the following, all being adults:

A. Alma Mimmick, daughter

B. Emmett Carew, son

C. Brooks Carew, son

D. Walter Carew, son

E. Ruben Carew, son

F. Doris Smith, daughter

10. That at the time of his death, the said William C. Todd left surviving him as his only known heirs at law, the following, all being adults:

A. Dorothy Todd, daughter

B. Alice Wilson, daughter

C. Grace Robertson, daughter, now deceased, who died leaving the following heirs:

(a) H. Carlton Robertson, son

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

11. That at the time of his death, the said Major H. Todd left surviving him, as his only known heirs at law, the following, being an adult:

A. Samuel J. E. Todd, a son

12. That at the time of his death, the said John D. Todd left surviving him, as his only known heirs at law, the following, all being adults:

A. Bessie D. Susser, daughter

B. William C. Todd, son

C. John D. Todd, Jr., son

13. That at the time of her death, the said Bessie D. Todd, also known as Bessie D. Beauchamp, left surviving her, as her only known heirs at law, the following, all being adults:

A. Robert Todd Beauchamp, son

B. Theodore M. Beauchamp, son

C. Esther Henderson, daughter

D. Lydia Searles, daughter

E. John Hurst Beauchamp, son, now deceased, who died leaving the following heirs:

(a) Lou J. Beauchamp, wife

(b) John H. Beauchamp, Jr., son

(c) Sidney C. Beauchamp, son.

14. That the real estate described above is not susceptible to partition without material loss and injury to the parties entitled to their respective interests therein and in order to make a division of said interest, it will therefore, be necessary that the real estate be sold, and the proceeds thereof divided among the parties according to their several interests.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

TO THE END, THEREFORE:

1. That a decree may be passed by this Honorable Court for a sale and partition of said property and a distribution of the proceeds of the sale among the persons entitled thereto according to their respective interests therein.

2. That, in view of the number of defendants herein, the Court fix a method of service of process on them, pursuant to Maryland Rules 103f.

3. That your Petitioner may have such other and further relief as his case may require.

AND, as in duty bound, etc.

Walter D. Webster,
Solicitor for Petitioner
104A N. Division Street
Salisbury, Maryland
Phone: PI 9-7100

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

ORDER OF COURT

The above Bill of Complaint, having been read and considered, it is, this 10th day of January A.D., 1966, by the Circuit Court for Somerset County, State of Maryland, ORDERED, pursuant to the discretionary power of this Court under Maryland Rule 103f, and there being more than five defendants, that a copy of the original pleading and this Order shall not be served upon any defendant herein, but rather that only a copy of the Order of Publication shall be served upon the various resident defendants in the service of original process, with service to be had upon non-resident defendants pursuant to Maryland Rule 105.

E. McMaster Duer.
Judge

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 6-7100

LIBER 042 PAGE 156

IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

SAMUEL J. E. TODD, single, :

Complainant :

vs. :

SAMUEL KELLY, single, :
MARY HORNER and
WESLEY HORNER, :
NAYLOR PARKS and
ELIZABETH PARKS, :
BEULAH MAE BRITTINGHAM, divorced,
FLOSSIE B. TODD, widow, incompetent,
WILLIAM CARROLL TODD and
ANNABELLE TODD, :
EDITH TODD SAULSBURY and
C. WEBB SAULSBURY, :
NELLIE B. RUARK and
RAYMOND RUARK, :
WILSIE MAE TODD, single, incompetent,
DENWOOD WILLING and :
RUTH WILLING,
THOMAS WILLING, single, :
ANNA HAMILTON, single,
MAGGIE BOZMAN, widow, :
FLORA BOZMAN and
CLINTON BOZMAN, :
MAMIE WILLING, widow,
LINDSEY WILLING and : NO. CHANCERY
ORA MAE WILLING,
FLORIS ANDERSON and :
LEVIN ANDERSON,
EDWINA SHORES and :
MARTIN SHORES,
GORDON LEE WILLING and :
ANN WILLING,
VIRGINIA POTTER and :
CHARLES POTTER,
GEORGE EDWIN WILLING and :
JOSEPHINE WILLING,
IRMA FRANCES WILLING and :
ELDON WILLING,
LUTHER SEARS, widower, :
DENWOOD SEARS and
VIVIAN SEARS, :
RUBY SEARS RUST, widower,
ETHEL SEARS WILKENSON and :
EVERETT WILKENSON,
LOIS SEARS THOMPSON and :
LESTER THOMPSON,
HAZEL SEARS DYKES and :
WILLIAM DYKES,
LEONARD SEARS, divorced, :

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

DALLAS TODD and :
THELMA TODD,
MARK T. SMITH and :
VIRGINIA SMITH,
CHARLES E. SMITH and :
BARBARA SMITH,
CHARLOTTE A. TULL and :
MINUS W. TULL,
ROBERT M. TODD and :
BETTY T. TODD,
IRENE STAHL and :
HAROLD STAHL,
CHARLOTTE MOHR and :
MILLARD MOHR,
ALMA MIMMICK and :
JOHN MIMMICK,
EMMETT CAREW and :
THELMA CAREW,
BROOKS CAREW and :
PAULINE CAREW,
WALTER CAREW and :
LOUISE CAREW,
RUBEN CAREW and :
PAULINE CAREW,
DORIS SMITH and :
HARRY SMITH,
DOROTHY TODD, single :
ALICE WILSON and
HARRY WILSON, :
H. CARLTON ROBERTSON and
ANN ROBERTSON, :
BESSIE D. SUSSER and
HERMAN SUSSER, :
WILLIAM C. TODD, single,
JOHN D. TODD, JR., single, incompetent :
ROBERT TODD BEACHAMP and
ELIZABETH D. BEACHAMP, :
THEODORE M. BEACHAMP and
ELIZABETH C. BEACHAMP, :
ESTHER HENDERSON and
RICHARD HENDERSON, :
LYDIA SEARLES and
WILSON SEARLES, :
LOU J. BEAUCHAMP, widow,
JOHN H. BEAUCHAMP, single, :
SIDNEY C. BEAUCHAMP and
MARY LOU BEAUCHAMP, :
EDWARD F. FONTAINE, Register of Wills
:
and
:
The unknown heirs, if any, of
SAMUEL J. E. TODD, :
MARGARET E. TODD,
EOLIN ANNIE TODD, also known as :
Annie Todd Willing,
:

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

NATHANIEL W. TODD, :
MARY E. C. TODD, also known as
Cora T. Carew, :
WILLIAM C. TODD,
MAJOR H. TODD, :
JOHN D. TODD, and
BESSIE D. TODD, also known as :
Bessie D. Beauchamp

:::::::

ORDER OF PUBLICATION

The object of this suit is to procure a decree for the sale for purposes of partition of certain property in Tangier Election District, Somerset County, Maryland, of two tracts of land, one containing eleven and one-half acres (11½), more or less, and the other containing one and one-half acres (1½), more or less, which property was conveyed by Robert F. Brattan, Trustee, unto Emily O. Todd for and during her natural life, and after her death, the remainder in fee simple therein unto Samuel J. E. Todd, Margaret E. Todd, Eolin Annie Todd, Nathaniel W. Todd, Mary E. C. Todd, William C. Todd, Major H. Todd, John D. Todd, Bessie D. Todd, as tenants in common, said group of persons all being the children of the said Emily O. Todd.

The Bill states that the said Emily O. Todd and all of her said children are now deceased.

The Bill further recites that, upon the death of the said children, the property has descended and is presently held as follows:

SAMUEL J. E. TODD
SAMUEL KELLY
MARY HORNER
NAYLOR PARKS
BEULAH MAE BRITTINGHAM
FLOSSIE B. TODD
WILLIAM CARROLL TODD
EDITH TODD SAULSBURY
NELLIE B. RUARK

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

WILSIE MAE TODD
DENWOOD WILLING
THOMAS WILLING
ANNA HAMILTON
MAGGIE BOZMAN
FLORA BOZMAN
MAMIE WILLING
LINDSEY WILLING
FLORIS ANDERSON
EDWINA SHORES
GORDON LEE WILLING
VIRGINIA POTTER
GEORGE EDWIN WILLING
IRMA FRANCES WILLING
LUTHER SEARS
DENWOOD SEARS
RUBY SEARS RUST
ETHEL SEARS WILKENSON
LOIS SEARS THOMPSON
HAZEL SEARS DYKES
LEONARD SEARS
DALLAS TODD
MARK T. SMITH
CHARLES E. SMITH
CHARLOTTE A. TULL
ROBERT M. TODD
IRENE STAHL
CHARLOTTE MOHR
ALMA MIMMICK
EMMETT CAREW
BROOKS CAREW
WALTER CAREW
RUBEN CAREW
DORIS SMITH
DOROTHY TODD
ALICE WILSON
H. CARLTON ROBERTSON
BESSIE D. SUSSER
WILLIAM C. TODD
JOHN D. TODD, JR.
ROBERT TODD BEACHAMP
THEODORE M. BEACHAMP
ESTHER HENDERSON
LYDIA SEARLES
LOU J. BEAUCHAMP
JOHN H. BEAUCHAMP
SIDNEY C. BEAUCHAMP
and by any and all unknown heir or heirs of
Samuel J. E. Todd,
Margaret E. Todd,
Eolin Annie Todd, also known as
Annie Todd Willing,
Nathaniel W. Todd,
Mary E. C. Todd, also known as
Cora T. Carew,
William C. Todd,
Major H. Todd,
John D. Todd, and
Bessie B. Todd, also known as
Bessie D. Beauchamp,
Last said group of persons all being deceased.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

The following defendants are non-residents of the State of Maryland, whose last known addresses are:

LINDSEY WILLING,
Honolulu, Hawaii

LUTHER SEARS,
Pinero, Virginia

DENWOOD SEARS,
Gloucester, Virginia

RUBY SEARS RUST,
Saluda, Virginia

ETHEL SEARS WILKENSON,
RFD, Williamsburg, Virginia

LOIS SEARS THOMPSON,
Cobbs Creek, Virginia

HAZEL SEARS DYKES,
99 Huber Drive, Newport News, Virginia

LEONARD SEARS,
99 Huber Drive, Newport News, Virginia

CHARLOTTE A. TULL,
Georgetown, Delaware

IRENE STAHL,
Route 3, Pottstown, Pennsylvania

EMMETT CAREW,
1101 29th Avenue, N.W., Miami, Florida

ROBERT TODD BEACHAMP,
2401 Pennsylvania Avenue, Wilmington, Delaware

THEODORE M. BEACHAMP,
1912 Shipley Road, Oak Lane Manor, Wilmington, Delaware

LYDIA SEARLES,
301 7th Street West, Apt. 8, Bradenton, Florida

LOU J. BEAUCHAMP,
PO Box 533, Maitland, Florida

JOHN H. BEAUCHAMP,
PO Box 533, Maitland, Florida

SIDNEY C. BEAUCHAMP,
PO Box 533, Maitland, Florida

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

That your Petitioner has attempted to set forth the interests or estates of all other parties having an interest, but notwithstanding such statement, your Petitioner is unable to designate by name all persons having an interest in the hereinbefore described parcels of land by reason of the indefinite nature of same, and your Petitioner accordingly makes parties to these proceedings, any and all unknown heir or heirs of Samuel J. E. Todd, deceased; Margaret E. Todd (also known as Annie Todd Willing), deceased; Nathaniel W. Todd, deceased; Mary E. C. Todd (also known as Cora T. Carew), deceased; William C. Todd, deceased; Major H. Todd, deceased; John D. Todd, deceased; Bessie D. Todd (also known as Bessie Beauchamp), deceased; to the end that all of their right, title and interest of whatever extent or character, may be divested of them and vested in the purchaser of the above described property.

The Bill further states that none of the estates of the various owners of the property involved are believed to have been administered in the Orphans Court for Somerset County, Maryland, or elsewhere.

The Bill further recites that the real estate is not susceptible to partition without material loss or injury, and that, to divide such property, it is necessary that it be sold and the proceeds distributed proportionately among the heirs according to their several interests.

IT IS, THEREUPON, this 10th day of January, 1966, by the Circuit Court for Somerset County, In Equity, ORDERED that the Complainant, by causing a copy of this Order of Publication to be published in some newspaper in Somerset County once in each of four successive weeks, before the 8th day of February, 1966, give notice to said non-resident defendants of the object and substance of this Bill, warning them to appear in this Court

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

in person or by solicitor, on or before the 16th day of March 1966, to show cause, if any they have, why the decree ought not be passed as herein prayed.

L. Theodore Gravlee
~~Judge~~ Clerk of Court

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

SAMUEL J. E. TODD, single, : NO. 8251 CHANCERY

Complainant :

vs. : IN THE CIRCUIT COURT FOR

SAMUEL KELLY, single, et al. :

Defendants : SOMERSET COUNTY, MARYLAND

::::::::

ORDER FOR PROCESS

MR. CLERK:

Please issue Writ of Summons to lie against the following resident defendants:

Samuel Kelly, 100 Talbot Avenue, Cambridge, Dorchester County, Maryland.

Mary Horner and Wesley Horner, her husband, 100 Talbot Avenue, Cambridge, Dorchester County, Maryland.

Naylor Parks and Elizabeth Parks, his wife, Willis Street, Cambridge, Dorchester County, Maryland.

Beulah Mae Brittingham, Willis Street, Cambridge, Dorchester County, Maryland.

William Carroll Todd and Annabelle Todd, Cocheron, Dorchester County, Maryland.

Edith Todd Saulsbury and C. Webb Saulsbury, 3503 Powehattan Dirve, Baltimore, Maryland.

Nellie B. Ruark and Raymond Ruark, Bishops Head, Dorchester County, Maryland.

Denwood Willing and Ruth Willing, Oriole, Somerset County, Maryland.

Thomas Willing, Oriole, Somerset County, Maryland.

Anna Hamilton, Oriole, Somerset County, Maryland.

Maggie Bozman, Champ, Somerset County, Maryland.

Flora Bozman and Clinton Bozman, Fairmount, Somerset County, Maryland.

Mamie Willing, Chance, Somerset County, Maryland.

Floris Anderson and Levin Anderson, Deal Island, Somerset County, Maryland.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

Edwina Shores and Martin Shores, Wenona, Somerset County, Maryland.

Gordon Lee Willing and Ann Willing, Route 1, Princess Anne, Somerset County, Maryland.

Virginia Potter and Charles Potter, Chase, Baltimore County, Maryland.

George Edwin Willing and Josephine Willing, Solomon's Island, Calvert County, Maryland.

Irma Frances Willing and Eldon Willing, Chance, Somerset County, Maryland.

Dallas Todd and Thelma Todd, Box 20, Joppa Road, Fullerton, Baltimore County, Maryland.

Mark T. Smith and Virginia Smith, 217 Gloucester Drive, Glen Burnie, Anne Arundel County, Maryland.

Charles E. Smith and Barbara Smith, 913 North Charles Street, Baltimore City, Maryland.

Robert M. Todd and Betty T. Todd, Route 4, Salisbury, Wicomico County, Maryland.

Charlotte Mohr and Millard Mohr, Philadelphia & Ridge Roads, Baltimore, Maryland.

Alma Mimmick and John Mimmick, Dames Quarter, Somerset County, Maryland.

Brooks Carew and Pauline Carew, Dames Quarter, Somerset County, Maryland

Walter Carew and Louise Carew, 1506 Burnwood Road, Baltimore City, Maryland.

Ruben Carew and Pauline Carew, 4526 Clearway, Baltimore City, Maryland.

Doris Smith and Harry Smith, Dames Quarter, Somerset County, Maryland.

Dorothy Todd, 105 Elizabeth Street, Salisbury, Wicomico County, Maryland.

Alice Wilson and Harry Wilson, Deal Island, Somerset County, Maryland.

H. Carlton Robertson and Ann Robertson, 5504 Cromwell Drive, Bethesda, Montgomery County, Maryland.

Esther Henderson and Richard Henderson, 1131 Donnington Circle, Towson, Baltimore County, Maryland.

Edward F. Fontaine, Register of Wills, Princess Anne, Somerset County, Maryland.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

ALSO issue Writ of Summons to be served upon the following resident Defendants:

Bessie D. Susser and Herman Susser, 320 Delaware Avenue, Glen Burnie, Anne Arundel County, Maryland.

William C. Todd, Ridgeway Manor, Catonsville, Baltimore County, Maryland.

Flossie B. Todd, Incompetent, Eastern Shore State Hospital, Cambridge, Dorchester County, Maryland, with a copy to be served on Dr. Harold English, Superintendant of Eastern Shore State Hospital.

Wilsie Mae Todd, Incompetent, Eastern Shore State Hospital, Cambridge, Dorchester County, Maryland, with a copy to be served on Dr. Harold English, Superintendant of Eastern Shore State Hospital.

John D. Todd, Jr., Incompetent, Rosewood Training School, Baltimore, Maryland, with a copy to be served on Dr. George Medairy, Superintendant of said Rosewood State Training School, Owings Mills, Baltimore County, Maryland.

AND, issue the Order of Publication [redacted] against the following non-resident defendants:

Lindsey Willing and Ora Mae Willing, Honolulu, Hawaii.

Luther Sears, Pinero, Virginia.

Denwood Sears and Vivian Sears, Gloucester, Virginia.

Ethel Sears Wilkenson and Everett Wilkenson, RFD, Williamsburg, Virginia.

Lois Sears Thompson and Lester Thompson, Cobbs Creek, Virginia.

Hazel Sears Dykes and William Dykes, 99 Huber Drive, Newport News, Virginia.

Leonard Sears, 99 Huber Drive, Newport News, Virginia

Irene Stahl and Harold Stahl, Rte. 3, Pottstown, Pennsylvania

Emmett Carew and Thelma Carew, 1101 29th Avenue N.W. Miami, Florida.

Robert Todd Beauchamp and Elizabeth D. Beauchamp, 2401 Pennsylvania Avenue, Wilmington, Delaware.

Theodore M. Beachamp and Elizabeth C. Beachamp, 1912 Shipley Road, Oak Lane Manor, Wilmington, Delaware.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

Lydia Searles and Wilson Searles, 301 7th Street West, Apt. 8, Bradenton, Florida.

Lou J. Beauchamp, PO Box 533, Maitland, Florida.

John H. Beauchamp, PO Box 533, Maitland, Florida.

Sidney C. Beauchamp and Mary Lou Beauchamp, PO Nox 533 Maitland, Florida.

Walter D. Webster,
Solicitor for Complainat

For Bond See Bond Book No. 9, Page 228.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

WRIT OF SUBPOENA: "TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO H. Carlton Robertson & Ann Robertson
Montgomery County, 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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..23rd..day of.....January....., 19...66...

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...23rd.....day of.....February....., 19...66. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

I. Theodore Shockley
Clerk

LIBER 042 PAGE 167

LIBER 042 PAGE 168

WRIT OF SUBPOENA: "TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Robert M. Todd & Betty T. Todd
Dorothy Todd

All of Wicomico County, 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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..23rd..day of....January....., 19...66..

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...23rd.....day of....February....., 19...66. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

S. Theodore Shockley
Clerk

WRIT OF SUBPOENA: "TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Mark T. Smith & Virginia Smith
Anne Arundel County, 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

Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the.23rd...day of....January....., 19..66.....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....23rd.day of.....February....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

...Walter..D..Webster.....
Name

Salisbury, Maryland
.....
Address

S. Theodore Shockley
Clerk

LIBER 042 PAGE 169

LIBER 042 PAGE 170

WRIT OF SUBPOENA: "TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO George Edwin Willing & Josephine Willing
Calvert County, 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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...23rd.day of.....January....., 19..66...

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....23rd....day of...February....., 19..66... Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter..D..Webster.....
Name

Salisbury, Maryland
Address

S. Theodore Laechus
Clerk

WRIT OF SUBPOENA: "TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Virginia Potter & Charles Potter
Dallas Todd & Thelma Todd
Charlotte Mohr & Millard Mohr
Esther Henderson & Richard Henderson

All of Baltimore County, 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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the....23rd.day of.....January....., 1966.....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....23rd....day of.....February....., 19..66.. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster.....
Name
Salisbury, Maryland
.....
Address

A. Theodore Gaeltus
Clerk

LIBER 042 PAGE 172

WRIT OF SUBPOENA: " TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Edith Todd Saulsbury & C. Webb Saulsbury
Charles E. Smith & Barbara Smith
Walter Carew & Louise Carew
Ruben Carew & Pauline Carew
All of Baltimore City, 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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the....23rd.day of.....January....., 19...66...

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....23rd....day of..February....., 19.66... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter..D...Webster.....
Name

Salisbury, Maryland
.....
Address

S. Theodore Sheckels
Clerk

WRIT OF SUBPOENA: "TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Samuel Kelly
Mary Horner and Wesley Horner, her husband
Naylor Parks and Elizabeth Parks, his wife
Beulah Mae Brittingham
William Carroll Todd and Annabelle Todd
Nellie B. Ruark and Raymond Ruark
All of Dorchester County, 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

Samuel J. E. Todd
versus
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..23rd..day of.....January....., 19.66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....23rd....day of.....February....., 19.66... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster.....
Name

Salisbury, Maryland.....
Address

J. Theodore Phoebus
Clerk

LIBER 042 PAGE 173

LIBER 0.2 PAGE 174

WRIT OF SUBPOENA: "TO LIE"

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Denwood Willing & Ruth Willing
Thomas Willing
Anna Hamilton
Maggie Bozman
Flora Bozman & Clinton Bozman
Mamie Willing
Floris Anderson & Levin Anderson
Edwin Shores & Martin Shores
Gordon Lee Willing & Ann Willing
Irma Frances Willing & Eldon Willing
Alma Mimmick & John Mimmick
Brooks Carew & Pauline Carew
Doris Smith & Harry Smith
Alice Wilson & Harry Wilson
Edward L. Fontaine, Register of Wills
All of Somerset County, 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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the....23rddday of....January....., 19.66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...23rd.....day of....February....., 19..66... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

....Walter D. Webster.....
Name

Salisbury, Maryland
Address

J. Theodore Shockley
Clerk

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO John D. Todd, Jr., Imcompetent
Rosewood Training School
Baltimore, Maryland

and

T. Glynne Williams
Dr ~~Savage Modeley~~, Superintendent
Rosewood State Training School
Owings Mills, Baltim ore County
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

Samuel J. E. Todd
versus
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..10.....day of...January....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....23.....day of....February....., 19.66.... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

..Walter..D...Webster.....
Name

Salisbury, Maryland
.....
Address

I. Theodore Shoelus
.....
Clerk

Sheriff's Return
Summoned John D. Todd, Jr. Incom. this 14 day of Jan 1966 by reading sub pet. affdt. & order John D. Todd, Jr. Incom. an a copy of sub. pet. affdt & Order left with Dr. T. G. Williams Supt. of Rosewood St. Training School where John D. Todd, Jr. Incom. is now confined.
Edward G. Mueller, Sheriff Fee $4.00

LIBER 042 PAGE 175

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Wilsie Mae Todd, Incompetent
Eastern Shore State Hospital
Cambridge, Dorchester County,
Maryland

and

Dr. Harold English, Superintendent
Eastern Shore State Hospital
Cambridge, Dorchester County,
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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..10.....day of.....January....., 1966.....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....23rd....day of.....February....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter D. Webster.....
Name

Salisbury, Maryland
.....
Address

L. Theodore Gruebus
Clerk

Sheriff's Return
"Summoned Wilsie Mae Todd and copy of Summons and Order of Publication left with her copies also served on and left with Dr. Harold English, Supt. Eastern Shore State Hospital this 18th day of January, 1966. /s/ C. Calvert Creighton, Sheriff Dorchester County, Md.

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Flossie B. Todd, Incompetent
Eastern Shore State Hospital
Cambridge, Dorchester County,
Maryland

and

Dr. Harold English
Superintendent of Eastern
Shore State Hospital

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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..10.....day of...January....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...23rd.....day of....February....., 19.66.... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

S. Theodore Shockley
Clerk

Sheriff's Return

"Summoned Flossie B. Todd and copies of Summons, Order of Publication left with her and copies served on and left with Dr. Harold English, Supt. Eastern Shore State Hospital this 18th day of January, 1966. /s/ C. Calvert Creighton, Sheriff Dorchester County, Md.".

WRIT OF SUBPOENA: LIBER 042 PAGE 178

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO WILLIAM C. TODD

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 Samuel J. E. Tood
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..10th..day of...January....., 19.66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.23rd.....day of.....February....., 19.66... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s) —

Walter D. Webster
Name

Salisbury, Maryland
Address

Theodore Shoemaker
Clerk

Sheriff's Return
"Non est 2/7/66
Edward G. Mueller
Sheriff, Balto. Co.".

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Bessie D. Susser
and
Herman Susser

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 Samuel J. E. Todd
versus
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the.10th...day of....January....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....23rd.....day of...February....., 19..66... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

.....Salisbury,..Maryland.....
Address

S. Theodore Shockley
Clerk

Summoned 2/11/66

LIBER 042 PAGE 179

FEBRUARY

I. THEODORE PHAEBUS.
CLERK OF COURT
SOMERSET COUNTY, MD.

LIBER 042 PAGE 180

RE: NO 8251 CHANCERY CASE
IN CIRCUIT COURT FOR SOMERSET
COUNTY, MARYLAND
SAMUEL J. E. TODD VERSUS SAMUAL KELLY ET AL.

DEAR MR. PHAEBUS:

A SUBPOENA, OF THE ABOVE CASE, WAS SERVED ON HERMAN SUSSER FEB. 10TH 1966 AT 10:30 P.M BY DEPUTY SHERIFF C. W. JOHNSON, JUST 6 HOURS BEFORE HE WAS LEAVING TO VISIT ME IN FLORIDA, WHERE I HAVE BEEN EMPLOYED SINCE JAN 5, 1966. I WILL BE ON THIS JOB UNTIL THE LATTER PART OF APRIL '66 CARING FOR AN INVALID. SO YOU CAN UNDERSTAND IT WOULD IMPOSSIBLE, UNDER THESE CIRCUMSTANCES, TO BE PRESENT ON THE 23RD OF FEB. '66. I WOULD APPRECIATE YOU LOOKING AFTER MY INTERESTS, ALSO MY BROTHER'S JOHN D. TODD JR AND WILLIAM C. TODD WHO INTERESTS I AM LOOKING FOR.

THE SOLICITOR FOR COMPLAINANT'S IS WALTER D. WEBSTER OF SALISBURY, MARYLAND.

MY PRESENT ADDRESS: MRS. BESSIE D. SUSSER
C/O MRS JOHN HARRIS
NO 4 EL BRAVO WAY
PALM BEACH FLORIDA ZIP CODE 33480

FOR ANY FURTHER INFORMATION THAT I SHOULD HAVE.

THANKING YOU FOR THIS FAVOR, I AM,

SINCERELY,

Bessie D. Susser
BESSIE D. SUSSER

H. F. Susser
HERMAN F. SUSSER

FILED

FEB 17 9 45 AM '66

REC.
LIBER FOLIO
I. THEO. PHAEBUS, CLK. CT. CT.
BY DEPUTY

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO William C. Todd

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

Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the.....15thday of.....February....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...22nd.....day of.....March....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

L. Theodore Shockley
Clerk

Sheriff's Return
"Non Est. 3/7/66.
Edward G. Mueller
Sheriff, Balto. Co.".

LIBER 042 PAGE 181

SAMUEL J. E. TODD, single, Complainant	:	NO. 8251 CHANCERY
	:	IN THE CIRCUIT COURT FOR
vs.	:	SOMERSET COUNTY, MARYLAND
SAMUEL KELLY, single, et al, Defendants	:	

::::::

ORDER FOR PROCESS

MR. CLERK:

Please issue Writ of Summons to be served upon the following adult, resident defendants and pursuant thereto furnish the Sheriff's Office with a copy of the Order of Publication for each Defendant in lieu of the original pleading as per Order of Court heretofore passed in this case:

1. Samuel Kelly, 100 Talbot Avenue, Cambridge, Dorchester County, Maryland.

2. Mary Horner and Wesley Horner, her husband, 100 Talbot Avenue, Cambridge, Dorchester County, Maryland.

3. Naylor Parks and Elizabeth Parks, his wife, Willis Street, Cambridge, Dorchester County, Maryland.

4. Beulah Mae Brittingham, Willis Street, Cambridge, Dorchester County, Maryland.

5. William Carroll Todd and Annabelle Todd, Cocheron, Dorchester County, Maryland.

6. Edith Todd Saulsbury and C. Webb Saulsbury, her husband, 3503 Powehattan Drive, Baltimore, Maryland.

7. Nellie B. Ruark and Raymond Ruark, her husband, Bishops Head, Dorchester County, Maryland.

8. Denwood Willing and Ruth Willing, his wife, Oriole, Somerset County, Maryland.

9. Thomas Willing, Oriole, Somerset County, Maryland.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

10. Anna Hamilton, Oriole, Somerset County, Maryland.

11. Maggie Bozman, Champ, Somerset County, Maryland

12. Flora Bozman and Clinton Bozman, Fairmount, Somerset County, Maryland.

13. Mamie Willing, Chance, Somerset County, Maryland.

14. Floris Anderson and Levin Anderson, her husband, Deal Island, Somerset County, Maryland.

15. Edwina Shores and Martin Shores, Wenona, Somerset County, Maryland.

16. Virginia Potter and Charles Potter, her husband, Chase, Baltimore County, Maryland.

17. George Edwin Willing and Josephine Willing, Solomon's Island, Calvert County, Maryland.

18. Irma Frances Willing and Eldon Willing, Chance, Somerset County, Maryland.

19. Dallas Todd and Thelma Todd, his wife, Box 20, Joppa Road, Fullerton, Baltimore County, Maryland.

20. Mark T. Smith and Virginia Smith, his wife, 217 Gloucester Drive, Glen Burnie, Anne Arundel County, Maryland.

21. Dorothy Todd, 105 Elizabeth Street, Salisbury, Wicomico County, Maryland.

22. Alice Wilson and Harry Wilson, her husband, Deal Island, Somerset County, Maryland.

23. H. Carlton Robertson and Ann Robertson, his wife, 5504 Cromwell Drive, Bethesda, Montgomery County, Maryland.

Walter D. Webster,
Solicitor for Complainant

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 5-7100

WRIT OF SUBPOENA: LIBER 042 PAGE 184

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Samuel Kelly

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..30.....day of.....June....., 19....66..

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...16th.....day of.....August....., 19...66.. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

....Salisbury,..Maryland
Address

L. Theodore Bachus
Clerk

Sheriff's Return

"Writ of Subpoena and Bill of Complaint served on and copies left with Samuel Kelly this 2nd day of July, 1966". /s/ C. Calvert Creighton, Sheriff".

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Mary Horner
and
Wesley Horner, her husband

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19.66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th.....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

....Walter D. Webster.....
Name

Salisbury, Maryland
.....
Address

I. Theodore Shockley
Clerk

Sheriff's Return
"Writ of Subpoena and Bill of Complaint served on and copies left with Mary Horsey and Wesley Horner this 2nd day of July, 1966. /s/ C. Calvert Creighton, Sheriff".

LIBER 042 PAGE 186

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Naylor Parks
and
Elizabeth Parks, his wife

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th...day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter D. Webster.....
Name
Salisbury, Maryland
.....
Address

I. Theodore Shockley
Clerk

Sheriff's Return
"Writ of Subpoena and Bill of Complaint served on and copies left with Naylor Parks and Elizabeth Parks this 2nd of July, 1966". /s/ C. Calvert Creighton, Sheriff.

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Beulah Mae Brittingham

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of August next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd vs, Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the 30 day of June, 19 66.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 16th day of August, 19 66. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

S. Theodore Phoebus
Clerk

Sheriff's Return
"Writ of Subpoena and Bill of Complaint served on and copies left with Beulah Mae Brittingham this 2nd day of July, 1966. /s/ C. Calvert Creighton, Sheriff of Dorchester County, Md."

WRIT OF SUBPOENA: LIBER 042 PAGE 188

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO William Carroll Todd
and
Annabelle Todd

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19....66..

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th...day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter D. Webster.....
Name

Salisbury, Maryland.....
Address

L. Theodore Gaskins.....
Clerk

Sheriff's Return

"Writ of Subpoena and Bill of Complaint served on and copies left with William Carroll Todd and Annabelle Todd this 2nd day of July, 1966. /s/ C. Calvert Creighton, Sheriff of Dorchester County, Md."

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland, Somerset County, to wit:

TO Nellie B. Ruark
and
Raymond Ruark, her husband

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19....66..

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter D. Webster.....
Name

Salisbury, Maryland
.....
Address

S. Theodore Phoebus
.....
Clerk

Sheriff's Return

"Writ of Subpoena and Bill of Complaint served on and copies left with Nellie Ruark and Raymond Ruark, this 2nd day of July, 1966. /s/ C. Calvert Creighton, Sheriff of Dorchester County, Md.

LIBER 042 PAGE 190

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Denwood Willing
and
Ruth Willing

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..30.....day of.....June....., 19...66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16thday of.....August....., 19.66.... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

L. Theodore Schoolfield
Clerk

Sheriff's Return
"Summoned and copy of Subpoena and Order of Publication left with each Defendant this 11th day of July, 1966.
Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Thomas Willing

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the.30.....day of.....June....., 1966.....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th....day of...August....., 19....66 . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name
Salisbury, Maryland
Address

Clerk

Sheriff's Return
"Summoned and copy of Subpoena and Order of Publication left with the.
Defendant, Thomas Willing, this 11 day of July, 1966.
Isaac H. Dorsey, Sheriff.
Edwin B. Muir, Deputy".

LIBER 042 PAGE 132

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Anna Hamilton

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th...day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster.....
Name

Salisbury, Maryland.....
Address

.....
Clerk

Sheriff's Return
"Non Est July 11, 1966.
Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy".

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Anna Hamilton

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...13.....day of....July....., 19...66...

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16.....day of.....July....., 19..66... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

J. Theodore Shockley
Clerk

Sheriff's Return
"Non Est July 15, 1966.
Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy".

LIBER 042 PAGE 133

LIBER 042 PAGE 194

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Maggie Bozman

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19...66..

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th day of.....August....., 19..66... Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

Sheriff's Return

S. Theodore Shockley
Clerk

"Summoned and copy of Subpoena and Order of PUblication left with the Defendant, Maggie Bozman this 12 day of July, 1966.
Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy".

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Flora Bozman
and
Clinton Bozman

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of..August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..30.....day of.....June....., 19.66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...16th.....day of....August....., 19.66... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

Sheriff's return

Clerk

"Summoned and copy of Subpoena and Order of Publication left with the Defendants, Flora Bozman and Clinton Bozman, this 5th day of July, 1966.
Isaac H. Dorsey, Sheriff
Edwin L. Sterling, Deputy".

LIBER 042 PAGE 195

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Mamie Willing

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th.day of...August....., 19....66 . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter R. Webster.....
Name

Salisbury, Maryland.....
Address

S. Theodore Phoebus.....
Clerk

Sheriff's return
"Summoned and copy of Subpoena and Order of Publication eft with the Defendant Mamie Willing this 5th day of July, 1966.
Isaac H. Dorsey, Sheriff
Edwin L. Sterling, Deputy."

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Floris Anderson
and
Levin Anderson, her husband

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of..August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..30.....day of.....June....., 19...66..

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th...day of.....August....., 19...66. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter D. Webster.....
Name

Salisbury, Maryland
.....
Address

Sheriff's return

S. Theodore Shockley
Clerk

"Summoned and copy of Subpoena and Order of Publication left with the defendants, Floris Anderson and Levin Anderson this 11 day of July, 1966.
Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy".

LIBER 042 PAGE 198

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Edwina Shores
and
Martin Shores

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th.....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.....Walter..D...Webster.....
Name
Salisbury, Maryland
.....
Address

.....
Clerk

Sheriff's Return
"Summoned and copy of Subpoena and Order of Publication left with the Defendants, Edwina Shore and Martin S bres this 11th day of July, 1966.
Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy".

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Irma Frances Willing
and
Eldon Willing

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of.....August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th..day of.....August....., 19...66.. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

Clerk

Shierff's Return
Summoned and copy of Subpoena, and Order of Publication left with the defendants, Irma Frances Willing and Eldon Willing this 5th day of July, 1966.
Isaac H. Dorsey, Sheriff
Edwin L. Sterling, Deputy."

LIBER 042 PAGE 200

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Alice Wilson
and
Harry Wilson, her husband

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of..August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th.....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster.....
Name
Salisbury, Maryland
.....
Address

.....Clerk

Sheriff's Return

"Summoned and copy of Subpoena and Order of Publication left with the Defendants, Alice Wilson and Harry Wilson this 11 day of July, 1966.
/s/ Isaac H. Dorsey, Sheriff
Edwin B. Muir, Deputy."

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Virginia Potter
and
Charles Potter, her husband

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the....30....day of.....June....., 19.66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th...day of.....August....., 19...66. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

Sheriff's Return
"Copy Subpoena Order of qublication served on Virginia Potter and Charles Potter this 11th day of July 1966. Fee 8.00 /s/ Edward G. Mueller, Shierff".

.....
Clerk

WRIT OF SUBPOENA: LIBER 042 PAGE 202

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Dallas Todd
and
Thelma Todd, his wife

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of..August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..30.....day of.....June....., 19.66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th.....day of.....August....., 19..66... Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

WALTER D. WEBSTER
Name
Salisbury, Maryland
Address

J. Theodore Gravelins
Clerk

Sheriff's Return
"Copy Subpoena, Order of Publication served on Dallas Todd
Thelma Todd this 3rd day of July 1966. Fee 8.00
/s/ Edward G. Mueller, Sheriff".

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO George Edwin Willing
and
Josephine Willing

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th...day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster.....
Name
Salisbury, Maryland
.....
Address

L. Theodore Shockley.....
Clerk

Returned non-est this the 4th day of July, 1966

Samuel L. Lyons
Samuel L. Lyons
Sheriff

LIBER 042 PAGE 203

LIBER 042 PAGE 204

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Mark T. Smith
and
Virginia Smith, his wife

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of..August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the....30....day of.....June....., 19...66...

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the..16th.....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

.Walter..D...Webster.....
Name

Salisbury, Maryland
Address

.....
Clerk

Sheriff's Return
"Summoned Mark T. Smith, Virginia Smith on this 6th day of July, 1966 and left with them a Subpoena, Order of Publication $4.00 William R. Huggins, Sheriff, A.A. Co.".

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Dorothy Todd

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of.....June....., 19...66...

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th.....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name
Salisbury, Maryland
Address

Clerk

Sheriff's Return
"Summoned Dorothy Todd and copy of Subpoena and Process left with her, this 30th day of June, 1966. /s/ Samuel A. Graham, Sheriff of Wicomico County".

WRIT OF SUBPOENA: LIBER 042 PAGE 206

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO George Edwin Willing
and
Josephine Willing

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...6th...day of.....July....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th.....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

J. Theodore Phoebus
Clerk

Returned non-est this the 27th day of July, 1966

Samuel L. Lyons
Samuel L. Lyons
Sheriff

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO H. Carlton Robertson
and
Ann Robertson, his wife

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the.....30....day of.....June....., 19.....66.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....16th.....day of.....August....., 19..66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name
Salisbury, Maryland
Address

S. Theodore Shockley
Clerk

Served the within Subpoena personally, by reading to, and leaving copy together with copy of the annexed Order of Publication with H. Carlton Robertson 7/14/66. Ann Robertson this 11 day of July 1966

Ralph W. Offutt
Sheriff

LIBER 042 PAGE 207

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Edith Todd Saulsbury
and
C. Webb Saulsbury, her husband

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of.....August.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...30.....day of....June....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....16th....day of.....August....., 19...66.. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

S. Theodore Shockley
Clerk

Sheriff's Return
"Non Sunt. Gruff. Frank J. Pelz, Sheriff."

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Edith Todd Saulsbury
and
C. Webb Saulsbury, her husband

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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...8th...day of....August....., 19..66....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....20th...day of...September....., 19...66... Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter D. Webster
Name

Salisbury, Maryland
Address

S. Theodore Pheobus
Clerk

Sheriff's Return
"Non Sunt. Gruff. Frank J. Pelz, Sheriff. 8/9/66 Not at this address".

LIBER 042 PAGE 210

Rt 17416

SAMUEL J. E. TODD, Single, Complainant	:	NO. 8251 CHANCERY
	:	IN THE CIRCUIT COURT FOR
vs.		
	:	SOMERSET COUNTY, MARYLAND
SAMUEL KELLY, single, et al, Defendants	:	

:::::::

ORDER FOR PROCESS

MR. CLERK:

Please re-issue Writ of Summons to be served upon the following adult, resident defendants and pursuant thereto furnish the Sheriff's Office with a copy of the Order of Publication for each Defendant in lieu of the original pleading as per Order of Court heretofore passed in this case:

1. Edith Todd Saulsbury and C. Webb Saulsbury, her husband, 613 West 40th Street, Baltimore City, Maryland.

Walter D. Webster,
Solicitor for Complainant

ALTER D. WEBSTER
RNEY AND COUNSELLOR
AT LAW
24-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Edith Todd Saulsbury
and
C. Webb Saulsbury

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 Samuel J. E. Todd
vs.
Samuel Kelly, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...2.....day of.....March....., 19..67....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the....18th.....day of....April....., 19..67... . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Walter..D...Webster.....
Name

Salisbury..Maryland.....
Address

S. Theodore Phelps.....
Clerk

Sheriff's Return
"Summoned Edith Todd Saulsbury and a copy of the Process with a copy the Order of Court served on the defendant on the 7th day of March, 1967, in the presence of M. Butler. Mortuus Est as to C. Webb Saulsbury. /s/ Frank J. P Hz, Sheriff".

LIBER 042 PAGE 212

SAMUEL J. E. TODD : NO. 8251 CHANCERY

Complainant :

vs. : IN THE CIRCUIT COURT FOR

SAMUEL KELLY, ET AL, :

Defendants : WICOMICO COUNTY, MARYLAND

:::::::

CERTIFICATE OF PUBLICATION

PRINCESS ANNE, MD., May 4 1967

This is to certify that the annexed Order of Publication has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order of Publication

Dates Inserted: 4/3-/20-/27-/3, 1966

Clarence L. Byrd

Business Manager MARYLANDER and HERALD

ORDER OF PUBLICATION

IN THE CIRCUIT COURT
FOR SOMERSET COUNTY,
MARYLAND

NO. 8251 CHANCERY

Samuel J. E. Todd, Single,
Complainant

vs.

Samuel Kelley, single,
Mary Horner and
Wesley Horner,
Naylor Parks and
Elizabeth Parks,
Beulah Mae Brittingham, divorced,
Flossie B. Todd, widow, incompetent,
William Carroll Todd and
Annabelle Todd,
Edith Todd Saulsbury and
C. Webb Saulsbury,
Nellie B. Ruark and
Raymond Ruark,
Wilsie Mae Todd, single, incompetent,
Denwood Willing and
Ruth Willing,
Thomas Willing, single,
Anna Hamilton, single,
Maggie Bozman, widow,
Flora Bozman and
Clinton Bozman,
Mamie Willing, widow,
Lindsey Willing and
Ora Mae Willing,
Floris Anderson and
Levin Anderson,
Edwina Shores and
Martin Shores,
Gordon Lee Willing and
Ann Willing,
Virginia Potter and
Charles Potter,
George Edwin Willing and
Josephine Willing,
Irma Frances Willing and
Eldon Willing,
Luther Sears, widower,
Denwood Sears and
Vivian Sears,

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 5-7100

FILED
MAY 9 10 21 AM '67
CLK. CT.

Ruby Sears Rust, widower,
Ethel Sears Wilkenson and
Everett Wilkenson,
Lois Sears Thompson and
Lester Thompson,
Hazel Sears Dykes and
William Dykes,
Leonard Sears, divorced,
Dallas Todd and
Thelma Todd,
Mark T. Smith and
Virginia Smith,
Charles E. Smith and
Barbara Smith,
Charlotte A. Tull and
Minus W. Tull,
Robert M. Todd and
Betty T. Todd,
Irene Stahl and
Harold Stahl,
Charlotte Mohr and
Millard Mohr,
Alma Mimmick and
John Mimmick,
Emmett Carew and
Thelma Carew,
Brooks Carew and
Pauline Carew,
Walter Carew and
Louise Carew,
Ruben Carew and
Pauline Carew,
Doris Smith and
Harry Smith,
Dorothy Todd, single
Alice Wilson and
Harry Wilson,
H. Carlton Robertson and
Ann Robertson,
Bessie D. Susser and
Herman Susser,
William C. Todd, single,
John D. Todd, Jr., single, incompetent
Robert Todd Beachamp and
Elizabeth D. Beachamp,
Theodore M. Beachamp and
Elizabeth C. Beachamp,
Esther Henderson and
Richard Henderson,
Lydia Searles and
Wilson Searles,
Lou J. Beauchamp, widow,
John F. Beauchamp, single,
Sidney C. Beauchamp and
Mary Lou Beauchamp,
Edward F. Fontaine, Register of Wills
and
The unknown heirs, if any, of
Samuel J. E. Todd,
Margaret E. Todd,
Eolin Annie Todd, also known as Annie Todd Willing,
Nathaniel W. Todd,
Mary E. C. Todd, also known as Cora T. Carew,
William C. Todd,
Major H. Todd,
John D. Todd, and
Bessie D. Todd, also known as Bessie D. Beauchamp

The object of this suit is to procure a decree for the sale for purposes of partition of certain property in Tangier Election District, Somerset, County, Maryland, of two tracts of land, one containing eleven and one-half acres (11½) more or less, and the other containing one and one-half acre (1½), more or less, which property was conveyed by Robert F. Brattan, Trustee, unto Emily O. Todd for and during her natural life, and after her death, the remainder in fee simple therein unto Samuel J. E. Todd, Margaret E. Todd, Eolin Annie Todd, Nathaniel W. Todd, Mary E. C. Todd, William C. Todd, Major H. Todd, John D. Todd, Bessie D. Todd, as tenants in common, said group of persons all being the children of the said Emily O. Todd.

The Bill states that the said Emily O. Todd and all of her said children are now deceased.

The Bill further recites that, upon the death of the said children, the property has descended and is presently held as follows:

Samuel J. E. Todd
Samuel Kelly
Mary Horner
Naylor Parks
Beulah Mae Brittingham
Flossie B. Todd
William Carroll Todd
Edith Todd Saulsbury
Nellie B. Ruark
Wilsie Mae Todd
Denwood Willing
Thomas Willing
Anna Hamilton
Maggie Bozman
Flora Bozman
Mamie Willing
Lindsey Willing
Floris Anderson
Edwina Shores
Gordon Lee Willing
Virginia Potter
George Edwin Willing
Irma Frances Willing
Luther Sears
Denwood Sears
Ruby Sears Rust
Ethel Sears Wilkenson
Lois Sears Thompson
Hazel Sears Dykes
Leonard Sears
Dallas Todd
Mark T. Smith
Charles E. Smith
Charlotte A. Tull
Robert M. Todd
Irene Stahl
Charlotte Mohr
Alma Mimmick
Emmett Carew
Brooks Carew
Walter Carew
Ruben Carew
Doris Smith
Dorothy Todd
Alice Wilson
H. Carlton Robertson
Bessie D. Susser
William C. Todd
John D. Todd, Jr.
Robert Todd Beachamp
Theodore M. Beachamp
Esther Henderson
Lydia Searles
Lou J. Beauchamp
John H. Beauchamp
Sidney C. Beauchamp

and by any and all unknown heir or heirs of
Samuel J. E. Todd,
Margaret E. Todd,
Eolin Annie Todd, also known as Annie Todd Willing,
Nathaniel W. Todd,
Mary E. C. Todd, also known as Cora T. Carew,
William C. Todd,
Major H. Todd,
John D. Todd, and
Bessie D. Todd, also known as Bessie D. Beauchamp,
Last said group of persons all being deceased.

The following defendants are non-residents of the State of Maryland, whose last known addresses are:

Lindsey Willing,
Honolulu, Hawaii
Luther Sears,
Pinero, Virginia
Denwood Sears,
Gloucester, Virginia
Ruby Sears Rust,
Saluda, Virginia
Ethel Sears Wilkenson,
RFD, Williamsburg, Va.
Lois Sears Thompson,
Cobbs Creek, Virginia
Hazel Sears Dykes,
99 Huber Drive, Newport News, Virginia
Leonard Sears,
99 Huber Drive, Newport News, Virginia
Charlotte A. Tull,
Georgetown, Delaware
Irene Stahl,
Rt. 3, Pottstown, Pennsylvania
Emmett Carew,
1101 29th Avenue, N.W., Miami, Florida
Robert Todd Beachamp,
2401 Pennsylvania Avenue, Wilmington, Delaware
Theodore M. Beachamp,
1912 Shipley Road, Oak Lane Manor, Wilmington, Delaware
Lydia Searles,
301 7th Street West, Apt. 8, Bradenton, Florida
Lou J. Beauchamp,
P.O. Box 533, Maitland, Florida
John H. Beauchamp,
P.O. Box 533, Maitland, Florida
Sidney C. Beauchamp,
P.O. Box 533, Maitland, Florida

That your Petitioner has attempted to set forth the interests or estates of all other parties having an interest, but notwithstanding such statement, your Petitioner is unable to designate by name all persons having an interest in the hereinbefore described parcels of land by reason of the indefinite nature of same, and your Petitioner accordingly makes parties to these proceedings, any and all unknown heir or heirs of Samuel J. E. Todd, deceased; Margaret E. Todd (also known as Annie Todd Willing), deceased; Nathaniel W. Todd, deceased; Mary E. C. Todd (also known as Cora T. Carew), deceased; William C. Todd, deceased; Major H. Todd, deceased; John D. Todd, deceased; Bessie D. Todd (also known as Bessie Beauchamp), deceased; to the end that all of their right, title and interest of whatever extent or character, may be divested of them and vested in the purchaser of the above described property.

The Bill further states that none of the estates of the various owners of the property involved are believed to have been administered in the Orphans Court for Somerset County, Maryland, or elsewhere.

The Bill further recites that the real estate is not susceptible to partition without material loss or injury, and that, to divide such property, it is necessary that it be sold and the proceeds distributed proportionately among the heirs according to their several interests.

IT IS THEREUPON, this 10th day of January, 1966 by the Circuit Court for Somerset County, In Equity, ORDERED that the Complainant, by causing a copy of this Order of Publication to be published in some newspaper in Somerset County once in each of four successive weeks, before the 8th day of February, 1966, give notice to said non-resident 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 10th day of March, 1966, to show cause, if any they have, why the decree ought not be passed as herein prayed.

I. THEODORE PHOEBUS
Clerk of the Circuit for
Somerset County, Maryland
True Copy,
Test: I. Theodore Phoebus, Clk.
37-4tc

LIBER 042 PAGE 213

SAMUEL J. E. TODD	:	NO. 8257 CHANCERY
Complainant	:	
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLY, ET AL,	:	
Defendants	:	SOMERSET COUNTY, MARYLAND

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendant for answer to the Bill of Complaint filed in this cause, says:

1. That she admits the matters and facts as alleged therein.

2. That she consents to the passage of such decree as may be proper in this cause.

Anna Hamilton

Anna Hamilton

SAMUEL J. E. TODD	:	NO. 7695 / CHANCERY
Complainant	:	
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLY, ET AL,	:	
Defendants	:	SOMERSET COUNTY, MARYLAND

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Edward F. Fontaine, one of the Defendants in the above entitled case, for answer to the Bill of Complaint filed in this cause, says:

1. That he is without knowledge as to the allegations contained in said Bill of Complaint.

2. That he consents to the passage of such decree as may be proper in this cause.

Edward F. Fontaine
Edward F. Fontaine,
Register of Wills for
Somerset County, Maryland

LIBER 042 PAGE 218

SAMUEL J. E. TODD	:	NO. 8251 CHANCERY
Complainant	:	
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLY, ET AL,	:	
Defendants	:	SOMERSET COUNTY, MARYLAND

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned, Defendants in the above entitled case, for answer to the Bill of Complaint filed in this cause, say:

1. That they admit the matters and facts as alleged in said Bill of Complaint.

2. That they consent to the passage of such decree as may be proper in this cause.

X Robert T. Beauchamp
Robert Todd Beachamp

X Elizabeth D. Beauchamp
Elizabeth D. Beachamp

Theodore M. Beachamp
Theodore M. Beauchamp

Elizabeth C. Beachamp
Elizabeth C. Beauchamp

Esther Henderson
Esther Henderson

Richard Henderson
Richard W. Henderson

Lydia Searles
Lydia B. Searles

Wilson Searles
Wilson Searles

Lou J. Beachamp
Lou J. Beauchamp

John H. Beauchamp
John H. Beauchamp

Sidney C. Beauchamp
Sidney C. Beauchamp

Mary Lou Beauchamp
Mary Lou Beauchamp

SAMUEL J.E.TODD	:	NO. 8251 CHANCERY
Complainant	:	
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLY, ET AL	:	
Defendants	:	SOMERSET COUNTY, MARYLAND

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendant, for answer to the Bill of Complaint filed in this cause, says:

1. That he admits the matters and facts as alleged in said Bill of Complaint.

2. That he consents to the passage of such decree as may be proper in this cause.

William E. Dykes
William Dykes

LIBER 042 PAGE 218

SAMUEL J. E. TODD : NO. 8257 CHANCERY

Complainant :

vs. : IN THE CIRCUIT COURT FOR

SAMUEL KELLY, ET AL, :

Defendants : SOMERSET COUNTY, MARYLAND

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendants, for answer to the Bill of Complaint filed in this cause, say:

1. That they admit the matters and facts as alleged in said Bill of Complaint.

2. That they consent to the passage of such decree as may be proper in this cause.

Luther B. Sears
Luther Sears

Denwood Sears
Denwood Sears

Vivian Sears
Vivian Sears

Ruby Sears Rust
Ruth Sears Rust

Ethel Sears Wilkinson
Ethel Sears Wilkenson

Everett Wilkinson
Everett Wilkenson

Lois Sears Thompson
Lois Sears Thompson

Lester Thompson
Lester Thompson

Hazel Sears Dykes
Hazel Sears Dykes

Separated
William Dykes

Leonard B. Sears
Leonard Sears

I HEREBY ADMIT service of a copy of the aforegoing Answer this 20thday of January, 1966.

Walter D. Webster
Walter D. Webster
Solicitor for Complainant

SAMUEL J. E. TODD : NO. 8257 CHANCERY

Complainant :

vs, : IN THE CIRCUIT COURT FOR

SAMUEL KELLY, ET AL, :

Defendants : SOMERSET COUNTY, MARYLAND

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendants, for answer to the Bill of Complaint filed in this cause, say:

1. That they admit the matters and facts as alleged in said Bill of Complaint.

2. That they consent to the passage of such decree as may be proper in this cause.

Alma Mimmick Alma L. Mimmick

John Mimmick John R. Mimmick

Emmett Carew Emmett N. Carew

Thelma Carew Thelma Carew

Brooks Carew Brooks Carew

Pauline Carew Pauline Carew

Walter Carew Walter J. Carew

Louise Carew Louise Carew

Ruben Carew Ruben Carew

Pauline Carew Pauline Carew Doris Smith

Doris Smith Harry E. Smith

Harry Smith

LIBER 042 PAGE 220

SAMUEL J. E. TODD :NO. 8251 CHANCERY

Complainant :

vs. :IN THE CIRCUIT COURT FOR

SAMUEL KELLY, ET AL, :

Defendants :SOMERSET COUNTY, MARYLAND

:::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendants, for answer to the Bill of Complaint filed in this cause, say:

1. That they admit the matters and facts as alleged in said Bill of Complaint.

2. That they consent to the passage of such decree as may be proper in this cause.

Dallas Todd
Dallas Todd

Thelma Todd
Thelma Todd

Mark T. Smith

Virginia Smith

Charles E. Smith
Charles E. Smith

Barbara Smith
Barbara Smith

Charlotte A. Tull
Charlotte A. Tull

Minus W. Tull
Minus W. Tull

Robert M. Todd
Robert M. Todd

Betty T. Todd
Betty T. Todd

Irene Stahl
Irene Stahl

Harold Stahl
Harold Stahl

Charlotte Mohr
Charlotte Mohr

Millard Mohr.
Millard Mohr

SAMUEL J. E. TODD, : NO. 8251 CHANCERY

Complainant : IN THE CIRCUIT COURT FOR

vs. : SOMERSET COUNTY, MARYLAND

SAMUEL KELLY, et al :

Defendants :

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendants, for answer to the Bill of Complaint filed in this cause, say:

1. That they admit the matters and facts as alleged in said Bill of Complaint.

2. That they consent to the passage of such decree as may be proper in this cause.

Samuel Kelly
Samuel Kelly

Mary Horner
Mary Horner

Wesley Horner
Wesley Horner

Naylor Parks
Naylor Parks

Elizabeth Parks
Elizabeth Parks

Beulah Mae Brittingham
Beulah Mae Brittingham

William Carroll Todd

Annabelle Todd

Edith Todd Saulsbury

C. Webb Saulsbury

Nellie B. Ruark

Raymond Ruark

LIBER 042 PAGE 221

LIBER 042 PAGE 222

SAMUEL J. E. TODD	:	NO. 8251 CHANCERY
Complainant	:	
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLY, ET AL,	:	
Defendants	:	SOMERSET COUNTY, MARYLAND

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendants, for answer to the Bill of Complaint filed in this cause, say:

1. That they admit the matters and facts as alleged in said Bill of Complaint.

2. That they consent to the passage of such decree as may be proper in this cause.

E. Dorothy Todd
Dorothy Todd

Alice Wilson
Alice Wilson

Harry Wilson
Harry Wilson

H. Carlton Robertson
H. Carlton Robertson

Ann Robertson
Ann Robertson

SAMUEL J. E. TODD	:	NO. 8251 CHANCERY
Complainant	:	IN THE CIRCUIT COURT FOR
vs.	:	SOMERSET COUNTY, MARYLAND
SAMUEL KELLY, ET AL,	:	
Defendants	:	

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendant for answer to the Bill of Complaint filed herein, says:

1. That he admits the matters and facts as alleged therein.

2. That he consents to the passage of such decree as may be proper in this cause.

William C. Todd
William C. Todd

SAMUEL J. E. TODD	:	NO. 8251 CHANCERY
Complainant	:	IN THE CIRCUIT COURT FOR
vs.	:	SOMERSET COUNTY, MARYLAND
SAMUEL KELLY, ET AL,	:	
Defendants	:	

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendants, for answer to the Bill of Complaint filed herein, say:

1. That they admit the matters and facts as alleged therein.

2. That they consent to the passage of such decree as may be proper in this case.

GeorgeEdwin Willing

Josephine Willing

SAMUEL J. E. TODD	:	No. 8251 CHANCERY
Complainant	:	IN THE CIRCUIT COURT FOR
vs.	:	SOMERSET COUNTY, MARYLAND
SAMUEL KELLY, ET AL,	:	
Defendants	:	

:::::::

ANSWER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned Defendants, for answer to the Bill of Complaint filed herein, say:

1. That they admit the matters and facts as alleged therein.

2. That they consent to the passage of such a decree as may be proper in this case.

Gordon Lee Willing

Gordon Lee Willing

Ann E Willing

Ann Willing

LIBER 042 PAGE 226

SAMUEL J. E. TODD : NO. 8251 CHANCERY

Complainant :

vs. : IN THE CIRCUIT COURT FOR

SAMUEL KELLY, ET AL, :

Defendants : SOMERSET COUNTY, MARYLAND

:::::::

PETITION FOR GUARDIAN AD LITEM

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Samuel J. E. Todd, Complainant in the above entitled case, by Walter D. Webster, his solicitor, moves pursuant to Maryland Rule 205 e 2, for appointment of a guardian ad litem to represent Flossie B. Todd, Wilsie Mae Todd and John D. Todd, Jr., Incompetents. The grounds of the motion are as follows:'

1. Flossie B. Todd, Wilsie Mae Todd and John D. Todd, Jr., incompetents, have been duly notified by Writ of Subpoena.

2. Flossie B. Todd, Wilsie Mae Todd and John D. Todd, Jr., have no legal guardian within the jurisdiction of this Court nor does the Complainant have any knowledge that a guardian or committee has been appointed elsewhere for said incompetents.

3. Movant suggests as guardian ad litem Ruth W. Ellis who has no interest whatever in this suit adverse to that of the said incompetents.

AND, as in duty bound, etc.

Walter D. Webster,
Solicitor for Complainant

ORDER OF COURT

ORDERED, this 1st day of May ,A.D., 1968, by the

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

Circuit Court for Somerset County, Maryland, In Equity, that Ruth W. Ellis be and she is, hereby appointed guardian ad litem for Flossie B. Todd, Wilsie Mae Todd and John D. Todd, Jr., Incompetents, Defendants in the above entitled case.

E. Mac Master Duer
Judge

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

LIBER 042 PAGE 228

SAMUEL J. E. TODD	:	NO. 8251 CHANCERY
Complainant	:	
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLY, ET AL,	:	
Defendants	:	SOMERSET COUNTY, MARYLAND

:::::::

ANSWER OF GUARDIAN AD LITEM

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Ruth W. Ellis, guardian ad litem of Flossie B. Todd, Wilsie Mae Todd and John D. Todd, Jr., incompetents, on behalf of said incompetents, in answer to the Bill of Complaint, says:

1. That she is without knowledge as to the allegations of said Bill of Complaint.

2. That she submits the rights of said imcompetents to the protection of the Court.

Ruth W. Ellis

Ruth W. Ellis,
guardian ad litem

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

SAMUEL J. E. TODD, single, : NO. 8251 CHANCERY

Complainant :

vs. : IN THE CIRCUIT COURT FOR

SAMUEL KELLY, single, et al, :

Defendants : SOMERSET COUNTY, MARYLAND

:::::::

AFFIDAVIT OF COMPLIANCE-RULE 105f

I, WALTER D. WEBSTER, Solicitor for Samuel J. E. Todd, make oath that I mailed to Lindsey Willing and Ora Mae Willing , at their last known address, by registered mail, return receipt requested, postage prepaid, a copy of the Order of Publication issued in the above cause, they being two of the Defendants in the said case, and that receipts for delivery furnished him by the postal authorities are attached hereto.

AS WITNESS my hand and seal, this 18th day of May, 1967.

Walter D. Webster (SEAL)

SUBSCRIBED AND SWORN TO, before me, a Notary Public, this 18th day of May, 1967.

Dora L. Mihalek
Notary Public

My Commission Expires: 7/1/67

INSTRUCTIONS TO DELIVERING EMPLOYEE

☒ Deliver ONLY to addressee ☐ Show address where delivered

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

SIGNATURE OR NAME OF ADDRESSEE (must always be filled in)

Lindsey Willing

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED: 5-5-67

SHOW WHERE DELIVERED (only if requested)

CBS—16—71540-3—F GPO

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

LIBER 042 PAGE 223

LIBER 042 PAGE 230

SAMUEL J. E. TODD, single, : NO. 8251 CHANCERY

Complainant:

vs. : IN THE CIRCUIT COURT FOR

SAMUEL KELLEY, single, et al, :

Defendants : SOMERSET COUNTY, MARYLAND

:::::::

PETITION FOR DECREE PRO CONFESSO

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Samuel J. E. Todd, by Walter D. Webster, his solicitor, respectfully shows:

1. That your Petitioner has heretofore filed in this cause Bill of Complaint for the partition and sale of certain real estate.

2. That although Defendants, William Carroll Todd and Annabelle Todd, his wife, Edith Todd Saulsbury, widow, Nellie B. Ruark and Raymond Ruark, her husband, Denwood Willing and Ruth Willing, his wife, Thomas Willing, single, Maggie Bozman, widow, Flora Bozman and Clinton Bozman, her husband, Mamie Willing, widow, Floris Anderson and Levin Anderson, her husband, Edwina Shores and Martin Shores, her husband , Virginia Potter and Charles Potter, her husband, Irma Frances Willing and Eldon Willing, her husband, Mark T. Smith and Virginia Smith, his wife, and Bessie D. Susser and Herman Susser, her husband, have been duly summonsed, and although the said Lindsey Willing and Ora Mae Willing, his wife, have been duly notified by Order of Publication, the time allowed said Defendants to file an Answer to said Bill of Complaint has expired, and no answer has been filed and no appearance has been made or entered by said Defendants or on their behalf.

WHEREFORE, your Petitioner prays this Honorable Court that the allegations of his said Bill of Complaint be taken pro confesso

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

against the aforesaid Defendants.

Walter D. Webster,
Solicitor for Complainant

ORDER OF COURT

THE AFOREGOING PETITION having been read and considered, and it appearing that the Defendants William Carroll Todd and Annabelle Todd, his wife, Edith Todd Saulsbury, widow, Nellie B. Ruark and Raymond Ruark, her husband, Denwood Willing and Ruth Willing, his wife, Thomas Willing, single, Maggie Bozman, widow, Flora Bozman and Clinton Bozman, her husband, Mamie Willing, widow, Floris Anderson and Levin Anderson, her husband, Edwina Shores and Martin Shores, her husband, Virginia Potter and Charles Potter, her husband, Irma Frances Willing and Eldon Willing, her husband, Mark T. Smith and Virginia Smith, his wife, and Bessie D. Susser and Herman Susser, her husband, have been duly summonsed, and that the Defendants Lindsey Willing and Ora Mae Willing, his wife, have been duly notified by Order of Publication, and that although the time limited by law for their appearance and answer have expired, no such appearance or answer has been filed or made on their behalf, it is, thereupon, this 19th day of May, 1967, ORDERED that the Bill of Complaint filed in this cause be, and the same is, hereby taken pro confesso against the aforesaid Defendants.

E. McMaster Duer
Judge

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

LIBER 042 PAGE 232

SAMUEL J. E. TODD	:	NO. 8251 CHANCERY
Complainant	:	
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLY, ET AL,	:	
Defendants	:	SOMERSET COUNTY, MARYLAND

::::::

PETITION FOR APPOINTMENT OF SPECIAL EXAMINER

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of WalterD. Webster, Solicitor for Samuel J. E. Todd, respectfully represents:

1. That Bill of Complaint for a sale and partition of certain property owned by Emily O. Todd at the time of her death has heretofore been filed in these proceedings.

2. That the Defendants herein have been duly notified by Order of Publication.

3. That your Petitioner desires to take the testimony of the Complainant Samuel J. E. Todd and Marion N. Darby, but is unable to do so because of the fact that Harry C. Dashiell, the Standing Examiner is physically incapacitated.

WHEREFORE, Your Petitioner prays this Honorable Court to pass an Order appointing and authorizing Virginia B. Miles Special Examiner for the taking of testimony in these proceedings.

Solicitor for Complainant

ORDER OF COURT

THE AFOREGOING PETITION having been read and considered, it is, thereupon, this 19th day of May, 1967, ORDERED & DECREED by the Circuit Court for Somerset County, Maryland, that Virginia B. Miles, be and she is hereby appointed Special Examiner for the taking of testimony in these proceedings.

Judge

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

SAMUEL J. E. TODD	:	NO, 8251 CHANCERY CASES
vs.	:	IN THE CIRCUIT COURT FOR
SAMUEL KELLEY, et al	:	SOMERSET COUNTY, MARYLAND

TO THE HONORABLE, THE JUDGES OF SAID COURT:

THE ABOVE CAUSE BEING AT ISSUE AND NOTICE HAVING BEEN GIVEN ME OF THE DESIRE OF THE COMPLAINANT TO TAKE TESTIMONY IN THE SAME, I, VIRGINIA B. MILES, SPECIAL EXAMINER IN THIS COURT, DULY APPOINTED AND QUALIFIED, DID, ON THIS 23RD DAY OF MAY, A.D., 1967, MEET THE SOLICITOR FOR THE COMPLAINANT AND ASSIGNED THE SAME DAY AND HOUR OF ELEVEN THIRTY O'CLOCK A.M. AT THE OFFICE OF SIMPKINS AND SIMPKINS, AS THE TIME AND PLACE FOR EXAMING SUCH WITNESSES AS SHOULD THEN AND THERE BE PRODUCED BEFORE ME, AT WHICH LAST MENTIONED TIME AND PLACE I ATTENDED WITHOUT GIVING NOTICE TO THE DEFENDANT AS A DECREE PRO CONFESSO HAD BEEN PROCURED, AND IN THE PRESENCE OF THE COMPLAINANT AND HIS SOLICITOR, PROCEEDED TO EXAMINE THE WITNESSES THEN AND THERE PRODUCED, IN THE MANNER FOLLOWING, THAT IS TO SAY:

DEPOSITIONS ATTACHED

Virginia B. Miles
VIRGINIA B. MILES,
SPECIAL EXAMINER

Then personally appeared Samuel J. E. Todd, complainant in the above entitled case, who being first duly sworn according to law, answereth, sweareth and deposeth, in the manner following, that is to say:

EXAMINATION BY WALTER D. WEBSTER, SOLICITOR FOR COMPLAINANT

Q. 1- Please state your full name, age, address and occupation.

A. - Samuel J. E. Todd, PO Box 482, Salisbury, Maryland; I am a boat captain.

Q. 2- Are you the complainant in this partition suit?

A. - Yes.

Q. 3- Are you an heir of Emily Todd?

A. - Yes, she was my grandmother, my father's mother.

Q. 4- Is she now living?

A. - No.

Q. 5- Do you know when she died?

A. - I don't recall the date. It has been 50 years or more.

Q. 6- Did she have an interest in some property in her lifetime?

A. - Yes she had a lifetime right in this property in Chance.

Q. 7- Who was to receive the remainder interest at her death?

A. - Her nine children, Samuel J. E. Todd, Margaret E. Todd, Eolin Annie Todd, Nathaniel W. Todd, Mary E. C.Todd, William C. Todd, Major H. Todd, John D. Todd and Bessie D. Todd.

Q. 8- Is there a deed on record showing this?

A. - Yes, it is in the Somerset County Courthouse. It is dated March 16, 1881 and is recorded in Liber B.F.L. No. 3, Folio 476. There is a Plat in Judicial Record L.W. No. 2, Folio 131, which shows the two pieces of land.

Q. 9- Are any of the above 9 children now living?

A. - No, they are all dead.

Q.10- Well then by whom is this property now owned?

A. - By the descendants and heirs of the nine children?

Q.11- Do you know who they are?

A. - Yes, I believe so. I supplied you with all the names

I could and you have worked on this thing for several years running down all these people and writing and calling different places. I carefully looked over the list of names you put together before filing the suit and I believe they are as accurate as you can get. I have talked to a number of my relatives about this while this case has been going on. Notice of the suit ran in the newspaper and suit papers were served on some of the heirs. The word about this spread around quickly and if anyone had been left out we would have known of it.

Q.12- Are you familiar with the property involved in this suit?

A. - Yes. I have been paying the taxes and looking out for it for a long time.

Q.13- Where is the property located?

A. - In Chance on the Tangier Sound.

Q.14- Please describe the property?

A. - It is on the South side of Tengier Sound and has probably about 300 feet of waterfront. The deed says 11½ acres for the big piece. It is to the West of a piece of property on which Roland Parks got a patent. There are roads on three sides of it. There is a smaller piece some distance away, about an acre and a hold, not on the water. There are no buildings on any of the property.

Q.15- Do you have any idea as to the value of the property?

A. - The large piece is certainly worth $5000.00 to anyone interested in a good investment. The smaller piece does not have a whole lot of value but should be worth $200.00.

Q.16- Is this property susceptible of partition among the heirs?

A. - No, there are too many.

Q.17- In your opinion is it in the best interests of the heirs that the property be sold and the net proceeds be divided among them?

A. - Yes.

Virginia B. Miles
Examiner

Then personally appeared Marion N. Darby, a witness on behalf of the Complainant in the above entitled case, who being first duly sworn according to law, answereth, sweareth and deposeth, in the manner following, that is to say:

EXAMINATION BY WALTER D. WEBSTER, SOLICITOR FOR COMPLAINANT

Q. 1- Please state your full name, age, address and occupation.

A. - Marion N. Darby, Lincoln Avenue, Salisbury, Maryland, age 42 and I am a real estate broker.

Q. 2- Are you aware of the fact that Samuel J. E. Todd has filed a suit in the Circuit Court for Somerset County, Maryland, against Samuel Kelley, et al, for a partition sale of certain real estate?

A. - Yes.

Q. 3- Are you acquainted with any of these parties?

A. - No.

Q. 4- Are you familiar with the deed description and any plats of the property?

A. - Yes.

Q. 5- Who are the owners of this property?

A. - I understand it was deeded to Emily O. Todd for her lifetime and then to her nine children. To the bestof my knowledge Mrs. Todd and all her children are dead. So the property is now owned by all the descendants of the nine children of Mrs. Todd.

Q. 6- Have you personally inspected this property?

A. - Yes I have.

Q. 7- Where is it located?

A. - In the village of Chance. You turn right off the main highway at the corner where Melvin Beachamp once had his store and go straight to the water. The road to the water eventually winds up as a narrow dirt road and the property is to the right of this.

Q. 8- Please describe this property?

A. - It is on Tangier Sound and has several hundred feet of waterfront. Some of the waterfront is not too good because an old cow pond is in one corner of it. As the land comes back from the water it is quite high. This piece on the land records calls for 11½ acres although some of it might be washed away. The other piece on the plat is some distance away and is not on the water. The waterfront property has good potential for development purposes and could be divided into a number of good building lots.

Q. 9- Have you formed an opinion as to the value of the property?

A. - Yes.

Q.10- Please express that opinion?

A. - The large piece should have a market value of at least $5000.00 and the smaller piece about $200.00.

Q.11- Are there any improvements on any of the property?

A. - No.

Q.12- Is this property suscept ible of partition?

A. - No, not with so many owners.

Q.13- Do you think it in the best interests of the owners that the property be sold and the net proceeds divided among them?

A. - Yes, I do.

Virginia B. Miles
Examiner

THERE BEING NO FURTHER WITNESSES PRODUCED TO ME, I HEREWITH AT THE REQUEST OF THE COMPLAINANT'S SOLICITORS RETURN THIS DEPOSITION TO COURT, CLOSED UNDER MY HAND AND SEAL AND I CERTIFY THAT THE QUESTIONS WERE PROPOUNDED BY THE COMPLAINANT'S SOLICITOR AND WERE READ BY ME TO SAID WITNESSES AND THAT ALL OF THE REQUIREMENTS OF GENERAL EQUITY RULE 38A HAVE BEEN COMPLIED WITH; THE WITNESSES HAVING WAIVED THE SIGNING OF THEIR TESTIMONY. AND I FURTHER CERTIFY THAT THE EXAMINER'S COST HAVE BEEN PAID BY THE COMPLAINANT.

GIVEN UNDER MY HAND AND SEAL THIS 23RD DAY OF MAY, 1967.

Virginia B. Miles (SEAL)
VIRGINIA B. MILES, SPECIAL EXAMINER

SAMUEL J. E. TODD : NO. 8251 CHANCERY

vs. : IN THE CIRCUIT COURT FOR

SAMUEL KELLEY, et al : SOMERSET COUNTY, MARYLAND

:::::::

DECREE

The proceedings having been submitted to the Court on the Bill of Complaint, the Defendants having been duly summoned to appear and testimony taken and it appearing from the proceedings that the property mentioned in the Bill is not subject to division in kind without material loss to the owners thereof, it is, this 21st day of June, A.D., 1967, ORDERED, ADJUDGED and DECREED that the property in the proceedings mentioned be sold and that Walter D. Webster be and he is hereby appointed Trustee to make the sale and that the course and manner of the proceedings be as follows: He shall first file with the Clerk of the Circuit Court for Somerset County, Maryland, a bond to the State of Maryland executed by himself with private or corporate surety to be approved by this Court in the penalty of $ 6000 00, conditioned for the faithful performance of the trust reposed in him by this 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 such newspaper or newspapers published in Somerset County, Maryland, as he shall think proper, of the time, place, manner and terms of sale which shall be one-third cash at the option of the purchaser or purchasers, the credit portion to bear interest from the day of sale and to be secured to the satisfaction of said Trustee, and as soon as may be convenient after such sale the said Trustee shall return to the Court a full and particular report of his proceedings

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

relative to said sale with an affidavit annexed of the trust thereof and the fairness of said sale and on obtaining the Court's ratification of said sale and on the payment of the whole of the purchase price 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 and assigns, the property and estate to him, her or them, sold free, clear and discharged from all claims of the parties hereto, or any creditors 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 monies arising from said sale to be distributed under the direction of the Court after deducting costs of this sale and commissions to the said Trustee as this Court may 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

FOR BOND SEE BOND BOOK NO. 9, FOLIO 228.

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

LIBER 042 PAGE 240

PRINCESS ANNE, MD., July 17, 1967

This is to certify that the annexed Trustee's Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: June 29
July 6,13,'67

Business Manager MARYLANDER and HERALD

WALTER D. WEBSTER
Attorney at Law

TRUSTEE'S SALE

OF VALUABLE

WATERFRONT PROPERTY ON TANGIER SOUND

Under and by virtue of a Decree of the Circuit Court for Somerset County, Maryland passed in No. 8251 Chancery Cases on June 21, 1967, the undersigned Trustee will sell at public auction at the Court House in Princess Anne, Maryland, on,

FRIDAY, JULY 14, 1967

at or about the hour of 2 P. M. (D.S.T.)

the following described land

ALL those two tracts or parcels of real estate all lying and being in Somerset County, State of Maryland and described as follows:

ITEM FIRST: ALL that lot, tract or parcel of land situate, lying and being in Tangier Election District, Somerset County, State of Maryland, bounded on the North by the waters of Tangier Sound, bounded on the East by the land now or formerly owned by William Roland Parks, being all of Lot No. 6 "Arable" as shown and designated on a Plat entitled "Division of Cyrus Jones Property" recorded among the Court Records of Somerset County, Maryland, in Judicial Records L. W. No. 2, Folio 313, containing 11½ acres of land, more or less.

ITEM SECOND: ALL that lot tract or parcel of land, situate, lying and being in Tangier Election District, Somerset County, State of Maryland, being all of Lot No. 6 "Woods" as shown and designated in the aforesaid Plat, and containing 1½ acres of land, more or less. Being the same real estate in which a life estate thereto was conveyed unto Emily O. Todd by deed from Robert F. Brattan, Trustee dated March 16, 1881, and recorded among the Land Records for Somerset County, Maryland in Liber B. F. L. No. 3, F[illegible] 476, with a remainder in f[illegible]mple therein unto Samuel J. E. Todd, Margaret E. Todd. Eolin Annie Todd, Nathaniel W. Todd, Mary E. C. Tod[illegible] Villiam C. Todd, Major H. [illegible]d, John D. Todd, Bessie D. Todd, as tenants in common, all children of the said Emily O. Todd.

TERMS OF SALE: One-third cash on day of sale, balance payable within thirty days, or all cash at the option of the purchaser or purchasers, the credit portion to bear interest from date of sale and to be secured to the satisfaction of the said Trustee. Title papers and revenue stamps to be at the expense of the purchaser.

Walter D. Webster,
Trustee

9-3tc

ORDER NISI

ORDERED, this 19th day of July, 1967, by the Circuit Court for Somerset County, Maryland, in Equity, that the aforegoing Report of Sale and Distribution of the proceeds arising therefrom the sale of the property mentioned in these proceedings, made and reported by Walter D. Webster, Trustee, appointed by a Decree of this Court dated June 21, 1967, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of August, 1967, provided a copy of this Order be inserted in some newspaper published in Somerset County, Maryland, once in each of three (3) successive weeks before the 14th day of August, 1967.

The report states the amount of sale to be $5000.00.

S. Theodore Pruitt
Clerk

LIBER 042 PAGE 241

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

AFFIDAVITS BY PURCHASERS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 18th day of July, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Elmer A. Jones, Jr., the purchaser of Item First of the property sold in these proceedings, and made oath in due form of law that in making the purchase of said real estate he was not acting as agent for anyone other than himself, and that no one other than himself is interested in the purchase thereof, as principal, and that he did not directly or indirectly discourage anyone from bidding for the said property.

AS WITNESS my hand and Notarial Seal.

Grace E. Bielaski
Notary Public

My Commission Expires: 7/1/69

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 18th day of July, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared William W. Bozman and Dolly Ann Bozman, the purchasers of Item Second of the property sold in these proceedings, and made oath in due form of law that in making the purchase of said real estate they were not acting as agent for anyone other than themselves, and that no one other than themselves are interested in the purchase thereof, as principal, and that they did not directly or indirectly discourage anyone from bidding for the said property.

AS WITNESS my hand and Notarial Seal.

Grace E. Bielaski
Notary Public

My Commission Expires: 7/1/69

WALTER D. WEBSTER
TTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

SAMUEL J. E. TODD : NO. ~~8249~~ 8251 CHANCERY

VS. : IN THE CIRCUIT COURT FOR

SAMUEL KELLEY, ET AL : SOMERSET COUNTY, MARYLAND

::::::::

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Walter D. Webster, Trustee appointed by a Decree of this Court passed in the above entitled cause, dated June 21, 1967, 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 prerequisites as required by law and the said Decree, and after giving notice of the time, place and manner of sale by advertisement inserted in the Marylander & Herald, a weekly newspaper published in Somerset County, Maryland, for at least three successive weeks before the date of sale as will appear by reference to the hereto annexed Certificate of Publication of said notice of sale, he did, pursuant to said notice, attend at the front door of the Court House in Princess Anne, Somerset County, Maryland, on Friday, July 14, 1967, at or about the hour of 2 o'clock P.M. and then and there proceeded to sell said property at public sale in the following manner, that is to say:

Your Trustee offered at public sale to the highest bidder the property mentioned in said Decree, together with any improvements thereon, being ALL those two tracts or parcels of lane, all lying and being in Somerset County, State of Maryland and

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 5-7100

described as follows:

ITEM FIRST: All that lot, tract or parcel of land situate, lying and being in Tangier Election District, Somerset County, State of Maryland, bounded on the North by the waters of Tangier Sound, bounded on the East by the land now or formerly owned by William Roland Parks, being all of Lot No. 6 "Arable" as shown and designated on a Plat entitled "Division of Cyrus Jones Property", recorded among the Court Records of Somerset County, Maryland, in Judicial Records L.W. No. 2, Folio 131, containing 11½ acres of land, more or less.

ITEM SECOND: All that lot, tract or parcel of land, situate, lying and being in Tangier Election District, Somerset County, State of Maryland, being all of Lot No. 6 "Woods" as shown and designated in the aforesaid Plat, and containing 1½ acres of land, more or less.

Being the same two pieces or parcels of land in which a life estate thereto was conveyed unto Emily O. Todd by deed from Robert F. Brattan, Trustee, dated March 16, 1881, and recorded among the Land Records for Somerset County, Maryland, in Liber B. F.L. No. 3, Folio 476, with a remainder in fee simple therein unto Jamuel J. E.Todd, Margaret E. Todd, Eolin Annie Todd, Nathaniel W. Todd, Mary E. C. Todd, William C. Todd, Major H. Todd, John D. Todd, Bessie D. Todd, as tenants in common, all children of the said Emily O. Todd.

AND your Trustee sold the above described Item First unto Elmer A. Jones, Jr., for the sum of $4900.00, and the above described Item Second unto William W. Bozman and Dolly M. Bozman, for the sum of $100.00, they being at that sum the highest bidders

WALTER D. WEBSTER
TTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

therefor, the terms of sale being: One-third cash on the day of sale, balance payable within thirty days, or all cash at the option of the purchaser or purchasers, the credit portion to bear interest from date of sale and to be secured to the satisfaction of the said Trustee. Title Papers and revenue stamps to be at the expense of the purchasers.

AND your Trustee states that the purchasers will comply with the terms of sale and begs leave to report that he will make distribution and pray ratification of the proceeds thus arising from said sale as follows:

TO AMOUNT RECEIVED FROM PURCHASERS	$5000.00
Interest on $3350.00 @ 6% - 1 month	16.75
	$5016.75

EXPENSES OF SALE

I. Theodore Phoebus, Clerk-Court costs		$195.25
Virginia Miles, Examiner's Fee		10.00
Stenographers Fee		8.00
McIntyre Insurance-bond premium		60.00
Edwin Muir-Auctioneer		35.00
Marylander & Herald, Advertising-		
Order of Publication	177.65	
Notice of Sale	52.00	
Order Nisi	15.00	244.65
Salisbury Times, Advertising		13.13
Marion Darby-Appraiser's Fee		50.00
Mimeographing		25.00
Notary Fees		2.00
Postage and telephone calls		25.00
Attorney's Fee-checking title, searching heirs, etc		200.00

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

Walter D. Webster, Trustee's Commission as
Per Rules of Court.....425.00

Carlos Bozman, Treasurer, Real Estate Taxes
1939 to date.....329.38 1622.41

Balance for distribution $3394.34

Distributed as follows:

TO:	Samuel Kelly	1/48th	70.71
	Mary Horner	1/48th	70.71
	Naylor Parks	1/96th	35.36
	Beulah Mae Brittingham	1/96th	35.36
	Flossie B. Todd	1/80th	42.43
	William Carroll Todd	1/80th	42.43
	Edith Todd Saulsbury	1/80th	42.43
	Nellie Blanche Ruark	1/80th	42.43
	Wilsie Mae Todd	1/80th	42.43
	Denwood Willing	1/56th	60.61
	Thomas Willing	1/56th	60.61
	Anna Hamilton	1/56th	60.61
	Maggie Bozman	1/56th	60.61
	Flora Bozman	1/56th	60.61
	Mamie Willing	1/448th	7.58
	Lindsay Willing	1/448th	7.58
	Floris Anderson	1/448th	7.58
	Edwina Shores	1/448th	7.58
	Gordon Lee Willing	1/448th	7.58
	Virginia Potter	1/448th	7.58
	George Edwin Willing	1/448th	7.58
	Irma Frances Willing	1/448th	7.58
	Luther Sears	1/392nd	8.66
	Denwood Sears	1/392nd	8.66
	Ruby Sears Ruse	1/392nd	8.66
	Ethel Sears Wilkerson	1/392nd	8.66
	Lois Sears Thompson	1/392nd	8.66
	Hazel Sears Dykes	1/392nd	8.66
	Leonard Sears	1/392nd	8.66
	Dallas Todd	1/24th	141.44
	Mark T. Smith	1/48th	70.71
	Charles E. Smith	1/48th	70.71
	Charlotte A. Tull	1/96th	35.35
	Robert M. Todd	1/96th	35.36
	Irene Stahl	1/96th	35.36
	Charlotte Mohr	1/96th	35.36
	Alma Mimmick	1/48th	70.71
	Emmett Carew	1/48th	70.71
	Brooks Carew	1/48th	70.71
	Walter Carew	1/48th	70.71
	Ruben Carew	1/48th	70.71
	Doris Smith	1/48th	70.71
	Dorothy Todd	1/24th	141.43
	Alice Wilson	1/24th	141.43
	H. Carlton Robertson	1/24th	141.43
	Samuel J. E. Todd	1/8th	424.29

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 9-7100

Bessie D. Susser	1/24th	141.43	
William C. Todd	1/24th	141.43	
John D. Todd, Jr.	1/24th	141.43	
Robert Todd Beauchamp	1/40th	84.86	
Theodore M. Beauchamp	1/40th	84.86	
Esther Henderson	1/40th	84.86	
Lydia Searles	1/40th	84.86	
Lou J. Beauchamp	1/120th	28.29	
John H. Beauchamp, Jr.	1/120th	28.29	
Sidney C. Beauchamp	1/120th	28.29	$3394.34

RECAPITULATION:

Total Received		$5016.75
Less: Total Expenses	1622.41	
Less: Distribution	3394.34	5016.75
Balance		-0-

Respectfully submitted

Walter D. Webster, Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 18th day of July, 1967, before me, the subscriber, a Notary Public in and for the State and County, aforesaid, personally appeared Walter D. Webster, Trustee, and made oath in due form of law that the matters and things stated by him in the aforegoing Report of Sale and Distribution of the proceeds arising therefrom are true and correct to the best of his knowledge, information and belief, and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

Notary Public

My Commission Expires: 7/1/69

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 3-7100

LIBER 042 PAGE 248

FINAL ORDER OF RATIFICATION

ORDERED, by the Circuit Court for Somerset County, Maryland, In Equity, this 23rd day of August, 1967, that the sale of the property mentioned in these proceedings and the distribution of the proceeds arising therefrom as shown therein, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice thereof appears to have been given as required by the terms of the Order Nisi passed and published in this cause, and the Trustee is allowed the usual commissions and such proper expenses as he shall produce vouchers for.

William W. Cooper
Judge

WALTER D. WEBSTER

ORDER NISI

ORDERED, this 10th day of July, 1967, by the Circuit Court for Somerset County, Maryland, in Equity, that the aforegoing Report of Sale and Distribution of the proceeds arising therefrom the sale of the property mentioned in these proceedings, made and reported by Walter D. Webster, Trustee, appointed by a Decree of this Court dated June 21, 1967, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of August, 1967, provided a copy of this Order be inserted in some newspaper published in Somerset County, Maryland, once in each of three (3) successive weeks before the 14th day of August, 1967.

The report states the amount of sale to be $5000.00

I. THEODORE PHOEBUS

CLERK OF THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

TRUE COPY, TEST:
I. THEODORE PHOEBUS, Clk.
13-3tc

PRINCESS ANNE, MD., Aug 4, 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: July 27, Aug. 3, 10 1967

Business Manager MARYLANDER and HERALD

WALTER D. WEBSTER
ATTORNEY AND COUNSELLOR
AT LAW
104-A-N. DIVISION ST.
SALISBURY, MD.
PI 8-7100

Entd.
MAR 13 1968

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage to First Shore Federal Savings and Loan Association	:	No. 8285 Chancery
From	:	In the Circuit Court for
John T. Rector and Margaret Rector Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * * *

MR. CLERK:

Please docket a case on your Chancery Docket as above, file the herewith mortgage made by John T. Rector and Margaret Rector, his wife, to The Salisbury Building and Loan Association, dated April 27, 1957 and recorded among the Land Records of Somerset County, Maryland in Liber B.L.B. No. 179, Folio 505, duly assigned unto First Shore Federal Savings and Loan Association by The Salisbury Building and Loan Association on January 31, 1963, and duly assigned on March 31, 1966 by First Shore Federal Savings and Loan Association unto Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection, and enter the appearance of the undersigned for the said Charles E. Hearne, Jr. and James P. Bailey, Assignees as aforesaid.

HEARNE, FOX & BAILEY

By James P. Bailey
Solicitors for Assignees

FOR MORTGAGE SEE MORTGAGE RECORD BOOK No. 179, Folio 505.

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

LIBER 042 PAGE 249

LIBER 042 PAGE 250

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage to First Shore Federal Savings and Loan Association	:	No. _____ Chancery
from	:	In the Circuit Court for
John T. Rector and Margaret Rector, his wife Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * *

STATEMENT OF MORTGAGE DEBT

To First Shore Federal Savings and Loan Association:

Principal balance due as of March 31, 1966	$680.08
Interest thereon from March 31, 1966 to May 3, 1966 - date of sale	3.63
Deficit in expense account	6.50
Total Due	$690.13

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 4th day of April, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County, aforesaid, personally appeared Charles J. Bryan, President of First Shore Federal Savings and Loan Association, the within Mortgagee, and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

Ruth T. Donaway
Notary Public

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage to First Shore Federal Savings and Loan Association	:	No. _____ Chancery
from	:	In the Circuit Court for
John T. Rector and Margaret Rector, his wife Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * *

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 1st day of April, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and For Wicomico County aforesaid, personally appeared Charles J. Bryan, President of First Shore Federal Savings and Loan Association, and made oath in due form of law that the said John T. Rector and Margaret Rector, his wife, are not in the military service as hereinafter set forth and that they have not been in such military service within thirty (30) days prior to the making of this affidavit, such military service being referred to as follows:

(1) Military service of the United States of America or of the enlisted reserve groups 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.

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

Ruth T. Donaway
Notary Public

LIBER 042 PAGE 251

LIBER 042 PAGE 252

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection of mortgage to First Shore Federal Savings and Loan Association	:	No. 8485 Chancery
from	:	In the Circuit Court for
John T. Rector and Margaret Rector, his wife Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * * * * * * * *

AMENDED STATEMENT OF MORTGAGE DEBT

To First Shore Federal Savings and Loan Association:

Principal balance due as of March 31, 1966	$680.08
Interest thereon from March 31, 1966 to May 10, 1966 - date of sale	4.40
Deficit in expense account	6.50
Total Due	$690.98

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 11th day of April, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Charles J. Bryan, President of First Shore Federal Savings and Loan Association, the within Mortgagee, and made oath in due form of law that the aforegoing Amended Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

Ruth T. Donaway
Notary Public

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

FOR BOND SEE BOND BOOK. NO. 9, FOLIO 122.

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage to First Shore Federal Savings and Loan Association	:	No. 8285 Chancery
from	:	In the Circuit Court for
John T. Rector and Margaret Rector, his wife Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * *

AMENDED MILITARY AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 11th day of April, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Charles J. Bryan, President of First Shore Federal Savings and Loan Association, the within Mortgagee, and made oath in due form of law that the said John T. Rector has since departed this life, and Margaret Rector, his widow, is not in the military service as hereinafter set forth, and that she has not been in such military service within thirty days prior to the making of this affidavit, such military service being referred to as follows:

(1) Military Service of the United States of America or of the enlisted reserve groups 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.

Ruth T. Donaway
Notary Public

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

LIBER 042 PAGE 253

Charles E. Hearne, Jr., and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage to First Shore Federal Savings and Loan Association	:	No. 8285 Chancery
From	:	In the Circuit Court for
John T. Rector and Margaret Rector, his wife Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * * * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Charles E. Hearne, Jr., and James P. Bailey, Assignees, under and by virtue of a power of sale contained in a mortgage made and executed by John T. Rector and Margaret Rector, his wife, to The Salisbury Building and Loan Association dated April 27, 1957 and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 179, Folio 505, duly assigned unto First Shore Federal Savings and Loan Association by The Salisbury Building and Loan Association on January 31, 1963 and duly assigned on March 31, 1966 by First Shore Federal Savings and Loan Association unto Charles E. Hearne, Jr., and James P. Bailey, for the purpose of foreclosure and collection, default having been made in the payment of the money secured to be paid by said mortgage and in the payment of the 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 having given 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 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 & Herald, a weekly newspaper published in said Somerset County for at least twenty (20) days before the day of sale, as will

appear by reference to the 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, Maryland, on Tuesday, May 10, 1966, at 2:00 o'clock P.M., and then and there proceeded to sell the said real estate mentioned in said mortgage in the manner following, that is to say:

Your Assignees offered at public auction to the highest bidder the real estate mentioned in said mortgage, same being described as all that lot or parcel of land situate in West Princess Anne Election District, of Somerset County and State of Maryland, and more particularly described as follows: Beginning for the same at the extreme Northwestern part of the farm of which the hereinafter described lot is a part, where a ditch running North and South intersects the South side of the County Road leading from Loretta to Mount Vernon; (1) thence running in a Southerly direction by and with the center of a ditch (the Western line of the farm acquired by John B. Roberts in No. 6532 Chancery) to the center of another ditch running East and West, which said ditch is on the Northern timber line of the Roberts property; (2) thence in an Easterly direction by and with the center of said ditch to another ditch on the West side of a small pine thicket estimated to contain one-half acres; (3) thence in a Southerly direction by and with said ditch and the West side of said thicket approximately 65 yards to another ditch; (4) thence in an Easterly direction approximately 35 yards to another ditch that runs North and South; (5) thence by and with said ditch in a Northerly direction to the aforesaid County Road; (6) thence in a Westerly direction by and with the South side of said County Road to the place of beginning, estimated to contain 7 acres of land, plus the one-half acre thicket at the Southeast corner of the lot hereby conveyed, RESERVING, however, to John B. Roberts, his heirs and assigns, the right of ingress and egress over and upon a sixteen-foot strip of land or roadway lying on the extreme Western part of the land hereby conveyed, running from the County Road back to the woodland of the said John B. Roberts, said roadway to measure

16 feet in an Easterly direction, and being the same land that was conveyed unto John T. Rector and Margaret Rector, his wife, by Edwin Kieffer, et al, by deed dated November 16, 1942 and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 124, Folio 244.

And the Assignees as aforesaid, under and by virtue of said power, sold the parcel above described unto J. Russell Bounds and Edith S. Bounds, his wife, at and for the sum of THREE THOUSAND NINE HUNDRED DOLLARS ($3900.00), they being, at that sum, the highest bidder therefor, and the said purchaser has complied with the said terms of sale.

And these Assignees, under the mortgage aforesaid, further report and pray ratification of the distribution of the funds in their hands arising from said sale as follows:

AMOUNT received from said Sale		$3,900.00
DISBURSEMENTS to be made:		
First Shore Federal Savings and Loan Association, per Statement of Mortgage Debt	690.98	
1962 State & County taxes	33.95	
1963 State & County taxes	57.49	
1964 State & County taxes	54.51	
Pro-rata share of 1965-66 State & County taxes	45.05	
I.T. Phoebus, Clerk of Court, costs	39.00	
Marylander & Herald - advertising	63.75	
Marylander & Herald - order nisi	10.00	
Edwin Muir, auctioneer	15.00	
Fidelity & Deposit Co. of Md., bond premium	10.00	

Charles E. Hearne, Jr. & James P. Bailey, Assignees - fee per Rules of Court	50.00	
Charles E. Hearne, Jr. & James P. Bailey, Assignees - commissions in accordance with Rules of Court	345.00	
TOTAL DISBURSEMENTS		$1414.73
BALANCE in hand Subject to Further Order of Court		$2485.27

Respectfully submitted,

Charles E. Hearne, Jr.

James P. Bailey
- Assignees -

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 11th day of May, A.D., 1966, 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 named in the aforegoing Report of Sale, and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and distribution of the proceeds thereof are true 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.

Ruth T. Donaway
Notary Public

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

PRINCESS ANNE, MD. April 22, 1966

This is to certify that the annexed Attorney's Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said order

Dates Inserted: April 14, 21, 28, May 3, 1966

Clarence L. Byrd
Business Manager MARYLANDER and HERALD

HEARNE, FOX & BAILEY

ATTORNEYS' SALE

Of Valuable

REAL ESTATE

Under and by virtue of the power of sale contained in a mortgage from John T. Rector and Margaret Rector, his wife, dated April 27, 1957 and recorded among the Land Records of Somerset County, Maryland in Liber B.L.B. No. 179, Folio 505, and duly assigned on March 31, 1966 unto Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection, the undersigned Assignees will sell at public auction at the Court House Door in Princess Anne, Somerset County, Maryland, on

Tues., May 10, 1966

at 2:00 O'Clock P.M.

ALL that lot or parcel of land situate in West Princess Anne Election District of Somerset County and State of Maryland, and more particularly described as follows: Beginning for the same at the extreme Northwestern part of the farm of which the hereinafter described lot is a part, where a ditch running North and South intersects the South side of the County Road leading from Loretta to Mount Vernon; (1) thence running in a Southerly direction by and with the center of a ditch (the Western line of the farm acquired by John B. Roberts in No. 6532 Chancery) to the center of another ditch running East and West, which said ditch is on the Northern timber line of the Roberts property; (2) thence in an Easterly direction by and with the center of said ditch to another ditch on the West side of a small pine thicket estimated to contain one-half acre; (3) thence in a Southerly direction by and with said ditch and the West side of said thicket approximately 65 yards to another ditch; (4) thence in an Easterly direction approximately 35 yards to another ditch that runs North and South; (5) thence by and with said ditch in a Northerly direction to the aforesaid County Road; (6) thence in a Westerly direction by and with the South side of said County Road to the place of beginning, estimated to contain 7 acres of land, plus the one-half acre thicket at the Southeast corner of the lot hereby conveyed, RESERVING, however, to John B. Roberts, his heirs and assigns the right of ingress and egress over and upon a sixteen foot strip of land or roadway lying on the extreme Western part of the land hereby conveyed, running from the County Road back to the woodland of the said John B. Roberts, said roadway to measure 16 feet in an Easterly direction and being the same land that was conveyed unto John T. Rector and Margaret Rector, his wife, by Edwin Kieffer, et al, by deed dated November 16, 1942 and recorded among the Land Records of Somerset County, Maryland in Liber B.L.B. No. 124, Folio 244.

The above described property is improved by an eight room dwelling containing a bath, and is in good condition.

TERMS OF SALE: One-third (⅓) cash on day of sale, balance to bear interest at the rate of six per centum per annum and to be secured to the satisfaction of the sellers and to be payable upon ratification of the sale, or all cash at the option of the purchaser. Title papers and revenue stamps at the expense of the purchaser, with taxes adjusted as of the date of sale.

CHARLES E. HEARNE, JR.
JAMES P. BAILEY
Assignees for the purpose of foreclosure and collection
Colonial Building
Salisbury, Maryland

50-4tc

A F F I D A V I T

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 11th day of May, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared J. Russell Bounds and made oath in due form of law as follows:

(1) That I, J. Russell Bounds, attended the public sale of the property described in the mortgage filed in these proceedings held in Princess Anne, Maryland, on May 10, 1966, and purchased the same for my wife, Edith S. Bounds and myself.

(2) That no other persons, firms or corporations are financially interested or involved, as principal or otherwise.

(3) That neither my wife nor I have directly or indirectly discouraged anyone from bidding on said property.

J. Russell Bounds
Affiant

Subscribed and sworn to before me,
this 11th day of May, A.D., 1966.

Ruth T. Donaway Notary Public

RUTH T. DONAWAY
NOTARY
PUBLIC
Wicomico County, Md.

Charles E. Hearne, Jr., and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage	:	No. 8285 Chancery
From	:	In the Circuit Court for
John T. Rector and Margaret Rector, his wife Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * * * * * * *

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 16th day of May, A.D., 1966, that the sale of 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 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 17th day of June, A.D., 1966, 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 7th day of June, A.D., 1966.

The report states the amount of sale to be THREE THOUSAND NINE HUNDRED DOLLARS ($3,900.00).

I. Theodore Shockley
Clerk

FINAL ORDER OF RATIFICATION

ORDERED, this 21 day of June, A.D., 1966, by the Circuit Court for Somerset County and State of Maryland, in Equity, 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 the mortgage aforesaid, 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, and BE IT FURTHER ORDERED that the papers of this proceeding need not be referred to the Court Auditor to state an account therein.

E. McMaster Duer
JUDGE

FILED
JUN 20 12 03 PM '65

PRINCESS ANNE, MD., June 20, 1966

This is to certify that the annexed Order Nisi has been published in the MARYLANDER and HERALD, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted May 19, 26, June 2, 1966

Florence L. Byrd
Business Manager MARYLANDER and HERALD

ORDER NISI

No. 8285 Chancery
In the Circuit Court for
Somerset County, Maryland

Charles E. Hearne, Jr., and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage
From
John T. Rector and
Margaret Rector. his wife
Polks Road
Princess Anne, Maryland

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 16th day of May, A.D., 1966, that the sale of 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 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 17th day of June, A.D., 1966, 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 7th day of June, A.D., 1966.

The report states the amount of sale to be THREE THOUSAND NINE HUNDRED DOLLARS ($3,900.00).

I. THEODORE PHOEBUS
Clerk of the Circuit Court
for Somerset County, Md.
True Copy,
Test: I. Theodore Phoebus, Clk.
3-3tc

LIBER 042 PAGE 262

Charles E. Hearne, Jr. and James P. Bailey, Assignees for the purpose of foreclosure and collection of a Mortgage from John T. Rector and Margaret Rector, his wife, to Rosalind Abbott Burbage	:	No. 8285 Chancery In the Circuit Court for Somerset County, Maryland

* * * * * * *

PETITION TO HAVE SURPLUS
PROCEEDS OF SALE PAID TO
MORTGAGE CREDITOR

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Rosalind Abbott Burbage by Hearne, Fox & Bailey, her attorneys, respectfully represents:

FIRST:

The report of sale and distribution of the proceeds filed in this proceeding shows that there is a surplus of $2485.27 remaining in the hands of the Assignees after payment of the mortgage and costs of sale subject to further order of this Court.

SECOND:

That your Petitioner is the holder of a Mortgage from John T. Rector and Margaret Rector, his wife, in the principal sum of $2200.00, together with interest from date of the Mortgage, which said Mortgage was recorded on May 6, 1957 among the Land Records in the Office of the Clerk of the Circuit Court for Somerset County, Maryland, in Liber B.L.B. No. 179, Folio 509.

THIRD:

That your Petitioner's attorney has examined the Land Records and Mortgage Records of Somerset County, Maryland and has reported to her that this Mortgage is a lien on the balance which the Assignees have in hand for distribution as will more particularly appear by reference

to the attorney's certificate attached hereto.

FOURTH:

That no payments have been made to your Petitioner on her said Mortgage except the sum of $140.00, and there is now due and owing to her the sum of $3,255.20 including interest from April 27, 1957 to April 27, 1966, as will appear by reference to the attached Affidavit of your Petitioner.

FIFTH:

That the surplus proceeds of sale are not adequate to discharge the aforesaid Mortgage of your Petitioner, but she is entitled to have the balance of these funds to apply on the indebtedness due her.

WHEREFORE, your Petitioner prays that this Honorable Court pass an Order authorizing and directing the said Assignees to pay to your Petitioner the balance in their hands to apply toward the amount due and owing as aforesaid.

Respectfully submitted,

HEARNE, FOX & BAILEY

By [signature]
Attorneys for Petitioner

AFFIDAVIT AS TO AMOUNT OWING ON MORTGAGE

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 24th day of May A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Rosalind Abbott Burbage and made oath in due form of law that there is due and owing to her on the Mortgage from John T. Rector and Margaret Rector, his wife, referred to in the attached Petition, the sum of $3255.20 including interest to April 27, 1966.

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

[signature]
Notary Public

LIBER 042 PAGE 263

ATTORNEY'S CERTIFICATE

I hereby certify that I have examined the Land and Judgment Records on the property described in the mortgage foreclosed in this proceeding and I find that the property was acquired by John T. Rector and Margaret Rector, his wife, as tenants by the entireties, by deed from Edwin Kieffer et al, dated November 16, 1942, and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 124, Folio 244; that after the mortgage was given to The Salisbury Building and Loan Association on April 27, 1957, which was foreclosed in this proceeding and which was paid in full out of the proceeds of sale, together with all costs of the sale, the Mortgage of Rosalind Abbott Burbage from John T. Rector and Margaret Rector constitutes a first lien on the property and, consequently, a first lien on the surplus proceeds of sale, said Mortgage having been given to Lewis A. Abbott on April 27, 1957 in the amount of $2200.00, and filed for record on May 6, 1957 among the Land Records in the Office of the Clerk of the Circuit Court for Somerset County in Liber B.L.B. No. 129, Folio 509, and that pursuant to Maryland Rules of Procedure W75.a. the said Mortgage of Rosalind Abbott Burbage is entitled to payment out of the proceeds of said sale held by the Assignees in this proceeding.

HEARNE, FOX & BAILEY

By _____
Attorneys for Petitioner

ORDER OF COURT

The aforegoing Petition, Affidavit and Certificate having been read and considered this 27th day of May A.D., 1966, it is thereupon ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, that Charles E. Hearne, Jr. and James P. Bailey, Assignees in

this proceeding, be and they are hereby authorized and directed to pay unto Rosalind Abbott Burbage the sum of $2485.27 representing the surplus proceeds of sale held by them.

E. McMaster Dunn

Judge

Charles E. Hearne, Jr., and James P. Bailey, Assignees for the purpose of foreclosure and collection of Mortgage to First Shore Federal Savings and Loan Association	:	No. 8285 Chancery
From	:	In the Circuit Court for
John T. Rector and Margaret Rector, his wife Polks Road Princess Anne, Maryland	:	Somerset County, Maryland

* * * * * * * * * * * * * * * *

AMENDED PETITION ON BEHALF OF MORTGAGE CREDITOR

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Rosalind Abbott Burbage by Hearne, Fox & Bailey, her Attorneys, respectfully represents:

FIRST:

That your Petitioner has heretofore filed a Petition, Affidavit and Attorney's Certificate stating that the mortgage of Rosalind Abbott Burbage from John T. Rector and wife constituted a first lien upon the proceeds realized from the sale reported herein.

SECOND:

That a subsequent examination of said Land Records has disclosed an intervening claim of Lacy V. Bozman and O. Lankford Phoebus in the total amount of NINE HUNDRED THIRTY-FIVE AND 65/100 DOLLARS ($935.65) which constitutes a prior lien on said proceeds, superior to the lien of the aforesaid mortgage of Rosalind Abbott Burbage.

WHEREFORE, your Petitioner prays this Honorable Court to amend its Order of Court dated May 27, 1966 authorizing and directing the payment of Lacy V. Bozman and O. Lankford Phoebus in the total amount of NINE HUNDRED THIRTY-FIVE AND 65/100 DOLLARS ($935.65) and the balance of said proceeds, namely,

ONE THOUSAND FIVE HUNDRED FORTY-NINE AND 62/100 DOLLARS ($1549.62) plus interest collected from the purchaser in the amount of SEVENTEEN AND 56/100 DOLLARS ($17.56) be paid to Rosalind Abbott Burbage.

Respectfully submitted,

HEARNE, FOX & BAILEY

By _____
Attorneys for Petitioner

ORDER OF COURT

The aforegoing Amended Petition on Behalf of Mortgage Creditor having been considered, this 27th day of July, 1966, it is, thereupon, ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, that Charles E. Hearne, Jr., and James P. Bailey, Assignees in this proceeding, be, and they are, authorized and directed to pay the following sums to the following persons representing the surplus proceeds of sale held by them:

Lacy V. Bozman & O. Lankford Phoebus	$935.65
Rosalind Abbott Burbage	$1567.18

_____
JUDGE

Ent.
MAR 13 1968

RF 13844

LIBER 042 PAGE 268

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Rodger C. Daugherty,	*	State of Maryland
an infant	*	No. 8293 Chancery

*****

PETITION FOR SALE

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The petition of Mina Ray Daugherty, mother and next friend of Rodger C. Daugherty, by Harry T. Phoebus, Jr., their attorney respectfully represents:

First: That Roger C. Daugherty is an infant, 16 years of age, and is seized and possessed of an undivided one-eighteenth interest in certain real property described as follows:

All those lots or parcels of land situate lying and being in the City of Crisfield, Somerset County, State of Maryland, binding on the East side of Somerset Avenue being laid down and described as lots nos. 2, 3 and 4 on a plat prepared by Gordon T. Whealton, dated June 28, 1912, and filed with a deed of petition between L. F. Crockett et al, which deed is recorded among the Land Records of Somerset County in Liber S.F.D. No. 60, folio 98; except so much thereof as was conveyed to Emma F. Hodge by John W. and Mary C. Sterling by deed dated April 3, 1925 and recorded as aforesaid in Liber W.J.S. No. 91, folio 496; which property is subject to and has the benefit of a right of way over a driveway ten (10) feet in width described

in the said Hodge deed; lots no. 2 and 3 being all and the same land which was conveyed unto Olin L. Daugherty (Sr.) and Carrie B. Daugherty by John B. Robins, attorney by deed December 31, 1932 and recorded among the Land Records of Somerset County in Liber G.W.L. No. 104, folio 249; lot no. 4 having been held under claim of title in the open, exclusive, adverse and notorious possession of the said Olin L. Daugherty and Carrie B. Daugherty and their successors in title, since the said date of December 31, 1932; the said Rodger C. Daugherty having inherited an undivided one-eighteenth interest therein from the said Olin L. Daugherty (Sr.), in testate.

The remaining undivided seventeen-eighteenths interest in the said property is owned by Sandra D. Hoffman, Olin L. Daugherty, Jr., Wayne M. Daugherty, Margaret D. Massey, and Joyce D. Linthicum.

Second: That the said real property is improved by a frame dwelling house in a poor state of repair; that the said property is unencumbered except by current water and sewer rental.

Third: That Walton Thomas and Ida Marie Thomas, his wife, have offered to pay to the said infant and the other enumerated owners of the above described property, the sum of Thirty-Five Hundred Dollars ($3,500) for that portion of the above described property whereon the dwelling house is located and immediately adjoining thereto, comprising lot no. 3 and the remainder of lot no. 2 on the above mentioned plat. That your petitioner believes and therefore alledges that the said price is a fair and reasonable

price for the property and that considering the general conditions affecting the sale of dwellings in the Crisfield area, it is more likely that the property would decrease in value rather than increase in value by the time the said infant, Rodger C. Daugherty, reached a majority. That your petitioner believes and therefore alleges that it is for the benefit and advantage of the said Rodger C. Daugherty for the said property to be sold for the offered sum of Three Thousand Five Hundred Dollars ($3,500).

Fourth: That your petitioner is advised and believes that the remaining lot has a limited market value; that, considering the costs involved in the proceedings of this nature, your petitioner believes and further alleges that it is for the benefit and advantage of the said Rodger C. Daugherty that your petitioner be authorized to sell his interest in the said remaining lot for such sum as shall be considered to be fair and equitable in the best judgement of this Honorable Court.

TO THE END, THEREFORE:

(a) That a decree may be passed by this Honorable Court authorizing and directing the sale of the interest of the said Rodger C. Daugherty in the real estate described as a remainder of lots no. 2 and 3 in the aforegoing petition to Walton Thomas and Ida Marie Thomas, upon the payment by the said Walton Thomas and wife of the sum of Three Thousand Five Hundred Dollars ($3,500) for the entire property.

(b) That a further decree may be passed by this Honorable Court authorizing and directing the sale of the interest of the said Rodger C. Daugherty and the real estate described as lot no. 4 in the aforegoing petition for such sum as may be deemed fair and equitable in the

consideration of this Honorable Court.

(c) That this Honorable Court may appoint a Trustee to take such action as may be necessary to carry out the terms of its decree.

(d) That your Petitioner 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 Rodger C. Daugherty, residing at Crisfield, Somerset County, Maryland, commanding him to be and appear in this Court, in person or by solicitor, 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 further direct that a copy thereof be served upon the parent, guardian or other person having custody of the said Rodger C. Daugherty.

AND as in duty bound, etc.

Mina Ray Daugherty

Mina Ray Daugherty

Harry T. Phoebus, Jr.
Solicitor for Petitioner
Crisfield, Maryland
968-0100

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 14th day of April, in the year 1966, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally Mina Ray Daugherty, and she made oath in due form of law that the matters and facts set forth in the aforegoing petition are true and correct and she signed the same in my presence.

AS WITNESS my hand and Notarial Seal.

Notary Public

JANET R. PHOEBUS NOTARY PUBLIC SOMERSET CO., MD.

LIBER 042 PAGE 271

WRIT OF SUBPOENA: LIBER 042 PAGE 272

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Rodger C. Daugherty

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of.....May.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of In the Matter of the Sale of Real Property of Rodger C. Daugherty, an Infant

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the.....18...day of.....April......, 19..66...

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the.....17.....day of.....May....., 19...66. . Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Harry T. Phoebus, Jr.
Name
Crisfield, Maryland
Address

I. Theodore Phoebus
Clerk

Sheriff's Return
"Summoned and copy of Subpoena, Petition for Sale and Affidavit left with the Respondent, Roger C. Daugherty and a copy of Subpoena, Petition for Sale and Affidavit left with the Respondent's mother this 18th day of April, 1966.
Isaac H. Dorsey, Sheriff".

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Rodger C. Daugherty,	*	State of Maryland
an Infant	*	No. _____ Chancery

****

ORDER OF COURT

The petition filed herein, having been served upon Rodger C. Daugherty, an infant, and it appearing that there are no guardians or committees to appear, answer and defend for him, it is this 19 day of April, 1966, by the Circuit Court for Somerset County, Maryland, ORDERED that RUTH W. ELLIS be and she is hereby appointed as Guardian Ad Litem to represent the said Rodger C. Daugherty.

E. McMaster Duer

E. McMaster Duer
Judge

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Rodger C. Daugherty,	*	State of Maryland
an Infant	*	No. _____ Chancery

*****

ANSWER OF GUARDIAN AD LITEM

The Answer of Ruth W. Ellis, Guardian ad litem of Rodger C. Daugherty, infant to the petition filed herein, respectfully represents:

1. That he neither admits or denies the matters and facts set forth in the said petition, but requires the strict proof thereof.

AND as in duty bound, etc.

Ruth W. Ellis

Ruth W. Ellis
Guardian ad Litem for
Rodger C. Daugherty

I HEREBY ACKNOWLEDGE receipt of a copy of the aforegoing Answer this 20th day of April, 1966.

Harry T. Phoebus, Jr.
Attorney for Petitioners

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Rodger C. Daugherty,	*	State of Maryland
an Infant	*	No. 8273 Chancery

****

I, William A. Martin, Jr., Standing Examiner of this Court, do hereby certify that at the law office of Harry T. Phoebus, Jr., in Crisfield, Maryland, on

Mina Ray Daugherty, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your full name and address.
A. Mina Ray Daugherty, Crisfield, Maryland.

Q. Are you the mother of Rodger C. Daugherty, the infant whose interest in the parcel of real estate is involved in this proceedings?
A. Yes.

Q. Are you familiar with the property, located at 216 N. Somerset Avenue in Crisfield, Somerset County, Maryland, which is the subject of this proceedings?
A. Yes.

Q. Do you realize that in this proceedings it is being proposed that the parcel of that property where the house is located be sold to R. Walton Thomas and Ida Marie Thomas for the sum of $3,500, excluding however the vacant lot to the north of that parcel?
A. Yes.

Q. Do you feel that that sum is fair, that it is an adequate and acceptable price considering the condition of the property and the general selling prices of real estate in the Crisfield area?
A. Yes.

Q. Recognizing that it is necessary that your son's interest in this property be sold in order to complete this transaction do you feel that it is in his best interest that the property be sold for this price, also recognizing that his share of the net proceeds of said selling price will be something less than $50?
A. Yes.

Q. Do you also wish that this Court pass an order authorizing the sale of the vacant lot adjoining the premises here affective?

A. I would like for the Court to either pass such an order or to retain jurisdiction so that such an order might be passed at a later date.

William A. Martin Jr
William A. Martin, Jr.

Mina Ray Daugherty
Mina Ray Daugherty

Philip W. Tawes, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your full name, age, address and occupation.
A. Philip W. Tawes, 43, Crisfield, Maryland, insurance and real estate business.

Q. Are you actively engaged in the real estate business in the City of Crisfield at the present time?
A. Yes.

Q. How long have you been so engaged?
A. 7 years

Q. In that capacity as a real estate broker and previously as a real estate salesman have you specifically been engaged in the general field of buying and selling and appraising residential property in Crisfield?
A. Yes.

Q. Please state approximately how many properties of a residential nature you have examined and evaluated either in the nature of a specific appraisal, or in connection with your services involving the purchase or sale of such property, in the Crisfield area, over the past three years.
A. 150

Q. Have you ever been employed to make appraisals for any city or other governmental agency?
A. Yes, City of Crisfield.

Q. Are you familiar with the property formerly owned by Olin L. Daugherty Sr. and Carrie B. Daugherty situated at 216 N. Somerset Avenue in Crisfield, Maryland being bounded on the south by the Hodge property and on the north by the Goldsborough property?
A. Yes.

Q. Relating specifically to the parcel which is the subject of the contract of sale to R. Walton Thomas and wife, please describe the premises involved.

A. This is a two story 8 room frame dwelling approximately 50 years old, situate on a lot fronting on Somerset Avenue approximately 65 feet. The dwelling has been unoccupied for 4 years; the heating system is inoperative; old fashioned bath; generally in poor condition.

Q. Do you have an opinion as to the fair market value of that parcel, with improvements thereon?

A. Yes.

Q. Please state that opinion.

A. In my opinion $3,500 is the top valuation; we have had it listed and have actively tried to sell it for 3 years and previous to the current offer, the highest offer we have had was $2,500.

Q. Are you aware that Rodger C. Daugherty is the owner of an undivided share of this property and that he is an infant and this Court must consider whether it is in his best interest in order to authorize the sale of that share?

A. Yes.

Q. Do you believe that it is advisable and in his best interest that this Court authorize the sale of such share?

A. Yes; I believe that the value of his interest, as well as the value of the entire property would diminish rather than increase with the passing of years, particularly inasmuch as none of the members of the family are inclined to make improvements or even ordinary maintenance considering the present status of the title.

Q. Do you have an opinion as to the value of the adjoining vacant lot?

A. Yes.

Q. If so, what is that opinion?

A. Around $250.00.

William A. Martin Jr
William A. Martin, Jr.

Philip W. Tawes
Philip W. Tawes

F. Doyle Tyler, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your full name, address and occupation.

A. F. Doyle Tyler, Crisfield, Maryland, bank president.

Q. Are you familiar with the property in which Mrs. Carrie B. Daugherty formerly resided, situate at 216 N. Somerset Avenue in Crisfield?

A. Yes.

Q. Have you observed it recently and are you currently familiar with its condition?

A. Yes.

Q. Have you formed an opinion as to the fair market value of this parcel, excluding the vacant lot lying to the north of the dwelling and yard?
A. Yes.

Q. What, in your opinion is a fair market value of that property with its improvements?
A. By local market conditions, $3,500.

Q. Do you have an opinion as to the value of the vacant lot lying to the north of this property, assuming that its title is clear?
A. Yes.

Q. If so, what in your opinion is the fair market value of that lot?
A. Three to Four Hundred Dollars.

Q. Does the fact that title to a portion of the parcel first referred to depends upon a claim of adverse possession steming from Olin L. Daugherty and Carrie B. Daugherty, his wife, have any effect upon your opinion as to the value of that parcel, and if so what effect?
A. Yes, it would certainly restrict its value.

William A. Martin Jr.
William A. Martin, Jr.

F. Doyle Tyler
F. Doyle Tyler

There being no further witnesses to be examined and at the suggestion of the Solicitor for the Plaintiff, the depositions are herewith returned to the Court, and I further certify that the annexed bill of costs is correct and paid by the plaintiff. This examination was conducted in compliance with General Equity Rule 38A. The examiner remained in the same room with the witnesses throughout the taking of the testimony. In his judgement, no examination or cross-examination was proper or necessary, other than that set forth above, for a full presentation of the true facts in the case. There were no irregularities or unusual circumstances in the taking of the testimony or in the conduct of the proceedings.

Bill of Costs:

Examiner $10.00

As witness my hand and seal.

William A. Martin Jr. (SEAL)
Examiner in Chancery

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Rodger C. Daugherty,	*	State of Maryland
an Infant	*	No. _____ Chancery

* * *

ORDER OF COURT

Upon the petition and testimony filed herein, it is this 9th day of ~~April~~ May, 1966, ADJUDGED, ORDERED and DECREED by the Circuit Court for Somerset County, Maryland, in Equity, that the interest of Rodger C. Daugherty, an infant, in the real estate described in the petition filed herein, to wit:

> ALL that lot or parcel of land, situate in the City of Crisfield, Somerset County, Maryland, binding on the East side of North Somerset Avenue; beginning for the same at the Northwest corner of a parcel of land conveyed by Mary C. Sterling and husband to Emma F. Hodge, by deed dated April 3, 1925, and recorded among the Land Records of Somerset County in Liber W.J.S. No. 91, folio 496, which beginning point is in the center of a 10-foot driveway between the Hodge land and the land hereby conveyed; thence in a Northerly direction to the Southwest corner of the land owned by Otwell Goldsborough; thence in an Easterly direction by and with the Goldsborough land a distance of approximately 200 feet to the land formerly owned by Jack Pig-tail Sterling; thence in a Southerly direction and parallel to Somerset Avenue to the Northeast corner of the said Hodge land; thence in a Westerly direction, by and with the said Hodge land and the center of the said driveway, a distance of approximately 200 feet to the place of beginning; together with a right-of-way reserved in the Hodge deed referred to above, and subject to the right-of-way granted in the said deed over the 10-foot driveway described therein; being a part only of all that land which was conveyed to the said Olin L. Daugherty and Carrie B. Daugherty by John B. Robins, Attorney, by deed dated December 31, 1932 and recorded as aforesaid in Liber J.M.T. No. 104, folio 249; the said land being described therein as Lot No. 3 and part of Lot No. 2 on a plat prepared by Gordon T. Whealton,

dated June 28, 1912 and recorded with the deed among the aforesaid Land Records in Liber S.F.D. No. 60, folio 98; but being further a part of Lot No. 4 described on the said plat which Lot No. 4 was held under claim of title in the open, exclusive, adverse and notorious possession of the said Olin L. Daugherty and Carrie B. Daugherty and their successors in title since the said date of December 31, 1932.

TOGETHER with the interest of all other owners thereof, be sold for a sum not less than Three Thousand Seven Hundred and Fifty Dollars ($3,750), subject to the payment of taxes or any other charges against the property.

AND it is further Ordered and Decreed that Mina Ray Daugherty is hereby appointed as Trustee for the sole purpose of executing a deed on behalf of the said Rodger C. Daugherty, infant, conveying his interest in the above described real estate at a total price paid for all interest in the said real estate of $3,750, subject to the payment of any taxes or other charges against said real estate; and the said Mina Ray Daugherty, Trustee as aforesaid, is authorized and directed to execute such a deed on behalf of the said infant, and to make a report of her proceedings in this regard, and to comply with such further order or dedree as may be passed in this cause.

E. McMaster Duer

E. McMaster Duer
Judge

In the Matter of the	*	In the Circuit Court
Sale of Real Property of	*	For Somerset County,
Rodger C. Daugherty,	*	State of Maryland
an Infant	*	No. 8293 Chancery

** * **

TRUSTEES REPORT OF SALE

The report of Mina Rae Daugherty, Trustee, for the sole purpose of executing a deed on behalf of Rodger C. Daugherty, infant, respectfully represents:

That pursuant to the order of this Honorable Court passed on the 9th day of May, 1966, your Trustee has joined in a deed conveying the property described in these proceedings to R. Walton Thomas and Ida Marie Thomas, his wife, at and for the sum of Three Thousand Seven Hundred Fifty Dollars ($3,750).

That your accountant charges herself as follows:

Sale of purchase price attributable to infants share(1/18th)	$208.33
Less: Court costs	44.00
Net sum payable on behalf of infant, paid to Mina Rae Daugherty as mother and next friend	$164.33

AND as in duty bound, etc.

Harry T. Phoebus, Jr.
Attorney at Law

Mina Rae Daugherty
Mina Rae Daugherty
Trustee

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 17th day of May, in the year 1966, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared MINA RAE DAUGHERTY, and she made oath in due form of law that the matters and facts

set forth in the aforegoing Trustees Report of Sale, are true and correct to the best of herknowledge and signed same in my presence.

AS WITNESS my hand and Notarial Seal.

Notary Public

JANET R. PHILLIPS
NOTARY PUBLIC
SOMERSET CO., MD.

Erk
MAR 13 1968

Mr. Clerk:

Please file the enclosed mortgage among the Chancery Records for foreclosure.

Wade D. Ward, Attorney
for Plaintiff

FOR MORTGAGE SEE MORTGAGE RECORD BOOK 179, Follo 234.

FOR BOND SEE BOND BOOK NO. 9, FOLIO 152.

Wade D. Ward, Assignee

No. 8351 Chancery
In the Circuit Court for
Somerset County, Maryland

LIBER 042 PAGE 284

AFFIDAVIT OF MORTGAGEE

I HEREBY CERTIFY that on this 20th day of September, 1966, personally appeared F. Doyle Tyler, President of the Bank of Crisfield, a body corporate, and made oath in due form of law that the total amount due on the mortgage in the above entitled case is Eight Hundred Sixty Two Dollars and Forty Five Cents ($862.45) on principal and One Hundred Nine Dollars and Eighty Six Cents ($109.86) due on interest.

Witness my hand and Notarial Seal.

Jane A. Walton
Notary Public

JANE A. WALTON NOTARY PUBLIC SOMERSET CO. MD.

Wade D. Ward, Assignee
for the purpose of fore-
closure and collection in
a mortgage from William A.
Johnson, Jr. and Beatrice
Johnson, his wife, to the
Bank of Crisfield, a body
corporate, and by assignment
to Wade D. Ward for foreclosure
and collection.

In Equity No. 8351

In the Circuit Court for
Somerset County, Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 26th day of September, 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Clarence Bonneville, purchaser of the real estate in the above entitled proceedings and he made oath in due form of law:

1. That in making said purchase he was not acting as agent for anyone.

2. That other interest in said purchase as principal is none.

3. That he did not directly or indirectly discourage anyone from bidding for said property.

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

Jane Wharton
Notary Public

JANE WHARTON NOTARY PUBLIC SOMERSET CO.

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. 8351 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 William A. Johnson, Jr. and Beatrice Johnson, his wife, to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated February 13, 1957, recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 179 folio 234, 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 in each of three successive weeks before the day of sale; he did, pursuant to said notice, attend in front of the Post Office at Crisfield, Maryland, on the24th day of September, 1966, at 2:00 P.M., then and there proceed to sell the property described in said mortgage, to wit:

All that lot or parcel of land situate, lying and being in

Brinkley's Election District, Somerset County, State of Maryland, and more particularly described as follows: All that lot or parcel of land situate as aforesaid and being located on the old state road leading from Marion Station to Burgess's Store, containing one and three-quarters (1 3/4) acres of land, more or less, being the former homeplace of Elizabeth Frances Landon and Edward T. Landon, and being all and the same real estate which was conveyed to said Elizabeth Frances Landon and Edward T. Landon, as joint tenants by the Bank of Crisfield by deed dated September 28, 1942, and recorded among the Land Records of Somerset County, Maryland, in Liber 123, folio 308; and being the same and all that property conveyed to said William A. Johnson, Jr. and Beatrice Johnson, his wife, by deed dated February 13, 1957, and duly recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 181, folio 62.

And the said property was sold to Clarence Bonneville, he being then and there the highest bidder therefor, at and for the sum of Fifteen Hundred Dollars ($1500.00), 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 26th day of September, 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, 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 stated therein 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 first above written.

Jesse Tebastow
Notary Public

JESSE WEBASTOW NOTARY PUBLIC SOMERSET CO.

Wade D. Ward, Assignee,
Ex Parte, for the purpose
of foreclosure and collection
under power contained in a
mortgage of William A. Johnson,
Jr. and Beatrice Johnson, his
wife, to the Bank of Crisfield,
a body corporate, and then by
assignment to Wade D. Ward for
foreclosure and collection.

No. 8351 Chancery

In the Circuit Court for

Somerset County, Maryland

O R D E R N I S I

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 31st day of October, 1966, 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, 1966.

The report states the amount of sale of Fifteen Hundred Dollars ($1500.00).

S. Theodore Shockley
Clerk

Wade D. Ward, Solicitor

Public Sale

Of

Valuable Property

By virtue of the power and authority contained in a mortgage from William A. Johnson, Jr. and Beatrice Johnsin, his wife, to the Bank of Crisfield, a body corporate, dated February 13, 1957, recorded among the Land Records of Somerset County, Maryland, in Liber B. L. B. No. 179, folio 234, which said mortgage has been duly assigned to the undersigned by said Bank of Crisfield, a body corporate, as aforesaid, by assignment dated August 23, 1966, and recorded among the Land Records of Somerset County, Maryland, in Liber B. L. B. No. 179, folio 236, for the purpose of foreclosure and collection, default having occurred under the conditions of said mortgage, I will sell at public auction in front of the Post Office at Crisfield, Maryland, on

Saturday

September 24, 1966

at or abut the hour of 2:00 P. M., all that lot or parcel of land situate, lying and being in Brinkley's Election District, Somerset County, State of Maryland, and more particularly described as follows:

All that lot or parcel of land situate as aforesaid and being located on the Old State Road leading from Marion Station to Burgess's Store, containing 1¾ acres of land, more or less, being the former homeplace of Elizabeth Frances Landon and Edward T. Landon, and being all and the same real estate which was conveyed to the said Elizabeth Frances Landon and Edward T. Landon, as joint tenants by the Bank of Crisfield by deed dated September 28, 1942, and recorded among the Land Records of Somerset County, Maryland, in Liber B. L. B. No. 123, folio 308; and being the same and all that property conveyed to the said William A. Johnson, Jr. and Beatrice Johnson, his wife, by deed dated February 13, 1957, and duly recorded among the Land Records of Somerset County, Maryland in Liber B. L. B. No. 181, folio 62.

This property is improved by a dwelling in good condition.

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

WADE D. WARD, Attorney
Assignee of said Mortgage.
8-2-4t

NOV 14 4 35 PM '66
FILED
LIBER 042 PAGE 290

CRISFIELD, MD., Nov. 1 19 66

THIS is to certify that the annexed Public Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Public Sale for 4 weeks beginning with the issue of Sept. 2 19 66 and ending Sept. 23 19 66.

E. L. Dennis

Publisher, THE CRISFIELD TIMES

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. Chancery

In the Circuit Court for

Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 14th day of November, 1966, 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. Thomas Dyer
Judge

FILED
NOV 14 4 35 PM '66

Wade D. Ward, Assignee, Ex Parte, for the purpose of foreclosure and collection under power contained in a mortgage of William A. Johnson, Jr. and Beatrice Johnson, his wife, to the Bank of Crisfield, a body corporate, and then by assignment to Wade D. Ward for foreclosure and collection.

No. 8351 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 31st day of October, 1966, 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, 1966.

The report states the amount of sale of Fifteen Hundred Dollars ($1500.00).

True Copy,

Test: I. Theodore Phoebus, Clerk.

9-30-3t

CRISFIELD, MD., Nov. 1 1966

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 3 weeks beginning with the issue of Sept. 30 1966 and ending Oct. 14 1966.

Publisher, THE CRISFIELD TIMES

LIBER 042 PAGE 291

Eid.
MAR 13 1968

Goldie M. Lambertson
Box 88
Marion Station, Maryland,

Plaintiff

vs

Anna M. Ruark and
Harvey A. Ruark
Route 3
Laurel, Delaware,

Defendants

In Equity No. 8426

In the Circuit Court for

Somerset County, Maryland

BILL OF COMPLAINT

Goldie M. Lambertson, by her attorney, Lionel Bennett, alleges:

1. That plaintiff and defendants are seized in common of certain premises described as follows:

All that farm tract or parcel of land situate in Brinkleys Election District, Somerset County, Maryland, lying and binding on the south side of the county road leading from Tull's Corner to Marumsco, bounded on the north by the land of Elijah Outen and the said county road, on the south by Marumsco Creek, on the east by the land of William Green and others, and on the west by Hogbed ditch, containing 60 acres, more or less; being the same premises conveyed to Sherman Maddox by deed dated February 15, 1918, recorded in Liber 74 page 443.

2. That Sherman Maddox died on July 12, 1946 leaving a last will and testament dated September 16, 1929 and admitted to probate in the Orphans' Court for Somerset County, Maryland on January 3, 1967, by the terms of which he devised a life estate to his wife, the plaintiff herein, who was then known as Golden M. A. Maddox, and after the death of his said wife he devised all his property to his two children, Anna Mae Maddox, now known as Anna M. Ruark, one of the defendants herein, and Sherman Royce Maddox, who predeceased the testator.

3. That said real estate is not susceptible to division without material loss or injury to the parties entitled to interest 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; that such a sale would be advantageous to the parties concerned.

Wherefore plaintiff prays:

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 plaintiff may have such other and further relief as the case may require.

Goldie M Lambertson
Goldie M. Lambertson

Lionel Bennett
Lionel Bennett
Attorney for Plaintiff
940 Main Street
Crisfield, Maryland 21817
Phone: 968-1166

STATE OF MARYLAND, Somerset County:

I hereby certify that on this 11th day of January, 1967, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Goldie M. Lambertson, the plaintiff herein, 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 her knowledge and belief, and that the 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.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY, MD.

Lula Mae Dize
Notary Public

Goldie M. Lambertson,

Plaintiff

vs

Anna M. Ruark and
Harvey A. Ruark,

Defendants

In Equity No. 8426

In the Circuit Court for

Somerset County, Maryland

ORDER OF PUBLICATION

This is to give notice that a bill of complaint was filed in the Circuit Court for Somerset County by the plaintiff against the defendants, Anna M. Ruark and Harvey A. Ruark, whose last known address was Route 3, Laurel, Delaware. The bill of complaint alleges in substance that the plaintiff and defendants are seized in common of certain premises described as all that farm tract or parcel of land situate in Brinkleys Election District, Somerset County, Maryland, lying and binding on the south side of the county road leading from Tull's Corner to Marumsco, bounded on the north by the land of Elijah Outen and the said county road, on the south by Marumsco Creek, on the east by the land of William Green and others, and on the west by Hogbed ditch, containing 60 acres, more or less; being the same premises conveyed to Sherman Maddox by deed dated February 15, 1918, recorded in Liber 74 page 443.

That Sherman Maddox died on July 12, 1946 leaving a last will and testament dated September 16, 1929 and admitted to probate in the Orphans' Court for Somerset County, Maryland on January 3, 1967, by the terms of which he devised a life estate to his wife, the plaintiff herein, who was then known as Golden M. A. Maddox, and after the death of his said wife he devised all his property to his two children, Anna Mae Maddox, now known as Anna M. Ruark, one of the defendants herein, and Sherman Royce Maddox, who predeceased the testator.

That said real estate is not susceptible to division without material loss or injury to the parties entitled to interest 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; that such a sale would be advantageous to the parties concerned.

The relief prayed in the bill of complaint is substantially as follows:

That a decree may be passed for the sale of said real estate; that the proceeds of said sale may be distributed between the parties according to their respective rights and interests; and that plaintiff may have such other and further relief as the case may require.

Whereupon it is ordered by the Circuit Court for Somerset County this 11th day of January, 1967, that the complainant cause a copy of this order to be inserted in a newspaper published in Somerset County once a week in each of four successive weeks before the 10th day of February, 1967, giving notice to the said non-resident defendants of the object and substance of the bill of complaint, and warning them to show cause, if any there may be, on or before the 13th day of March, 1967, why a decree should not be passed as prayed.

I. Theodore Phoebus

I. Theodore Phoebus
Clerk of the Circuit Court for
Somerset County, Maryland

LIBER 042 PAGE 296

GOLDIE M. LAMBERTSON	:	In Equity No. 8426
Vs.	:	In the Circuit Court for
ANNA M. RUARK and HARVEY A. RUARK	:	Somerset County, Maryland.
	:	

****

ANSWER OF DEFENDANTS

Anna M. Ruark and Harvey A. Ruark, her husband, Defendants in the above entitled cause, answering the Bill of Complaint in the above entitled cause against them exhibited say:

1. That they admit the allegations of the 1st. paragraph of the Bill of Complaint.

2. That they admit the allegations of the 2nd. paragraph of the Bill of Complaint.

3. That they admit the allegations of the 3rd. paragraph of the Bill of Complaint.

Answering said Bill of Complaint further, these Defendants, being adults, do hereby consent to the passage of a decree for the sale of the real estate described in these proceedings, and recommend to the Court the appointment of Lionel Bennett and Stanley G. Robins as Trustees to make such sale.

Respectfully submitted,

Anna M. Ruark
Anna M. Ruark

Harvey A. Ruark
Harvey A. Ruark
- Defendants -

ROBINS & ROBINS

By: Stanley G. Robins
- Solicitors for Defendants

I HEREBY CERTIFY that a copy of the foregoing Answer was mailed by First Class United States Mail, postage prepaid, to Lionel Bennett, Solicitor for Plaintiff, at 940 Main Street, Crisfield, Maryland, this 27th day of January, 1967.

Stanley G. Robins
One of Solicitors for Defendants

LAW OFFICES
ROBINS & ROBINS
130 EAST MAIN STREET
SALISBURY, MD. 21801

Goldie M. Lambertson,

Plaintiff

vs

Anna M. Ruark and
Harvey A. Ruark,

Defendants

In Equity No. 8426

In the Circuit Court for

Somerset County, Maryland

FINAL DECREE

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

It is thereupon this 1st day of February, 1967, 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

Adjudged, ordered and decreed that Lionel Bennett and Stanley G. Robins be, and they are hereby appointed co-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 $3,500.00, if corporate, and $7,000.00, 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, 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 will, 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 will 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

E. McMaster Duer
Judge

FOR BOND SEE BOND BOOK No. 9, Folio 180.

LIONEL BENNETT,

SOLICITOR

TRUSTEES' SALE

Under and by virtue of a decree of the Circuit Court for Somerset County, Maryland, the undersigned, as trustee, will sell at public auction on the steps of the Post Office, in Crisfield, Maryland, on Saturday, March 4, 1967, at 2:15 p.m..

All that farm tract or parcel of land situate in Brinkleys Election District, Somerset County, Maryland, lying and binding on the south side of the county road leading from Tull's Corner to Marumsco, bounded on the north by the land of Elijah Outen and the said county road, on the south by Marumsco Creek, on the east by the land of William Green and others, and on the west by Hogbed ditch, containing 60 acres, more or less; being the same premises conveyed to Sherman Maddox by deed dated February 15, 1918, recorded in Liber 74 page 443.

The terms of sale shall 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, taxes and all other public charges. if any, to be adjusted to the date of settlement.

LIONEL BENNETT
STANLEY G. ROBINS
Trustees

2-10-4t

CRISFIELD, MD., March 7 1967

THIS is to certify that the annexed Trustees' Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Trustees' Sale for 4 weeks beginning with the issue of February 10 1967 and ending March 3 1967.

E. L. Jones

Publisher, THE CRISFIELD TIMES

LIBER 042 PAGE 299

Goldie M. Lambertson,

Plaintiff

vs

Anna M. Ruark and
Harvey A. Ruark,

Defendants

In Equity No. 8426

In the Circuit Court for

Somerset County, Maryland

REPORT OF SALE

The report of Lionel Bennett and Stanley G. Robins, trustees appointed by this Court by order herein dated February 1, 1967, 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 four 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 four 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 March 4, 1967, at 2:15 p.m., and then and there proceeded to sell the property described in the bill of complaint, to wit:

All that farm tract or parcel of land situate in Brinkleys Election District, Somerset County, Maryland, lying and binding on the south side of the county road leading from Tull's Corner to Marumsco, bounded on the north by the land of Elijah Outen and the said county road, on the south by Marumsco Creek, on the east by the land of William Green and others, and on the west by Hogbed ditch, containing 60 acres, more or less; being the same premises conveyed to Sherman Maddox by deed dated February 15, 1918, recorded in Liber 74 page 443.

And sold the same to Goldie M. Lambertson, she being the highest bidder therefor, at and for the sum of $12,100.00, and the purchaser

has complied with the terms of sale.

Respectfully submitted,

Lionel Bennett

Lionel Bennett

Stanley G. Robins

Stanley G. Robins

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 6th day of March, 1967, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Lionel Bennett and Stanley G. Robins, 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.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY

Lula Mae Dize
Notary Public

Goldie M. Lambertson,	In Equity No. 8426
Plaintiff	In the Circuit Court for
vs	Somerset County, Maryland
Anna M. Ruark and Harvey A. Ruark,	
Defendants	

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 6th day of March, 1967, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Goldie M. Lambertson, who made oath in due form of law as follows:

1. That in the sale sought to be ratified herein, she was not acting as agent for any one.

2. That no other person is interested as principal.

3. That she has not directly or indirectly discouraged any one from bidding for the said property.

Witness my hand and Notarial Seal.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY, MD.

Lula Mae Dize
Lula Mae Dize
Notary Public

Goldie M. Lambertson,

Plaintiff

vs

Anna M. Ruark and
Harvey A. Ruark,

Defendants

In Equity No. 8426

In the Circuit Court for

Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary be shown on or before the 4th day of April, 1967, provided a copy of this order be printed in some weekly newspaper in Somerset County once in each of three successive weeks before the 3rd day of ~~March~~ April, 1967.

The report states the amount of sale to be $12,100.00.

I. Theodore Phoebus
I. Theodore Phoebus, Clerk

FINAL ORDER

Ordered by this Court this 12th day of April, 1967, 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.

E. McMaster Duer
E. McMaster Duer
Judge

Lionel Bennett, Solicitor

Goldie M. Lambertson,
Plaintiff
VS
Anna M. Ruark and
Harvey A. Ruark,
Defendants

In Equity No. 8426 In the Circuit Court for Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary be shown on or before the 11th day of April, 1967, provided a copy of this order be printed in some weekly newspaper in Somerset County, once in each of three successive weeks before the 3rd day of April, 1967.

The report states the amount of sale to be $12,100.00.

I. Theodore Phoebus,
Clerk

3-17-3t

CRISFIELD, MD., April 14 19 67

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 3 weeks beginning with the issue of March 17 19 67 and ending March 31 19 67.

E. L. Lewis
Publisher, THE CRISFIELD TIMES

Lionel Bennett, Solicitor

Order Nisi

Goldie M. Lambertson, vs.

Anna M. Ruark and Harvey A. Ruark, Defendants

Lionel Bennett, Solicitor

Goldie M. Lambertson,
Plaintiff
VS
Anna M. Ruark and
Harvey A. Ruark,
Defendants

In Equity No. 8426 In the Circuit Court for Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary be shown on or before the 11th day of April, 1967, provided a copy of this order be printed in some weekly newspaper in Somerset County, once in each of three successive weeks before the 3rd day of April, 1967.

The report states the amount of sale to be $12,100.00.

I. Theodore Phoebus,
Clerk

3-17-3t

CRISFIELD, MD., April 11th, 1967 19

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order for 3 weeks beginning with the issue of March 17th, 1967 19 and ending March 31st., 1967 19.

Egbert L. Lewis
Publisher, THE CRISFIELD TIMES

Goldie M. Lambertson,

Plaintiff

vs

Anna M. Ruark and
Harvey A. Ruark,

Defendants

In Equity No. 8426

In the Circuit Court for

Somerset County, Maryland

PETITION AND ORDER APPOINTING AUDITOR

The petition of Lionel Bennett respectfully shows to this Court as follows:

That he is one of the trustees appointed by order of this Court herein under which he sold certain real property, as more fully appears by his report of sale filed herein.

That the auditor for this Court is not available, and petitioner prays for the appointment of a special auditor to whom such report of sale may be referred to state an account, pursuant to Rule BR 6 b 5.

And your petitioner will ever pray.

Lionel Bennett
Petitioner

ORDER

Upon the foregoing petition, it is this 14th day of March, 1967, by the Circuit Court for Somerset County, in Equity, ordered that Lula Mae Dize be, and she is hereby appointed a special auditor to whom the report of sale herein shall be referred to state an account.

LIBER 042 PAGE 305

E. McMaster Duer
Judge

Goldie M. Lambertson,	In Equity No. 8426
Plaintiff	In the Circuit Court for
vs	Somerset County, Maryland
Anna M. Ruark and Harvey A. Ruark,	
Defendants	

NOTICE OF FILING AUDITOR'S ACCOUNT

Take notice that the account herein was filed on June 21, 1967; that exceptions thereto must be filed within fifteen days of said date, and if no exceptions are filed within such fifteen day period, the account may thereupon be ratified.

Lula Mae Dize
Lula Mae Dize
Special Auditor

I certify that on June 21, 1967, I mailed a copy of the above to Anna M. Ruark and Harvey A. Ruark, at Route 3, Laurel, Delaware, Stanley G. Robins, Esq., at 130 E. Main Street, Salisbury, Maryland, and Goldie M. Lambertson, Box 88, Marion Station, Maryland.

Lula Mae Dize
Lula Mae Dize
Special Auditor

Goldie M. Lambertson,

Plaintiff

vs

Anna M. Ruark and
Harvey A. Ruark,

Defendants

In Equity No. 8426

In the Circuit Court for

Somerset County, Maryland

AUDIT

The report of the special auditor stating the account in the within mentioned case respectfully represents:

That your special auditor has charged the trustees with the whole amount of the sale of the real property as reported by the trustees in their report of sale; the said trustees have been allowed commissions on said sale and a special attorney's fee, as per the Chancery Rules of this Court, and their costs and expenses, not personal.

The balance of the funds in the hands of the trustee is $11,138.00.

Respectfully submitted:

Lula Mae Dize

Lula Mae Dize
Special Auditor

Dated: June 12, 1967

June 12, 1967 -	By the whole amount of the sale of the real property as reported by the Trustees in their report of sale			$12,100.00
June 12, 1967 -	To the Trustees for commissions, as per the Chancery Rules of this Court 10% on $3,000.00 - $300.00 5% on $9,100.00 - 455.00 $755.00			
	To Lionel Bennett 2/3 of commission	503.34		
	To Stanley G. Robins 1/3 of commission	251.66	$755.00	
	To the Trustees for their costs and expenses, not personal:			
	To Lionel Bennett, Special Atty's fee	25.00		
	To Lionel Bennett	10.00		
	To Stanley G. Robins	10.00		
	To advertising sale and order nisi	47.50		
	To premium on bond	14.00		
	To Clerk's costs	35.50		
	To auctioneer	25.00		
	To special auditor stating account	15.00		
	To George Kenigson, computation of value of life estate	25.00	207.00	962.00
	To be distributed as follows:			$11,138.00
	To Goldie M. Lambertson for value of her life estate	$3,879.90		
	To Goldie M. Lambertson, one-half of balance	3,629.05		
	To Anna M. Ruark, one-half of balance	3,629.05		
		$11,138.00		

Ordered by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 21 *day of* June ...19 67.. *that the within Report of the Auditor be Ratified and Confirmed, unless cause to the contrary be shown by exceptions filed, on or before the* ...7th.... *day of* ..July.. .... 19 67...

..I. Theodore Pruitt.....Clerk.

No. 8426 Chancery

Lamberton
Vs Rourk, et al

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

No exceptions have been filed in the above proceedings to the final ratification of the Auditor's Report, and that the costs, as shown by vouchers exhibited have been paid by the trustee as required by law.

Date July 10, 1967

I. Theodore Pruitt Clerk.

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this ..10th.... *day of* July.... 19 67 *that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.*

I. Theodore Pruitt
Clerk

KNOW ALL MEN BY THESE PRESENTS:

That I, Goldie M. Lambertson, have received from Lionel Bennett and Stanley G. Robins, Trustees to sell real estate in the case of Goldie M. Lambertson vs. Anna M. Ruark and Harvey A. Ruark, same being No. 8426 Chancery in the Circuit Court for Somerset County, State of Maryland, the sum of $7,508.95, representing my distributive share of the proceeds of sale as per audit ratified by said Court; and in consideration thereof, I do hereby release, acquit, exonerate and discharge the said Lionel Bennett and Stanley G. Robins, Trustees as aforesaid, from all further liability to me for and on account of same.

AS WITNESS my hand and seal this day of June, 1967.

TEST:

Lula Mae Dize

Goldie M Lambertson (SEAL)
Goldie M. Lambertson

KNOW ALL MEN BY THESE PRESENTS:

That I, Anna M. Ruark, have received from Lionel Bennett and Stanley G. Robins, Trustees to sell real estate in the case of Goldie M. Lambertson v. Anna M. Ruark and Harvey A. Ruark, her husband, same being No. 8426 Chancery in the Circuit Court for Somerset County, State of Maryland, the sum of $3,629.05, representing my distributive share of the proceeds of sale as per audit ratified by said Court; and in consideration thereof, I do hereby release, acquit, exonerate and discharge the said Lionel Bennett and Stanley G. Robins, Trustees as aforesaid, from all further liability to me for and on account of same.

AS WITNESS my hand and seal this 14th day of ~~June~~ July, 1967.

TEST:

Harvey A. Ruark — Harvey A. Ruark

Anna M. Ruark (SEAL) — Anna M. Ruark

MAR 13 1968

Eid.

CHARLES E. HEARNE, JR., HAMILTON P. FOX, AND/OR JAMES P. BAILEY Attorneys and Agents named in a Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 8470 Chancery
FROM	:	In the Circuit Court for
BENJAMIN SEWARD EVANS JULIA L. EVANS, his wife Crisfield, Maryland	:	Somerset County
	:	State of Maryland

MR. CLERK:

Please docket case as above and file for foreclosure original mortgage from Benjamin Seward Evans and Julia L. Evans, his wife, to The Eastern Shore Building and Loan Corporation, dated March 17, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 218, Folio 470.

Please enter the appearance of the undersigned as Solicitors for the Mortgagee, our address being Colonial Building, Salisbury, Maryland.

HEARNE, FOX & BAILEY

By James P. Bailey

Solicitors for Mortgagee

FOR MORTGAGE SEE LIBER 218, Page 470.

FOR BOND SEE BOND BOOK NO. 9, Folio 212.

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

Rt 17955—

CHARLES E. HEARNE, JR., HAMILTON P. FOX AND/OR JAMES P. BAILEY Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 8470 Chancery
FROM	:	In the Circuit Court for
BENJAMIN SEWARD EVANS JULIA L. EVANS, his wife Crisfield, Maryland	:	Somerset County
	:	State of Maryland

* * * * * * * * * * * * *

MILITARY AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 12th day of April, A.D., 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Ralph W. Williams, President of The Eastern Shore Building and Loan Corporation, the within Mortgagee, and made oath in due form of law that Benjamin Seward Evans and Julia L. Evans, his wife, are not in the military service as hereinafter set forth and that they have not been in such military service within thirty (30) days prior to the making of this affidavit, such military service being referred to as follows:

(1) The military service of the United States of America or of the enlisted reserve groups 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.

WITNESS my hand and Notarial Seal.

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

Ruth T. Donaway
Notary Public

LIBER 042 PAGE 313

CHARLES E. HEARNE, JR., HAMILTON P. FOX AND/OR JAMES P. BAILEY Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 8470 Chancery
FROM	:	In the Circuit Court for
BENJAMIN SEWARD EVANS JULIA L. EVANS, his wife Crisfield, Maryland	:	Somerset County
	:	State of Maryland

* * * * * * * * * * * * * * * * * * * *

STATEMENT OF MORTGAGE DEBT

TO The Eastern Shore Building and Loan Corporation

Principal Balance due and interest to date of sale (May 16, 1967) $ 4512.93

~~Interest from xxxxxxxxxxxxxxxxxxxxxxxxxx to xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx date of sale~~

TOTAL DUE $ 4512.93

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 11th day of May, A.D., 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Ralph W. Williams, President of The Eastern Shore Building and Loan Corporation, the within Mortgagee, and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

RUTH T. O'DONAWAY NOTARY PUBLIC Wicomico County, Md.

Ruth T. O'Donaway
Notary Public

PRINCESS ANNE, MD., 5/18 1967

This is to certify that the annexed Attorney's Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: 4/28/67 & 5/4/67

Clarence Byrd

Business Manager MARYLANDER and HERALD

HEARNE, FOX & BAILEY

ATTORNEYS' SALE

OF VALUABLE REAL ESTATE

Under and by virtue of the power of sale contained in a certain mortgage from Benjamin Seward Evans and Julia L. Evans, his wife, dated March 17, 1964, and recorded among the Land Records of Somerset County, Maryland in Liber I. T. P. No. 218, Folio 470, default having occurred in the covenants thereof, the undersigned, ~~attorneys named in~~ said mortgage, will offer for sale at public auction to the highest bidder at the front door of the Court House in Princess Anne, Somerset County, Maryland, on

TUESDAY,

May 16, 1967

at 2:00 O'CLOCK P. M.,

the following described parcels of land:

ITEM FIRST: All that lot, tract or parcel of land situate, lying and being in the City of Crisfield, in Crisfield Election District of Somerset County and State of Maryland, on the Westerly side of and binding upon Laird Avenue, having a frontage theron of 78 feet and extending back therefrom to a depth along the Northerly line of 135.80 feet, and extending back therefrom to a depth along the Southerly [illegible] 34.50 feet, and having [illegible] the rear [illegible] 62 feet, [illegible] more particularly shown and designated on a plat entitled "Descriptive Plat of a Lot Surveyed for Oscar T. Howard and wife", dated August 14, 1952, and recorded among the Land Records of Somerset County, Maryland in Liber B.L.B. No. 173, Folio 393, and being the same land that was conveyed unto Benjamin Seward Evans and Julia L. Evans, his wife, by Arintha B. Howard by deed dated October 5, 1962, and recorded among the aforesaid Land Records in Liber G.J.B. No. 213, Folio 64.

ITEM SECOND: All that lot, tract or parcel of land situate, lying and being in the City of Crisfield, in Crisfield Election District of Somerset County and State of Maryland, on the Southerly side of and binding upon Chesapeake Avenue, having a frontage thereon of 35 feet, being bounded on the East by the lands now or formerly owned by James G. Mister; bounded on the West by the lands now or formerly owned by Nellie M. Mears and Elsie Sterling; being bounded on the South by the lands now or formerly owned by Paul Cullen, said property having a uniform depth of 98 feet, and being the same land that was conveyed unto the said Benjamin Seward Evans and Julia L. Evans, his wife, by Norris F. Evans and wife by deed dated May 11, 1962 and recorded among the Land Records of Somerset County, Maryland in Liber G. J.B. No. 209 Folio 419. This property is conveyed together with a right-of-way over a driveway beginning on Third Street 80 feet South of Chesapeake Avenue and running Easterly across the aforesaid land of Nellie M. Mears and Elsie Sterling to the property above described.

The property described in Item First above is improved by a frame dwelling containing eleven rooms and bath.

The property described in Item Second is a commercial lot improved by a building.

TERMS OF SALE: Ten per-cent (10%) cash on day of sale, balance to bear interest at the rate of six per centum per annum and to be secured to the satisfaction of the sellers and to be payable upon ratification of the sale, or all cash at the option of the purchaser. Title papers and revenue stamps at the expense of the purchaser, with taxes adjusted as of the date of sale.

CHARLES E. HEARNE, JR.
HAMILTON P. FOX
JAMES P. BAILEY
Attorneys and Agents
Colonial Building
Salisbury, Maryland

51-4tc

LIBER 042 PAGE 315

Charles E. Hearne, Jr., Hamilton P. Fox and/or James P. Bailey Attorneys and agents named in a Mortgage to The Eastern Shore Building and Loan Corporation	*	No. 8470 Chancery
	*	In the Circuit Court
	*	For Somerset County
From	*	State of Maryland
Benjamin Seward Evans and Julia L. Evans, his wife Crisfield, Maryland	*	
	*	
	*	
	*	

* * * * * * * * * * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

THE REPORT OF Charles E. Hearne, Jr., and James P. Bailey, Attorneys and agents named in Mortgage under and by virtue of the power of sale contained in a mortgage and executed by Benjamin Seward Evans and Julia L. Evans, his wife, dated March 17, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I. T. P. No. 218, Folio 470, default having been made in the payment of the money secured to be paid by said mortgage and in the payment of the interest thereon, and in other covenants and conditions of said mortgage whereby the entire mortgage debt had become due and demandable, respectfully show:

That after having given bond with security for the faithful performance of their trust, and afterhaving complied with all the other prerequisites as required 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 in the Marylander & Herald, a weekly newspaper published in said

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

Somerset County for at least twenty days before the day of sale, as will appear by reference to the 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, Maryland, on May 16, 1967, at 2:00 o'clock P. M., and then and there proceeded to sell the said real estate mentioned in said mortgage in the manner following, that is to say:

Your Attorneys and Agents offered at public auction to the highest bidder the real estate mentioned in said mortgage, same being described as ITEM ONE: All that lot, tract or parcel of land situate, lying and being in the City of Crisfield, in Crisfield Election District of Somerset County and State of Maryland, on the Westerly side of and binding upon Laird Avenue, having a frontage thereon of 78 feet and extending back therefrom to a depth along the Northerly line of 135.80 feet and extending back therefrom to a depth along the Southerly line of 134.50 feet, and having a width in the rear of 62 feet, and being more particularly shown and designated on a plat entitled "Descriptive Plat of a Lot Surveyed for Oscar T. Howard and wife", dated August 14, 1952, and recorded among the Land Records of Somerset County, Maryland, in Liber B. L. B. No. 173, Folio 393, and being the same land that was conveyed unto Benjamin Seward Evans and Julia L. Evans, his wife, by Arintha B. Howard by deed dated October 5, 1962, and recorded among the Land Records aforesaid in Liber G. J. B. No. 213, Folio 64, and sold the same unto The Eastern Shore Building and Loan Corporation, at and for the sum of FOUR THOUSAND DOLLARS ($4,000.00), it being at that sum the highest bidder therefor, and the said Purchaser has complied with the terms of sale.

ITEM TWO: All that lot, tract or parcel of land situate, lying and being in the City of Crisfield, in Crisfield Election District of Somerset County and State of Maryland, on the Southerly side of and binding upon Chesapeake Avenue, having a frontage thereon of 35 feet, being bounded on the East by the lands now or formerly owned by James G. Mister; bounded on the West by the lands now or formerly owned by Nellie M. Mears and Elsie Sterling; being bounded on the South by the lands now or formerly owned by Paul Cullen, said property having a uniform depth of 98 feet, and being the same land that was conveyed unto the said Benjamin Seward Evans and Julia L. Evans, his wife, by Norris F. Evans and wife by deed dated May 11, 1962, and recorded among the Land Records of Somerset County, Maryland, in Liber G. J. B. No. 209, Folio 419, and sold the same unto The Eastern Shore Building and Loan Corporation at and for the sum of FIVE HUNDRED DOLLARS ($500.00), it being at that sum the highest bidder therefor, and the said Purchaser has complied with the terms of sale.

[illegible] _____, [illegible]

[illegible]

_____

[illegible] _____

[illegible] _____, [illegible]

[illegible]

AND the Attorneys and Agents, under the mortgage - [illegible] aforesaid, further report and pray ratification of the distribution of the funds in their hands arising from said sale as follows:

RECEIPTS:

To Proceeds of Sale as Reported		$4,500.00

DISBURSEMENTS:

Balance due Eastern Shore Building and Loan	4,512.93	
State & County taxes due on Laird Avenue property (1963, 64, 65 & 66)	263.29	
State & County taxes due on Chesapeake Avenue property (1964, 65 & 66)	68.60	
City of Crisfield taxes (both properties)	257.56	
City of Crisfield, sewer charges	57.00	
Edwin Muis, auctioneer	15.00	
Fidelity & Deposit Co., bond premium	18.00	
I. Theodore Phoebus, Clerk, court costs	53.00	
Marylander & Herald, advertising	92.50	
Marylander & Herald, Order Nisi	15.00	
Attorney's fee allowed in mortgage	50.00	
Hearne, Fox & Bailey, fee in lieu of commission	150.00	
TOTAL		5,552.88
AMOUNT OF DEFICIENCY		$1,052.88

Respectfully submitted,

Charles E. Hearne, Jr.

James P. Bailey

- Attorneys and Agents -

STATE OF MARYLAND , WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 17th day of May, A.D., 1967, 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, Attorneys and Agents named in the foregoing Report of Sale and and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

Beverly A. Gordy Notary Public

BEVERLY A. GORDY NOTARY PUBLIC Wicomico County, Md.

STATE OF MARYLAND, , to-wit:

I HEREBY CERTIFY, That on this _____ day of _____, A.D., 19__, before me, the subscriber, a Notary Public of the State of Maryland, in and for _____, aforesaid, personally appeared _____

_____

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

_____ Notary Public

LIBER 042 PAGE 319

AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 17th day of May, A.D., 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Attorney and Agent for Eastern Shore Building and Loan Corporation

the purchaser named in this Report of Sale, and made oath in due form of law as follows:

(1) That I, James P. Bailey, attended the sale the property described in the mortgage filed in these proceedings held in Princess Anne, Maryland, on ~~FRIDAY~~, May 16, 1967, and purchased the same for Eastern Shore Building and Loan Corporation

(2) That no other persons, firms or corporations are financially interested or involved, as principal or otherwise.

(3) That I have not

directly or indirectly discouraged anyone from bidding on said property.

James P. Bailey
Affiant

SUBSCRIBED AND SWORN TO, before me, this 17th day of May, A.D., 1967.

Beverly A. Gordy Notary Public

BEVERLY A. GORDY NOTARY PUBLIC Md. Wicomico County

HEARNE, FOX & BAILEY

ATTORNEYS AT LAW

Charles E. Hearne, Jr., Hamilton P. Fox and/or James P. Bailey Attorneys and Agents named in a Mortgage to the Eastern Shore Building and Locn Corporation	*	No. 8470 Chancery
	*	In the Circuit Court
	*	For Somerset County
From	*	State of Maryland
Benjamin Seward Evans and Julia L. Evans, his wife Crisfield, Maryland	*	

****

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 23rd day of May, A.D., 1967, 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, Attorneys and Agents named in said mortgage under power contained in said mortgage to make sale,

be ratified and confirmed, unless cause to the contrary be shown on or before the 23rd day of June, A.D., 1967, 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 9th day of June, A.D., 1967.

The report states the amount of sale to be FOUR THOUSAND FIVE HUNDRED ---------- DOLLARS ($4,500.00).

J. Theodore Bockus
CLERK

LIBER 042 PAGE 322

PRINCESS ANNE, MD., June 26 1967

This is to certify that the annexed ~~Order Nisi~~ has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: May 25
June 1, 8 '67

Business Manager MARYLANDER and HERALD

HEARNE, FOX & BAILEY
Attorneys At Law

NO. 8470 CHANCERY

In the Circuit Court for Somerset County, State of Maryland

Charles E. Hearne, Jr., Hamilton P. Fox and/or James P. Bailey Attorneys and Agents named in a Mortgage to the Eastern Shore Building and Loan Corporation

From

Benjamin Seward Evans and Julia L. Evans, his wife
Crisfield, Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 23rd day of May, A.D., 1967, 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, Attorneys and Agents named in said mortgage under power contained in said mortgage to make sale, be ratified and confirmed, unless cause to the contrary be shown on or before the 23rd day of June, A.D., 1967 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 9th day of June, A.D., 1967.

The report states the amount of sale to be FOUR THOUSAND FIVE HUNDRED DOLLARS ($4,500.00).

TRUE COPY, TEST:
L. THEODORE PHOEBUS,
CLERK

4-3tc

FINAL ORDER OF RATIFICATION

ORDERED, this 28th day of June, A.D., 1967, by the Circuit Court for Somerset County, Maryland, in Equity, that the sale and distribution of the funds arising from said sale, made and reported by Charles E. Hearne, Jr., and James P. Bailey, Attorneys and Agents named in the mortgage 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 BE IT FURTHER ORDERED that the papers of this proceeding need not be referred to the Court Auditor to state an account therein.

E. Norris Duer

JUDGE

LIBER 042 PAGE 323

MAR 13 1968

Entd.

LIBER 042 PAGE 324

18182

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ JAMES P. BAILEY Trustee for Albee Maryland Homes, Inc. named in Deed of Trust	:	No. 8471 Chancery
FROM	:	In the Circuit Court for
CLOYD W. SHILLING PATRICIA M. SHILLING, his wife	:	Somerset County
	:	State of Maryland

MR. CLERK:

Please docket case as above and file for foreclosure original ~~mortgage~~ Deed of Trust ~~from~~ to James P. Bailey, Trustee for Albee Maryland Homes, Inc., from Cloyd W. Shilling and Patricia M. Shilling, his wife, dated August 25, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 227, Folio 334.

Please enter the appearance of the undersigned as Solicitors for the Trustee, our address being Colonial Building, Salisbury, Maryland.

HEARNE, FOX & BAILEY

By [signature]
Solicitors for
Albee Maryland Homes, Inc.

For Deed of Trust see Mortgage Records Book 227, Folio 334.

For Bond see Bond Book No. 9, Folio 242.

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

XXXX

JAMES P. BAILEY Trustee for Albee Maryland Homes, Inc. named in Deed of Trust	:	No. _____ Chancery
FROM	:	In the Circuit Court for
CLOYD W. SHILLING PATRICIA M. SHILLING, his wife	:	Somerset County
	:	State of Maryland

* * * * * * * * * * * * * * * * * * * *

STATEMENT OF MORTGAGE DEBT

TO Albee Maryland Homes, Inc.

Principal Balance due	$ 10,851.52
Interest from April 13, 1967 to June 6, 1967, date of sale	144.72
Service charges	15.00
Late charges	16.00
Phone charges	53.55
TOTAL DUE	$ 11,080.79

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 27th day of April, A.D., 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Trustee for Albee Maryland Homes, Inc., named in Deed of Trust above referred to, the within Mortgagee, and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

RUTH T. DONAWAY PUBLIC Wicomico County, Md.

Ruth T. Donaway
Notary Public

James P. Bailey, Trustee named in Deed of Trust to Albee Maryland Homes, Inc.	*	No. 8477 Chancery
	*	In the Circuit Court
FROM	*	For Somerset County
Cloyd W. Schilling and Patricia M. Schilling, his wife R. F. D. No. 1 Westover, Maryland	*	State of Maryland
	*	
	*	

* * * * * * * * * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

THE REPORT OF James P. Bailey, Trustee named in Deed of Trust, under and by virtue of the power of sale contained in a Deed of Trust made and executed by Cloyd W. Schilling and Patricia M. Schilling, his wife, to Albee Maryland Homes, Inc., dated August 25, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I. T. P. No. 227, Folio 334, default having been made in the payment of the money secured to be paid by said Deed of Trust and in the payment of the interest thereon, and in the other covenants and conditions of said Deed of Trust whereby the entire debt has become due and demandable, respectfully shows:

That after having given bond with security for the faithful performance of his trust, and afterhaving complied with all the other prerequisites as required 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 in the Marylander and Herald, a weekly newspaper published in said

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

Somerset County for at least twenty days before the day of sale, as will appear by reference to the attached Certificate of Publication of said notice of sale, ~~they~~ he did, pursuant to said notice, attend at the front door of the Court House in Princess Anne, Maryland, on September 19, 1967, 1967, at two o'clock P. M., and then and there proceeded to sell the said real estate mentioned in said mortgage in the manner following, that is to say:

Your Trustee offered at public auction to the highest bidder the real estate mentioned in said mortgage, same being described as

ALL that lot, tract or parcel of land situate, lying and being in the Third Election District of Somerset County and State of Maryland, on the Southerly side of and binding upon the State Road leading from Hudsons Store to Rehobeth and more particularly described as follows: Beginning for the same at the Northwesterly corner of the land conveyed to Harry McKinley Howard and wife by James T. Nelson and wife, by deed dated December 1, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I. T. P. No. 224, Folio 453, (1) thence by and with the Westerly side of the said Howard property 154 feet to a marker settled in the ground at the Northerly side of the Robert McCready property; (2) thence by and with the Northerly side of the McCready land in a Westerly direction 135 feet, more or less, to a marker settled in the ground at the Easterly side of the Marvin Bell land; (3) thence by and with the Easterly side of the said Bell land in a Northerly direction 154 feet to the Southerly side of the aforesaid State Road; (4) thence by and with the Southerly side of the aforesaid State Road in an Easterly direction 135 feet, more or less, to the place of beginning, and being the same land that was conveyed unto Cloyd W. Schilling and Patricia M. Schilling, his wife, by James Nelson and wife, by deed dated November 27, 1964, and recorded among the aforesaid Land Records in Liber I. T. P. No. 224, Folio 592.

AND the said Trustee, under and by virtue of said power ~~xxdxxxxx~~ sold the above described land unto

Albee Maryland Homes, Inc.

at and for the sum of FIVE THOUSAND DOLLARS

DOLLARS ($ 5,000.00), it being at the sum the highest bidder therefor, and the said purchaser has complied with the said terms of sale.

AND the Trustee, under the ~~mortgagxx~~ Deed of Trust ~~dxxxxx~~ aforesaid, further report and pray ratification of the distribution of the funds in ~~their~~ his hands arising from said sale as follows:

RECEIPTS:

To Proceeds of Sale as Reported	$ 5,000.00

DISBURSEMENTS:

Amount due Albee Maryland Homes, Inc.	11,080.79
I. Theodore Phoebus, Clerk, Court costs	53.00
Fidelity & Deposit Co. of Md., bond premium	44.00
Marylander & Herald, advertising & Order Nisi	90.00
Edwin Muir, auctioneer	15.00
1967-68 State & County taxes	107.89
James P. Bailey, Trustee - fee in lieu of commission	200.00
TOTAL DISBURSEMENTS	$11,590.68
TO AMOUNT OF DEFICIENCY	$ 6,590.68

LIBER 042 PAGE 329

Respectfully submitted,

James P. Bailey, Trustee

STATE OF MARYLAND , WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 20th day of September, A.D., 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Trustee for Albee Maryland Homes, Inc.

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

Notary Public

STATE OF MARYLAND, , to-wit:

I HEREBY CERTIFY, That on this _____ day of _____, A.D., 19__, before me, the subscriber, a Notary Public of the State of Maryland, in and for _____, aforesaid, personally appeared _____

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

Notary Public

HEARNE, FOX & BAILEY

TRUSTEES' SALE

OF VALUABLE REAL ESTATE

Under and by virtue of the power of sale contained in a certain Deed of Trust from Cloyd W. Shilling and Patricia M. Shilling, his wife, dated August 25, 1965 and recorded among the Land Records of Somerset County, Maryland in Liber I. T. P. No. 227, Folio 334, default having occurred in the covenants thereof, the undersigned, Trustee named in said Deed of Trust, will offer for sale at public auction to the highest bidder at the front door of the Court House in Princess Anne, Maryland, on

TUESDAY, SEPT., 19, 1967

at 2:00 O'CLOCK P. M.

ALL that lot, tract or parcel of land situate, lying and being in the Third Election District of Somerset County and Sate of Maryland, on the Southerly side of and binding upon the State Road leading from Hudsons Store to Rehobeth and more particularly described as follows: Beginning for the same at the Northwesterly corner of the land conveyed to Harry McKinley Howard and wife by James T. Nelson and wife, by deed dated December 1, 1964 and recorded among the Land Records of Somerset County, Maryland in Liber I. T. P. No, 224, Folio 453, (1) thence by and with the Westerly side of the said Howard property 154 feet to a marker settled in the ground at the Northerly side of the Robert McCready property; (2) thence by and with the Northerly side of the McCready land in a Westerly direction 135 feet, more or less, to a marker settled in the ground at the Easterly side of the Marvin Bell land; (3) thence by and with the Easterly side of the said Bell land in a Northerly direction 154 feet to the Southerly side of the aforesaid State Road; (4) thence by and with the Southerly side of the aforesaid State Road in an Easterly direction 135 feet, more or less, to the place of beginning, and being th same land that was conveyed unto Cloyd W. Shilling and Patricia M. Shilling, his wife, by James Nelson and wife, by deed dated November 27, 1964 and recorded among the aforesaid Land Records in Liber I. T. P. No. 224, Folio 592.

The above described property is improved by a Cape Cod dwelling of frame construction, containing living room, kitchen-dining area, four bedrooms and one bath, with hot water baseboard heat and is in very good condition.

TERMS OF SALE: Ten percent (10%) cash on day of sale, balance to bear interest at the rate of 6% per annum and to be secured to the satisfaction of the sellers and to be payable upon ratification of the sale, or all cash at the option of the purchaser. Title papers and revenue stamps at the expense of the purchaser, with taxes adjusted as of the date of sale.

JAMES P. BAILEY, Trustee
Colonial Building
Salisbury, Maryland
Telephone 749-5144

17-4tc

PRINCESS ANNE, MD., Oct. 4, 1967

This is to certify that the annexed ~~Trustee's Sale~~ Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said

Dates Inserted: Aug. 24, 31 Sept. 7, 14, '67

Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 331

AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 20th day of September, A.D., 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Attorney and Agent for Albee Maryland Homes, Inc.,

the purchaser named in this Report of Sale, and made oath in due form of law as follows:

(1) That I, James P. Bailey, attended the sale the property described in the mortgage filed in these proceedings held in Princess Anne, Maryland, on Tuesday, September 19, 1967, and purchased the same for Albee Maryland Homes, Inc.

(2) That no other persons, firms or corporations are financially interested or involved, as principal or otherwise.

(3) That neither Albee Maryland Homes, Inc., nor any of its officers, employees or agents, have directly or indirectly discouraged anyone from bidding on said property.

James P. Bailey
Affiant

SUBSCRIBED AND SWORN TO, before me, this 20th day of September, A.D., 1967.

Ruth T. Donaway Notary Public

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

HEARNE, FOX & BAILEY

ATTORNEYS AT LAW

James P. Bailey, Trustee named in Deed of Trust to Albee Maryland Homes, Inc.	*	No. 8477 Chancery
	*	In the Circuit Court
FROM	*	For Somerset County
Cloyd W. Schilling and Patricia M. Schilling, his wife R. F. D. No. 1 Westover, Maryland	*	State of Maryland
	*	

****

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 9th day of October, A.D., 1967, that the sale of the property mentioned in these proceedings and the distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee under power contained in the Deed of Trust aforesaid,

be ratified and confirmed, unless cause to the contrary be shown on or before the 9th day of November, A.D., 1967, 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 31st day of October, A.D., 1967.

The report states the amount of sale to be FIVE THOUSAND---------- ---------- DOLLARS ($5,000.00).

I Theodore Phelps
CLERK

LIBER 042 PAGE 333

LIBER 042 PAGE 334

FILED

NOV 10 3 04 PM '67

PRINCESS ANNE, MD., Nov. 10, 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: ~~Oct. 12,19,26~~ Nov.2

Business Manager MARYLANDER and HERALD

HEARNE, FOX & BAILEY
Attorneys at Law

ORDER NISI

James P. Bailey, Trustee named in Deed of Trust to Albee Maryland Homes, Inc.

FROM

Cloyd W. Schilling and Patricia M. Schilling, his wife, R. F. D. No. 1 Westover, Maryland.

NO. 8477 CHANCERY

In the Circuit Court for Somerset County State of Maryland.

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 9th day of October, A. D. 1967, that the sale of the property mentioned in these proceedings and the distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee under power contained in the Deed of Trust aforesaid, be ratified and confirmed, unless cause to the contrary be shown on or before the 9th day of November, A. D., 1967, 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 31st day of October, A. D., 1967.

The report states the amount of sale to be Five Thousand Dollars ($5,000.00).

I. THEODORE PHOEBUS
True Copy. Test: I. Theodore Phoebus, Clerk

24-4tr

FINAL ORDER OF RATIFICATION

ORDERED, this 14th day of November, A.D., 1967, by the Circuit Court for Somerset County, Maryland, in Equity, that the sale and distribution of the funds arising from said sale, made and reported by James P. Bailey, Trustee under power contained in the Deed of Trust 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 BE IT FURTHER ORDERED that the papers of this proceeding need not be referred to the Court Auditor to state an account therein.

E. McMaster Dryden
JUDGE

LIBER 042 PAGE 335

MAR 13 1968
Eid.

18308

LIBER 042 PAGE 336

Alexander G. Jones, Attorney, Ex Parte	:	No. 8479 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joseph Milbourne and Consolo Milbourne,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a	:	
body corporate	:	

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

For Mortgage see Mortgage Record Book No. 223, Folio 385.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8479 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joseph Milbourne and Consolo Milbourne,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a	:	
body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 16th day of May, in the year nineteen hundred and sixty-seven, before me the undersigned officer, personally appeared Edward J. Price, Agent of the Bank of Somerset, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $891.85, with interest from December 21, 1965, and also made oath in due form of law 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.

Patsy J. Ent
Notary Public

PATSY J. ENT NOTARY PUBLIC SOMERSET COUNTY, MD.

For Bond See Bond Book No. 9, Follo 213.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8479 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joseph Milbourne and Consolo Milbourne,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a	:	
body corporate	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 13th day of June, 1967, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Edward J. Price, President of the Bank of Somerset, the purchaser of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That others interest in said purchase, as principals, are none.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

EUNICE PILCHARD NOTARY PUBLIC

Eunice Pilchard
Notary Public

Alexander G. Jones. Attorney, Ex Parte	:	No. 8479 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joseph Milbourne and Consolo Milbourne,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a	:	
body corporate	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Joseph Milbourne and Consolo Milbourne, his wife, dated December 21, 1964 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 223, folio 385, 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 13th day of June, 1967, at two o'clock P.M., and then and there proceed to sell the property in said mortgage, to wit:

All that lot or parcel of land situate in Fairmount Election District, Somerset County, Maryland, described in 1913 as beginning at the post set up at the end of the third course of Robert Johnson's lot conveyed to him by William Bowser, by the ditch, represented by the letter "A" on the plat; thence running and reversing the said third course, North 82° 30' East 6 perches to a post; thence South 18° 15' East 20½ perches to a post; thence South 82° 30' West 9 perches to a post set up on said ditch bank; thence by and with said ditch to the place of beginning, containing one acre of land, more or less, and being the same and all the land which was conveyed unto the said Joseph Milbourne and Consolo Milbourne, his wife, by

J. Marshall Hill and wife by deed dated March 30, 1962 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 209, folio 127, and sold the same to the Bank of Somerset, a body corporate, at and for the sum of twelve hundred ninety-eight dollars and twenty-two cents ($1298.22), 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		$1298.22
To Clerk of the Circuit Court for costs	$53.00	
To Bond premium	10.00	
To Auctioneer	25.00	
To Solicitor's fee	75.00	
To Marylander & Herald, advertising and nisi	67.50	
To 1965 State and County taxes	14.72	
To 1966 State and County taxes	13.72	
To Attorney as commission - $136.65 (½)	68.33	
To Balance to be distributed	970.95	
	$1298.22	$1298.22
Balance to be distributed		$ 970.95
To Bank of Somerset, mortgage principal	$ 891.85	
To Bank of Somerset, interest	79.10	
	$ 970.95	$ 970.95

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 13th day of June, in the year nineteen hundred and sixty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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 Pilchard
Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8479 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joseph Milbourne and Consolo Milbourne,	:	Somerset County, Maryland
his wife, to the Bank of Somerset, a	:	
body corporate	:	

Ordered this 14th day of June, in the year nineteen hundred and sixty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of July, 1967, 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 13th day of July, 1967.

The report states the amount of sales to be $1298.22.

J. Theodore Phoebus
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8479 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joseph Milbourne and Consolo Milbourne,	:	Somerset County, Maryland
his wife to the Bank of Somerset, a	:	
body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 20th day of July, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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. Norman Duer
Judge

LIBER 042 PAGE 342

PRINCESS ANNE, MD., July 18/ 19 67

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: June 15,22,29 July 6, '67

Business Manager MARYLANDER and HERALD

ORDER NISI

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Joseph Milbourne and Consolo Milbourne, his wife, to the Bank of Somerset, a body corporate

NO. 8479 CHANCERY

In the Circuit Court for Somerset County, Maryland

Ordered this 14th day of June, in the year nineteen hundred and sixty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of July, 1967, 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 13th day of July, 1967.

The report states the amount of sales to be $1298.22.

I. THEODORE PHOEBUS
Clerk of the Circuit Court
TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

7-4tc

Exd.
MAR 13 1968

R# 18309

J. I. Wells, Co., Inc. a body corporate of the State of Maryland Quantico Road Salisbury, Maryland 21801	:	No. 8480 Chancery In the Circuit Court for Somerset County, Maryland
vs	:	
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland 301 West Preston Street Baltimore, Maryland 21201	:	
and	:	
Lucy Burnett Address unknown	:	
Leon Burnett Address unknown	:	
Ida B. Patterson 3621 Warren Street Philadelphia, Pennsylvania 19104	:	
Joshua Burnett Address unknown	:	
Minnie B. Morton Address unknown	:	
Alton R. Burnett 164-64 109th Avenue Jamaica, New York 11433	:	
William B. Burnett Address unknown	:	
Any and all unknown heir or heirs of John A. Burnett, deceased	:	

To the Clerk of the Circuit Court for Somerset County.

Dear Mr. Clerk:

Please file the within bill of complaint and issue an order of publication for the non-resident defendants named therein and issue the writ of subpoena for the State Roads Commission of Maryland by service upon Richard M. Pollitt, Esquire, Special Assistant Attorney General, at his office at 130-A East Main Street, Salisbury, Maryland.

JONES & JONES

By _____

Solicitors for Complainant
Princess Anne, Maryland
Telephone 651-2747

LIBER 042 PAGE 343

J. I. Wells, Co., Inc. a body corporate of the State of Maryland Quantico Road Salisbury, Maryland 21801	:	No. _____ Chancery In the Circuit Court for Somerset County, Maryland
vs	:	
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland 301 West Preston Street Baltimore, Maryland 21201	:	
and	:	
Lucy Burnett Address unknown	:	
Leon Burnett Address unknown	:	
Ida B. Patterson 3621 Warren Street Philadelphia, Pennsylvania 19104	:	
Joshua Burnett Address unknown	:	
Minnie B. Morton Address unknown	:	
Alton R. Burnett 164-64 109th Avenue Jamaica, New York 11433	:	
William B. Burnett Address unknown	:	
Any and all unknown heir or heirs of John A. Burnett, deceased	:	

To the Honorable, the Judge of said Court:

Your Orator, complaining says:

1. That the said J. I. Wells Co., Inc. and Lucy Burnett, Leon Burnett, Ida B. Patterson, Joshua Burnett, Minnie B. Morton, Alton R. Burnett, William B. Burnett, and any and all unknown heir or heirs of John A. Burnett, deceased, are seized and possessed, as tenants in common, of the hereinafter described real estate in the shares hereinafter set forth:

All that tract or parcel of land in Dublin Election District, Somerset County, Maryland, described in 1883 as "containing 15 acres, more or less, being a part of 'Deer Creek' and all of 'Deer Creek' lying on the east side of the county

road leading from Princess Anne to Pocomoke City." The property is described on the Tax Assessment Records of Somerset County as being bounded on the north by the land owned or formerly owned by Lucy Smith, et al, on the northeast by land of the J. I. Wells Co., Inc., on the southeast by land of Arthur and Stanley Lankford, on the south by Maryland Route 467 and on the southwest by U. S. Route 13, containing 15 acres, more or less, and being the same and all the land conveyed to John A. Burnett by John T. Ross, et ux, by deed dated September 5, 1883, recorded among the Land Records of Somerset County in Liber B.F.L. No. 5, folio 235.

2. Upon the death of the said John A. Burnett, intestate, his interest descended by operation of law unto his seven children and only heirs at law, namely, Hubert Joshua Burnett, Ulysses Burnett, Ida Burnett Benston, John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner; upon the death of the said John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner, their interest descended by operation of law unto their surviving brothers and sisters and only heirs at law, namely the said Hubert Joshua Burnett, Ulysses Burnett and Ida Burnett Benston; upon the death of the said Ida Burnett Benston, her interest descended by operation of law unto her husband and only heir at law, John Benston; upon the death of the said Ulysses Burnett his interest descended by operation of law unto his sons and only heirs at law, namely, Alton R. Burnett and Hubert Burnett also known as William Burnett; upon the death of the said Hubert Burnett his one-sixth interest descended by operation of law to his wife and only heir at law, Juanita Burnett; upon the death of the aforesaid Hubert Joshua Burnett his interest descended by operation of law unto his widow, Lucy Burnett, and his children, Leon Burnett, Ida B. Patterson, Joshua Burnett, Minnie Morton and William B. Burnett.

3. That by deed dated January 5, 1965 and duly recorded among the Land Records of Somerset County in Liber I.T.P. No. 239, folio 75 et seq, the interest of the said John Benston, the same being an undivided one-third interest, and the interest of the said Juanita Burnett, the same being an undivided one-sixth interest, was conveyed unto the plaintiff herein, J. I. Wells Co., Inc., to the end that the said J. I. Wells Co., Inc. is at the present time the owner of an undivided one-half interest in said land.

4. That in proceedings filed in No. 3182 Civil Docket, in the Circuit Court for Somerset County, the State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, filed a petition against John W. Leone, Ida Burnett Paterson, Joshua Burnett, Jr., Minnie Burnett, William Burnett, Hubert Burnett, Alton Burnett, and any and all unknown heir or heirs of John A. Burnett, deceased, seeking to acquire by eminent domain the interest of the defendants named in said proceeding, said interest being described as follows: "All the right whatsoever of ingress or egress between the through highway and the remaining property of the defendants across the lines which are designated 'Right of Way Line of Through Highway' to the end that there never will be any vehicular, pedestrian and/or animal access to or from the Through Highway and the remaining property of the defendants across those lines which are so marked on the beforementioned Plat No. 33929, except by means of such public road connections as the petitioners may construct or permit to be constructed. TOGETHER with any right, title and interest of the defendants in and to the existing bed of U. S. Route 13 and/or Costen Road, lying between the lines marked 'Right of Way Line' as shown on Plat No. 33929."

5. That in connection with said proceedings the State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, on the 18th day of November, 1965, set forth in paragraph 6. of said petition, deposited a check in the amount of three thousand seven hundred and seventy dollars ($3,770.00) payable to the Clerk of the Circuit Court for Somerset County to the use of the aforesaid defendants, said sum being deemed by the State Roads Commission of Maryland to be the fair value of the land and improvements taken and damages done to the aforesaid property.

6. That said sum of money has not been distributed to the persons entitled thereto and the plaintiff herein, J. I. Wells Co., Inc., as set forth above has acquired an undivided one-half interest in and to the above described land and is accordingly entitled to receive one-half of the damages awarded in the proceedings in No. 3182 Civil Docket.

7. That the above described property is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

8. That all 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, and also for a division of the money deposited by the State Roads Commission of Maryland in proceedings in No. 3182 Civil Docket, in the Circuit Court for Somerset County, among the parties according to their respective rights.

b. That your orator may have such other and further relief as its case may require.

May it please your Honor to grant unto your orator the writ of subpoena directoed to the State Roads Commission of Maryland by service upon Richard M. Pollitt, Esquire, Special Assistant Attorney General, at his office at 130-A East Main Street, Salisbury, Maryland, and to grant unto your orator the order of publication, giving notice to the said Lucy Burnett, Address unknown, Leon Burnett, Address unknown, Ida B. Patterson, residing at 3621 Warren Street, Philadelphia, Pennsylvania 19104, Joshua Burnett, Address unknown, Minnie B. Morton, Address unknown, Alton R. Burnett, residing at 164-64 109th Avenue, Jamaica, New York 11433, William B. Burnett, Address unknown, and any and all unknown heir or heirs of John A. Burnett, deceased, who are believed to be 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 ought not to be passed as prayed.

And as in duty bound,

JONES & JONES

By _____

Solicitors for Complainant
Princess Anne, Maryland
Telephone 651-2747

JONES & JONES
Attorneys

ORDER OF PUBLICATION

J. I. Wells, Co., Inc. a body corporate of the State of Maryland Quantico Road Salisbury, Maryland 21801	:	No. 84/80 Chancery In the Circuit Court for Somerset County, Maryland
vs	:	
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland 201 West Preston Street Baltimore, Maryland 21201	:	
and	:	
Lucy Burnett Address unknown	:	
Leon Burnett Address unknown	:	
Ida B. Patterson 3621 Warren Street Philadelphia, Pennsylvania 19104	:	
Joshua Burnett Address unknown	:	
Minnie B. Morton Address unknown	:	
Alton R. Burnett 164-64 109th Avenue Jamaica, New York 11433	:	
William B. Burnett Address unknown	:	
Any and all unknown heir or heirs of John A. Burnett, deceased	:	

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, formerly owned by John A. Burnett, late of Somerset County, deceased, for a division of the money arising from said sale among the parties hereto according to their respective rights, and also for a division of the money deposited by the State Roads Commission of Maryland in proceedings in No. 3182 Civil Docket, in the Circuit Court for Somerset County.

The bill of complaint recites that John A. Burnett, late of Somerset County, deceased, died intestate and at the time of his death was the owner of the following described real estate:

All that tract or parcel of land in Dublin Election District, Somerset County, Maryland, described in 1883 as "containing 15 acres, more or less, being a part of 'Deer Creek' and all of 'Deer Creek' lying on the east side of the county road leading from Princess Anne to Pocomoke City." The property is described on the Tax Assessment Records of Somerset County as being bounded on the north by the land owned or formerly owned by Lucy Smith, et al, on the northeast by land of the J. I. Wells Co., Inc., on the southeast by land of Arthur and Stanley Lankford, on the south by Maryland Route 467 and on the southwest by U. S. Route 13, containing 15 acres, more or less, and being the same and all the land conveyed to John A. Burnett by John T. Ross, et ux, by deed dated September 5, 1883, recorded among the Land Records of Somerset County in Liber B.F.L. No. 5, folio 235.

The bill further recites that upon the death of the said John A. Burnett, intestate, his interest descended by operation of law unto his seven children and only heirs at law, namely, Hubert Joshua Burnett, Ulysses Burnett, Ida Burnett Benston, John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner; upon the death of the said John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner, their interest descended by operation of law unto their surviving brothers and sisters and only heirs at law, namely the said Hubert Joshua Burnett, Ulysses Burnett and Ida Burnett Benston; upon the death of the said Ida Burnett Benston, her interest descended by operation of law unto her husband and only heir at law, John Benston; upon the death of the said Ulysses Burnett his interest descended by operation of law unto his sons and only heirs at law, namely, Alton R. Burnett and Hubert Burnett also known as William Burnett; upon the death of the said Hubert Burnett his one-sixth interested descended by operation of law to his wife and only heir at law, Juanita Burnett; upon the death of the aforesaid Hubert Joshua Burnett his interest descended by operation of law unto his widow, Lucy Burnett, and his children, Leon Burnett, Ida B. Patterson, Joshua Burnett, Minnie Morton and William B. Burnett.

The bill further recites that by deed dated January 5, 1965 and duly recorded among the Land Records of Somerset County in Liber I.T.P. No. 239, folio 75 et seq, the interest of the said John Benston, the same being an undivided one-third interest, and the interest of the said Juanita Burnett, the same being an undivided one-sixth interest, was conveyed unto the plaintiff herein, J. I. Wells Co., Inc., to the end that the said J. I. Wells Co., Inc. is at the present time the owner of an undivided one-half interest in said land.

The bill further recites that in proceedings filed in No. 3182 Civil Docket, in the Circuit Court for Somerset County, the State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, filed a petition against John W. Leone, Ida Burnett Patterson, Joshua Burnett, Jr., Minnie Burnett, William Burnett, Hubert Burnett, Alton Burnett, and any and all unknown heir or heirs of John A. Burnett, deceased, seeking to acquire by eminent domain the interest of the defendants named in said proceeding, said interest being described as follows: "All the right whatsoever of ingress or egress between the through highway and the remaining property of the defendants across the lines which are designated 'Right of Way Line of Through Highway' to the end that there never will be any vehicular, pedestrian and/or animal access to or from the Through Highway and the remaining property of the defendants across those lines which are so marked on the beforementioned Plat No. 33929, except by means of such public road connections as the petitioners may construct or permit to be constructed. TOGETHER with any right, title and interest of the defendants in and to the existing bed of U. S. Route 13 and/or Costen Road, lying between the lines marked 'Right of Way Line' as shown on Plat No. 33929."

The bill further recites that in connection with said proceedings the State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, on the 18th day of November, 1965, set forth in paragraph 6. of said petition, deposited a check in the amount of three thousand seven hundred and seventy dollars ($3,770.00) payable to the Clerk of the Circuit Court for Somerset County to the use of the aforesaid defendants, said sum being deemed by the State Roads Commission of Maryland to be the fair value of the land and improvements taken and damages done to the aforesaid property.

The bill further recites that said sum of money has not been distributed to the persons entitled thereto and the plaintiff herein, J. I. Wells Co., Inc., as set forth above has acquired an undivided one-half interest in and to the above described land and is accordingly entitled to receive one-half of the damages awarded in the proceedings in No. 3182 Civil Docket.

The bill further recites that the above described property is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

The bill further states that except for the State Roads Commission of Maryland all other defendants are adults and are believed to be non-residents of the State of Maryland.

It is thereupon, this 16th day of May, 1967, ordered by the Circuit Court for Somerset County, in Equity, that the plaintiff, by causing a copy of this order to be inserted in some newspaper published in said Somerset County once in each of four successive weeks on or before the 16th day of June, 1967, giving notice to the said non-resident defendants named above of the object and substance of this bill, warning them to appear in this Court in person or by solicitor, on or before the 16th day of July, 1967, to show cause, if any they have, why a decree ought not to be passed as prayed.

I. Theodore Phoebus

I. THEODORE PHOEBUS
Clerk of the Circuit Court for
Somerset County

WRIT OF SUBPOENA: LIBER 042 PAGE 352

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO State Roads Commission of Maryland
SERVICE OF PROCESS UPON:
Richard M. Pollitt, Esquire
Special Assistant Attorney General
130-A East Main Street
Salisbury, 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 J. I. Wells, Co., Inc., a body corporate of the State of Maryland
versus
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et als

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 E. McMaster Duer, Chief Judge of the First Judicial Circuit of Maryland.

Issued the...16th..day of.....May....., 19.67....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...20th.....day of.....June....., 19.67.... Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, the 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 for Complainant(s)

Jones & Jones
Name
Princess Anne, Maryland
Address

S. Theodore Pruitt
Clerk

Summoned the State Roads Commission of Maryland by service on and leaving a copy of Subpoena and Process with Richard M. Pollitt, Special Assistant Attorney General, this 17th day of May, 1967.

Sheriff's cost $2.00

Sheriff of Wicomico County

J. I. WELLS CO., INC. a body corporate of the State of Maryland	:	NO. 8480 CHANCERY
	:	IN THE CIRCUIT COURT
-vs-	:	FOR SOMERSET COUNTY
STATE ROADS COMMISSION OF MARYLAND, Acting for and on behalf of the STATE OF MARYLAND, et al	:	STATE OF MARYLAND

: : : : ::: : : : :

ANSWER

The State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, by Richard M. Pollitt, Special Attorney, for answer to the Bill of Complaint exhibited against it in the above-entitled cause, respectfully says:

1. That it has no knowledge of the matters and facts alleged in Paragraph One of said Bill of Complaint and can neither admit nor deny the same.

2. That it has no knowledge of the matters and facts alleged in Paragraph Two of said Bill of Complaint and can neither admit nor deny the same.

3. That it has no knowledge of the matters and facts alleged in Paragraph Three of said Bill of Complaint and can neither admit nor deny the same.

4. That it admits the allegations contained in Paragraph Four of said Bill of Complaint.

5. That it admits the allegations contained in Paragraph Five of said Bill of Complaint.

6. That it has no knowledge of the matters and facts alleged in Paragraph Six of said Bill of Complaint and can neither admit nor deny the same.

7. That it has no knowledge of the matters and facts alleged in Paragraph Seven of said Bill of Complaint and can neither admit nor deny the same.

8. That it has no knowledge of the matters and facts alleged in Paragraph Eight of said Bill of Complaint and can neither admit nor deny the same.

LIBER 042 PAGE 353

AND having fully answered said Bill of Complaint, this Defendant consents to the passage of such decree as the Court may deem right and proper.

STATE ROADS COMMISSION OF MARYLAND

By Richard M. Pollitt

Richard M. Pollitt
Special Attorney
P. O. Box 806
Salisbury, Maryland 21801
Telephone 742-6282

I HEREBY CERTIFY that on this 19th day of June, A. D., 1967, I mailed a copy of the aforegoing Answer to Jones and Jones, Solicitors of Complainant, Princess Anne, Maryland 21853, by regular United States Mail, postage prepaid.

Richard M. Pollitt
Special Attorney
State Roads Commission of Md.

JONES & JONES
Attorneys

ORDER OF PUBLICATION

NO. 8480 CHANCERY

In the Circuit Court for Somerset County, Maryland

J. I. Wells, Co., Inc., a body corporate of the State of Maryland, Quantico Road, Salisbury, Maryland 21801

VS

State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, 301 West Preston Street, Baltimore, Maryland 21201

and

Lucy Burnett
Address unknown
Leon Burnett
Address unknown
Ida B. Patterson
3621 Warren Street
Philadelphia, Pa., 19104
Joshua Burnett
Address unknown
Minnie B. Morton
Address unknown
Alton R. Burnett
164-64 109th Avenue
Jamaica, New York 11433
William B. Burnett
Address unknown

Any or all unknown heir or heirs of John A. Burnett, deceased

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, formerly owned by John A. Burnett, late of Somerset County, deceased, for a division of the money arising from said sale among the parties hereto according to their respective rights, and also for a division of the money deposited by the State Roads Commission of Maryland in proceedings in No. 3182 Civil Docket, in the Circuit Court for Somerset County.

The bill of complaint recites that John A. Burnett, late of Somerset County, deceased, died intestate and at the time of his death was the owner of the following described real estate:

All that tract or parcel of land in Dublin Election District, Somerset County, Maryland, described in 1883 as "containing 15 acres, more or less, being a part of 'Deer Creek' and all of 'Deer Creek' lying on the east side of the county road leading from Princess Anne to Pocomoke City." The property is described on the Tax Assesment Records of Somerset County as being bounded on the north by the land owned or formerly owned by Lucy Smith, et al, on the northeast by land of the J. I. Wells Co., Inc., on the southeast by land of Arthur and Stanley Lankford, on the south by Maryland Route 467 and on the southwest by U. S. 13, containing 15 acres, more or less, and being the same and all the land conveyed to John A. Burnett by John T. Ross, et ux, by deed dated September 5, 1883, recorded among the Land Records of Somerset County in Liber B. F. L. No. 5, folio 235.

The bill further recites that upon the death of the said John A. Burnett, intestate, his interest descended by operation of law unto his seven children and only heirs at law, namely, Hubert Joshua Burnett, Ulysses Burnett, Ida Burnett Benston, John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner; upon the death of the said John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner, their interest descended by operation of law unto their surviving brothers and sisters and only heirs at law, namely the said Hubert Joshua Burnett, Ulysses Burnett and Ida Burnett Benston; upon the death of the said Ida Burnett Benston, her interest descended by operation of law unto her husband and only heir at law, John Benston; upon the death of the said Ulysses Burnett his interest descended by operation of law unto his sons and only heirs at law, namely, Alton R. Burnett and Hubert Burnett also known as William Burnett; upon the death of the said Hubert Burnett his one-sixth interested descended by operation of law to his wife and only heir at law, Juanita Burnett; upon the death of the aforesaid Hubert Joshua Burnett his interest descended by operation of law unto his widow, Lucy Burnett, and his children, Leon Burnett, Ida B. Patterson, Joshua Burnett, Minnie Morton and William B. Burnett.

The bill further recites that by deed dated January 5, 1965 and duly recorded among the Land Records of Somerset County in Liber I. T. P. No. 239, folio 75 et seq, the interest of the said John Benston, the same being an undivided one-third interest, and the interest of the said Juanita Burnett, the same being and undivided one-sixth interest, was conveyed unto the plaintiff herein, J. I. Wells Co., Inc., to the end that the said J.I.Wells Co., Inc., is at the present time the owner of an undivided one-half interest in said land.

The bill further recites that in proceedings filed in No. 3182 Civil Docket, in the Circuit Court for Somerset County, the State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, filed a petition against John W. Leone, Ida Burnett Patterson, Joshua Burnett, Jr., Minnie Burnett, William Burnett, Hubert Burnett, Alton Burnett, and any and all unknown heir or heirs of John A. Burnett, deceased, seekng to acquire by eminent domain the interest of the defendants named in said proceeding, said interest being described as follows: "All the right whatsoever of ingress or egress between the through highway and the remaining property of the defendants across the lines which are designated 'Right of Way Line of Through Highway' to the end that there never will be any vehicular, pedestrian and|or animal access to or from the Through Highway and the remaining property of the defendants across those lines which are so marked on the beforementioned Plat No. 33929, except by means of such public road connections as the petitioners may construct or permit to be constructed. TOGETHER with any right, title and interest of the defendants in and to the existing bed of U. S. Route 13 ond|or Costen Road, lying between the lines marked 'Right of Way Line' as shown on Plat No. 33929."

The bill further recites that in connection with said proceedings the State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, on the 18th day of November, 1965, set forth in paragraph 6, of said petition, deposited a check in the amount of three thousand seven hundred and seventy dollars ($3,770.00) payable to the Clerk of the Circuit Court for Somerset County to the use of the aforesaid defendants, said sum being deemed by the State Roads Commission of Maryland to be the fair value of the land and improvements taken and damages done to the aforesaid property.

The bill further recites that said sum of money has not been distributed to the persons entitled thereto and the plaintiff herein, J. I. Wells Co., Inc., as set forth above has acquired an undivided one-half interest in and to the above described land and is accordingly entitled to receive one-half of the damages awarded in the proceedings in No. 3182 Civil Docket.

The bill further recites that the above described property is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

The bill further states that except for the State Roads Commission of Maryland all other defendants are adults and are believed to be non-residents of the State of Maryland.

It is thereupon, this 16th day of May, 1967, ordered by the Circuit Court for Somerset County, in Equity, that the plaintiff, by causing a copy of this order to be inserted in some newspaper published in said Somerset County once in each of four successive weeks on or before the 16th day of June, 1967, giving notice to the said non-resident defendants named above of the object and substance of this bill, warning them to appear in this Court in person or by solicitor, on or before the 16th day of July, 1967, to show cause, if any they have, why a decree ought not to be passed as prayed.

I. THEODORE PHOEBUS
Clerk of the Circuit Court for Somerset County

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk
3-4tc

PRINCESS ANNE, MD., Sept. 8 1967

This is to certify that the annexed Order of Publication has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: May 18,25 June 1,8 '67

Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 355

J. I. Wells Co., Inc. a body corporate of the State of Maryland	:	No. 8480 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland	:	
Lucy Burnett Leon Burnett	:	
Ida B. Patterson Joshua Burnett	:	
Minnie B. Morton Alton R. Burnett	:	
William B. Burnett	:	
Any and all unknown heir or heirs of John A. Burnett, deceased	:	

To the Honorable, the Judge of said Court:

The petition of J. I. Wells Co., Inc., plaintiff herein, respectfully shows:

That the defendant, State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, has been duly summonsed to appear to the bill of complaint in this cause and the other defendants have been duly notified of said cause pursuant to an order of publication ordered by this Court on May 16, 1967; the defendant, State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, has filed an answer in this proceeding by Richard M. Pollitt, Special Attorney, neither admitting or denying the allegations contained in paragraphs 1, 2, 3, 6, 7 and 8 of said bill of complaint and admitting the allegations contained in paragraphs 4 and 5 of said bill of complaint, and further consenting to the passage of such decree as the Court may deem proper, and the other defendants have failed to appear to or answer said order of publication and bill of complaint.

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.

JONES & JONES

By _____

Solicitors for Plaintiff

ORDER

It appearing in the above entitled cause that the State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, has filed an answer admitting some of the allegations and neither admitting nor denying other allegations but consenting to the passage of such decree as the Court may deem right and proper and the remaining defendants have failed to appear to or answer said bill of complaint or order of publication within the time prescribed by the rules of this Court.

It is thereupon, this 8th day of September, in the year nineteen hundred and sixty-seven, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that the said bill of complaint, be and the same is hereby taken pro-confesso against said 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

I hereby certify that on this 7th day of September, A. D., 1967, I mailed a copy of the aforegoing petition and order to Richard M. Pollitt, Special Attorney for State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, Salisbury, Maryland, 21801, by regular United States mail, postage prepaid.

Alexander G. Jones

J. I. Wells Co., Inc. a body corporate of the State of Maryland	:	No. 8480 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland	:	
Lucy Burnett Leon Burnett	:	
Ida B. Patterson Joshua Burnett	:	
Minnie B. Morton Alton R. Burnett	:	
William B. Burnett	:	
Any and all unknown heir or heirs of John A. Burnett, deceased	:	

To the Honorable, the Judge of said Court:

The petition of J. I. Wells Co., Inc., by Jones & Jones, its attorneys, respectfully represents:

That the regular Court Examined is in ill health and unable to perform his normal duties.

Your petitioner, therefore, prays your Honor to pass an order appointing Eunice Pilchard special examiner of this Court to take testimony in the above entitled case.

And as in duty bound,

JONES & JONES

By _____
Solicitors for Plaintiff

ORDER

Upon the above petition, it is ORDERED by the Circuit Court for Somerset County, this 8 day of September, in the year nineteen hundred and sixty-seven, that Eunice Pilchard be and she is hereby appointed special examiner of this Court to take testimony in the above entitled case.

E. Norman Duer
Judge

I hereby certify that on this 7th day of September, A. D., 1967, I mailed a copy of the aforegoing petition to Richard M. Pollitt, Special Attorney for State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, Salisbury, Maryland 21801, by regular United States Mail, postage prepaid.

Alexander G. Jones

J. I. Wells Co., Inc.	:	No. 8480 Chancery
vs	:	In the Circuit Court for
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et al	:	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, Eunice Pilchard, of Princess Anne, Maryland, special examiner appointed by the Circuit Court for Somerset County, duly sworn, etc., do hereby certify that on the 6th day of October, in the year nineteen hundred and sixty-seven, at the office of Jones & Jones, in Princess Anne, Maryland, beginning at the hour of about 10:00 o'clock A.M. I did take the following depositions, that is to say:

Julian M. Moore, 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. Julian M. Moore, I am 48 years of age, I reside at 1007 Market Street, Pocomoke City, Worcester County, Maryland, and I am a forester for J. I. Wells Co., Inc. of Quantico Road, Salisbury, Wicomico County, Maryland.

Int. 2 - Are you acquainted with the parties to this suit?

Ans. My employer, J. I. Wells Co., Inc. is the complainant. The defendants are not known personally to me.

Int. 3 - Did John A. Burnett own any land in Somerset County at the time of his death? If so, describe the source of title, provide a description of the land and state the present owners thereof.

Ans: Sometime ago our firm employed Alexander G. Jones, Esquire, Attorney at Law, Princess Anne, Maryland to examined the land records and prepare a deed conveying certain land in Dublin Election District to J. I. Wells Co., Inc.. Mr. Jones accepted this request and examined the Land Records and reported that he had found a deed to John A. Burnett from John T. Ross and wife dated September 5, 1883 and recorded among the Land Records of Somerset County in Liber B.F.L. No. 5, folio 235. The land was described as "containing 15 acres, more or less, being a part of 'Deer Creek' and all of 'Deer Creek' lying on the east side of the county road leading from Princess Anne to Pocomoke City"; upon the death of John A. Burnett title to this land descended by

operation of law to his seven children and only heirs at law and to their descendants and collateral heirs as set forth in Paragraph 2 of the Bill of Complaint.

On the basis of this information Mr. Jones prepared a deed which I took to Philadelphia to negotiate the purchase of the land for my employer with the several heirs. I was successful in obtaining the signatures to the deed of John H. Benston and Juanita Burnett, two of the heirs, who owned a one-third interest and a one-sixth interest, respectively.

Int. 4 - I hand you a document and ask you if you can identify it.

Ans. Yes, this document is a deed dated January 5, 1965 signed by John H. Benston and Juanita Burnett conveying their one-third and one-sixth interest in the above land to J. I. Wells Co., Inc. The deed was subsequently recorded on May 11, 1967 among the Land Records of Somerset County in Liber I.T.P. No. 239, folio 75.

Int. 5 - Let the records show that the deed identified by the witness is herewith submitted as Complainant's Exhibit A.

Int. 6.- At the present time who are the owners of this land?

Ans. J. I. Wells Co., Inc. owns an undivided one-half interest as a result of the deed filed as Exhibit A. The other owners are the defendants named in this proceeding as set forth in Paragraph 2 of the Bill of Complaint, except John Benston and Juanita Burnett, whose interest was acquired by J. I. Wells Co., Inc.

Int. 7 - Have there been any other legal proceedings in connection with this property?

Ans. Yes, the State Roads Commission of Maryland filed a condemnation proceeding in No. 3182 Civil Docket in the Circuit Court for Somerset County in which those persons believed to be heirs of John Burnett were named as defendants. J. I. Wells Co., Inc. was not made a co-defendant because our deed had not been recorded at the time of filing the State Roads suit. J. I. Wells Co., Inc. has filed this partition suit for the purpose of establishing the interest of the parties.

Int. 8 - What is the effect of the proceedings in No. 3182 Civil Docket?

Ans. The State Roads Commission has constructed or is in the process of constructing U. S. Route 13 from Princess Anne to Snow Hill through Dublin Election District. The acquisition of the State Roads Commission is on Plat No. 33929 as that portion lying between the lines marked "Right of Way Line". This proceeding seeks

to condemn a portion of this land and/almost completely landlocks the residue of the land in that there is to be no access from the land to Route 13, a controlled access arterial highway.

Int. 9 - Has the State Roads Commission posted any compensation for this taking?

Ans. On November 18, 1965 the State Roads Commission deposited a check in the amount of $3,770.00 payable to the Clerk of the Circuit Court for Somerset County for the use of the defendants in No. 3182 Civil Docket. This evaluation is based upon the State Roads Commission's appraisal of the total value of the property.

Int. 10- As a forester for J. I. Wells Co., Inc. is it your opinion that the amount of deposit represents a fair evaluation of this land.

Ans. Yes.

Int. 11- What is the value of the residue of the land which now has no access to the higway?

Ans. If a purchaser of this land could acquire an easement to it, it would be in my opinion worth $1500.00.

Int. 12- What is the position of your company, the plaintiff herein, in reference to the fund deposited by the State Roads Commission in the Circuit Court?

Ans. It is our position that J. I. Wells Co., Inc. is entitled to receive one-half of that sum as the owner of an undivided one-half interest in the subject land.

Int. 13- Is the land susceptible to division among the parties interested therein without material loss and injury to them?

Ans. The property cannot be fairly divided among the numerous owners. It would be to the benefit and advantage of all the parties interested to sell the property and divide the proceeds among themselves, together with the sum of money posted by the State Roads Commission.

COURT QUESTION AND ANSWER

Nothing more.

Julian M Moore
Julian M. Moore

Calvin O. Harrington, Jr., 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. Calvin O. Harrington, Jr., I am 47 years of age, I reside at Route 3, Zion Road, Salisbury, Wicomico County, Maryland, and I am a Senior Clerk for J. I. Wells Co., Inc. of Quantico Road, Salisbury, Wicomico County, Maryland.

Int. 2 - Are you acquainted with the parties to this suit?

Ans. The complainant, J. I. Wells Co., Inc. is my employer; I do not know the other parties to the suit.

Int. 3.- Are you familiar with the property subject of this suit?

Ans. Yes, I was the Notary Public on the deed filed in this proceeding as Complainant's Exhibit A and notarized the signature of John H. Benston. In this deed he conveyed to J. I. Wells Co., Inc. his undivided one-third interest in the property described in the deed and in Paragraph 1 of the Bill of Complaint. Juanita Burnett also by this same instrument conveyed here one-sixth interest in the property to J. I. Wells Co., Inc.

Int. 4 - What is the present status of the title to this property?

Ans. I have read the allegations in the Bill of Complaint and I have also read the testimony of Mr. Julian M. Moore. To the best of my knowledge and belief the information set forth in the Bill of Complaint and in Mr. Moore's testimony is true and correct and I adopt it as my own.

Int. 5 - In your opinion what is the value of the land?

Ans. Without access it is valueless. If a right of way could be obtained I believe the property would be worth $ 1500.00

Int. 6 - Is the property susceptible of division.

Ans. No.

Int. 7 - Would it be to the benefit and advantage of the owners to sell the property and divide the proceeds?

Ans. In my opinion it would be the fairest way to deal with the property. It is of no use to the owners as it presently stands.

COURT QUESTION AND ANSWER.

Nothing more.

Calvin O. Harrington, Jr.

Calvin O. Harrington, Jr.

Richard M. Pollitt, 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. Richard M. Pollitt, I am 40 years of age, I reside at Salisbury, Wicomico County, Maryland, and I am an Attorney at Law and in addition a Special Attorney to the State Roads Commission of Maryland.

Int. 2 - Are you familiar with the property subject of this suit?

Ans. I am familiar with the allegations set forth in the Bill of Complaint which are true and correct to the best of my knowledge and belief. I am particularly familiar with the condemnation proceeding filed in No. 3182 Civil Docket in the Circuit Court for Somerset County, Maryland. In this proceeding the State Roads Commission sought to acquire all of the interest of the parties within the area marked by Right of Way Line of Through Highway on plat No. 33929 filed in that proceeding. The effect of this condemnation proceeding is to deny access from the subject land to U. S. Route 13. For this reason the Commission appraised the land for nearly its total value and deposited with the Clerk of the Circuit Court for Somerset County the sum of $3,770.00 as the value of the land for the use of the defendants.

At the time the suit was filed the interest of the J. I. Wells Co., Inc. was not a matter of record.

Int. 3 - In your opinion what should be the proper distribution of the funds deposited by the State Roads Commission?

Ans. The Commission submits that the distribution of these funds is entirely within the jurisdiction of the Circuit Court and the Commission will, and does hereby consent to such distribution as the Court may decree. The Commission recommends that the Court in its decree incorporate an order that the Trustee named in this proceeding execute a deed to the State Roads Commission of Maryland for that interest in the said land sought to be acquired by the Commission in No. 3182 Civil Docket.

Int. 4 - Is the residue of the property, i.e., the landlocked portion susceptible of division?

Ans. As an Attorney it is my opinion that it is not and that the land should be sold and the proceeds of the sale divided among the various parties in interest.

COURT QUESTION AND ANSWER

Nothing more.

Richard M. Pollitt

Richard M. Pollitt

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 and that all the requirements of the Rules of Equity have been complied with.

Given under my hand and seal this 6th day of October, 1967.

Eunice Pilchard (SEAL)
Eunice Pilchard, Special Examiner

J. I. Wells Co., Inc.	:	No. 8480 Chancery
vs	:	In the Circuit Court for
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et al	:	Somerset County, Maryland

This cause standing ready for hearing and being submitted on the bill of complaint and answer of some respondents, others having failed to appear, and testimony having been filed pursuant to Order of this Court, the proceedings were read and considered:

It is thereupon, this 17th day of October, in the year nineteen hundred and sixty-seven, by the Circuit Court for Somerset County, Maryland, ADJUDGED, ORDERED and DECREED that the property mentioned in the proceedings to be sold; that Alexander G. Jones and Richard M. Pollitt be, and they are hereby, appointed trustees to make said sale, and that the course and manner of their proceeding 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, in the penalty of $5500.00, 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 newspaper 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 the 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 proceeding relative to such sale, with an annexed affidavit of the trust 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 it is further ADJUDGED, ORDERED and DECREED that the said Alexander G. Jones and Richard M. Pollitt, be and they are hereby appointed trustees for the purpose of executing and delivering unto the State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, all of the land, easements and rights of way sought to be condemned by the State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, in proceedings filed in No. 3182 Civil Docket in the Circuit Court for Somerset County, Maryland and to receive therefor from the Clerk of the Circuit Court for Somerset County, Maryland the sum of $3,770.00, being the sum deposited by the said State Roads Commission of Maryland with said Clerk on November 18, 1965; and the said trustees shall bring into this Court the money so received from the Clerk of the Circuit Court and the money arising from the sale of the land described in this proceeding, to be distributed under the direction of this Court, after deducting the costs 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

For Bond See Bond Book No. 9, Folio 249.

J. I. Wells Co., Inc.	:	No. 8480 Chancery
vs	:	In the Circuit Court for
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et al	:	Somerset County, Maryland

PURCHASER'S AFFIDAVIT

State of Maryland, Somerset County, towit:

I hereby certify, that on this 14th day of November, 1967, before me, the subscriber, a Notary Public of the State of Maryland and county aforesaid, personally appeard Julian M. Moore, Forester and Agent of J. I. Wells Co., Inc, purchaser of the real estate in the above entitled proceedings and made oath in due form of law; that the said purchaser, namely, J. I. Wells Co., Inc.:

1. That in making said purchase it was not acting for anyone.

2. That others interested in said purchase, as principals, are none.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

PATSY E. AKE NOTARY PUBLIC SOMERSET COUNTY, MD.

Patsy E. Ake
Notary Public

J. I. Wells Co., Inc.	:	No. 8480 Chancery
vs	:	In the Circuit Court for
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et al	:	Somerset County, Maryland

To the Honorable, the Judge of said Court:

The report of Alexander G. Jones and Richard M. Pollitt, Trustees appointed by a decree of this Court, passed in the above entitled cause, dated the 17th day of October, in the year nineteen hundred and sixty-seven, 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 "Marylander and Herald", a weekly newspaper published in Somerset County, for four successive weeks before the day of sale and by dodgers placed on the bulletin board of the Court House in Princess Anne, they did, pursuant to said notice, attend in front of the Court House, in Princess Anne, Maryland, on the 14th day of November, 1967, at 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 tract or parcel of land in Dublin Election District, Somerset County, Maryland, described in 1883 as "containing 15 acres, more or less, being a part of 'Deer Creek' and all of 'Deer Creek' lying on the east side of the county road leading from Princess Anne to Pocomoke City." The property is described on the Tax Assessment Records of Somerset County as being bounded on the north by the land owned or formerly owned by Lucy Smith, et al, on the northeast by the land of the J. I. Wells Co., Inc., on the southeast by land of Arthur and Stanley Lankford on the south by Maryland Route 467 and on the southwest by U.S. Route 13, containing 15 acres, more or less, and being the same and all the land conveyed to John A. Burnett by John T. Ross, et ux, by deed dated September 5, 1883, recorded among the Land Records of Somerset County in Liber B.F.L. No. 5, folio 235; upon the death of the

said John A. Burnett, intestate, his interest descended by operation of law unto his seven children and only heirs at law, namely, Hubert Joshua Burnett, Ulysses Burnett, Ida Burnett Benston, John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner; upon the death of the said John Burnett, William Burnett, George Burnett and Aurelia Burnett Miner, their interest descended by operation of law unto their surviving brothers and sisters and only heirs at law, namely the said Hubert Joshua Burnett, Ulysses Burnett and Ida Burnett Benston; upon the death of the said Ida Burnett Benston, her interest descended by operation of law unto her husband and only heir at law, John Benston; upon the death of the said Ulysses Burnett his interest descended by operation of law unto his sons and only heirs at law, namely, Alton R. Burnett and Hubert Burnett also known as William Burnett; upon the death of the said Hubert Burnett his one-sixth interest descended by operation of law to his wife and only heir at law, Juanita Burnett; upon the death of the aforesaid Hubert Joshua Burnett his interest descended by operation of law unto his widow, Lucy Burnett, and his children, Leon Burnett, Ida B. Patterson, Joshua Burnett, Minnie Morton and William B. Burnett; an undivided one-half interest in the above described land having been acquired by J. I. Wells Co., Inc. by deed from John Benston and Juanita Burnett dated January 5, 1965 and recorded among the aforesaid Land Records in Liber I.T.P. No. 239, folio 75; except so much thereof as is sought to be acquired by eminent domain by the State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, in proceedings filed in No. 3182 Civil Docket in the Circuit Court for Somerset County as indicated on SRC plat No. 33929 filed in said proceeding; and sold the same to J. I. Wells Co., Inc., at and for the sum of fifteen hundred dollars ($1500.00), it being at said sum the highest bidder therefor.

Your Trustees further report that the said J. I. Wells Co., Inc. has complied fully with the terms of sale.

Respectfully submitted,

Alexander G. Jones

Richard M. Pollitt

Richard M. Pollitt
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 14th day of November, in the year nineteen hundred and sixty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones and Richard M. Pollitt, Trustees, named in the above report of sale, and each made oath in due form of law that the matters and facts stated in the aforegoing report are true as therein stated, to bhe best ofhis knowledge, information and belief, and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

PATSY E. AKE
NOTARY PUBLIC
SOMERSET COUNTY, MD.

Patsy E. Ake
Notary Public

Order Nisi

J. I. Wells Co., Inc.	:	No. 8480 Chancery
vs	:	In the Circuit Court for
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, 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 Alexander G. Jones and Richard M. Pollitt, 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 18th day of December, 1967, 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 14th day of December, 1967.

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

S. Theodore Gladden
Clerk of the Circuit Court
for Somerset County, Maryland

Final Order

Ordered by the Circuit Court for Somerset County, this 28th day of December, 1967, 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 expenses as they shall produce vouchers for to the auditor.

E. McMaster Duer.
Judge

LIBER 042 PAGE 373

PRINCESS ANNE, MD., Dec. 8 1967

This is to certify that the annexed ~~Order Nisi~~

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Nov. 16, 23, 30 Dec 7

C L Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

J. I Wells Co., Inc.
vs
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et al

NO. 8489 CHANCERY

In the Circuit Court for Somerset County, Maryland

ORDER NISI

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 Richard M. Pollitt, 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 18th day of December, 1967, 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 14th day of December, 1967.

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

I. THEODORE PHOEBUS
Clerk of the Circuit Court for Somerset County, Maryland

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

29-4tc

LIBER 042 PAGE 374

WARNING: It is illegal to duplicate this copy by photostat or photograph.

OCT 18 1967	132749
Date	No.

This is to certify that this is a true copy of the record which is on file in the Pennsylvania Department of Health, in accordance with Act 66, P. L. 304, approved by the General Assembly, June 29, 1953.

(Fee for this certificate, $1.00)

Thomas W Georges Jr MD
Thomas W. Georges, Jr., M. D.
Secretary of Health
Harrisburg, Pennsylvania

State File REV. 11/58 LOCAL REG. NO. 9558
REGISTRY DIST. NO. 80

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HEALTH
VITAL STATISTICS

CERTIFICATE OF DEATH

1. DEATH OCCURRED a. County: Philadelphia b. City or borough: Philadelphia
c. If death did not occur in City or borough, give name of township (Do not use R. D. or Box Number)
d. Full Name of Hospital or institution (if not in hospital, give street address): Thomas Conv. Home

2. DECEASED'S MAILING ADDRESS a. Street address, R. D., or Box Number: 2337 W. Oxford Street
b. Post Office, Zone, and State: Philadelphia, Pennsylvania 19121

3. VETERAN Yes ☐ NO ☐
a. Which War..... b. Serial No.....

4. NAME OF DECEASED (Type or print) a. (First): Herbert b. (Middle): William c. (Last): Burnett

5. DATE OF DEATH (Month): 5 (Day): 8 (Year): 1965

6. WHERE DID DECEASED ACTUALLY LIVE? a. State: Pennsylvania b. County: Philadelphia
c. Did deceased live in a township? ☐ Yes, deceased lived in.....township. ☒ No, deceased lived within actual limits of Philadelphia city or borough.

7. SEX	8. COLOR OR RACE	9. MARRIED ☐ NEVER MARRIED ☐ WIDOWED ☒ DIVORCED ☐	10. DATE OF BIRTH	11. AGE (in years last birthday)	If under 1 year: Months	Days	If under 24 hours: Hours	Min.
M	Negro		10/7/1902	62				

12. USUAL OCCUPATION (even if retired): Porter
13. SOCIAL SECURITY NO.:
14. BIRTHPLACE (State or foreign country): Maryland
15. CITIZEN OF WHAT COUNTRY? U. S. A.

16. FULL NAME OF SPOUSE: Ruth Burnett
17. MOTHER'S MAIDEN NAME: Maddox

18. FATHER'S NAME: Moses Burnett
19. INFORMANT'S NAME AND ADDRESS: Mrs. Elizabeth L. Simenton 930 Cecil St.

MEDICAL CERTIFICATE (Items 20 through 23 must be completed by physician only)

20. CAUSE OF DEATH: Enter only one cause per line for (a), (b) & (c).

PART I. Death was caused by:

		INTERVAL BETWEEN ONSET AND DEATH
IMMEDIATE CAUSE (a)	Cerebral embolism	10 hrs.
Conditions, if any, which gave rise to above cause (a) stating the underlying cause last. DUE TO (b)	Mural thrombosis	5 days
DUE TO (c)	Disseminated artherosclerosis	2 yrs.

PART II. OTHER SIGNIFICANT CONDITIONS: contributing to death but not related to the immediate cause given in Part I (a)

21. WAS AUTOPSY PERFORMED? Yes ☐ No ☒

22. a. ACCIDENT Yes ☐ No ☒
22. b. DESCRIBE HOW ACCIDENT OCCURRED
22. c. TIME OF ACCIDENT Hour m E.S.T. Month Day Year
22. d. ACCIDENT OCCURRED While at work ☐ Not while at work ☐
22. e. PLACE OF ACCIDENT (e.g., home, farm, street, etc.)
22. f. CITY, BOROUGH, TOWNSHIP COUNTY STATE

23. I hereby certify that I attended the above named deceased and that death occurred from the causes and on the date stated above at 7:00 a.m., E.S.T.

a. Signature Felix Spector M.D. or D. O. b. Address 1500 W. Columbia Ave. Date signed 5/9/65

24. a. BURIAL ☒ CREMATION ☐ REMOVAL ☐
24. b. DATE 5/14/65
24. c. NAME OF CEMETERY OR CREMATORY Eden Cemetery
24. d. LOCATION (City, Boro., Twp., & County) (State) Darby, Pa.

25. DATE REC'D BY REG.
26. REGISTRAR'S SIGNATURE Joseph G. Farrell
27. SIGNATURE AND ADDRESS OF FUNERAL DIRECTOR Hally P. Johns 2450 W. Columbia Ave.

Commonwealth of Pennsylvania
County of Philadelphia } ss.

We, the undersigned, in accordance with the statements hereinafter contained, the facts set forth wherein we and each of us do solemnly swear are true and correct to the best of our knowledge and belief, do hereby make application to the Clerk of the Orphans' Court of Philadelphia County, Pennsylvania, for a license to marry.

Herbert M. Burnett

Ruth E. Burnett

STATEMENT OF MALE

Full name and surname Herbert M. Burnett Color B

Relationship of parties making this application, if any none

Occupation Machinist Birthplace Phila Pa

Residence 1911 Lehigh Ave Date of Birth 6 Oct 1902

That he has not been married before, and marriage ~~was dissolved by~~

Is applicant afflicted with any transmissible disease no Name and Surname of Father Herbert Burnett of Mother Lou Burnett

Maiden Name of Mother Lou Residence of Father Mayland of Mother Mayland Color of Father B of Mother B

Occupation of Father Laborer of Mother None

Birthplace of Father Maryland of Mother Penn

Is applicant an imbecile, epileptic, of unsound mind, or under guardianship as a person of unsound mind, or under the influence of any intoxicating liquor or narcotic drug no. Has applicant within five years been an inmate of any county asylum or home for indigent persons no. Is applicant physically able to support a family yes

Signature of Applicant Herbert M. Burnett

STATEMENT OF FEMALE

Full name and surname Ruth E. Burnett Color B

Occupation none Birthplace Phila

Residence 2215 Hamilton St Date of Birth 16 May 1903

That she has not been married before, and marriage was dissolved by

Is applicant afflicted with any transmissible disease no Name and Surname of Father Jesse Burnett of Mother Margaret Burnett

Maiden Name of Mother Margaret Clex Residence of Father Germantown of Mother Schuylkill Color of Father B of Mother B

Occupation of Father Laborer of Mother None

Birthplace of Father Pennsylvania of Mother Penn

Is applicant an imbecile, epileptic, of unsound mind, or under guardianship as a person of unsound mind, or under the influence of any intoxicating liquor or narcotic drug no

Signature of Applicant Ruth E. Burnett

Sworn and subscribed to before me

LIBER 042 PAGE 375

LIBER 042 PAGE 376

FILED
SEP 30 1925

No. 519378

Herbert W. Burnett
Ruth E. Burnett
AND
Guarantor

AFFIDAVIT
OF
Applicant for Marriage License

FEES

License 2.00
Consent of Parent or Guardian
Affidavit of Guardian

FILED
OCT 2 1925

DUPLICATE

No. 519378 I, David H. Hangis hereby certify that on the 30th day of September one thousand nine hundred and 25, at Philadelphia, Herbert W. Burnett and Ruth E. Burnett were by me united in marriage, in accordance with License issued by the Clerk of the Orphans' Court of Philadelphia County, Pennsylvania, numbered 519378

David H. Hangis
Minister of the Gospel, ~~Justice of the Peace, or Magistrate~~

This Duplicate Certificate to be returned to the Clerk of the Orphans' Court, Room No. 417 City Hall, within thirty days after the solemnizing of said marriage, under a penalty of Fifty Dollars.

X 117—Blank Affidavit.

JULIUS BLUMBERG, INC., LAW BLANK PUBLISHERS
80 EXCHANGE PLACE AT BROADWAY, NEW YORK

State of New York
County of Queens } ss.

Alton R. Burnett being duly sworn, says that

He is an heir of John A. Burnett (Deceased)

That his father Ulysses Burnett (Deceased) was a son of John A. Burnett (Deceased).

That Ulysses Burnett (Deceased) had two sons William Herbert Burnett (Deceased) and Alton R. Burnett.

That William Herbert Burnett (Deceased) had one daughter Elizabeth Louise Burnett Simenton.

He further states tha t he is entitled to one sixth 1/6 the monies held in escrow by The Circuit Court Of Samerset County under docket 3182 and from sale of property under chancery 8470

That Eliza beth Louise Burnett Simenton by reason of her deceased father William Herbert Burnett is entitled to a one sixth 1/6 share of estate under docket 3182 and chancery 8470

Alton R Burnett

Sworn to before me, this 1 day of December 1967

Ely Levowitz

ELY LEVOWITZ
Commissioner of Deeds, City of New York
No. 2-538 Filed in New York County
Commission Expires June 22, 1969

LIBER 042 PAGE 377

X 117—Blank Affidavit.

JULIUS BLUMBERG, INC., LAW BLANK PUBLISHERS
80 EXCHANGE PLACE AT BROADWAY, NEW YORK

LIBER 042 PAGE 378

State of PENNSYLVANIA
County of PHILADELPHIA } ss.

We the undersigned heirs of John A. Burnett, Dec'd. ~~hereinafter sworn says that~~ Via Widow and children of Herbert Joshua Burnett, Dec'd., being duly sworn do hereby petitian the Court of a division of the monies held in escrow by the Court from the condemnation of certain land under docket 3182 civil and from the sale of remainder of property as set forth in docket #8480 chancerly.

All of the undersigned except Leon Burnett came before me on this 13th day of November 1967 and said that they were the true heirs of Herbert Joshua Burnett, deceased. Witness our hand and seals on the aforesaid date.

Lucy Burnett (Seal)
Lucy Burnett, Widow

Ida B Patterson (Seal)
Ida B. Patterson

Samuel Patterson (Seal)
Samuel Patterson

x Joshua Burnett (Seal)
Joshua Burnett

Minnie B. Morton (Seal)
Minnie B. Morton

William Morton (Seal)
William Morton

x William Burnett (Seal)
William Burnett

x Estelle B. Burnett (Seal)
Estelle Burnett

Sworn to before me, this 13th day of November 1967.

Philip Shusterman
Philip Shusterman, Notary Public
Philadelphia, Phila. County
My Commission Expires Feb. 1, 1969

STATE OF PENNSYLVANIA
SS.
COUNTY OF PHILADELPHIA

This is to verify that I, Elizabeth Louise Burnett Simenton, residing at 29 General Wayne, Willingboro, New Jersey am Great-Grandaughter.to John A. Burnett, deceased, Grandaughter to Ulysses Burnett, deceased, and Daughter to William Herbert Burnett, deceased. Copies of official documents are offered herewith as exhibits.

I, therefore, petition the court for a one-sixth division of any and all funds held in escrow by the court by reason of condemnation of certain land under Docket 3182 Civil; and from the sale of the remainder of the property as set forth in #8480 chancery.

Elizabeth Louise Burnett Simenton

Sworn to and subscribed before me this 13th day of November, 1967

Joan L. Minster

JOAN L. MINSTER, NOTARY PUBLIC
PHILADELPHIA, PHILADELPHIA COUNTY
MY COMMISSION EXPIRES NOV. 6, 1971

LIBER 042 PAGE 379

4 enclosures: As Attached
Application for Marriage - Herbert W. Burnett/Ruth E. Burnett
Birth Certificate - Eliz. L. Burnett (Simenton)
Certificate of Death - Herbert W. Burnett
Application for Marriage - Kennon E. Simenton/Elizabeth L. Burnett

LIBER 042 PAGE 380

Certificate of
License and Return.

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF COLUMBIA

PARTIES:

Kennon Edward Simenton

Marriage License No. 410143

Elizabeth Louise Burnett

I, HARRY M. HULL, Clerk of the UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA, hereby certify that the annexed license and certificate of marriage are true copies of the originals of record and on file in said office.

IN TESTIMONY WHEREOF, I hereunto subscribe my name and affix the seal of said Court, at the City of Washington, this 12th day of August, 1964.

HARRY M. HULL, Clerk

By Margie M. Tudley
Deputy Clerk

WARNING: It is illegal to duplicate this copy by photostat or photograph.

(Fee for this certificate, $1.00)

№ 119169

COMMONWEALTH OF PENNSYLVANIA
DEPARTMENT OF HEALTH
VITAL STATISTICS

CERTIFICATION OF BIRTH

File No. .....

Date Filed 2-2 1926

1. PLACE OF BIRTH

County PHILADELPHIA

Township .....

Borough .....

City PHILADELPHIA

2. Date of Birth 1-23 1926
(Month, day, year)

3. Name of Child Elizabeth Louise Burnett 4. Sex Female

5. Name of Father Herbert Burnett

6. Maiden Name of Mother Ruth Burnett

This is to certify, that this is a correct certification of birth as filed in the Vital Statistics office, Pennsylvania Department of Health, Harrisburg.

Thomas W. Georgeff, MD
Secretary of Health

OCT 19 1967
Date Issued

No. 410143

Marriage License

To Reverend T. Alexander Crawford

authorized to celebrate marriages in the District of Columbia, GREETING:

You are hereby authorized to celebrate the rites of marriage between

Kennon Edward Simenton, of Philadelphia, Pennsylvania

AND

Elizabeth Louise Burnett, of Philadelphia, Pennsylvania

and having done so, you are commanded to make return of the same to the Clerk's Office of the United States District Court for the District of Columbia within TEN days, under a penalty of $50 for default therein.

WITNESS my hand and seal of said Court, this 21st day of March, anno Domini 19 57

HARRY M. HULL, *Clerk.*

By Catherine Word
Deputy Clerk.

No. 410143

Return

I, Reverend T. Alexander Crawford who have been duly authorized to celebrate the rites of marriage in the District of Columbia, do hereby certify that, by authority of license of corresponding number herewith, I solemnized the marriage of Kennon Edward Simenton and Elizabeth Louise Burnett named therein, on the 7th day of April, 19 57, at 518 4th St., S. E. (Name of church, or street address, etc.) in said District.

4/10/57 ✓ cw

Rev. T. A. Crawford

LIBER 042 PAGE 381

CLASS OF SERVICE
This is a fast message unless its deferred character is indicated by the proper symbol.

WESTERN UNION TELEGRAM

W. P. MARSHALL
CHAIRMAN OF THE BOARD

R. W. McFALL
PRESIDENT

SYMBOLS
DL = Day Letter
NL = Night Letter
LT = International Letter Telegram

The filing time shown in the date line on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination

LIBER 042 PAGE 382

1977 NOV 6 AM 7 04

PA005 SYB019

SY JAA011 LONG NL PD=TDJA JAMAICA NY 5=
RICHARD M POLLITT ESQ=
130-A EAST MAIN ST SALISBURY MD=

REFERENCE CIVIL DOCKET 3182.=
DEAR SIR:=
THE HEIRS OF JOHN A BURNETT, DECEASED HAVE READ A PETITION ENTERED BY J I WELLS AND COMPANY FOR A DIVISION OF FUNDS HELD IN ESCROW BY THE CLERK OF CIRCUIT COURT FOR SOMERSET COUNTY. THE HEIRS SAY THAT THE PETITION ENTERED BY J I WELLS AND COMPANY IS FALSE.=
1. THAT THERE IS NOT NOR EVER HAS BEEN A JUANITA

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

WU1201 (R2-65)

CLASS OF SERVICE
This is a fast message unless its deferred character is indicated by the proper symbol.

WESTERN UNION TELEGRAM

W. P. MARSHALL
CHAIRMAN OF THE BOARD

R. W. McFALL
PRESIDENT

SYMBOLS
DL = Day Letter
NL = Night Letter
LT = International Letter Telegram

The filing time shown in the date line on domestic telegrams is LOCAL TIME at point of origin. Time of receipt is LOCAL TIME at point of destination

BURNETT WHO WAS THE WIFE OF WILLIAM HERBERT BURNETT.=
2. THAT THERE IS DOUBT THAT JOHN BENSTON EVER SIGNED OR WAS ENTITLED TO SIGN A DEED OF HEIR.=
WE THER EFORE ASK YOU TO SEE TO IT THAT THERE BE NO DIVISION OF FUNDS UNTIL WE HAVE SET FORTH THE DOCUMENTED PROOF OF OUR CLAIMS= YOURS TRULY=
ALTON R BURNETT= FOR THE HEIRS 164-64 109
AVE JAMAICA NY==

3182 1 2 164-64 109.

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

WU1201 (R2-65)

J. I. Wells, Co., Inc.	:	No. 8480 Chancery
vs	:	In the Circuit Court for
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et al	:	Somerset County, Maryland

ORDER OF COURT

Upon the request of the Trustees and it appearing from the proceedings that there is a dispute as to the right to distribution of the funds arising from the sales made by the Trustees, it is this 2 day of ~~December~~ January, 1968, ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, that the distribution stated by the Trustees be referred to an auditor. It is further ordered that Thomas S. Simpkins be and he is hereby appointed Special Auditor, that said audit to be filed as expeditiously as possible and that copies thereof be mailed by the Clerk to those persons claiming an interest in said distribution to their regular mailing addresses if the same be known or can be ascertained by the Trustees or by the Clerk together with a notice from said Clerk notifying said persons that any exceptions to said audit shall be filed in this proceeding on behalf of said persons by an attorney duly licensed to practice in the State of Maryland on or before the date set forth in said audit, said exceptions, if any, to be heard by said Court on some day to be set by said notice.

E. McMaster Duer
Judge

J. I. Wells, Co., Inc.	:	No. 8480 Chancery
vs	:	In the Circuit Court for
State Roads Commission of Maryland, Acting for and on behalf of the State of Maryland, et al	:	Somerset County, Maryland

A U D I T

To the Honorable, the Judges of the Circuit Court, in Equity:

The report of the Auditor stating the account in the within mentioned cause, respectfully represents:

That your Auditor has charged the Trustees with the whole amount of the sales of the real estate, as reported by the Trustees in their report of sale. The said Trustees have been allowed Commissions on said sales and a special attorney's fee as per the Chancery Rules of this Court and their costs and expenses not personal.

The balance of the funds in the hands of the Trustees has been distributed to the parties in the above entitled action.

By the whole amount of sales of the real estate as reported by the Trustees:		
To consideration received for conveyance to State Roads Commission of Maryland acquired under No. 3182 Civil Docket		$3,770.00
To bid and purchase price of land sold at public auction on November 14, 1967		1,500.00
		$5,270.00
To Trustees for their commissions	$413.50	
Special Attorney's Fee	25.00	
To Trustees for their costs and expenses, not personal:		
Plaintiff's solicitor	10.00	
Defendant's solicitor	10.00	
Clerk's costs, accrued and to accrue	53.50	
Recording	15.00	
Advertising order of publication	187.50	
Advertising sale	100.00	
Order nisi	15.00	
Bond premium	22.00	
Auctioneer	25.00	
Auditor stating this account	10.00	
1966 State and County taxes	8.49	
1967 State and County taxes	8.87	

The balance of the funds in the hands of the Trustees is distributed as follows:

I.	(1/3)	J. I. Wells Co., Inc., undivided one-third interest of John Benston - 30/90ths	$1,455.38	
II.	(1/3)	Alton Burnett, son of Ulysses Burnett	15/90ths	727.69
		Elizabeth Louise Simington, daughter of Ulysses Burnett	15/90ths	727.69
III.	(1/3)	Lucy Burnett, widow of Herbert Joshua Burnett	10/90ths	485.13
		Leon Burnett, son of Herbert Joshua Burnett	4/90ths	194.05
		Ida Patterson, daughter of Herbert Joshua Burnett	4/90ths	194.05
		Joshua Burnett, son of Herbert Joshua Burnett	4/90ths	194.05
		Minnie B. Morton, daughter of Herbert Joshua Burnett	4/90ths	194.05
		William B. Burnett, son of Herbert Joshua Burnett	4/90ths	194.05
			$5,270.00	5,270.00

Respectfully submitted,

Thomas S. Simpkins, Special Auditor

I hereby certify this 2nd day of January, 1968 that I have forwarded a copy of the within audit by first class mail to every party and to every person who has filed a claim in said proceeding, informing them that the within audit was filed on January 2, 1968, that exceptions must be filed within fifteen days of said date, and that if no exceptions are filed within such fifteen-day period the audit may thereupon be ratified.

Thomas S. Simpkins, Special Auditor

LIBER 042 PAGE 366

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD.

January 2, 1968

J. I. Wells Co., Inc.
P. O. Box 2217
Salisbury, Maryland 21801

Mr. Alton R. Burnett
Mrs. Elizabeth Louise Simington
164-64 109th Avenue
Jamaica, New York 11433

Mrs. Ida B. Patterson
Mrs. Lucy Burnett
Mr. Leon Burnett
Mr. Joshua Burnett
Mrs. Minnie B. Morton
Mr. William B. Burnett
3621 Warren Street
Philadelphia, Pennsylvania 19104

Re: No. 8480 Chancery

Dear Sirs and Madames:

In compliance with an order of the Circuit Court for Somerset County, Maryland, dated December 28, 1967 filed in No. 8480 Chancery, I am enclosing herewith a copy of the audit filed in this proceeding on January 2, 1968. You are hereby notified that if you wish to file any exception to the audit as filed you must do so through an attorney duly licensed to practice in the State of Maryland, on or before January 17, 1968. If an exception is filed by any party it will be heard before this Court at a time and date to be set by the Court and if no exceptions are filed within such fifteen day period the audit may thereupon be ratified.

Very truly yours,

I. Theodore Phoebus, Clerk

Thomas S. Simpkins, Special Auditor

Ordered by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 2nd *day of* January *1968, that the within Report of the Auditor be Ratified and Confirmed, unless cause to the contrary be shown by exceptions filed, on or before the* 17th *day of* January *1968.*

Theodore Phoebus, Clerk

No. 8480 Chancery

J. I. Wells Co., Inc.
Vs State Roads Commission, etals

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

[illegible] been filed in the above proceedings to the final ratification of Auditor's Report, and that the costs, as shown by vouchers exhibited have been paid by the trustee as required by

Date 1/18/68

S. Theodore Phoebus, Clerk

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this 18th *day of* January *1968 that the within Report of the Auditor be and the same is hereby finally ratified and Confirmed.*

E. McMaster Duer
Judge

LIBER 042 PAGE 387

Ed.
MAR 22 1968

LIBER 042 PAGE 388

Rt 18388

Lloyd O. Whitehead and Morton J. Owrutsky Substitute Trustees	:	No. 8482 Chancery In the Circuit Court
-vs-	:	For Somerset County
Coston H. Donohue Helena Donohue, his wife	:	State of Maryland

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. I. Theodore Phoebus, Esquire, Clerk of said Court:

Mr. Clerk:

Please docket the above entitled case and file herewith the Affidavit of Indebtedness, Substitution of Trustees' form, Assignment, Bond, and Deed of Trust, said Deed of Trust being dated June 13, 1963 from Coston H. Donohue and Helena Donohue, his wife, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 220, Folio 573, Lloyd O. Whitehead and Morton J. Owrutsky having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust.

Lloyd O. Whitehead, Substitute Trustee

Morton J. Owrutsky, Substitute Trustee

132 East Main Street
Salisbury, Maryland, 21801
Telephone: 742-6141

For Deed of Trust see Mortgage Record Book 220, Folio 573.
For Assignment of Real Property Mortgage see Liber 220, Folio 577.
For Substitution of Trustee see Liber No. 238 , folio 282.
For Bond see Bond Book No. 9, Folio 214.

LAW OFFICES HOWARD E. PERDUE SALISBURY, MARYLAND

Lloyd O. Whitehead and Morton J. Owrutsky Substitute Trustees	:	No._____Chancery
	:	In the Circuit Court
-vs-	:	For Somerset County
Coston H. Donohue and Helena Donohue, his wife	:	State of Maryland

****

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 19th day of May, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lloyd O. Whitehead and Morton J. Owrutsky, Substitute Trustees, who made oath in due form of law that they have been appointed Substitute Trustees for Associates Discount Corporation, in accordance with the provisions of a Deed of Trust from Coston H. Donohue and Helena Donohue, his wife, dated June 13, 1963 and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 220, Folio 573; and on behalf of said Mortgagee, being authorized so to do, made oath in due form of law that the sum of $3,025.00 plus interest from January 15, 1966 is now due and owing; and further made oath that said Defendants are not members of the Armed Forces of the United States of America or any of its allies or entitled to the benefits therein in accordance with the Soldiers and Sailors Relief Act and amendments thereon and have not been discharged therefrom within a period of thirty (30) days.

AS WITNESS my hand and Notarial Seal.

Notary Public

My commission expires: July 1, 1967

PATRICIA T. TRUITT
NOTARY PUBLIC
WICOMICO COUNTY, MD.

LIBER 042 PAGE 389

LAW OFFICES HERMAN E. PERDUE SALISBURY, MARYLAND

LIBER 042 PAGE 390

Lloyd O. Whitehead & Merton J. Owrutsky Substitue Trustees	:	No. 8482 Chancery
	:	In the Circuit Court
vs.	:	Somerset County, Maryland
Ceston H. Donohue Helena Donohue, his wife	:	

Mr. Clerk:

Please file the attached Fee Simple Deed as "Exhibit "A" and the attached Assignment of Real Property Mortgage as"Exhibit B" in the above captioned case.

Lloyd O. Whitehead

Lloyd O. Whitehead

FILED

JUN 23 2 47 PM '87

RECORD
LIBER
FOLIO
TIME
BY
CLK. CT.
DEPUTY

Case #30-92482
1t

FEE SIMPLE DEED—MARYLAND

THIS DEED, made this the 15th day of July in the year 1963, by and between WISE HOMES OF SALISBURY, INC. hereinafter called Grantor, whether one or more, and COSTON H. DONOHUE AND WIFE HELENA DONOHUE hereinafter called Grantee, whether one or more: WITNESSETH: That in consideration of Ten Dollars ($10.00) and other good and valuable consideration to him paid by the said Grantee, the receipt of which is hereby acknowledged, the said Grantor does grant and convey unto the said Grantee, his heirs and assigns, in fee simple, all that lot or parcel of ground situate, lying and being in the State of Maryland, County of SOMERSET, and described as follows, that is to say:

BEGINNING at a point on the western margin of Barkley Lane and the most northeastern corner of the Lillian Barkley land and running in a westerly direction by and with the Lillian Barkley line 113.5 feet to a point; thence in a northerly direction along the Vaughan Richardson line 162 feet to a point on the southern margin of a private lane; thence in an easterly direction along the southern margin of said private lane a distance of 101 feet to a point on the western margin of Barkley Lane; thence in a southerly direction along the western margin of Barkley Lane a distance of 152 feet to the true point and place of beginning.

The above being that land, or a portion thereof, conveyed to Grantor by

See Book ....., Page .....

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.

TO HAVE AND TO HOLD the said lot or parcel of ground and premsies, 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 said Grantee, his heirs and assigns in fee simple. ~~And the said Grantor hereby covenants that he has not done or suffered to be done any act, matter or thing whatsoever to encumber the property hereby conveyed, that he will warrant specially the property granted and that he will execute such further assurances of the same as may be requisite.~~

Grantor and Grantee as used herein shall include the plural, and the masculine as used herein shall include the feminine and neuter.

WITNESS the hand and seal of said Grantor.

WISE HOMES OF SALISBURY, INC. (SEAL)

James T. Porter (SEAL)
JAMES T. PORTER PRESIDENT

(SEAL)

(SEAL)

TEST:

T. F. Lanier
T. F. LANIER SECRETARY

STATE OF NORTH CAROLINA — GUILFORD COUNTY

I, MARY G. BROWNING, a Notary Public, do hereby certify that T. F. LANIER personally came before me this day and acknowledged that he is Secretary of WISE HOMES OF SALISBURY, INC., and that, by authority duly given and as the act of the Corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal, and attested by himself as its Secretary.

My Commission Expires: January 25, 1964

Witness my hand and official seal, this the 15th day of July, 1963.

Mary G. Browning
Mary G. Browning Notary Public

LIBER 042 PAGE 391

Case No. 30-92482, Coston H. Donohue

LIBER 042 PAGE 392

ASSIGNMENT OF REAL PROPERTY MORTGAGE

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

KNOW ALL MEN BY THESE PRESENTS THAT, for and upon receipt of a valuable consideration, the receipt and adequacy of which are hereby acknowledged, the undersigned does hereby transfer, assign, and convey unto James Talcott, Inc., Representative, with recourse, all of the undersigned's interest in that certain Security Instrument (whether designated a Security Deed, Mortgage, Deed of Trust, or otherwise) from Coston H. Donohue and wife, Helena Donohue to Wise Homes of Salisbury, Inc., dated the 13th day of June, 19 63, and appearing of record in _____, Page(s) _____, in the Office of the _____ in Somerset County, Maryland, together with the indebtedness and evidences of indebtedness thereby secured, the property and property rights therein described and thereby conveyed and encumbered, and all of the rights, liens, powers, privileges, and prerogatives thereby created and conferred, said Security Instrument having heretofore been assigned to the undersigned.

IN WITNESS WHEREOF, the said Wise Homes of Salisbury, Inc., acting by and through its thereunto duly authorized officers, has caused this instrument to be executed on the 17th day of July, 19 63.

ATTEST:

T. F. Lanier, Secretary

WISE HOMES, OF SALISBURY, INC.

By James T. Porter
James T. Porter
Its _____ President

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

I, the undersigned, a Notary Public in and for the said County and State, certify that before me this day came James T. Porter and T. F. Lanier, _____ President and _____ Secretary, respectively, of Wise Homes of Salisbury, Inc., personally well known to me, who acknowledged that they, being informed of the contents thereof, executed the foregoing instrument bearing date the 17th day of July, 19 63, by signing and delivering said instrument in the name and upon behalf of said Corporation as such _____ President and _____ Secretary, respectively, for the consideration stated and the purposes therein expressed; that the same is their free act and deed as such officers, respectively, and the free and voluntary corporate act of the Corporation; that they were duly authorized thereunto by its Board of Directors; and that the seal affixed to said instrument is the Corporate Seal of said Corporation.

WITNESS my hand and official seal this 17th day of July, 19 63.

Glenda Gallimore Scott
Notary Public

My Commission Expires:
July 6, 1965

LLOYD O. WHITEHEAD and MORTON J. OWRUTSKY, Substitute Trustees	:	No. 8482 Chancery
	:	In the Circuit Court
-vs-	:	For Somerset County
COSTON H. DONOHUE and HELENA DONOHUE, his wife	:	State of Maryland

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 27th day of June, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared M.V. Skelley, the purchaser of the real estate described in the above proceedings, and he did make oath in due form of law:

1. That in making said purchase, he was acting as agent for Associates Discount Corporation, a body corporate of the State of Indianna.

2. That there are no other parties than Associates Discount Corporation interested in the purchase of said real estate as principals.

3. That he, as agent for Associates Discount Corporation, did not directly or indirectly discourage anyone from bidding for said property.

AS WITNESS my hand and Notarial Seal the day and year first above written.

CHARLOTTE M. RICHARDSON NOTARY PUBLIC WICOMICO CO., MD.

Charlotte M. Richardson
Notary Public

My Commission Expires: July 1, 1967

LAW OFFICES HERMAN E. PERDUE SALISBURY, MARYLAND

LLOYD O. WHITEHEAD and MORTON J. OWRUTSKY, Substitute Trustees	:	No. 8482 Chancery
	:	In the Circuit Court
-vs-	:	For Somerset County
COSTON H. DONOHUE and HELENA DONOHUE, his wife	:	State of Maryland

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Morton J. Owrutsky, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated June 13, 1963 from Coston H. Donohue and Helena Donohue, his wife, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 220, Folio 573, respectfully shows:

That after default had been made in the terms, covenants, and conditions of the said Deed of Trust, and having given at least 20 days notice by advertisement, published once a week in each of 4 successive weeks in the Marylander & Herald, a newspaper published in Somerset County, Maryland, prior to Friday, June 23, 1967, and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on Friday, June 23, 1967, at 2:00 o'clock P.M., attend at the front door of the Courthouse at Princess Anne, Maryland, it being the time and place mentioned in said advertisement, as will more fully appear by reference to the attached copy thereof, with certificate of its publication, and said Trustees did then and there offer for sale at public auction, subject to all prior liens and encumbrances, all the right, title, and interest of the said Coston H. Donohue and Helena Donohue, his wife, said property being more particularly described as follows:

ALL that piece or parcel of land situate, lying, and being in Somerset County, State of Maryland, BEGINNING at a point on the western margin of Barkley Lane and the most northeastern corner of the Lillian Barkley land and running in a westerly direction by and with the Lillian Barkley line 113.5 feet to a point; thence in a northerly direction along the Vaughn Richardson line 162 feet to a point on the southern margin of a private lane; thence in an easterly direction along the southern margin of said private lane a distance of 101 feet to a point on the western margin of Barkley Lane; thence in a southerly direction along the western margin of Barkley Lane, a distance of 152 feet to the true point and place of beginning; and being in all respects the land conveyed or attempted to be conveyed unto Coston H. Donohue and Helena Donohue, his wife, by Wise Homes of Salisbury, Inc., by deed dated July 15, 1963, which said deed has not been recorded among the Land Records of Somerset County, Maryland, but has been filed in this Chancery Case No. 8482 prior hereto.

LAW OFFICES HERMAN E. PERDUE SALISBURY, MARYLAND

AND it was further announced, immediately prior to the auction sale of said property, that the Trustees had reason to believe that Coston H. Donohue and Helena Donohue, his wife, were not the fee simple owners of the entire premises described above, but that the following is the accurate description of the lands in which Coston H. Donohue and Helena Donohue, his wife, have a legitimate interest:

ALL that piece or parcel of land situate, lying, and being in Somerset County, State of Maryland, in West Princess Anne Election District, near Eden, on the Westerly side of and binding upon Barkley Lane and beginning for the same at a marker located at the Northeast corner of the Mary Jane Richardson land, acquired by said Mary Jane Richardson, by deed from Vaughn E. Richardson, Mortgagee, dated July 17, 1963, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 217, Folio 198; (1) thence by and with said Mary Jane Richardson land, South 73 degrees, 30 minutes West, a distance of 105 feet to the easterly line of the Alex Barckley lands; (2) thence north 14 degrees, 30 minutes West, a distance of 70 feet, more or less, to the southerly line of a private lane; (3) thence in an easterly direction along the southern margin of said private lane, north 79 degrees, 00 minutes east, a distance of 101 feet to a point on the western margin of Barkley Lane; (4) thence in a southerly direction along the western margin of Barkley Lane, a distance of 62 feet, more or less, to the true point and place of beginning; being in all respects the same land that was conveyed unto Wise Homes, Inc., by Vaughn E. Richardson, Mortgagee, by deed dated September 18, 1963 and recorded among the aforesaid Land Records in Liber I.T.P. No. 217, Folio 577, which said property was later conveyed or attempted to be conveyed by Wise Homes, Inc., to Coston H. Donohue and Helena Donohue, his wife, by unrecorded deed dated July 15, 1963 and filed in these proceedings.

AND your Trustees sold the aforesaid property, or so much of it as was owned by Coston H. Donohue and Helena Donohue, his wife, to Associates Discount Corporation, a body corporate of the State of Indianna, at and for the sum of Fifteen Hundred Dollars ($1500.00) it, at that sum, being the highest bidder therefor, and the said purchaser has complied with the terms of sale.

Respectfully submitted,

Lloyd O. Whitehead, Substitute Trustee

Morton J. Owrutsky, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 27th day of June, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lloyd O. Whitehead and Morton J. Owrutsky, Substitute Trustees, named in the aforegoing Report of Sale, and made oath in due form of law that the matters and things set forth in the aforegoing Report of Sale are true and correct to the best of their knowledge, information, and belief and that the sale therein reported was fairly made.

LAW OFFICES HERMAN E. PERDUE SALISBURY, MARYLAND

AS WITNESS my hand and Notarial Seal.

CHARLOTTE M. RICHARDSON NOTARY PUBLIC WICOMICO CO., MD.

Charlotte M. Richardson
Notary Public

My Commission Expires: July 1, 1967

ORDER NISI

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, on this 29th day of June, 1967, that the sale of the property mentioned in these proceedings, made and reported by Lloyd O. Whitehead and Morton J. Owrutsky, Substitute Trustees, under the power of sale contained in the Deed of Trust from Coston H. Donohue and Helena Donohue, his wife, and more specifically referred to in the Report of Sale filed in these proceedings, be Ratified and Confirmed, unless cause to the contrary be shown on or before the 31st day of July, 1967; provided a copy of this Order be inserted in some newspaper published in Somerset County, once in each of 3 successive weeks before the 24th day of July, 1967.

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

J. Theodore Phoebus
CLERK

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, Maryland, this 15th day of Sept, 1967, that the sale made and reported by the Substitute 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 this cause; that said Substitute Trustees are allowed a fee of $200.00 in lieu of commissions.

E. Munroe Dorr.
JUDGE

LAW OFFICES HERMAN E. PERDUE SALISBURY, MARYLAND

LLOYD O. WHITEHEAD and MORTON J. OWRUTSKY Substitute Trustees	* *	No. 8482 Chancery In the Circuit Court
vs	*	For Somerset County
COSTON H. DONOHUE and HELENA DONOHUE, his wife	*	State of Maryland

****

ORDER NISI

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, on this 7th day of August, 1967, that the sale of the property mentioned in these proceedings, made and reported by Lloyd O. Whitehead and Morton J. Owrutsky, Substitute Trustees, under the power of sale contained in the Deed of Trust from Coston H. Donohue and Helena Donohue, his wife, and more specifically referred to in the Report of Sale filed in these proceedings, be ratified and confirmed, unless cause to the contrary be shown on or before the 8th day of September, 1967; provided a copy of this Order be inserted in some newspaper published in Somerset County, once in each of three (3) successive weeks before the 28th day of August, 1967.

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

L. Theodore Phoebus
CLERK

LAW OFFICES HERMAN E. PERDUE SALISBURY, MARYLAND

LIBER 042 PAGE 398

PRINCESS ANNE, MD., Sept. 11, 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Aug. 10, 17, 24 1967

Clarence Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

LLOYD O. WHITEHEAD and MORTON J. OWRUTSKY Substitute Trustees

vs

COSTEN H. DONOHUE and HELENA DONOHUE, his wife

NO. 8482 CHANCERY

In the Circuit Court for Somerset County, State of Maryland

ORDER NISI

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, on this 7th day of August, 1967, that the sale of the property mentioned in these proceedings, made and reported by Lloyd O. Whitehead and Morton J. Owrutsky, Substitute Trustees, under the power of sale contained in the Deed of Trust from Costen H. Donohue and Helena Donohue, his wife, and more specifically referred to in the Report of Sale filed in these proceedings, be ratified and confirmed, unless cause to the contrary be shown on or before the 8th day of September, 1967; provided a copy of this Order be inserted in some newspaper published in Somerset County, once in each of three (3) succesive weeks before the 28th day of August, 1967.

The Report states the amount of sale to be $1500.00

I. THEODORE PHOEBUS

CLERK

TRUE COPY, TEST: I. Theodore Phoebus, Clerk.

15-3tc

Lloyd O. Whitehead and Morton J. Owrutsky Substitute Trustees	* *	No. 8487 Chancery In the Circuit Court
vs	*	For Somerset County
Coston H. Donohue and Helena Donohue, his wife	*	State of Maryland

****

AUDITOR'S REPORT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Auditor, to whom the proceedings were referred in the above case to state an account, submits the following Auditor's Report and hereby certifies that notices required by Rule 595(g) of Maryland Rules of Procedure have been mailed.

Harry C. Dashiell
AUDITOR

Lloyd O. Whitehead and Morton J. Owrutsky, Substitute Trustees, for the sale and distribution of the moneys arising therefrom, report the following collections and disbursements.

RECEIPTS

Amount of sale as per report	$1,500.00

DISBURSEMENTS TO COSTS AND EXPENSES

I. Theodore Phoebus, Clerk		
Court costs	43.00	
Appearance fee	10.00	
Recording Substitute Trustees form	7.50	60.50
Marylander & Herald		
Advertising	65.00	
Order Nisi	15.00	80.00
Elmer F. Ruark Agency		
Bond premium		14.00
Charlotte Richardson		
Notary Public fees		1.50
Carlos Bozman, Treasurer		
1964 State & County taxes	46.41	
1965 State & County taxes	47.08	
1966 State & County taxes	46.41	
1967 State & County taxes (2 mos.)	6.69	146.59

Lloyd O. Whitehead and Morton J. Owrutsky Attorneys' fee in lieu of commission		200.00	
Harry Dashiell Auditor's fee		25.00	
Associates Discount Corporation			
Amount of debt	3,025.00		
Interest from 1/15/66 to 9/30/67	324.73	DIVIDEND	
Total due	$3,349.73	972.41	$1,500.00

AND your aforesaid Auditor shows a deficiency in the payment of the debt secured by the Mortgage as follows:

AMOUNT OF DEBT AS PER STATEMENT	$3,349.73
LESS ABOVE PAYMENT ON ACCOUNT	972.41
LEAVES A DEFICIENCY OF	$2,377.32

ORDER NISI

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, Maryland, this 19th day of September, 1967, that the aforesaid Auditor's Report be ratified and confirmed, unless cause to the contrary be shown by exception filed on or before the 20th day of October, 1967.

S. Theodore Pruitt
CLERK

FINAL ORDER OF RATIFICATION

ORDERED, this 23rd day of October, 1967, by the Circuit Court for Somerset County, Maryland, in Equity, that the aforegoing Auditor's Report be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, and that said Substitute Trustees apply the proceeds accordingly.

S. Theodore Pruitt
CLERK

Ecd.
MAR 22 1968

F23,217

W. EDGAR PORTER, ASSIGNEE FOR PURPOSE OF COLLECTION AND FORECLOSURE OF MORTGAGE TO MONUMENTAL ENGINEERING, INC.	:	NO. 8496 CHANCERY
	:	IN THE CIRCUIT COURT FOR
from	:	SOMERSET COUNTY
	:	STATE OF MARYLAND
ANDREW COLLINS, JR. and MARY J. COLLINS, his wife	:	
		IN EQUITY

: : : : : : :

MR. I. THEODORE PHOEBUS, CLERK:

MR. CLERK:

Please docket a case on your Chancery Docket as above, file the herewith mortgage made by Andrew Collins, Jr. and Mary J. Collins, his wife, to Monumental Engineering, Inc. and recorded among the Land Records for Somerset County, Maryland, in Liber G.J.B. No. 204, Folio 248, which mortgage by mesne assignments, has been duly assigned to W. Edgar Porter for the purpose of foreclosure and collection, default having occurred in the covenants of said mortgage, and enter our appearance for said Assignee; and please record the within assignment of mortgage to Atlas Subsidiaries of Delaware, Inc. and the assignment thereof from that corporation to W. Edgar Porter for the purpose of foreclosure and collection.

PORTER, CULLEN & CLARK

By W. Edgar Porter
W. Edgar Porter
Attorneys for Assignee

FOR MORTGAGE SEE MORTGAGE RECORD BOOK NO. 204, FOLIO 248.
FOR ASSIGNMENT OF MORTGAGE SEE LIBER NO. 238, FOLIO 410.
FOR BOND SEE BOND BOOK NO. 9, FOLIO 226.

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

LIBER 042 PAGE 401

LIBER 042 PAGE 402

W. EDGAR PORTER, ASSIGNEE FOR PURPOSE OF COLLECTION AND FORECLOSURE OF MORTGAGE TO MONUMENTAL ENGINEERING, INC.	:	NO. CHANCERY
	:	IN THE CIRCUIT COURT FOR
	:	
from	:	STATE OF MARYLAND
ANDREW COLLINS, JR. and MARY J. COLLINS, (his wife)	:	IN EQUITY.
	:	

: : : : : : : : : : : : : :

STATEMENT OF MORTGAGE DEBT

Statement of mortgage claim of Atlas Subsidiaries of Delaware, Inc. under the mortgage filed in the above cause from the Defendants above captioned:

Date of Loan - December 20, 1961	
Original Amount of Mortgage	$4918.54
Paid	2446.65
Balance Due	2471.89
Interest from - April 27, 1967 to June 6, 1967	16.40
TOTAL	$2488.29

Personally appeared before me J. M. Bell who being duly sworn says that he is the Vice President of ATLAS SUBSIDIARIES OF DELAWARE, INC. and that he is authorized to make this Affidavit and the annexed account which is made a part hereof is a true and correct statement of indebtedness.

ATLAS SUBSIDIARIES OF DELAWARE, INC.

BY _____
J. M. Bell Vice President

Subscribed and sworn to before me this 5th day of June, 1967.

Loretta M. Chick
Notary Public

Notary Public, Cheltenham Twp., Montg. Co.
My Commission Expires January 25, 1971

My commission expires _____

1 2 3 4 5 6 7 8 9 10 11 12 13 5 16 17 18 19 20 21 22 23 24 25 26 27 29 30

15949

Andrew & Mary J. Collins, Jr.
Box 86
Fairmount, Maryland 20 del 15949
79 @ 62.26
12/20/61

CONSOLIDATED SECURITY

DATE 11/30/61

ITEM FINANCED	
AMT. FIN.	AMOUNT FINANCED $
DISC.	FINANCE CHARGES $
RES.	
C.O.	TOTAL NOTE
OTHER	DATE RECORDED
	CODE
AMT. PD. DEALER	NOTE

DUE DATE	DATE PAID	FOLIO	LATE CHG.	AM'T OF CREDIT	BALANCE
X X					$4918.54
1 Dec 61	Jan 2 62			$ 62.26	4856.28
2 Jan 62	Jan 26 62			62.26	4794.02
3 Feb 62	Mar 27 62			55.78	4738.24
4 Mar 62	May 8 62			54.79	4683.45
5 Mar 62	May 29 62			10.90	4672.55
6 Apr 62	Jun 25 62			62.62	4609.93
7 May 62	Jul 17 62			62.26	4547.67
8 Jun 62	Aug 7 62			62.26	4485.41
9 Jul 62	Aug 28 62			30.00	4455.41
10 Jul 62	Sep 24 62			32.26	4423.15
11 Aug 62	Oct 9 62			32.26	4390.89
12 Aug 62	Oct 22 62			30.00	4360.89
13 Sep 62	Nov 7 62			32.26	4328.63
14 Sep 62	Nov 20 62			32.26	4296.37
15 Oct 62	Dec 17 62			62.26	4234.11
16 Nov 62	Jan 21 63			62.26	4171.85
17 Dec 62	Feb 12 63			62.26	4109.59
18 Jan 63	Mar 4 63			62.26	4047.33
19 Feb 63	Apr 11 63			62.26	3985.07
20 Mar 63	Apr 26 63			62.26	3922.81
21 Apr 63	Jun 10 63			62.26	3860.55
22 May 63					
23 Jun 63	Jul 1 63			122.88	3737.67
24 Jul 63	Jul 22 63			62.26	3675.41
25 Aug 63	Aug 19 63			62.26	3613.15
26 Sep 63	Oct 29 63			62.26	3550.89
27 Oct 63	Dec 3 63			62.26	3488.63
28 Nov 63	Jan 21 64			62.26	3426.37
29 Dec 63	Feb 3 64			62.26	3364.11
30 Jan 64	Apr 6 64			62.26	3301.85

LIBER 042 PAGE 403

Over____

LIBER 042 PAGE 404

PAYMENTS CONTINUED

	DUE DATE	DATE PAID	FOLIO	LATE CHG.	AM'T OF CREDIT	BALANCE
31						$3301.58
32	Feb 64	Apr 28 64			$ 52.26	3249.59
33	Mar 64	May 22 64			62.26	3187.33
34	Apr 64	Jun 15 64			62.26	3125.07
35	May 64	Jun 16 64			7.00	3118.07
36	May 64	Jul 1 64			62.26	3055.81
37	Jun 64	Jul 15 64			62.26	2993.55
38	Jul 64	Sep 22 64			62.26	2931.29
39	Aug 64	Oct 6 64			62.26	2869.03
40	Sep 64	Dec 1 64			50.00	2819.03
41	Sep 64	Dec 17 64			12.36	2806.67
42	Oct 64	Jan 22 65			32.00	2774.67
43	Oct 64	Feb 3 65			29.26	2745.41
44	Nov 64	Mar 10 65			62.26	2683.15
45	Dec 64	Mar 22 65			62.26	2620.89
46	Jan 65	Oct 14 65			43.00	2577.89
47		Nov 15 65	(N.S.F.)		43.00-	2620.89
48	Jan 65	Apr 28 66			86.00	2534.89
49	Feb 65	Sep 7 66			43.00	2491.89
50	Mar 65	Jan 9 67			20.00	2471.89
51						
52						
53						
54						
55						
56						
57						
58						
59						
60						
61						
62						
63						
64						
65						
66						
67						
68						
69						
70						
71						
72						
73						
74						
75						
76						

F23,217

W. EDGAR PORTER, ASSIGNEE FOR PURPOSE OF COLLECTION AND FORECLOSURE OF MORTGAGE TO MONUMENTAL ENGINEERING, INC.	:	NO. 8496 CHANCERY
	:	IN THE CIRCUIT COURT FOR
from	:	SOMERSET COUNTY
	:	STATE OF MARYLAND
ANDREW COLLINS JR. and MARY J. COLLINS, his wife	:	IN EQUITY

: : : : : : :

REPORT OF SALE AND DISTRIBUTION

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Sale of W. Edgar Porter, Assignee, for foreclosure and collection of a mortgage from Andrew Collins, Jr. and Mary J. Collins, his wife, to Monumental Engineering, Inc., a body corporate, dated May 3, 1961, and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 204, Folio 248, which mortgage was duly assigned to W. Edgar Porter for foreclosure and collection, default having occurred in the covenants and conditions thereof, respectfully shows unto your Honors:

That after having given bond with security approved by the Clerk of this Court for the faithful performance of his trust as reposed in him by the terms of said 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 Somerset County, Maryland, once each week for three successive weeks, and as per Maryland Rule W74, before the day of sale, as will appear by reference to the hereto annexed Certificate of Publication of said Notice of Sale, a copy of which Notice was published on the Bulletin Board in front of the Court House in Princess Anne, Maryland, before the sale, said Assignee did, pursuant to said Notice, attend the front door of the Court House in Princess Anne, Somerset County, Maryland, on Tuesday, July 11, 1967, at 2:00 P.M. (DST) and then and there proceeded to sell the property described in said mortgage in the following manner, viz:

Your Assignee aforesaid offered to the highest bidder at pub-

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

lic auction in the manner and upon the terms advertised, the property secured by said mortgage, it being:

ALL that lot of land and improvements situate, lying and being in Fairmount Election District, Somerset County, Maryland, adjoining the lands of J. E. Horsey, W.E. Cox and E. D. Waters, and containing one acre, more or less, and being the same property which by deed dated April 11, 1961 and recorded among the aforesaid Land Records in Liber G.J.B. No. 203, Folio 276, was granted and conveyed to Andrew Collins, Jr. and Mary J. Collins, his wife, by Linwood Johnson, et al.

AND your said Assignee sold the same unto Sun Realty Company, Inc., a Maryland corporation, for the sum of One Thousand Dollars ($1,000.00), it being the highest and best bidder therefor, and said purchaser has complied with the terms of sale as set forth in the Advertisement of Sale.

And your Assignee further reports and prays ratification of the distribution of the funds coming into his hands from said sale as follows:

RECEIPTS

To amount of sale of property	$1,000.00

DISBURSEMENTS

1.	I. Theodore Phoebus, Clerk, Court costs		$ 36.00
2.	Edwin B. Muir, Auctioneer		25.00
3.	National Surety Corporation, bond premium		10.00
4.	W. Edgar Porter, Assignee, commission		100.00
5.	Attorney's fee per mortgage		50.00
6.	Marylander and Herald - advertisement of sale - $34.00; order nisi - $15.00		49.00
7.	Notary fee on Report of Sale		.75
8.	State and County taxes as follows:		
	1961	.73	
	1962	49.16	
	1963	46.88	
	1964	41.41	
	1965	39.83	
	1966	37.16	215.17

TOTAL AMOUNT OF DISBURSEMENTS $ 485.92

BALANCE TO APPLY ON MORTGAGE DEBT $ 514.08

Amount of Mortgage Debt	$2,488.29
Balance to apply thereon	514.08
DEFICIT	$1,974.21

Respectfully submitted,

W. Edgar Porter, Assignee

W. Edgar Porter, Assignee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 12th day of July, 1967, before me, the Subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared W. Edgar Porter, Assignee named above for foreclosure and collection, and he made oath in due form of law that the above Report of Sale and Distribution is true and correct to the best of his knowledge and belief, and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

NATALIE W. McMULLEN NOTARY PUBLIC WICOMICO CO., MD.

Natalie W. McMullen
Notary Public

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

PRINCESS ANNE, MD., July 11 1967

This is to certify that the annexed Assignee Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: June 22, 29, July 6 1967

James E. Byrd Jr.
Business Manager MARYLANDER and HERALD
Editor

PORTER, CULLEN & CLARK
132 E. Main Street
Salisbury, Maryland 21801
SOLICITORS

ASSIGNEE'S SALE

OF VALUABLE DWELLING & LOT

Under and by virtue of a power of sale contained in a mortgage from Andrew Collins, Jr. and Mary J. Collins, his wife, to Monumental Engineering, Inc., which mortgage is dated May 3, 1961, and recorded among the Land Records of Somerset County, Maryland, in Liber G. J. E. No. 204, Folio 242, which mortgage has been duly [illegible] W. Edgar Porter, [illegible], for collection and foreclosure, default having occurred in the terms, covenants thereof, the undersigned Assignee will offer for sale at public auction at the front door of the Court House in Princess Anne, Somerset County, Maryland, on

TUESDAY, JULY 11, 1967

at or about 2:00 P. M. (DST) ALL that lot of land and improvements situate, lying and being in Fairmount Election District, Somerset County, Maryland, adjoining the lands of J. E. Horsey, W. E. Cox and E. D. Waters, and containing one acre, more or less, and being the same property which by deed dated April 11, 1961 and recorded among the aforesaid Land Records in Liber G. J. E. 203, Folio 276, was granted and conveyed to Andrew Collins, Jr. and Mary J. Collins, his wife, by Linwood Johnson, et al.

TERMS OF SALE: Cash on day of sale. Taxes and all public charges adjusted to date of sale. Title papers and revenue stamps at expense of purchaser.

W. EDGAR PORTER,
ASSIGNEE

8-3tc

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, Maryland, in No. 8496 Chancery therein, this 19th day of July, 1967, 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, Assignee, for foreclosure and collection, be ratified and confirmed unless cause to the contrary be shown on or before the 21st day of August, 1967; provided a copy of this Order be inserted in some weekly or daily newspaper published in Wicomico County, Maryland, once in each of three successive weeks before the 14th day of August, 1967.

L. Theodore Pocklington
Clerk of the Circuit Court for
Somerset County, Maryland

FINAL ORDER OF RATIFICATION AND DIRECTION TO CONVEY

ORDERED, by the Circuit Court for Somerset County, Maryland, in No. 8496 Chancery therein, this 7th day of September, 1967, that the sale made and reported by the Assignee for foreclosure and collection herein, and the reported distribution of the proceeds arising thereout, be and the same both are finally 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 said Assignee for foreclosure and collection is allowed the usual commissions provided by Rules of this Court and such proper expenses shown therein as he shall produce vouchers for; further, that said Assignee is hereby authorized and directed to convey the property sold to the purchaser by good and sufficient deed.

E. McMaster Duncan
JUDGE

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

F23,217

W. EDGAR PORTER, ASSIGNEE FOR PURPOSE OF COLLECTION AND FORECLOSURE OF MORTGAGE TO MONUMENTAL ENGINEERING, INC.	:	NO. 8496 CHANCERY
	:	IN THE CIRCUIT COURT FOR
from	:	SOMERSET COUNTY
	:	STATE OF MARYLAND
ANDREW COLLINS, JR. and MARY J. COLLINS, his wife	:	IN EQUITY

: : : : : : :

AFFIDAVIT BY PURCHASER

I, V. Friscia, as Ass't Vice President of Sun Realty Company, Inc., do hereby make oath in due form of law that I have purchased as agent for Sun Realty Company, Inc,, a Maryland corporation, the property fully set forth in these proceedings at and for the sum of One Thousand Dollars ($1,000.00), and that I was acting solely as the agent of the Sun Realty Company, Inc. in bidding on said property and that I have not directly or indirectly discouraged anyone from bidding for said property.

V. Friscia Assistant Vice President

SUBSCRIBED AND SWORN TO before me, this 31st day of August, 1967.

Helen C. Ryan
Notary Public

My commission expires:

Notary Public, Cheltenham Twp., Montg. Co.
My Commission Expires February 20, 1971

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

LIBER 042 PAGE 411

PRINCESS ANNE, MD., ~~Aug 4, 1967~~ 19

This is to certify that the annexed ~~Order Nisi~~ has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: July 27
Aug 3, 10, '67

Clarence Dod
Business Manager MARYLANDER and HERALD

PORTER, CULLEN & CLARK
SOLICITORS
132 E. Main Street
Salisbury, Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, Maryland, in No. 8496 Chancery therein, this 19th day of July, 1967, 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, Assignee, for foreclosing and collection, be ratified and confirmed unless cause to the contrary be shown on or before the 21st day of August, 1967; provided a copy of this Order be inserted in some weekly or daily newspaper published in Somerset County, Maryland, once in each of three successive weeks before the 14th day of August, 1967.

The Report states the amount of sale to be $1,000.00.

I. THEODORE PHOEBUS
Clerk of the Circuit Court for Somerset County, Maryland

MAR 22 1968

LIBER 042 PAGE 412

Alexander G. Jones, Assignee, Ex Parte under power contained in Mortgage from Joe L. Scott and Stella Mae Scott, his wife, to James A. Blades, Luther R. Blades, Jr. and Caroline Blades	:	No. 8499 Chancery In the Circuit Court for Somerset County, Maryland

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

SPE 18-No 3

Alexander G. Jones, Assignee, Ex Parte	:	No. 5499 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joe L. Scott and Stella Mae Scott, his wife,	:	Somerset County, Maryland
to James A. Blades, Luther R. Blades, Jr.	:	
and Caroline Blades	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 26th day of June, in the year nineteen hundred and sixty-seven, before me, the undersigned officer, personally appeared James A. Blades, Luther R. Blades, Jr. and Caroline Blades and each made oath in due form of law as follows: The principal amount owing on the above mortgage is $1964.05, with interest from January 18, 1966, and also made oath in due form of law 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 PILCHARD NOTARY PUBLIC SOMERSET COUNTY, MARYLAND

Eunice Pilchard
Notary Public

FOR MORTGAGE SEE LIBER NO. 177, FOLIO 475.

FOR BOND SEE BOND BOOK NO. 9, FOLIO 227.

Alexander G. Jones, Assignee, Ex Parte	:	No. 8499 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joe L. Scott and Stella Mae Scott, his wife,	:	Somerset County, Maryland
to James A. Blades, Luther R. Blades, Jr.	:	
and Caroline Blades	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Assignee of a certain mortgage made and executed by Joe L. Scott and Stella Mae Scott, his wife, dated July 11, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 177, folio 475, 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 at the Court House door, in Princess Anne, Maryland, on the 25th day of July, 1967, at two o'clock P.M., and then and there proceed to sell the property in said mortgage, to wit:

All that lot or parcel of land situate, lying and being in Lawsons Election District, Somerset County, Maryland, beginning at a point located on Gandy Lane and the southwest corner of the lands of Frederick Nelson and wife and running back in an easterly direction by and with the land of Frederick Nelson and wife a distance of 104 feet 11 inches to a post; thence running in a northerly direction a distance of 68 feet 6 inches to a post; thence running in a westerly direction by and with land owned or formerly owned by James A. Blades, et al, a distance of 82 feet 4 inches to Gandy Lane; thence running in a southerly direction by and with the said Gandy Lane a distance of 63 feet to the place of beginning, and being the same and all the land which was conveyed unto Joe L. Scott and Stella Mae Scott by James A. Blades, et al,

by deed dated July 11, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 180, folio 157, and sold the same to James A. Blades, Luther R. Blades, Jr. and Caroline Blades, 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		$800.00
To Clerk of the Circuit Court for costs	$53.00	
To Bond premium	12.00	
To Auctioneer	15.00	
To Solicitor's fee	75.00	
To The Crisfield Times, advertising and nisi	65.00	
To Carlos Bozman, Treas.	22.00	
To 1964 State and County taxes	29.42	
To 1965 State and County taxes	28.25	
To 1966 State and County taxes	33.15	
To Assignee as commission	80.00	
To Balance to be distributed	387.18	
	$800.00	$800.00
To mortgage principal	$1,964.05	
To mortgage interest	170.85	
	$2,134.90	
To credit by balance of sale	387.18	
	$1,747.72	

Respectfully submitted,

Assignee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 25th day of July, in the year nineteen hundred and sixty-seven, 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.

LIBER 042 PAGE 415 Eunice Pilchard Notary Public

Alexander G. Jones, Assignee, Ex Parte	:	No. 8499 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joe L. Scott and Stella Mae Scott, his wife,	:	Somerset County, Maryland
to James A. Blades, Luther R. Blades, Jr.	:	
and Caroline Blades	:	

Purchasers' Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 25th day of July, 1967, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Caroline Blades and she made oath in due form of law.

1. That in making said purchase she was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That she did not directly or indirectly discourage anyone from bidding for the said property.

As Witness my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC

Eunice Pilchard
Notary Public

( ) ( )

Order Nisi

Alexander G. Jones, Assignee, Ex Parte	:	No. 8499 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joe L. Scott and Stella Mae Scott, his wife,	:	Somerset County, Maryland
to James A. Blades, Luther R. Blades, Jr.	:	
and Caroline Blades	:	

Ordered this 25th day of July, in the year nineteen hundred and sixty-seven, 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 of the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 28th day of August, 1967, 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 25th day of August, 1967.

The report states the amount of sales to be $800.00.

J. Theodore Phoebus
Clerk of the Circuit Court

Alexander G. Jones, Assignee, Ex Parte	:	No. 8499 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Joe L. Scott and Stella Mae Scott, his wife,	:	Somerset County, Maryland
to James A. Blades, Luther R. Blades, Jr.	:	
and Caroline Blades	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 7th day of September, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. Jones, 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.

LIBER 042 PAGE 417

T. Morris Duer.
Judge

LIBER 042 PAGE 418

FILED

SEP 7 2 59 PM '67

Alexander G. Jones, Assignee. Ex Parte under power contained in Mortgage from Joe L. Scott and Stella Mae Scott, his wife, to James A. Blades, Luther R. Blades, Jr. and Caroline Blades

No. 8499 - Chancery In the Circuit Court for Somerset County, Maryland

ORDER NISI

Ordered this 25th day of July, in the year nineteen hundred and sixty-seven, 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 of the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 28th day of August, 1967, 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 28th day of August, 1967.

The report states the amount of sales to be $300.00.

I. Theodore Phoebus,
Clerk

True Copy,
Test: I. Theodore Phoebus,
Clerk.

CRISFIELD, MD., Sept. 6 1967

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 4 weeks beginning with the issue of July 28 1967 and ending August 18 1967.

E. L. Dennis

Publisher, THE CRISFIELD TIMES

End

P#19 285 -

Alexander G. Jones, Attorney, Ex Parte	:	No. 8371. Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Agnes C. Harris, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

Alexander G. Jones, Attorney, Ex Parte	:	No. 8511 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Agnes C. Harris, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 31st day of July, in the year nineteen hundred and sixty-siven, before me, the undersigned officer, personally appeared Robert H. Truitt, Agent of the Bank of Somerset, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $4,492.95, with interest from February 26, 1967, and also made oath in due form of law that the defendant is not in the military service as hereinafter set forth and that she 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 allied in the prosecution of war.

EUNICE PILCHARD NOTARY PUBLIC SOMERSET COUNTY, MD.

Eunice Pilchard
Notary Public

FOR MORTGAGE SEE MORTGAGE RECORD LIBER NO. 227, FOLIO 648.

KNOW ALL MEN BY THESE PRESENTS, that we, Alexander G. Jones, of Somerset County and State of Maryland, and Fidelity and Deposit Company of Maryland, a body corporate, are held and firmly bound unto the State of Maryland, in the full and just sum of five thousand dollars ($5,000.00), current money to be paid to the 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 31st day of July, in the year nineteen hundred and sixty-seven.

Whereas, by mortgage dated October 26, 1965 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 227, folio 648, Agnes C. Harris, widow, 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 Alexander G. 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 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 relationto 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.

(SEAL)
Alexander G. Jones

Fidelity and Deposit Company of Maryland

By
Attorney in Fact

Witness: Eunice Pilchard

The within Bond approved.

Per: J. Sheridan Abel, Clerk.

FIDELITY AND DEPOSIT COMPANY OF MARYLAND INCORPORATED 1890

LIBER 042 PAGE 421

Alexander G. Jones, Attorney, Ex Parte	:	No. 8511 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Agnes C. Harris, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Purchasers' Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of August, 1967, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Melvin I. Evans, one of the purchasers of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase they were not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That they did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

EUNICE PILCHARD NOTARY PUBLIC SOMERSET COUNTY, MD.

Eunice Pilchard
Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 8511 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Agnes C. Harris, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Agnes C. Harris, widow, dated October 26, 1965 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 227, folio 648, 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 29th day of August, 1967, at two o'clock P.M., and then and there proceed to sell the property in said mortgage, to wit:

All that lot or parcel of land situate in West Princess Anne Election District, Somerset County, Maryland, on the south side of and binding upon the state road known as Stewart's Neck Road leading from alternate U. S. Route 13 to U. S. Route 13 and fronting 78 feet on said road, bounded on the west by the land owned or formerly owned by Oliver N. Jones and Dorothea Jones, and bounded on the east by the land owned or formerly owned by George Jones and Lean Jones, and containing ¼ of an acre, more or less, and being the same and all the land which was conveyed unto the said Agnes C. Harris by Gertrude Rutherford, et al, by deed dated February 7, 1962 and recorded among the aforesaid Land Records in Liber G.J.B. No. 207, folio 548, and sold the same to Melvin I. Evans and Dora G. Evans, his wife, at and for the sum of

five thousand four hundred thirty-five dollars and thirty-nine cents ($5,435.39), 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		$5,435.39
To Clerk of the Circuit Court for costs	$53.00	
To Bond premium	20.00	
To Auctioneer	50.00	
To Solicitor's fee	75.00	
To Marylander and Herald, advertising and nisi	67.50	
To 1967 front foot assessment - 3/4	45.31	
To 1966 State and County taxes	45.26	
To 1967 State and County taxes	23.93	
To water rent to September 30, 1967	3.63	
To Attorney as commission	421.77	
To Balance to be distributed	4,629.99	
	$5,435.39	$5,435.39
Balance to be distributed		$4,629.99
To Bank of Somerset, mortgage principal	$4,492.95	
To Bank of Somerset, interest	137.04	
	$4,629.99	$4,629.99

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of August, in the year nineteen hundred and sixty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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 Pilchard
Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8511 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Agnes C. Harris, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Ordered this 29th day of August, in the year nineteen hundred and sixty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. 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 October, 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 28th day of September, 1967.

The report states the amount of sales to be $5435.39

S. Theodore Phoebus
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8511 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Agnes C. Harris, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 4th day of October, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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

LIBER 042 PAGE 426

FILED

SEP 32 11 51 AM '67

FILED

OCT 2 11 53 AM '67

PRINCESS ANNE, MD., Sept. 29, 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Aug 31
Sept 7,14,21, '67

Business Manager MARYLANDER and HERALD

ORDER NISI

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Agnes C. Harris, widow, to the Bank of Somerset, a body corporate

NO. 8511 CHANCERY

In the Circuit Court for Somerset County Maryland

ORDER NISI

Ordered this 29th day of August, in the year nineteen hundred and sixty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. 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 October, 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 28th day of September 1967.

The report states the amount of sales to be $5,435.39.

J. THEODORE PHOEBUS

Sd

E. DALE ADKINS, JR., ASSIGNEE FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF MORTGAGE TO KATHRYN SCHUBERT NOBLE	:	NO. 8520 CHANCERY
FROM	:	IN THE CIRCUIT COURT
JOHN H. VAN BENTHUYSEN AND BARBARA M. VAN BENTHUYSEN, HIS WIFE	:	FOR SOMERSET COUNTY,
EX PARTE	:	STATE OF MARYLAND.

: : : : : :

INFORMATION

MORTGAGEE:

Kathryn Schubert Noble
Cherry Valley Road
Princeton, New Jersey

ASSIGNEE:

E. Dale Adkins, Jr.
111 High Street
Salisbury, Maryland

ASSIGNEE'S SOLICITORS:

Adkins, Potts and Smethurst
111 High Street
Salisbury, Maryland
Telephone No.: 742-3231

MORTGAGORS:

John H. Van Benthuysen and
Barbara M. Van Benthuysen,
his wife
Upper Fairmount, Maryland

FOR MORTGAGE SEE MORTGAGE RECORD LIBER NO. 227, FOLIO 107.

LIBER 042 PAGE 427

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

LIBER 042 PAGE 428

E. DALE ADKINS, JR., ASSIGNEE FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF MORTGAGE TO KATHRYN SCHUBERT NOBLE	:	NO. _____ CHANCERY
FROM	:	IN THE CIRCUIT COURT
JOHN H. VAN BENTHUYSEN AND BARBARA M. VAN BENTHUYSEN, HIS WIFE	:	FOR SOMERSET COUNTY,
EX PARTE	:	STATE OF MARYLAND.

: : : : : :

MR. CLERK:

Please assign a cause upon your docket as above, file for foreclosure the within mortgage and mortgage note from John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife, dated July 7, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 227, Folio 107, the said mortgage having been assigned unto E. Dale Adkins, Jr. by Kathryn Schubert Noble, on July 1, 1967, for the purpose of foreclosure and collection, and enter the appearance of Adkins, Potts and Smethurst for said Assignee.

ADKINS, POTTS AND SMETHURST

By: _____

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

$24,000.00

FOR VALUE RECEIVED, we, John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife, hereby jointly and severally promise to pay to the order of Kathryn Schubert Noble, her personal representatives or assigns, the sum of Twenty-four Thousand Dollars ($24,000.00), with interest thereon from the date hereof at the rate of six per centum (6%) per annum, payable semiannually upon all unpaid balances; payable in five (5) annual installments, the first of said installments being in the amount of Five Thousand Three Hundred Dollars ($5,300.00), plus interest, the next succeeding three (3) installments being in the amount of One Thousand Three Hundred Dollars ($1,300.00), payable at regular yearly intervals hereafter, and the fifth (5th) and final installment in the full amount of the principal and interest then remaining due and unpaid; the first of said installments shall become due and payable one (1) year after the date hereof and subsequent installments on like date of each and every year thereafter until the full amount of principal and interest shall have been paid.

THIS OBLIGATION is secured by a mortgage of even date herewith from John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife, on property located in Fairmount Election District, of Somerset County, State of Maryland.

We hereby waive the benefit of the Homestead Exemption and all right to exemption from execution as to the debt evidenced by this obligation, and if default be made in the payment of any of the above installments or any installment of principal and interest, or either of them, at the times limited for the payment thereof, as aforesaid, or upon the breach of any covenant or condition of the mortgage securing this obligation, then, this entire debt and interest shall immediately become due and payable, and we hereby authorize and empower any attorney at law of the State of Maryland, or elsewhere, after such default or breach, to appear for us in any Court of Record of the State of Maryland, or elsewhere, to waive the issue and service of process against us, and confess a judgment against us for the amount that may then be due on this obligation, with costs of suit and ten per centum collection charges, which we hereby covenant to pay, and also in our behalf to release all errors or right to prosecute a petition in error and all stay of execution upon such judgment or proceedings.

AS WITNESS our hands and seals, this 7 day of

J. H. Van B

B.M. Van B

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

LIBER 042 PAGE 429

July, A.D., 1965.

WITNESS: As to both

John H. Van Benthuysen (SEAL)
John H. Van Benthuysen

Barbara M. Van Benthuysen (SEAL)
Barbara M. Van Benthuysen

I, Kathryn Schubert Noble, hereby assign the within and aforegoing mortgage note unto E. Dale Adkins, Jr., Attorney, for the purpose of foreclosure and collection.

AS WITNESS my hand and seal this 18 day of July, 1967,

WITNESS:

Kathryn Schubert Noble (SEAL)
Kathryn Schubert Noble

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

E. DALE ADKINS, JR., ASSIGNEE FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF MORTGAGE TO KATHRYN SCHUBERT NOBLE : NO. _____ CHANCERY

: IN THE CIRCUIT COURT

FROM

JOHN H. VAN BENTHUYSEN AND BARBARA M. VAN BENTHUYSEN, HIS WIFE : FOR SOMERSET COUNTY,

EX PARTE : STATE OF MARYLAND.

: : : : : :

AFFIDAVIT AS TO AMOUNT OF INDEBTEDNESS

STATE OF MARYLAND,
COUNTY OF WICOMICO:

I hereby certify that on this 7th day of August, in the year Nineteen Hundred and Sixty-seven, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared E. Dale Adkins, Jr., attorney named in mortgage for Kathryn Schubert Noble, and made oath in due form of law that the following account, to the best of his knowledge, information and belief, represents the principal balance due and owing upon the mortgage filed for foreclosure in the above entitled cause:

Principal balance due on mortgage	$ 24,000.00
Interest from 1/7/67 to 9/11/67	936.00
	$ 24,936.00

E. Dale Adkins, Jr.,
Attorney for Kathryn
Schubert Noble

SUBSCRIBED AND SWORN TO

before me this 7th day of

August, A.D., 1967.

Juliette E. Hart
Notary Public

JULIETTE E. HART
NOTARY PUBLIC
WICOMICO COUNTY, MD.

My commission expires:
July 1, 1969

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

FOR BOND SEE BOND BOOK NO. 9, FOLIO 234.

LIBER 042 PAGE 431

LIBER 042 PAGE 432

ADKINS, POTTS AND ETHURST
Solicitors

ASSIGNEE'S SALE

OF FINE RESIDENTIAL PROPERTY LOCATED NEAR FAIRMOUNT, MARYLAND

Under and by virtue of the power of sale contained in a mortgage from John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife, to Kathryn Schubert Noble, dated July 7, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I. T. P. No. 227, Folio 107, and duly assigned unto the undersigned Assignee by Kathryn Schubert Noble, for the purpose of foreclosure and collection, default having occurred therein, said Assignee will offer for sale at public auction at the Court House, Princess Anne, Maryland, on

MONDAY, OCTOBER 9, 1967

AT OR ABOUT 2:00 O'CLOCK P. M. (D. S. T.)

ALL that tract or parcel of land situate, lying and being in Fairmount Election District, Somerset County, State of Maryland, and being more particularly described as follows: Beginning at the south side of the State Road at a stone, indicated on the plat at letter "A", which stone is three feet from the north corner of the cemetery lot fence, from thence running South 56-3|4 degrees East 20.68 rods with the Methodist Episcopal property to a stone, thence with a line of Robert H. Jones land and the southeast side of a ditch South 33-1|4 degrees West 29.68 rods to an angle in the ditch; thence continuing with the lands of the said Jones and the southwest bank of a ditch North 56-3|4 degrees West 27.60 rods to the County Road, approximately 33 feet from the end of the State Road; thence across said road and continuing with the woods line of said Jones, and the southwest bank of a ditch North 56-3|4 degrees West 22.68 rods to Wm. Wheatley's lot, thence with said lot and the northwest bank of a ditch the three following courses: North 50 degrees East 13.64 rods, North 32-1|2 degrees East 10.94 rods, North 49 degrees East 6.60 rods to the east side of a ditch and the West side of a private road; thence with same South 37-1|2 degrees East 22.16 rods to the South side of the State Road; thence with the south side of said State Road North 62 degrees East 8.24 rods to the beginning, containing 8.28 acres of land. From this acreage 82|100 of acre is to be excluded as area occupied by State Road, leaving a remainder of 7.96 acres of land, more or less; being in all respects the same land conveyed unto John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife, by Kathryn Schubert Noble and Charles M. Noble, her husband, by deed dated July 7, 1965, and recorded among the Land Records of Somerset County Maryland, in Liber I. T. P. No. 228, Folio 201; SUBJECT, HOWEVER, to a reservation of a cemetery lot reserved in a deed from Edward E. Tull to W. Ernest Cox, dated March 13, 1908, and recorded among the aforesaid Land Records in Liber S. F. D. No. 48, Folio 408.

This property is improved by a fine residential dwelling house, together with outbuildings.

Inspection of this property may be had by contacting the undersigned.

TERMS OF SALE: $2,500.00 deposit on date of sale, balance upon final ratification of the sale, the balance to bear interest and to be secured to the satisfaction of the undersigned, or all cash at the option of the purchaser or purchasers. State and County real estate taxes will be prorated at the date of final ratification. Title papers and all documentary stamps at the expense of the purchaser or purchasers.

E. DALE ADKINS, JR.
ASSIGNEE

20-4tc

PRINCESS ANNE, MD., Oct. 9 1967

This is to certify that the annexed ~~Assignee's Sale~~ has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: Sept. 14,21,28 Oct. 5 '67

Clarence L Byrd
Business Manager MARYLANDER and HERALD

E. DALE ADKINS, JR., ASSIGNEE FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF MORTGAGE TO KATHRYN SCHUBERT NOBLE

FROM

JOHN H. VAN BENTHUYSEN AND BARBARA M. VAN BENTHUYSEN, HIS WIFE

EX PARTE

: NO. 8520 CHANCERY

: IN THE CIRCUIT COURT

: FOR SOMERSET COUNTY,

: STATE OF MARYLAND.

: : : : : :

PURCHASER'S AFFIDAVIT

STATE OF ~~NEW JERSEY~~ MARYLAND,
COUNTY OF ~~MERCER~~ WICOMICO:

I HEREBY CERTIFY that on the 9th day of October, in the year Nineteen Hundred and Sixty-seven, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Kathryn Schubert Noble, and made oath in due form of law as follows:

1. That Kathryn Schubert Noble purchased the property described in the mortgage filed in these proceedings for the sum of Twenty-five Thousand Dollars ($25,000.00) acting on her own account and not as agent for any other person, firm or corporation.

2. That no other persons, firms or corporations are interested, as principals, in said purchase.

3. That Kathryn Schubert Noble, her employees, agents and servants did not directly or indirectly discourage anyone from bidding for said property.

AS WITNESS my hand and official seal.

Juliette E. Hart
Notary Public

My commission expires:
7/1/69

JULIETTE E. HART
NOTARY PUBLIC
WICOMICO COUNTY, MD.

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

LIBER 042 PAGE 433

E. DALE ADKINS, JR., ASSIGNEE FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF MORTGAGE TO KATHRYN SCHUBERT NOBLE	:	NO. 8520 CHANCERY
FROM	:	IN THE CIRCUIT COURT
JOHN H. VAN BENTHUYSEN AND BARBARA M. VAN BENTHUYSEN, HIS WIFE	:	FOR SOMERSET COUNTY,
EX PARTE	:	STATE OF MARYLAND.

: : : : : :

REPORT OF SALE, ORDER NISI AND
FINAL ORDER OF RATIFICATION

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of E. Dale Adkins, Jr., Assignee of mortgage for the purpose of foreclosure and collection, made and executed by John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife, to Kathryn Schubert Noble, dated July 7, 1965, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 227, Folio 107, and duly assigned unto the undersigned Assignee of Kathryn Schubert Noble for the purpose of foreclosure and collection, under and by virtue of the power of sale therein contained to make sale of the real estate therein mentioned; default having been made in the payment of the principal and interest thereof, and in other covenants and conditions of said mortgage, whereby the above mortgage has become due and demandable, respectfully shows:

That after having given an approved corporate bond for the faithful performance of the trust reposed in him, and after having complied with all other prerequisites of law and the terms of said mortgage, including the giving of notice of the time, place, manner and terms of sale by advertisement inserted in "Marylander and Herald", at least twenty (20) days before the dale of sale, as will more fully appear by reference to the certificate of publication of said advertisement, attached hereto and made a part hereof, and pursuant to said advertisement he did attend the sale held at the Court House, Princess Anne, Somerset County, Maryland, on Monday, October 9, 1967, at or about the hour of 2:00 o'clock P.M.,

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

(D.S.T.), and then and there proceeded to sell the property by said mortgage conveyed and described as follows:

> "All that tract or parcel of land situate, lying and being in Fairmount Election District, Somerset County, State of Maryland, and being more particularly described as follows: Beginning at the south side of the State Road at a stone, indicated on the plat at letter "A", which stone is three feet from the north corner of the cemetery lot fence, from thence running South 56-3/4 degrees East 20.68 rods with the Methodist Episcopal property to a stone, thence with a line of Robert H. Jones land and the southeast side of a ditch South 33-1/4 degrees West 29.68 rods to an angle in the ditch; thence continuing with the lands of the said Jones and the southwest bank of a ditch North 56-3/4 degrees West 27.60 rods to the County Road, approximately 33 feet from the end of the State Road; thence across said road and continuing with the woods line of said Jones, and with the southwest bank of a ditch North 56-3/4 degrees West 22.68 rods to Wm. Wheatley's lot, thence with said lot and the northwest bank of a ditch the three following courses: North 50 degrees East 13.64 rods, North 32-1/2 degrees East 10.94 rods, North 49 degrees East 6.60 rods to the east side of a ditch and the West side of a private road; thence with same South 37-1/2 degrees East 22.16 rods to the South side of the State Road; thence with the south side of said State Road North 62 degrees East 8.24 rods to the beginning, containing 8.28 acres of land. From this acreage 32/100 of acre is to be excluded as area occupied by State Road, leaving a remainder of 7.96 acres of land, more or less; and being in all respects the same land conveyed unto John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife, by Kathryn Schubert Noble and Charles M. Noble, her husband, by deed of even date herewith and intended to be recorded simultaneously herewith among the Land Records of Somerset County, Maryland; SUBJECT, HOWEVER, to a reservation of a cemetery lot reserved in a deed from Edward E. Tull to W. Ernest Cox, dated March 13, 1908, and recorded among the aforesaid Land Records in Liber S.F.D. No. 48, Folio 408.

And the said Assignee sold the aforesaid property unto Kathryn Schubert Noble, Cherry Valley Road, Princeton, New Jersey, at and for the sum of Twenty-five Thousand Dollars ($25,000.00), she being at that sum the highest and best bidder therefor, and said purchaser has complied with the terms of said sale by paying the sum of Two Thousand Five Hundred Dollars ($2,500.00) in cash and by further agreeing to pay the balance of said sum in accordance with the advertisement of sale upon the ratification of this report.

And this Assignee of the mortgage aforesaid, under and by virtue of the power of sale contained therein, further reports

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

and prays ratification and distribution of the funds arising from said sale as follows:

RECEIPT

Sale price of real estate		$ 25,000.00

DISBURSEMENTS

1967-68 County and State real estate taxes	$ 157.61	
Marylander and Herald - advertising sale	190.00	
Thomas N. Potts, Jr. Insurance Agency - Assignee bond	104.00	
Edwin B. Muir, Auctioneer	20.00	
Marylander and Herald - publishing Order Nisi	15.00	
I. Theodore Phoebus, Clerk - costs in foreclosure proceeding	43.00	
E. Dale Adkins, Jr., Assignee fee per agreement	400.00	929.61
Balance of proceeds distributed to Mortgagee in part satisfaction of mortgage claim		$ 24,070.39

STATEMENT OF MORTGAGEE'S CLAIM

Principal balance due to Mortgagee	$ 24,000.00
Interest from 1/7/67 to 9/11/67	936.00
Interest from 9/11/67 to 10/9/67	14.80
	$ 24,950.80
Less balance distributed as above to Mortgagee in part payment of her claim	24,070.39
Deficiency	$ 880.41

Respectfully submitted,

E. Dale Adkins, Jr.,
Assignee

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

STATE OF MARYLAND,
COUNTY OF WICOMICO, to wit:

I HEREBY CERTIFY that on this 9th day of October, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared E. Dale Adkins, Jr., Assignee named 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 and correct 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 first above written.

JULIETTE E. HART NOTARY PUBLIC WICOMICO COUNTY, MD.

Juliette E. Hart
Notary Public

My commission expires:
July 1, 1967

ORDER NISI

ORDERED by the Circuit Court for Somerset County, State of Maryland, in Equity, this 24 day of Oct, in the year Nineteen Hundred and Sixty-seven, that the sale of the property and distribution of the proceeds mentioned in these proceedings made and reported by E. Dale Adkins, Jr., Assignee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 24 day of Nov., 1967, provided a copy of this Order be inserted in some newspaper published in Somerset County once in each of three (3) successive weeks before the 13 day of Nov., 1967.

The report states the amount of sale to be Twenty-five Thousand Dollars ($25,000.00).

S. Sheridan Phoebe
Clerk

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, this 14th day of December, 1967, that the sale of real estate and distribution of proceeds mentioned in the aforegoing Report made by E. Dale Adkins, Jr., Assignee, be, and the same is hereby, finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice thereof appears to have been given in accordance with the Order Nisi passed in said cause.

E. McMaster Duer
Judge

ORDER NISI

E. Dale Adkins, Jr., Assignee for the purpose of foreclosure and collection of Mortgage to Kathryn Schubert Nobel

vs.

John H. Van Benthuysen and Barbara M. Van Benthuysen, his wife

NO. 8520 CHANCERY CASE
In the Circuit Court of Somerset County, State of Maryland

ORDER NISI

ORDERED by the Circuit Court for Somerset County, State of Maryland, in Equity, this 24th day of October, in the year Nineteen Hundred and Sixty-seven, that the sale of the property and distribution of the proceeds mentioned in these proceedings made and reported by E. Dale Adkins, Jr., Assignee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 24th day of November, 1967, provided a copy of this Order be inserted in some newspaper published in Somerset County once in each of three (3) successive weeks before the 13th day of November, 1967.

The report states the amount of sale to be Twenty-five Thousand Dollars ($25,000.00).

I THEODORE PHOEBUS
CLERK
TRUE COPY, TEST:
I Theodore Phoebus, Clerk
2t-3tc

PRINCESS ANNE, MD., Dec. 11 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Oct. 26
Nov. 2, 9 '67

Business Manager MARYLANDER and HERALD

FILED
DEC 14 9 10 AM '67
Noble
vs
Benthuysen

LAW OFFICES
ADKINS & POTTS
111 HIGH STREET
SALISBURY, MD. 21801

Est MAR 22 1968

R# 19409

Jesse L. Long
Crisfield, Maryland,

Plaintiff

vs

Edward Lee Charnick, Jr. and
Marjorie Charnick
Crisfield, Maryland,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

ORDER TO DOCKET SUIT

The Clerk of the Circuit Court for Somerset County will please docket the above entitled case, file therein the original mortgage made by Edward Lee Charnick, Jr. and Marjorie Charnick, his wife, to Jesse L. Long, dated May 28, 1959, in the sum of $951.56, recorded on July 22, 1959, in Liber 193 page 486.

Lionel Bennett

Lionel Bennett, Attorney named
in the above mortgage
940 Main Street
Crisfield, Maryland
Phone: 968-1166

FOR MORTGAGE SEE MORTGAGE RECORD LIBER NO. 193, FOLIO 486.

FOR BOND SEE BOND BOOK NO. 9, FOLIO 238.

LIBER 042 PAGE 439

Jesse L. Long,	In Equity No.
Plaintiff	In the Circuit Court for
vs	Somerset County, Maryland
Edward Lee Charnick, Jr. and Marjorie Charnick,	
Defendants	

STATEMENT OF MORTGAGE DEBT

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 8th day of August, 1967, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Jesse L. Long, who made oath in due form of law that the amount due on the mortgage dated May 28, 1959, made by Edward Lee Charnick, Jr. and Marjorie Charnick, his wife, to Jesse L. Long, is $453.54, with interest from July 18, 1967, at the rate of 6% per annum.

As witness my hand and Notarial Seal.

Jesse L. Long

Jesse L. Long

Lula Mae Dize

Notary Public

LULA MAE DIZE
NOTARY PUBLIC
SOMERSET COUNTY, MD.

Jesse L. Long,

Plaintiff

vs

Edward Lee Charnick, Jr.
and Marjorie Charnick,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on September 11, 1967, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Jesse L. Long, who made oath in due form of law as follows:

1. That in the sale sought to be ratified herein, he was not acting as agent for any one.

2. That no other person is interested as principal.

3. That he has not directly or indirectly discouraged any one from bidding for the said property.

Witness my hand and Notarial Seal.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY, MARYLAND

Lula Mae Dize
Notary Public

Jesse L. Long,

Plaintiff

vs

Edward Lee Charnick, Jr.
and Marjorie Charnick,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

REPORT OF SALE

The report of Lionel Bennett, attorney named in a certain mortgage made and executed by Edward Lee Charnick, Jr. and Marjorie Charnick, his wife, to Jesse L. Long, dated May 28, 1959, and recorded among the land records of Somerset County in Liber 193 page 486, 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 thirty days notice of the time, manner, terms and place of sale by advertisement in The Crisfield Times, a weekly newspaper published in said Somerset County once in a week for four successive weeks before the day of the sale, he did, pursuant to said notice, attend the Post Office in Crisfield, Maryland, on September 9, 1967, at 2:00 p.m., and then and there proceeded to sell the property described in said mortgage, to wit:

ALL that lot of land in Asbury District, Somerset County, Maryland, situated south of Asbury Avenue and east of Somerset Avenue, and shown on a plat annexed to a deed made by Lake Scott and wife, dated May 28, 1959, recorded among the land records of Somerset County in Liber 194 page 306, bounded and described as follows:

Beginning at a point designated "A" on said plat; thence south 71° 16' east 101.0 feet to a point designated "B"; thence south 17° 48' west 60.94 feet to point "C"; thence north 73° 00' west 101.0 feet to point designated "D"; thence north 17° 48' east 64.0 feet to point or place of beginning; being a part of the premises conveyed to Lake Scott by deed dated April 24, 1950, and recorded in Liber 149 BLB 401; together with a right of way over a strip of land 14 feet wide on the west side of the premises described above, and over a strip of land 14 feet wide running from the premises above described to Somerset Avenue; and over a strip of land 14 feet wide running across the north side of the above described premises and shown on the plat as a "14' R. O. W.", all of which rights of way are shown on the said plat.

And sold the same to Jesse L. Long, of Crisfield, Maryland, he being then and there the highest bidder therefor, at and for the sum of $250.00, and the purchaser has complied with the terms of sale.

Respectfully submitted,

Lionel Bennett
Lionel Bennett
Attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on September 11, 1967, 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.

LIBER 042 PAGE 443

Lula Mae Dize
Notary Public

Jesse L. Long,

Plaintiff

vs

Edward Lee Charnick, Jr.
and Marjorie Charnick,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

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 16th day of October, 1967, 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 2nd day of October, 1967.

The report states the amount of sale to be $250.00.

I. Theodore Phoebus

I. Theodore Phoebus, Clerk

FINAL ORDER

Ordered by this Court this 17th day of October, 1967, 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

E. McMaster Duer
Judge

Lionel Bennett, Solicitor

Mortgagee's Sale
Of Valuable
Real Estate

By virtue of the power and authority contained in a mortgage from Edward Lee Charnick, Jr. and Marjorie Charnick, his wife, to Jesse L. Long, dated May 28, 1959, recorded among the land records of Somerset County in Liber 193 page 486, default having occurred under the conditions of said mortgage, I will sell at public auction in front of the Post Office at Crisfield, Maryland, on Saturday, September 9th, 1967, at 2:00 p.m.,

ALL that lot of land in Asbury District, Somerset County, Maryland, situated south of Asbury Avenue and east of Somerset Avenue, and shown on a plat annexed to a deed made by Lake Scott and wife, dated May 28, 1959, recorded among the land records of Somerset County in Liber 194 page 306, bounded and described as follows:

Beginning at a point designated "A" on said plat; thence south 71° 16' east 101.0 feet to a point designated "B"; thence south 17° 48' west 60.94 feet to point "C"; thence north 73° 00' west 101.0 feet to point designated "D"; thence north 17° 48' east 64.0 feet to point or place of beginning; being a part of the premises conveyed to Lake Scott by deed dated April 24, 1950, and recorded in Liber 149 BLB 401; together with a right of way over a strip of land 14 feet wide on the west side of the premises described above and over a strip of land 14 feet wide running from the premises above described to Somerset Avenue; and over a strip of land 14 feet wide running across the north side of the above described premises and shown on the plat as a "14' R. O. W.", all of which rights of way are shown on the said plat.

Terms of sale: Ten per cent at the time of sale, balance upon ratification of sale. Title papers at the expense of the purchaser.

LIONEL BENNETT

Attorney named in said mortgage

8-18-4t

CRISFIELD, MD., Sept. 9 19 67

THIS is to certify that the annexed Mortgagees Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Mortgagees Sale for 4 weeks beginning with the issue of August 18 19 67 and ending September 8 19 67.

E. L. Dryden

Publisher, THE CRISFIELD TIMES

Jesse L. Long,
Plaintiff
VS
Edward Lee Charnick, Jr. and Marjorie Charnick,
Defendants

In Equity No. 8521 in the Circuit Court for Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these procedings be ratified and confirmed unless cause to the contrary thereof be shown on or before the 16th day of October, 1967, 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 2nd day of October, 1967.

The report states the amount of sale to be $250.00.

I. Theodore Phoebus, Clerk

True Copy,
Test: I. Theodore Phoebus, Clerk.

CRISFIELD, MD., October 2 19 67

THIS is to certify that the annexed Order Nisi #8521 has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi #8521 for 3 weeks beginning with the issue of September 15 19 67 and ending September 29 19 67.

E. L. Dryden

LIBER. 042 PAGE 445 Publisher, THE CRISFIELD TIMES

Jesse L. Long,

Plaintiff

vs

Edward Lee Charnick, Jr.
and Marjorie Charnick,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

PETITION AND ORDER APPOINTING AUDITOR

The petition of Lionel Bennett respectfully shows to this Court as follows:

That he is the attorney named in the mortgage made by the above defendants, under which he sold certain real property, as more fully appears by his report of sale filed herein.

That the auditor for this Court is not available, and petitioner prays for the appointment of a special auditor to whom such report of sale may be referred to state an account, pursuant to Rule BR 6 b 5.

And your petitioner will ever pray.

Lionel Bennett

Lionel Bennett

ORDER

Upon the foregoing petition, it is this 28 day of October, 1967, by the Circuit Court for Somerset County, in Equity, ordered that Lula Mae Dize be, and she is hereby appointed a special auditor to whom the report of sale herein shall be referred to state an account.

E. McMaster Duer

E. McMaster Duer,
Judge

Jesse L. Long,

Plaintiff

vs

Edward Lee Charnick, Jr.
and Marjorie Charnick,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

OATH OF SPECIAL AUDITOR

STATE OF MARYLAND, Somerset County:

On this 18th day of October, 1967, before me, a Judge of the Circuit Court for Somerset County, Maryland, who appointed her a special auditor herein, personally appeared Lula Mae Dize, and she made oath in due form of law that she would well and faithfully execute the duties of her office without favor, affection, partiality, or prejudice.

Lula Mae Dize
Lula Mae Dize

E. McMaster Duer
E. McMaster Duer
Judge

Jesse L. Long,

Plaintiff

vs

Edward Lee Charnick, Jr.
and Marjorie Charnick,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

Take notice that the account herein was filed on November 20, 1967; that exceptions thereto must be filed within fifteen days of said date, and if no exceptions are filed within such fifteen day period, the account may thereupon be ratified.

Lula Mae Dize
Lula Mae Dize
Special Auditor

I certify that on November 20, 1967, I mailed a copy of the above to Jesse L. Long, of Crisfield, Maryland, Edward Lee Charnick, Jr. and Marjorie Charnick, of Crisfield, Maryland.

Lula Mae Dize
Lula Mae Dize
Special Auditor

Jesse L. Long,

Plaintiff

vs

Howard Lee Charnick, Jr.
and Marjorie Charnick,

Defendants

In Equity No. 8521

In the Circuit Court for

Somerset County, Maryland

AUDIT

The report of the special auditor stating the account in the within mentioned case respectfully represents:

That your special auditor has charged the attorney with the whole amount of the sale of the real property, as reported by the attorney in his report of sale. The said attorney has been allowed commissions on said sale and a special attorney's fee, as per the Chancery Rules of this Court, and his costs and expenses, not personal.

The deficiency has been supplied by the mortgagee and your special auditor has added a statement of the mortgage debt, interest and deficiency on the sale.

Respectfully submitted:

Lula Mae Dize

Lula Mae Dize
Special Auditor

October 18, 1967 -	By the whole amount of the sale of the real property as reported by the Attorney in his report of sale.			$250.00
	To the attorney for his commission, as per the Chancery Rules of this Court 10% of $250.00	$25.00		
	To special attorney's fee as per said Rule	25.00	$50.00	
October 18, 1967 -	To the attorney for his costs and expenses, not personal:			
	To Solicitor	$10.00		
	To Clerk's costs	44.00		
	To advertising sale and order nisi	65.00		
	To premium on atty's bond	10.00		
	To auctioneer	15.00		
	To State & County Taxes:			
	1965 - 25.51			
	1966 - 48.42			
	1967 - 50.49	124.42		
	To Special Auditor stating account	15.00	283.42	333.42
	Deficiency			$83.42

Principal amount	$453.54
Interest from July 18, 1967 to September 9, 1967	3.86
Deficiency	83.42
	$540.82

The deficiency was assumed by the mortgagee

Ordered by the Subscriber, Clerk of the Circuit Court for Somerset County, in [illegible] 22 day of Nov ...1967. that the within Report of the Auditor be Ratified and Confirmed, unless cause to the contrary be shown by exceptions filed, on or before the ...7th.... day of .December .... 1967..

S. Theodore Shockley .....Clerk

No. 8521 Chancery Vs .....

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

[illegible] filed in the above proceedings to the final ratification of the Auditor's Report, and that the costs, as shown by vouchers exhibited have been paid by the trustee as required by law.

Date December 8, 1967

S. Theodore Shockley .....Clerk.

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this 8th ... day of December, 1967 that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

S. Theodore Shockley

LIBER 042 PAGE 451

LIBER 042 PAGE 452

R# 19963

Alexander G. Jones, Attorney, Ex Parte	:	No. 8536 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Madison Jack Johnson and Josephine Johnson,	:	Somerset County, Maryland
his wife, to Dorothy E. Schmidt Bayly and	:	
Roger C. Bayly, her husband	:	

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

FOR MORTGAGE SEE MORTGAGE RECORD LIBER NO. 238, FOLIO 428.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8536 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Madison Jack Johnson and Josephine Johnson	:	Somerset County, Maryland
his wife, to Dorothy E. Schmidt Bayly and	:	
Roger C. Bayly, her husband	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 4th day of October, in the year nineteen hundred and sixty-seven, before me, the undersigned officer, personally appeared Dorothy E. Schmidt Bayly, one of the mortgagees, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $5,467.75, with interest from July 19, 1967, and also made oath in due form of law 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. Order 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.

PATSY E. AKE NOTARY PUBLIC SOMERSET COUNTY, MD.

Patsy E. Ake
Notary Public

FOR BOND SEE BOND BOOK NO. 9, FOLIO 244.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8536 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Madison Jack Johnson and Josephine Johnson,	:	Somerset County, Maryland
his wife, to Dorothy E. Schmidt Bayly and	:	
Roger C. Bayly, her husband	:	

Purchasers' Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 31st day of October, 1967, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Dorothy E. Schmidt Bayly, one of the purchasers of the real estate in the above entitled proceedings and she made oath in due form of law.

1. That in making said purchase they were not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That they did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

PATSY E. AKE NOTARY PUBLIC SOMERSET COUNTY, MD.

Patsy E. Ake
Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 8536 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Madison Jack Johnson and Josephine Johnson,	:	Somerset County, Maryland
his wife, to Dorothy E. Schmidt Bayly and	:	
Roger C. Bayly, her husband	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Madison Jack Johnson and Josephine Johnson, his wife, dated June 19, 1967 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 238, folio 428, under and by viture 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 31st day of October, 1967, at two o'clock P.M., and then and there proceed to sell the property in said mortgage, to wit:

All those lots or parcels of land situate in Tangier Election District, Somerset County, Maryland, south of but not adjacent to Tangier Sound, bounded on the north by Lot No. 10 on the plat hereinafter referred to, bounded on the east by a 20 foot private road, bounded on the south by Lot No. 13 on said plat, and bounded on the west by proposed Lots Nos. 19 and 20 and part of Lot No. 21, said property hereby conveyed being more particularly described as follows: Beginning for the same at a point which lies South 37° 35' East from a concrete post placed at the extreme northeast corner of Lot No. 9, said point of reference marking the intersection of the south side of a 30 foot access road and the west side of a 20 foot private road and said point of

beginning being the northeast corner of Lot No. 11; thence (1) South 37° 35' East a distance of 160 feet by and with the west side of the said 20 foot private road to a point which marks the southeast corner of Lot No. 12 and which said point lies North 37° 35' West a distance of 70 feet from a concrete post which marks the southeast corner of Lot No. 13; thence (2) by and with the south side of Lot No. 12 and the north side of Lot No. 13 in a southwesterly direction a distance of 150.28 feet to a point which marks the southwest corner of Lot No. 12 and which intersects the east line of the proposed Lot No. 12; thence (3) by and with the east lines of the proposed Lot No. 21 and proposed Lot No. 20 and proposed Lot No. 19 in a northwesterly direction a distance of 166.56 feet to a point which marks the northwest corner of Lot No. 11 and the southwest corner of Lot No. 10; thence (4) North 52° 25' East by and with the south side of Lot No. 10 a distance of 150 feet to the west side of the aforesaid 20 foot private road and place of beginning, accurately laid down and described as Lot No. 11 and Lot No. 12 on a plat entitled "Plot of Tangier Acres", dated February 15, 1957, prepared by W. Ballard Miles, Registered Surveyor, and recorded among the Land Records of Somerset County in Plat Book G.J.B. No. 5, folio 86, and being the same and all the land which was conveyed unto the said Madison Jack Johnson and Josephine Johnson by Dorothy E. Schmidt Bayly and Roger C. Bayly by deed dated June 16, 1967 and recorded among the aforesaid Land Records in Liber I.T.P. No. 239, folio 263; together with a full, free and unobstructed right of way in common with others for purposes of ingress and egress from the public road to the aforementioned lots over two roads indicated on said plat as "30 foot access road" and "20 foot private road"; and together with a full, free and unobstructed right of way in common with others for purposes of ingress and egress to and from Tangier Sound over the land described as Lot No. 8 on the aforesaid plat, and subject to the restriction set out in the aforesaid deed, and sold same to Dorothy E. Schmidt Bayly and Roger C. Bayly, her husband, 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		$4500.00
To Clerk of the Circuit Court for costs	$53.00	
To Bond premium	22.00	
To Auctioneer	25.00	
To Solicitor's fee	75.00	
To Marylander & Herald, advertising and nisi	115.00	
To 1967-68 State and County Taxes - ½	21.20	
To Attorney as Commission - $375.00 (½)	187.50	
To Balance to be distributed	4001.30	
	$4500.00	$4500.00

To mortgage principal	$5467.75
To mortgage interest	92.94
	$5560.69
To credit by balance of sale	4001.30
	$1559.39

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 31st day of October, in the year nineteen hundred and sixty-seven, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Alexander G. 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.

Patsy E. Aker
Notary Public

NOTARY PUBLIC

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8536 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Madison Jack Johnson and Josephine Johnson,	:	Somerset County, Maryland
his wife, to Dorothy E. Schmidt Bayly and	:	
Roger C. Bayly, her husband	:	

Ordered this 31st day of October, in the year nineteen hundred and sixty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 4th day of December, 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 30th day of November, 1967.

The report states the amount of sales to be $4500.00.

S. Theodore Shockley
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8536 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Madison Jack Johnson and Josephine Johnson,	:	Somerset County, Maryland
his wife, to Dorothy E. Schmidt Bayly and	:	
Roger C. Bayly, her husband	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 5th day of December, in the year nineteen hundred and sixty-seven, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. 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 Dryer
Judge

FILED

DEC 5 11 01 AM '67

PRINCESS ANNE, MD., Dec. 4 1967

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Nov. 2,9,16,23

Clarence L Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

Alexander G. Jones, Attorney, Ex Parte under power contained in Martgage from Madison Jack Johnson and Josephine Johnson, his wife, to Dorothy E. Schmidt Bayly and Roger C. Bayly, her husband.

NO. 8536 CHANCERY

In the Circuit Court for Somerset County, Maryland.

Ordered this 31st day of October, in the year nineteen hundred and sixty-seven, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless to the contrary thereof be shown on or before the 4th day of December, 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 30th day of November, 1967.

The report states the amount of sales to be $4500.00

I. THEODORE PHOEBUS
Clerk of the Circuit Court

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

27-4tc

LIBER 042 PAGE 460

Henry P. Walters, Assignee named for foreclosure in a mortgage to Bernard F. Moore and Edith M. Moore, his wife from Stanley T. McCready and Mary S. McCready, his wife, Ex Parte	:	In the Circuit Court For Somerset County State of Maryland In Equity No. 8548 Chancery

RM 20256

Mr. Clerk:

Please docket suit as above and lay the enclosed certified copy of the mortgage among the papers in the case.

Henry P. Walters

Henry P. Walters, Solicitor for Mortgagee
Lednum Building
Pocomoke City, Maryland, 21851
Telephone" 957-2323

Dated: October 27, 1967

FOR MORTGAGE SEE MORTGAGE RECORD LIBER NO. 173, FOLIO 80.

FOR BOND SEE BOND BOOK No. 9, FOLIO 251.

Statement of Mortgage Claim of Bernard F. Moore, Surviving tenant by the entirety and Mortgagee of Stanley T. McCready and Mary S. McCready, his wife, by mortgage dated August 13, 1955 and recorded among the land records of Somerset County, Maryland, on August 15, 1955 in Liber B.L.B. No. 173, at folio 80.

Amount of principal on promissory note dated August 13, 1955	$ 1,800.00
Interest due on said mortgage to November 21, 1967	315.00
	$ 2,115.00
State and county taxes paid by mortgagee	85.05
	$ 2,200.05

Bernard F. Moore
Bernard F. Moore

STATE OF MARYLAND, WORCESTER COUNTY, to wit:

I hereby certify that, on this 26th day of October, 1967, before the subscriber, a notary public of the state and county aforesaid, personally appeared Bernard F. Moore, surviving tenant by the entirety in the above described mortgage and made oath in due form of law that the aforegoing is a true statement of the amount due him and that he has not received any security or satisfaction therefor other than the promissory note referred to in said statement and the deed of mortgage in said statement mentioned.

Witness my hand and notarial seal.

Klein G. Leister
Notary Public

NOTARY PUBLIC
KLEIN G. LEISTER
WORCESTER COUNTY, MARYLAND

STATE OF MARYLAND, WORCESTER COUNTY, to wit:

I hereby certify that, on this _____ day of December, 1967, before me, the subscriber, a notary public of Worcester County, Maryland, personally appeared Bernard F. Moore, whose name is subscribed below and the said Bernard F. Moore did make oath as follows:

(1) That he, the said Bernard F. Moore, did attend the sale held on the twenty-eighth day of November, 1967, in front of the Court House door in Princess Anne, Somerset County, Maryland, at which sale a leasehold interest only in and to a parcel of land in Dublin Election District of Somerset County, Maryland, on the northeast side of U. S. Route 13, near the Pocomoke River, having a frontage of thirty-seven feet and depth of one hundred eighteen feet, improved by a one-story building, and being the property conveyed unto Stanley T. McCready from John T. Hadley and wife, was sold at a foreclosure sale, and that he purchased the property for himself, and that there was no other person or persons involved in his bidding other than himself.

(2) That he, the said Bernard F. Moore, did not, directly or indirectly, discourage anyone from bidding on the said property.

Bernard F. Moore (SEAL)
Bernard F. Moore

Subscribed and sworn to before me, this 7th day of December, 1967.

Charlotte C. Dryden
Notary Public

CHARLOTTE C. DRYDEN NOTARY PUBLIC WORCESTER COUNTY, MD.

Henry P. Walters, Assignee named for foreclosure in a mortgage to Bernard F. Moore and Edith M. Moore, his wife, from Stanley T. McCready and Mary S. McCready, his wife, Ex Parte	:	In the Circuit Court For Somerset County State of Maryland In Equity No. 8518 Chancery

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Henry P. Walters, Assignee for the purpose of foreclosure in a mortgage to Bernard F. Moore and Edith M. Moore, his wife, mortgagees of Stanley T. McCready and Mary S. McCready, his wife, in a mortgage dated August 13, 1955 and recorded among the land records of Somerset County, Maryland, in Liber B.L.B. No. 173, at folio 80, respectfully shows:

THAT, after giving bond with security approved by this Court for the faithful performance of this trust, and after having complied with all the other prerequisites as required by law and by the said mortgage, and after giving notice of the time, place, manner and terms of sale, by advertisement published in the Marylander and Herald, a newspaper printed and published in Princess Anne, Somerset County, Maryland, for at least twenty days before the time of said sale, as provided by said mortgage, the said Henry P. Walters, Assignee named for foreclosure in said mortgage, in pursuance to said notice, did attend, in front of the Court House door in Princess Anne, Somerset County, Maryland, on Tuesday, November 28, 1967, at the hour of two o'clock p.m., and then and there proceeded to offer for sale all that leashold interest only in and to the parcel of land mentioned and described in said mortgage in the following manner, that is to say: Your Assignee offered for sale at public auction, to the highest bidder for cash, all that leasehold interest only in and to a parcel of land situate in Dublin Election District of Somerset County, Maryland, on the northeast side of U. S. Route 13, near the Pocomoke River, having a frontage of thirty-seven (37) feet and a depth of one hundred eighteen (118) feet, and being improved by a one-story building, and being the same property conveyed unto Stanley T. McCready from John T. Hadley and wife, by deed dated August 13, 1955 and recorded among the land records of Somerset County, in Liber B.L.B. No. 172, at folio 455.

THAT said leasehold interest only was offered for sale with taxes paid to January 1, 1968, and your Assignee sold the above described property at said time and place, to Bernard F. Moore, at and for the sum of five hundred dollars ($500.00), he being at said sum the highest and best bidder therefor.

A more particular description of the said property is set forth in the advertisement thereof, a certificate of which is attached hereto and made a part hereof.

Your Assignee further reports that he has received from the said purchaser the full purchase price of said property.

Respectfully submitted,

Henry P. Walters

Henry P. Walters, Assignee for Foreclosure

STATE OF MARYLAND, WORCESTER COUNTY, to wit:

I hereby certify that, on this 7th day of December, in the year nineteen hundred sixty-seven, before the subscriber, a notary public of the state and county aforesaid, personally appeared Henry P. Walters, Assignee named for foreclosure as above set forth, and made oath in due form of law that the matters and facts set forth in the aforegoing report of sale are true as therein stated, to the best of his knowledge, information and belief, and that the sale therein reported was fairly made.

Witness my hand and notarial seal.

CHARLOTTE C. DRYDEN NOTARY PUBLIC WORCESTER COUNTY, MD.

Charlotte C. Dryden

Notary Public.

HENRY P. WALTERS
Attorney-at-Law
Pocomoke City, Maryland

ASSIGNEE'S SALE

OF

LEASEHOLD PROPERTY AND BUILDING NEAR POCOMOKE CITY

Under and by virtue of the power of sale contained in a mortgage from Stanley T. McCready and wife to Bernard F. Moore and Edith M. Moore his wife, dated August 13, 1955 and recorded among the land records of Somerset County, Maryland, in Liber B. L. B. No. 173, at folio 80, and assigned by Bernard F. Moore, Surviving mortgagee, to Henry P. Walters for foreclosure, the undersigned assignee for foreclosure will offer for sale, at public auction, to the highest bidder, default having occurred under the terms and conditions of said mortgage, in front of the Courthouse in Princess Anne, Somerset County, Maryland, on

TUESDAY, NOV. 28, 1967

at the hour of 2:00 o'clock p.m. all that leasehold interest only in and to a parcel of land situate in Dublin Election District of Somerset County, Maryland, on the northeast side of U.S. Route 13, near the Pocomoke River, having a frontage of thirty-seven (37) feet and a depth of one hundred eighteen (118) feet, and being improved by a one-story building, and being the same property conveyed unto Stanley T. McCready from John J. Hadley and wife, by deed dated August 13, 1955 and recorded among the land records of Somerset County, in Liber B. L. B. No. 172, at folio 455.

The purchaser of the building described herein shall have the right to remove the same at any time within sixty (60) days from the date of ratification of the sale.

Taxes will be paid to January 1, 1968. Title papers, revenue stamps and recording costs will be at the expense of the purchaser.

Terms of Sale: Cash

Henry P. Walters, Asignee for foreclosure.

27-4tc

PRINCESS ANNE, MD., Nov. 28 1967

This is to certify that the annexed Assignee's Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: Nov. 2, 9, 16, 23

Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 465

Henry P. Walters, Assignee named for foreclosure in a mortgage to Bernard F. Moore and Edith M. Moore, his wife, from Stanley T. McCready and Mary S. McCready, his wife Ex Parte	:	In the Circuit Court For Somerset County State of Maryland In Equity No. _____Chancery

ORDER NISI

ORDERED that the sale of the real estate mentioned in these proceedings and made and reported by Henry P. Walters, Assignee for the purpose of foreclosure in a mortgage to Bernard F. Moore and Edith M. Moore, his wife from Stanley T. McCready and Mary S. McCready, his wife, be RATIFIED and CONFIRMED, unless cause to the contrary be shown on or before the 9th day of January, 1968, provided a copy of this Order be inserted in some newspaper, printed and published in Somerset County, Maryland, once in each of three successive weeks before the 2nd day of January, 1968.

The report of sale states the amount of the sale to be five hundred dollars ($500.00.)

Andrew Phoebus
Clerk of Court

ORDERED by the Circuit Court for Somerset County, Maryland, sitting in Equity, this 15 day of January, 1968, that the sale of the real estate made and reported by Henry P. Walters, Assignee for the purpose of foreclosure, as 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 said Henry P. Walters is allowed the usual commissions and such proper expenses as he shall produce vouchers for to the auditor.

E. McMaster Dryden
Judge.

Henry P. Walters
Attorney-at-Law
Pocomoke City, Maryland

ORDER NISI

Henry P. Walters, Assignee named for foreclosure in a mortgage to Bernard F. Moore and Edith M. Moore, his wife, from Stanley T. McCready and Mary S. McCready, his wife
Ex Parte

In the Circuit Court for Somerset County State of Maryland
In Equity
NO. 8548 CHANCERY

ORDER NISI

ORDERED that the sale of the real estate mentioned in these proceedings and made and reported by Henry P. Walters, Assignee for the purpose of foreclosure in a mortgage to Bernard F. Moore and Edith M. Moore, his wife from Stanley T. McCready and Mary S. McCready, his wife, be ratified and confirmed, unless to the contrary be shown on or before the 9th day of January, 1968, provided a copy of this Order be inserted in some newspaper, printed and published in Somerset County, Maryland, once in each of three successive weeks before the 2nd day of January, 1968.

The report of sale states the amount of the sale to be five hundred dollars ($500.00.)

I. THEODORE PHOEBUS

TRUE COPY, TEST:
Theodore Phoebus, Clerk

PRINCESS ANNE, MD., Jan 8, 1968

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates inserted: Dec 14, 21, 28

Clarence L Byrd
Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 407

Goldie M. Lambertson
Box 88
Marion Station, Maryland,

Plaintiff

vs

Harvey A. Ruark and
Anna M. Ruark
Route 3
Laurel, Delaware,

Defendants

In Equity No. 8413

In the Circuit Court for

Somerset County, Maryland

BILL OF COMPLAINT

Goldie M. Lambertson, by her attorney, Lionel Bennett, alleges:

1. That plaintiff and defendants are seized in common of certain premises described as follows:

All that lot or parcel of land situate in Brinkleys Election District, Somerset County, Maryland, beginning for the same at the southwest corner of what is known as the Bryan Hall lot, thence running in a southeasterly direction by and with the said Bryan Hall southerly line to the end of the Hall property and the center of a ditch; thence in a southerly direction by and with the center of said ditch to the northwest corner of the Raymond Jackson lot; thence continuing the same in a southerly course to the southwest corner of the Jackson lot and the sixth line of what is known as the Cannon land, described among the Judicial Records of the Circuit Court for Somerset County in Liber G.H. No. 4 folio 135; thence running in a northwesterly direction by and with the sixth line of the said Cannon land to a point where it intersects the continuation of the Bryan Hall westerly line; thence in a northerly direction in a straight line to the point of beginning, containing 11.47 acres, more or less; being the same premises conveyed by Fred T. Adams to Goldie Maddox and Anna M. Ruark by deed dated May 4, 1954, and recorded among the land records of Somerset

County in Liber 164 page 56, the said Goldie Maddox now being known as Goldie M. Lambertson.

2. That said real estate is not susceptible to division without material loss or injury to the parties entitled to interest 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; that such a sale would be advantageous to the parties concerned.

Wherefore plaintiff prays:

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 plaintiff may have such other and further relief as the case may require.

Goldie M Lambertson
Goldie M. Lambertson

Lionel Bennett
Lionel Bennett
Attorney for Plaintiff
940 Main Street
Crisfield, Maryland 21817
Phone: 968-1166

STATE OF MARYLAND, Somerset County:

I hereby certify that on this 7th day of December, 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Goldie M. Lambertson, the plaintiff herein, 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 her knowledge and belief, and that the 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.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY

LIBER 042 PAGE 469

Lula Mae Dize
Notary Public

Goldie M. Lambertson,
Box 88
Marion Station, Maryland,

Plaintiff

vs

Harvey A. Ruark and
Anna M. Ruark
Route 3
Laurel, Delaware,

Defendants

In Equity No. 8413

In the Circuit Court for

Somerset County, Maryland

ORDER OF PUBLICATION

This is to give notice that a bill of complaint was filed in the Circuit Court for Somerset County by the plaintiff against the defendants, Harvey A. Ruark and Anna M. Ruark, whose last known address was Route 3, Laurel, Delaware. The bill of complaint alleges in substance that plaintiff and defendants are seized in common of certain premises described as all that lot of land situate in Brinkleys Election District, Somerset County, Maryland, beginning for the same at the southwest corner of what is known as the Bryan Hall lot, thence running in a southeasterly direction by and with the said Bryan Hall southerly line to the end of the Hall property and the center of a ditch; thence in a southerly direction by and with the center of said ditch to the northwest corner of the Raymond Jackson lot; thence continuing the same in a southerly course to the southwest corner of the Jackson lot and the sixth line of what is known as the Cannon land, described among the Judicial Records of the Circuit Court for Somerset County in Liber G.H. No. 4 folio 135; thence running in a northwesterly direction by and with the sixth line of the said Cannon land to a point where it intersects the continuation of the Bryan Hall westerly line; thence in a northerly direction in a straight line to the point of beginning, containing 11.47 acres, more or less; being the same premises conveyed by Fred T. Adams to Goldie Maddox and Anna M. Ruark by deed dated May 4, 1954, and recorded among the land records of Somerset

County in Liber 164 page 56, the said Goldie Maddox now being known as Goldie M. Lambertson.

That said real estate is not susceptible to division without material loss or injury to the parties entitled to interest 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; that such a sale would be advantageous to the parties concerned.

The relief prayed in the bill of complaint is substantially as follows:

That a decree may be passed for the sale of said real estate; that the proceeds of said sale may be distributed between the parties according to their respective rights and interests; and that plaintiff may have such other and further relief as the case may require.

Whereupon it is ordered by the Circuit Court for Somerset County this 7th day of December, 1966, that the complainant cause a copy of this order to be inserted in a newspaper published in Somerset County once a week in each of four successive weeks before the 3rd day of January, 1967, giving notice to the said non-resident defendants of the object and substance of the bill of complaint, and warning them to show cause, if any there may be, on or before the 6th day of February, 1967, why a decree should not be passed as prayed.

I. Theodore Phoebus

I. Theodore Phoebus
Clerk of the Circuit Court for
Somerset County, Maryland

LIBER 042 PAGE 472

GOLDIE M. LAMBERTSON	:	In Equity No. 8413
Vs.	:	In the Circuit Court for
HARVEY A. RUARK and ANNA M. RUARK	:	Somerset County, Maryland.
	:	

****

MR. I. THEODORE PHOEBUS, CLERK:

Please enter the appearance of the undersigned as solicitors for Harvey A. Ruark and Anna M. Ruark, Defendants in the above entitled cause. Our address is 130 East Main Street, Salisbury, Maryland.

ROBINS & ROBINS

By: _____
Solicitors for Defendants

I HEREBY CERTIFY, that a copy of the foregoing was mailed by First Class United States Mail, postage prepaid, to Lionel Bennett, Esquire, 940 Main Street, Crisfield, Maryland, Solicitor for the Complainant, this 21st day of December, 1966.

_____
One of Solicitors for Defendant

LAW OFFICES
ROBINS & ROBINS
130 EAST MAIN STREET
SALISBURY, MD. 21801

Goldie M. Lambertson,	In Equity No. 8413
Plaintiff	In the Circuit Court for
vs	Somerset County, Maryland
Harvey A. Ruark and Anna M. Ruark,	
Defendants	

AFFIDAVIT OF SERVICE

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on December 14, 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Calvin R. Dize, who made oath in due form of law as follows:

That on December 9, 1966, at Laurel, Delaware, 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 Harvey A. Ruark, one of the defendants herein, by delivering to and leaving with the said defendant a true copy thereof; and on December 14, 1966, at Laurel, Delaware, he served a true copy of the annexed order of publication in this action personally upon Anna M. Ruark, one of the defendants herein, by delivering to and leaving with the said defendant a true copy thereof. That he knows the persons so served as aforesaid to be the defendants in this action and the persons mentioned and described in said order of publication as Harvey A. Ruark and Anna M. Ruark.

As witness my hand and Notarial Seal.

Calvin R. Dize

Notary Public

LIBER 042 PAGE 473

LIBER 042 PAGE 474

GOLDIE M. LAMBERTSON	:	In Equity No. 8413
Vs.	:	In the Circuit Court for
HARVEY A. RUARK and ANNA M. RUARK	:	Somerset County, Maryland.
	:	

****

ANSWER OF DEFENDANTS

Harvey A. Ruark and Anna M. Ruark, Defendants in the above entitled cause, answering the Bill of Complaint of Goldie M. Lambertson against them in said cause exhibited, respectfully say:

1. That they admit the allegations of the 1st. paragraph of said Bill of Complaint.

2. That they admit the allegations of the 2nd. paragraph of said Bill of Complaint.

Answering said Bill of Complaint further, these Defendants, being adults, hereby consent to the passage of a decree appointing Trustees to make sale of said real estate; and these Defendants, being the owners of an undivided one-half interest therein, do hereby request the appointment of Lionel Bennett and Stanley G. Robins, Solicitors of Record for the parties to these proceedings, as Co-Trustees for the purpose of making such sale.

Harvey A. Ruark
Harvey A. Ruark

Anna M. Ruark
Anna M. Ruark
- Defendants -

ROBINS & ROBINS

By: Stanley G. Robins
- Solicitors for Defendants -

I HEREBY CERTIFY, that a copy of the foregoing was mailed by First Class United States Mail, postage prepaid, to Lionel Bennett, Esquire, 940 Main Street, Crisfield, Maryland, Solicitor for the Complainant, this 6th day of January, 1967.

Stanley G. Robins
One of Solicitors for Defendants

LAW OFFICES
ROBINS & ROBINS
130 EAST MAIN STREET
SALISBURY, MD. 21801

Goldie M. Lambertson,

Plaintiff

vs

Harvey A. Ruark and
Anna M. Ruark,

Defendants

In Equity No. 8413

In the Circuit Court for

Somerset County, Maryland

FINAL DECREE

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

It is thereupon this 27th day of January, 1967, 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

Adjudged, ordered and decreed that Lionel Bennett and Stanley G. Robins be, and they are hereby appointed co-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 $1,000.00, if corporate, and $2,000.00, 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, 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 will, 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 will 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

E. McMaster Duer
Judge

FOR BOND SEE BOND BOOK No. 9, FOLIO 179.

LIONEL BENNETT,
SOLICITOR

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 Saturday, March 4, 1967, at 2:00 p.m.

All that lot or parcel of land situate in Brinkleys Election District, Somerset County, Maryland, beginning for the same at the southwest corner of what is known as the Bryan Hall lot, thence running in a southeasterly direction by and with the said Bryan Hall southerly line to the end of the Hall property and the center of a ditch; thence in a southerly direction by and with the center of said ditch to the northwest corner of the Raymond Jackson lot; thence continuing the same in a southerly course to the southwest corner of the Jackson lot and the sixth line of what is known as the Cannon land, described among the Judicial Records of the Circuit Court for Somerset County in Liber G. H. No. 4 folio 135; thence running in a northwesterly direction by and with the sixth line of said Cannon Land to a point where it intersects the continuation of the Bryan Hall westerly line; thence in a northerly direction in a straight line to the point of beginning, containing 11.47 acres, more or less; being the same premises conveyed by Fred T. Adams to Goldie Maddox and Anna M. Ruark by deed dated May 4, 1954, and recorded among the land records of Somerset County, in Liber 164 page 56, the said Goldie Maddox now being known as Goldie M. Lambertson.

The terms of sale shall 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, taxes and all other public charges, if any, to be adjusted to the date of settlement.

LIONEL BENNETT
STANLEY G. ROBINS
Trustees

2-10-4t

CRISFIELD, MD., March 7 1967

THIS is to certify that the annexed Trustees' Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Trustees' Sale for 4 weeks beginning with the issue of February 10 19 67 and ending March 3 19 67.

E. L. Dr[illegible]

Publisher, THE CRISFIELD TIMES

LIBER 042 PAGE 477

Goldie M. Lambertson,

Plaintiff

vs

Harvey A. Ruark and
Anna M. Ruark,

Defendants

In Equity No. 8413

In the Circuit Court for

Somerset County, Maryland

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 6th day of March, 1967, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Goldie M. Lambertson, who made oath in due form of law as follows:

1. That in the sale sought to be ratified herein, she was not acting as agent for any one.

2. That no other person is interested as principal.

3. That she has not directly or indirectly discouraged any one from bidding for the said property.

Witness my hand and Notarial Seal.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY, MD.

Lula Mae Dize
Lula Mae Dize
Notary Public

Goldie M. Lambertson,	In Equity No. 8413
Plaintiff	In the Circuit Court for
vs	Somerset County, Maryland
Harvey A. Ruark and Anna M. Ruark,	
Defendants	

REPORT OF SALE

The report of Lionel Bennett and Stanley G. Robins, trustees appointed by this Court by order herein dated January 27, 1967, 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 four 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 four 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 March 4, 1967, at 2:00 p.m., 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 in Brinkleys Election District, Somerset County, Maryland, beginning for the same at the southwest corner of what is known as the Bryan Hall lot, thence running in a southeasterly direction by and with the said Bryan Hall southerly line to the end of the Hall property and the center of a ditch; thence in a southerly direction by and with the center of said ditch to the northwest corner of the Raymond Jackson lot; thence continuing the same in a southerly course to the southwest corner of the Jackson lot and the sixth line of what is known as the Cannon land,

described among the Judicial Records of the Circuit Court for Somerset County in Liber G.H. No. 4 folio 135; thence running in a northwesterly direction by and with the sixth line of the said Cannon land to a point where it intersects the continuation of the Bryan Hall westerly line; thence in a northerly direction in a straight line to the point of beginning, containing 11.47 acres, more or less; being the same premises conveyed by Fred T. Adams to Goldie Maddox and Anna M. Ruark by deed dated May 4, 1954, and recorded among the land records of Somerset County, in Liber 164 page 56, the said Goldie Maddox now being known as Goldie M. Lambertson:

And sold the same to Goldie M. Lambertson, she being the highest bidder therefor, at and for the sum of $3,600.00, and the purchaser has complied with the terms of sale.

Respectfully submitted,

Lionel Bennett

Stanley G. Robins

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 6th day of March, 1967, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Lionel Bennett and Stanley G. Robins, 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.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY, MD.

Lula Mae Dize
Notary Public

Goldie M. Lambertson,

Plaintiff

vs

Harvey A. Ruark and
Anna M. Ruark,

Defendants

In Equity No. 8413

In the Circuit Court for

Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary be shown on or before the 17th day of April, 1967, provided a copy of this order be printed in some weekly newspaper in Somerset County once in each of three successive weeks before the 3rd day of ~~March~~ April, 1967.

The report states the amount of sale to be $3,600.00.

I. Theodore Phoebus, Clerk

FINAL ORDER

Ordered by this Court this 17 day of April, 1967, 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.

E. McMaster Duer
Judge

LIBER 042 PAGE 481

Lionel Bennett, Solicitor

Order Nisi

Goldie M. Lambertson, Plaintiff, vs.

Harvey A. Ruark and Anna M. Ruark, Defendants

Lionel Bennett, Solicitor

Goldie M. Lambertson,
Plaintiff
VS
Harvey A. Ruark and
Anna M. Ruark,
Defendants

In Equity No. 8413 In the Circuit Court for Somerset County, Maryland

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to the contrary be shown on or before the 11th day of April, 1967, provided a copy of this order be printed in some weekly newspaper in Somerset County once in each of three successive weeks before the 3rd day of April 1967.

The report states the amount of sale to be $3,600.00.

I. Theodore Phoebus,
Clerk

3-17-3t

CRISFIELD, MD., April 11th, 1967 19

THIS is to certify that the annexed Order Nisi has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order for 3 weeks beginning with the issue of March 17th, 1967 19 and ending March 31st., 1967 19.

Publisher, THE CRISFIELD TIMES

Goldie M. Lambertson,

Plaintiff

vs

Harvey A. Ruark and
Anna M. Ruark,

Defendants

In Equity No. 8413

In the Circuit Court for

Somerset County, Maryland

PETITION AND ORDER APPOINTING AUDITOR

The petition of Lionel Bennett, respectfully shows to this Court as follows:

That he is one of the trustees appointed by order of this Court herein under which he sold certain real property, as more fully appears by his report of sale filed herein.

That the auditor for this Court is not available, and petitioner prays for the appointment of a special auditor to whom such report of sale may be referred to state an account, pursuant to Rule BR 6 b 5.

And your petitioner will ever pray.

Lionel Bennett
Lionel Bennett
Petitioner

ORDER

Upon the foregoing petition, it is this 14th day of March, 1967, by the Circuit Court for Somerset County, in Equity, ordered that Lula Mae Dize be, and she is hereby appointed a special auditor to whom the report of sale herein shall be referred to state an account.

LIBER 042 PAGE 483

E. McMaster Duer
E. McMaster Duer
Judge

Goldie M. Lambertson,	In Equity No. 8413
Plaintiff	In the Circuit Court for
vs	Somerset County, Maryland
Harvey A. Ruark and Anna M. Ruark,	
Defendants	

NOTICE OF FILING AUDITOR'S ACCOUNT

Take notice that the account herein was filed on May 15 1967; that exceptions thereto must be filed within fifteen days of said date, and if no exceptions are filed within such fifteen day period, the account may thereupon be ratified.

Lula Mae Dize
Special Auditor

I certify that on May 15, 1967, I mailed a copy of the above to Harvey A. Ruark and Anna M. Ruark, at Route 3, Laurel, Delaware, and Stanley G. Robins, Esq., at 130 E. Main Street, Salisbury, Md., and Goldie M. Lambertson, Box 88, Marion Station, Maryland.

Lula Mae Dize
Special Auditor

Goldie M. Lambertson,

Plaintiff

vs

Harvey A. Ruark and
Anna M. Ruark,

Defendants

In Equity No. 8413

In the Circuit Court for

Somerset County, Maryland

AUDIT

The report of the special auditor stating the account in the within mentioned case respectfully represents:

That your special auditor has charged the trustees with the whole amount of the sale of the real property as reported by the trustees in their report of sale; the said trustees have been allowed commissions on said sale and a special attorney's fee, as per the Chancery Rules of this Court, and their costs and expenses, not personal.

The balance of the funds in the hands of the trustees is $2,938.27.

Respectfully submitted:

Lula Mae Dize

Lula Mae Dize
Special Auditor

Dated: May 11, 1967

May 11, 1967 -	By the whole amount of the sale of the real property as reported by the Trustees in their report of sale			$3,600.00
May 11, 1967 -	To the Trustees for commissions, as per the Chancery Rules of this Court, 10% on $3,600.00 - $360.00			
	To Lionel Bennett - 2/3 of commission	$240.00		
	To Stanley G. Robins - 1/3 of commission	120.00		
	To Lionel Bennett - Special Atty's. fee	25.00	$385.00	
	To the Trustees for their costs and expenses, not personal:			
	To Lionel Bennett	10.00		
	To Stanley G. Robins	10.00		
	To Stanley G. Robins photocopy of bill of complaint	2.00		
	To advertising sale and order nisi	60.00		
	To premium on bond	10.00		
	To Clerk's costs	54.00		
	To auctioneer	25.00		
	To special auditor stating account	15.00		
	To Calvin R. Dize, serving order of publications	38.80		
	To Goldie Lambertson, for taxes paid as per annexed tax receipts:			
	1960 State & County taxes 8.23			
	1961 " 7.35			
	1962 " 7.25			
	1963 " 7.25			
	1964 " 7.25			
	1965 " 7.35			
	1966 " 7.25	51.93	276.73	661.73
	To be distributed as follows:			$2,938.27
	Goldie M. Lambertson	$1,469.14		
	Anna M. Ruark	$1,469.13		

RECEIPT FOR 1962

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

NAME & ADDRESS	PROPERTY DESCRIPTION	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
GOLDIE MADDOX & ANNA RUARK MARION MD	11.47 A WOODED FR SHERMAN	688 03	345	673	345	52	725
				COUNTY INTEREST			
				STATE INTEREST			
				PENALTY			
				TOTAL			

PAID
SEP 14 1962
CARLOS BOZMAN
TREASURER

County Tax Rate ____ $1.95 per $100.00
State Tax Rate ____ $ .15 per $100.00

LIBER 042 PAGE 487

RECEIPT FOR 1961

Paid 9/15/61
Carlos Bozman

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

Duplicate

NAME & ADDRESS	PROPERTY DESCRIPTION	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
GOLDIE MADDOX & ANNA RUARK MARION MD	WOODLAND	694 03	345	6 83	345	52	735
				COUNTY INTEREST			
				STATE INTEREST			
				PENALTY			
				TOTAL			

Duplicate

County Tax Rate ____ $1.98 per $100.00
State Tax Rate ____ $ .15 per $100.00

LIBER 042 PAGE 488

RECEIPT FOR 1964

PAID

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

SEP 29 1964
CARLOS BOZMAN
TREASURER

NAME & ADDRESS	PROPERTY DESCRIPTION	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
GOLDIE MADDOX & ANNA M RUARK MARION MD	WOODLAND FR SHERMAN	70603	345	673	345	52	725
				COUNTY INTEREST			
				STATE INTEREST			
				PENALTY			
				TOTAL			

County Tax Rate _____ $1.95 per $100.00
State Tax Rate _____ $ .15 per $100.00

RECEIPT FOR 1963

PAID

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

AUG 19 1963
CARLOS BOZMAN
STATE TREASURER

NAME & ADDRESS	PROPERTY DESCRIPTION	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
GOLDIE MADDOX & ANNA M RUARK MARION MD	S MADDOX PROPERTY	69103	345	673	345	52	725
				COUNTY INTEREST			
				STATE INTEREST			
				PENALTY			
				TOTAL			

County Tax Rate _____ $1.95 per $100.00
State Tax Rate _____ $ .15 per $100.00

PAID
SEP 16 1966
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1966-1967

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

NAME & ADDRESS	PROPERTY DESCRIPTION			BILL & DIST. NUMBER	COUNTY		STATE		TOTAL TAX
	MAP	BLOCK	PARCEL		ASSESSMENT	TAX	ASSESSMENT	TAX	
GOLDIE MADDOX & ANNA M RUARK MARION MD	66	12	110	70003	345	6.73	345	.52	7.25
						COUNTY INTEREST			
						STATE INTEREST			
						PENALTY			
						TOTAL			

County Tax Rate.....$1.95 per $100.00
State Tax Rate.....$ .15 per $100.00

RECEIPT FOR 1965-1966

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

PAID
AUG 31 1965
CARLOS BOZMAN
TREASURER

NAME & ADDRESS	PROPERTY DESCRIPTION			BILL & DIST. NUMBER	COUNTY		STATE		TOTAL TAX
	MAP	BLOCK	PARCEL		ASSESSMENT	TAX	ASSESSMENT	TAX	
GOLDIE MADDOX & ANNA M RUARK MARION MD	66	12	110	69803	345	673	345	62	735
						COUNTY INTEREST			
						STATE INTEREST			
						PENALTY			
						TOTAL			

County Tax Rate.....$1.95 per $100.00
State Tax Rate.....$ .18 per $100.00

LIBER 042 PAGE 489

LIBER 042 PAGE 490

Office of
The County Commissioners for Somerset County
BRINKLEYS Princess Anne, Maryland
.....DISTRICT

AUG 9 1960

Dear Sir:
This is to notify you that your taxes for **1960** on Real and Tangible Property are now due.

County Taxes on $ 345 @2.25 per $100 $ 7.76
State Taxes on $ " @ 13.75 cents per $100 $ .47
Interest on State and County Taxes from Oct. 1, 1960 $
Total Amount due $ 8.23

State and County Taxes are due and payable July 1, 1960 and bear interest at the rate of ½ percent for each month or fraction thereof beginning October 1, 1960.

The law provides that ALL TAXES remaining UNPAID on January 1st, 1961 shall be collected by a SALE OF PROPERTY in the manner prescribed by law.

Very respectfully,

CARLOS BOZMAN, Treasurer

Please Return This Card When Paying Taxes

1960

FOLIO 159

NO. 1345 RECEIVED AUG 26 1960 19

OF MR. Goldie Madson and Anna M. Quark

Eight and 23/100 DOLLARS

County Tax - - $ 7.76
Interest - - - $ —
State Tax - - $ .47
Interest - - - $ —
Total $ 8.23

For Brinkleys District, Somerset County, Md.

Carlos Bozman
Treasurer

Ordered by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this ..15th.... *day of* ..May ...19 67.. *that the within Report of the Auditor be Ratified and Confirmed, unless cause to the contrary be shown by exceptions filed, on or before the*...31.....*day of*....May..... 19 67.

L. Theodore Lankford ..... *Clerk*

No. 8413 Chancery Vs .....

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

[illegible] been filed in the above proceedings to the final ratification of the Auditor's Report, and that the costs as shown by vouchers exhibited have been paid by the trustee as required by law.

Date June 1, 1967

L. Theodore Lankford ..... Clerk.

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this 1st. *day of* June. .19 67 *that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.*

L. Theodore Lankford
Clerk

LIBER 042 PAGE 491

KNOW ALL MEN BY THESE PRESENTS:

That I, Anna M. Ruark, have received from Lionel Bennett and Stanley G. Robins, Trustees to sell real estate in the case of Goldie M. Lambertson vs. Harvey A. Ruark and Anna M. Ruark, his wife, same being No. 8413 Chancery in the Circuit Court for Somerset County, State of Maryland, the sum of ONE THOUSAND FOUR HUNDRED SIXTY NINE AND 13/100 DOLLARS ($1,469.13), representing my distributive share of the proceeds of sale as per audit ratified by said Court; and in consideration thereof, I do hereby release, acquit, exonerate and discharge the said Lionel Bennett and Stanley G. Robins, Trustees as aforesaid, from all further liability to me for and on account of same.

AS WITNESS my hand and seal this 1st. day of June, 1967.

TEST:

Harvey A. Ruark

Anna M. Ruark (SEAL)

LAW OFFICES
ROBINS & ROBINS
130 EAST MAIN STREET
SALISBURY, MD. 21801

KNOW ALL MEN BY THESE PRESENTS:

That I, Goldie M. Lambertson, have received from Lionel Bennett and Stanley G. Robins, Trustees to sell real estate in the case of Goldie M. Lambertson vs. Harvey A. Ruark and Anna M. Ruark, his wife, same being No. 8413 Chancery in the Circuit Court for Somerset County, State of Maryland, the sum of ONE THOUSAND FOUR HUNDRED SIXTY-NINE AND 14/100 DOLLARS ($1,469.14), representing my distributive share of the proceeds of sale as per audit ratified by said Court; and in consideration thereof, I do hereby release, acquit, exonerate and discharge the said Lionel Bennett and Stanley G. Robins, Trustees as aforesaid, from all further liability to me for and on account of same.

AS WITNESS my hand and seal this 12th day of June, 1967.

TEST:

Lulu Mae Dize

Goldie M Lambertson (SEAL)
Goldie M. Lambertson

LIBER 042 PAGE 493

FILED

JUN 14 10 35 AM '67

E.J. MAY 8 1968

Rt 20036

LIBER 042 PAGE 494

EX PARTE	*	No. 8537 Chancery
	*	In the Circuit Court
HOBART B. HUGHES, Assignee for the Purpose of Foreclosure of a Mortgage from	*	
		for Somerset County
Raymond Spence, Jr. and Josephine Spence, his wife, of	*	
Somerset County, Maryland	*	State of Maryland

****

ORDER TO DOCKET SUIT

Mr. Clerk:

Please docket Chancery suit as above and file for foreclosure the attached Mortgage from Raymond Spence, Jr. and Josephine Spence, his wife, dated August 13, 1963 and duly recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 221, Folio 21; the interest of the said United Mortgage Corporation (formerly known as Consolidated Security Savings & Loan Association, Inc.) having been assigned to Hobart B. Hughes, attorney, for the purpose of foreclosure and collection by United Mortgage Corporation (formerly known as Consolidated Security Savings & Loan Association, Inc.), on September 27, 1967.

POLLITT, HUGHES & BAHEN

By: Hobart B. Hughes
110 North Division Street
Salisbury, Maryland 21801
Telephone: PIoneer 2-7178

FOR ORIGINAL MORTGAGE SEE LIBER NO. 221, FOLIO 21.

HUGHES & BAHEN
ATTORNEYS-AT-LAW
110 N. DIVISION ST.
SALISBURY, MARYLAND

HOBART B. HUGHES, Attorney	:	IN THE
Assignee, for the purpose of foreclosure	:	CIRCUIT COURT FOR
Vs.	:	SOMERSET COUNTY
RAYMOND SPENCE, JR. and	:	STATE OF MARYLAND
JOSEPHINE SPENCE, his wife	:	EQUITY NO. 8537

: :

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND,

COUNTY OF ANNE ARUNDEL, to wit:

I HEREBY CERTIFY that on the twenty seventh day of September, 1967, before me, the subscriber, a Notary Public for the State and County aforesaid, personally appeared Richard A. Brown, President of United Mortgage Corporation (formerly known as Consolidated Security Savings & Loan Association, Inc.) the holder of a mortgage dated August 13, 1963, recorded among the Land Records of Somerset County, State of Maryland at Liber ITP No. 221, folio 21 & c., from Raymond Spence, Jr. and Josephine Spence, his wife, and made oath in due form of law that the following account represents the balance due and owing upon the mortgage filed for foreclosure in the above entitled cause:

Principal balance due	$4,392.62
Interest due from June 5, 1967 to September 27, 1967 @ 6% per annum	81.94
Late charges due	8.49
Real Estate taxes, 1965, 1966, 1967	107.23
Balance due	$4,590.28

UNITED MORTGAGE CORPORATION

BY: [signature]
Richard A. Brown, President

SUBSCRIBED AND SWORN TO before me this twenty seventh day of September, 1967.

[signature]
Michi Sakamoto - Notary Public

My commission expires July 1, 1969.

MICHI SAKAMOTO NOTARY PUBLIC

FOR BOND SEE BOND BOOK, No. 9, FOLIO 246

LIBER 042 PAGE 496

EX PARTE	*	No. 8537 Chancery
Hobart B. Hughes, Assignee For the Purpose of Foreclosure of a Mortgage from Raymond Spence, Jr. and Josephine Spence, his wife, of Somerset County, Maryland	*	In the Circuit Court For Somerset County State of Maryland

****

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND, COUNTY OF ANN ARUNDEL, TO WIT:

I HEREBY CERTIFY that on this 15th day of December, 1967, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Richard A. Brown, President of United Mortgage Corporation and successor of Consolidated Security Savings and Loan Association, Inc., a body corporate of the State of Maryland, and made oath in due form of law that the United Mortgage Corporation was the purchaser at the sale of the property described in this cause, and that:

(a) It was not acting for anyone;

(b) There were no other interested principals;

(c) No one was either directly or indirectly discouraged from bidding for said property.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Michi Sakamoto
Notary Public

My commission expires:
July 1, 1969

MICHI SAKAMOTO NOTARY PUBLIC ANN ARUNDEL CO. MD.

HUGHES & BAHEN
ATTORNEYS-AT-LAW
110 N. DIVISION ST.
SALISBURY, MARYLAND

EX PARTE	*	No. 8537 Chancery
Hobart B. Hughes, Assignee For the Purpose of Foreclosure of a Mortgage from Raymond Spence, Jr. and Josephine Spence, his wife, of Somerset County, Maryland	* * * *	In the Circuit Court For Somerset County State of Maryland

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Hobart B. Hughes, Assignee of a mortgage from Raymond Spence, Jr. and Josephine Spence, his wife, to United Mortgage Corporation (formerly known as Consolidated Security Savings & Loan Association, Inc.), having been subsequently assigned by mesne assignments to the undersigned for the purpose of foreclosure and collection, respectfully represents:

That having given bond with approved security for the faithful performance of the trust reposed in him and after having complied with all prerequisites of law and the terms of the said mortgage, including the giving of notice of the time, place, manner, and terms of sale, by advertisement duly inserted in the Marylander and Herald of Princess Anne, Maryland, at least twenty days before the date of sale as will more fully appear by reference to the Certificate of Publication of said advertisement which is attached hereto and made a part hereof, he did, pursuant to said notice, proceed to sell the property described in said mortgage, on Thursday, December 14, 1967, at the Court House door in Princess Anne, Maryland, at 2:00 P.M., all of the following described property:

ALL that lot or parcel of land, situate, lying and being in Dublin Election District, Somerset County, Maryland, on the Southerly side of the old State Road from Westover to Camden Station consisting of one acre, more or less; and being the same premises conveyed to Raymond Spence, Jr. and Josephine Spence, his wife, by deed dated August 13, 1963, and recorded among the Land Records for Somerset County, Maryland in Liber I.T.P. No. 220, Folio 510.

HUGHES & BAHEN
ATTORNEYS-AT-LAW
110 N. DIVISION ST.
SALISBURY, MARYLAND

AND he sold said property unto United Mortgage Corporation, successor to Consolidated Security Savings and Loan Association, Inc., at and for the sum of Forty-Five Hundred Dollars ($4,500.00), it being at that sum the only bidder therefor, and the said purchaser will comply with the terms of sale upon final ratification thereof. This assignee proposes to distribute the proceeds of the aforesaid sale as follows:

Hobart B. Hughes, Assignee To Amount of Sale as per Report	$4,500.00	
Distribution:		
I. Theodore Phoebus, Clerk of Court Court costs		45.00
Avery W. Hall, Insurance Agency Bond Premium		20.00
The Marylander and Herald Advertising		38.00
Order Nisi		15.00
Margaret H. Fields, Notary Public		2.00
Treasurer for Somerset County, State of Maryland State & County taxes -- Paid		
Hobart B. Hughes Attorney's fee in lieu of commissions		100.00
United Mortgage Corporation Amount of mortgage debt		$4,590.28
Deficiency		310.28

Respectfully Submitted,

Hobart B. Hughes, Assignee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY that on this 5th day of January, in the year 1968, before me, a Notary Public for the State of Maryland, in and for Wicomico County, aforesaid, personally appeared Hobart B. Hughes, Assignee, named in the aforegoing Report of Sale and Distribution of Proceeds, and made oath in due form of law that the matters and facts stated therein are true and correct to the best of his knowledge, information and belief.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Margaret H. Fields
Notary Public

MARGARET H. FIELDS NOTARY PUBLIC WICO. CO.

HUGHES & BAHEN
ATTORNEYS-AT-LAW
110 N. DIVISION ST.
SALISBURY, MARYLAND

LIBER 042 PAGE 499

PRINCESS ANNE, MD., Jan4, 1968 19

This is to certify that the annexed ~~Attorney's Sale~~ has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: Nov. 30
Dec. 7, 14

Business Manager MARYLANDER and HERALD

POLLITT, HUGHES & BAHEN
Attorneys

ATTORNEYS' SALE

OF VALUABLE HOUSE & FARM

Under and by virtue of the power of sale contained in a mortgage from Raymond Spence, Jr. and Josephine Spence, his wife, dated August 13, 1963 and duly recorded among the Land Records of Somerset County, State of Maryland, in Liber I. T. P. No. 221, Folio 21, said mortgage having been assigned to the undersigned for the purpose of foreclosure and collection; default having occurred in the covenants thereof, the undersigned Attorney will offer for sale, at public auction, on

Raymor
Joseph

TUESDAY, DEC. 14, 1967

at 2:00 o'clock P. M.
Court House
Pr... Anne, Maryland

all of the following described property:

All that lot or parcel of land, situate, lying and being in Dublin Election District' Somerset County, Maryland, on the Southern side of the old State Road from Westover to Camden Station consisting of one acre, more or less, being the same premises conveyed to Raymond Spence, Jr. and Josephine Spence, his wife, by deed dated August 13, 1963, and recorded among the Land Records for Somerset County, Maryland, in Liber I. T. P. No. 220, Folio 510.

TERMS OF SALE: One-third cash on day of sale and the balance to be paid within thirty days, the credit portion to bear interest from the date of sale until paid at the rate of 6% per annum and to be secured to the satisfaction of he undersigned attorney, or all cash at the option of purchaser. All expenses of transfer are at the expense of the purchaser.

Hobart B. Hughes
Attorney and Assignee

31-3tc

LIBER 042 PAGE 500

EX PARTE

Hobart B. Hughes, Assignee
For the Purpose of
Foreclosure of a Mortgage from
Raymond Spence, Jr. and
Josephine Spence, his wife, of
Somerset County, Maryland

No. 8537 Chancery

In the Circuit Court
For Somerset County
State of Maryland

****

ORDER NISI

It is, this 17th day of January, 1968, ORDERED by the Circuit Court for Somerset County and State of Maryland, that the sale of the property and distribution of proceeds mentioned in these proceedings and made and reported by Hobart B. Hughes, Assignee, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 19th day of February, 1968; provided a copy of this Order be inserted in some newspaper published in the said Somerset County and State of Maryland once in each of three successive weeks before the 12th day of February, 1968.

The report states the amount of sale to be Forty Five Hundred Dollars ($4500.00).

I. Theodore Phoebus
Clerk of Court

ORDER NISI

NO. 8537 CHANCERY

EX PARTE

Hobart B. Hughes, Assignee For the Purpose of Foreclosure of a Mortgage from Raymond Spence, Jr. and Josephine Spence, his wife, of Somerset County, Maryland

In the Circuit Court for Somerset County State of Maryland

ORDER NISI

It is, this 17th day of January, 1968, ORDERED by the Circuit Court for Somerset County and State of Maryland, that the sale of the property and distribution of proceeds mentioned in these proceedings and made and reported by Hobart B. Hughes, Assignees, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 19th day of February, 1968; provided a copy of this Order be inserted in some newspaper published in the said Somerset County and State of Maryland once in each of three successive weeks before the 12th day of February, 1968.

The report states the amount of sale to be Forty Five Hundred Dollars ($4500.00).

I. THEODORE PHOEBUS
Clerk of Circuit Court for
Somerset County
TRUE COPY, TEST:
I. Theodore Phoebus, Clerk
38-3tc

PRINCESS ANNE, MD., Feb 29, 1968

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: ~~Jan 18, 25~~ Feb 1

Clarence L. Byrd
Business Manager MARYLANDER and HERALD

Raymond &
Josephine Spence

LIBER 042 PAGE 500

HUGHES & BAHEN
ATTORNEYS-AT-LAW
110 N. DIVISION ST.
SALISBURY, MARYLAND

EX PARTE * No. 8539 Chancery

Hobart B. Hughes, Assignee * In the Circuit Court
For the Purpose of
Foreclosure of a Mortgage from *
Raymond Spence, Jr. and For Somerset County
Josephine Spence, his wife, of *
Somerset County, Maryland State of Maryland
*

****

ORDER OF RATIFICATION

It is hereby ORDERED, by the Circuit Court for Somerset County, State of Maryland, in Chancery, this 7 day of March, 1968, that the sale of real estate, distribution and proceeds of sale mentioned in the aforegoing Report of Sale and made by Hobart B. Hughes, Assignee, be, and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice thereof has been given in accordance with the Order Nisi passed in said cause.

E. McMaster Dues
Judge

LIBER 042 PAGE 501

HUGHES & BAHEN
ATTORNEYS-AT-LAW
110 N. DIVISION ST.
SALISBURY, MARYLAND

Ed MAY 8 1968

20392

LIBER 042 PAGE 502

CARROLL E. BOUNDS, ASSIGNEE FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF MORTGAGE FROM MERVIN BOUNDS AND ANNA LEE BOUNDS, HIS WIFE	"	NO. 8551 CHANCERY,
	"	IN THE CIRCUIT COURT,
	"	FOR SOMERSET COUNTY,
EX PARTE	"	STATE OF MARYLAND.
	"	

- - -

Mr. Clerk:

Docket Chancery Suit as above and file for foreclosure the attached original mortgage from Mervin Bounds and Anna Lee Bounds, his wife, to Charles L. Browne and Edna E. Browne, his wife, dated August 18, 1960, and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 200, Folio 367.

Carroll E. Bounds
ATTORNEY

FOR ORIGINAL MORTGAGEE SEE LIBER NO. 200, FOLIO 367.

FILED

Nov 9 9 25 AM '67

CARROLL E. BOUNDS

CARROLL E. BOUNDS, ASSIGNEE	"	NO. 8551 CHANCERY,
FOR THE PURPOSE OF FORECLOSURE		
AND COLLECTION OF MORTGAGE FROM	"	IN THE CIRCUIT COURT,
MERVIN BOUNDS AND		
ANNA LEE BOUNDS, HIS WIFE	"	FOR SOMERSET COUNTY,
EX PARTE	"	STATE OF MARYLAND.

- - -

STATEMENT OF MORTGAGE CLAIM

Principal balance of Mortgage from Mervin Bounds and Anna Lee Bounds, his wife, to Charles L. Browne and Edna E. Browne, his wife, dated August 18, 1960, and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 200, Folio 367.	$1,200.00
Interest at 6% accrued from 8-18-1963 to 1-18-1968 (estimated date of ratification of sale) 4 years, 5 months	318.00
Total	$1,518.00

Edna Browne Tomlin

Subscribed and Sworn to before me, by Edna Browne Tomlin, this 10th day of November, 1967.

Betty N. Bounds
Notary Public

BETTY N. BOUNDS
NOTARY PUBLIC
WICOMICO COUNTY, MD.

FOR BOND SEE BOND BOOK NO. 9, FOLIO 254

CARROLL E. BOUNDS, ASSIGNEE FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF MORTGAGE FROM MERVIN BOUNDS AND ANNA LEE BOUNDS, HIS WIFE	"	NO. 8551 CHANCERY,
	"	IN THE CIRCUIT COURT,
	"	FOR SOMERSET COUNTY,
EX PARTE	"	STATE OF MARYLAND.
	"	

- - - -

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Carroll E. Bounds, Assignee of Mortgage from Mervin Bounds and Anna Lee Bounds, his wife, to Charles L. Browne and Edna E. Browne, his wife, respectfully shows:

That having given bond with approved security for the faithful performance of the trust reposed in him, and after having complied with all other prerequisites of law and the terms of said mortgage, including the giving of notice of the time, place, manner and terms of sale, by advertisement inserted in the Marylander & Herald, a newspaper published in Somerset County, Maryland, at least twenty days before the date 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 widely circulated, he did, pursuant to said notice, attend on the premises of the Somerset County Court House, at Princess Anne, Maryland, on Tuesday, December 12, 1967, at 2:00 P.M. and then and there proceeded to sell the property described in said mortgage, as follows:

All that lot or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, on the northerly side of and binding upon the county road leading from Princess Anne to West Post Office as now laid out and recently straightened, beginning for the same in the center of a ditch on the southwesternmost corner of the land herein described, which said ditch divides the land herein described from that of Roscoe Ruark, running thence North 31 degrees 15 minutes east by and with the center of said ditch to intersect another ditch; thence running by and with the center of said intersecting ditch a southeasterly direction by and with the lands of Edward L. Browne and Edna E. Browne to the northerly side of said county road; thence in a westerly direction by and with said county road to the place of beginning, containing 12 acres, more or less,

as shown on aerial photo as the property of Edna E. Browne, no. ANL 6K-89, in the office of the soil conservation, at Princess Anne, Maryland, being a part only of all that farm or tract of land which was conveyed unto Charles L. Browne and Edna E. Browne by The Cohn and Bock Company, a body corporate, by deed dated January 23, 1943, and recorded among the Land Records of Somerset County in Liber B.L.B. No. 123, Folio 594, and being also the same and all the land conveyed unto the said Mervin Bounds and Anna Lee Bounds by the said Charles L. Browne and Edna E. Browne, by deed dated August 18, 1960, and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 199, Folio 495.

And he sold said property to Walter C. Tomlin and Edna Browne Tomlin, his wife, as tenants by the entireties, at and for the sum of One Thousand, Nine Hundred and Fifty Dollars ($1,950.00) they being at that sum the highest and best bidders therefor, and said purchasers have complied with the terms of sale.

And this assignee proposes to distribute the proceeds of the aforesaid sale as follows:

To amount of sale, as per report		$1,950.00
DISTRIBUTION:		
Marylander & Herald, Advertising and Order Nisi	$80.00	
Edwin B. Muir, Auctioneer	20.00	
I. Theodore Phoebus, Clerk, Court costs	28.00	
Toadvin Insurance Agency, Bond premium	10.00	
Solicitor's Appearance Fee	10.00	
Carroll E. Bounds, Assignee, for his Commissions, per Rule of Court	195.00	
Amount available to apply on $25.00 attorney's fee, as provided in mortgage	24.67	
Carlos Bozman, Treasurer, 1964 State & County taxes and interest	15.07	
Carlos Bozman, Treasurer, 1965 State & County taxes and interest	14.51	
Carlos Bozman, Treasurer, 1966 State & County taxes and interest	13.55	
Carlos Bozman, Treasurer, 1967 State & County taxes and interest	21.20	
Edna Browne Tomlin, Mortgage principal balance	1,200.00	
Interest on above mortgage from 8-18-1963 to 1-18-1968, 4 years, 5 months, estimated date of ratification of sale	318.00	
Total Distribution		$1,950.00

Respectfully submitted,

Carroll E. Bounds
Assignee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 13th day of December, A.D., 1967, before me, the subscriber, a Notary Public in and for Wicomico County, State of Maryland, personally appeared Carroll E. Bounds, Assignee named in the aforegoing Report of Sale and Distribution of Proceeds, and made oath in due form of law that the matter and things stated in said Report are true and correct to the best of his knowledge and belief, and that the sale therein reported was fairly made.

Betty N Bounds
Notary Public

BETTY N. BOUNDS NOTARY PUBLIC WICOMICO COUNTY, MD.

ORDERED, By the Circuit Court for Somerset County, Maryland, this 15th day of December, in the year Nineteen Hundred and Sixty Seven, that the sale of the property and distribution of proceeds mentioned in this proceedings, made and reported by Carroll E. Bounds, Assignee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of January, 1968; 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 9th day of January, 1968.

The report states the amount of sale to be One Thousand, Nine Hundred and Fifty Dollars ($1,950.00).

S. Theodore Pruitt
~~JUDGE~~ Clerk of Court

ORDERED, by the Circuit Court for Wicomico County, Maryland, IN EQUITY, this 24 day of January, 1968, that the sale of real estate and distribution of proceeds mentioned in the aforegoing report, made by Carroll E. Bounds, Assignee, be, and the same are hereby finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice thereof has been given in accordance with the Order Nisi passed in said cause.

E. McMaster Duer
JUDGE

CARROLL E. BOUNDS
SOLICITOR

ASSIGNEE'S SALE

OF VALUABLE

FARM LAND

Under and by virtue of the power of sale contained in a certain mortgage from Mervin Bounds and Anna Lee Bounds, his wife, to Charles L. Browne and Edna E. Browne, his wife, dated August 18, 1960, and recorded among the Land Records of Somerset County, Maryland, in Liber G. J. B. No. 200, Folio 367, assigned to the undersigned for the purpose of foreclosure and collection, default having occurred in the covenants thereof, the undersigned will offer for sale by public auction, at the front door of the Court House, in Princess Anne, Maryland, on

TUESDAY, DEC. 12, 1967

at 2 o'clock P. M.

All that lot or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, on the northerly side of and binding upon the county road leading from Princess Anne to West Post Office as now laid out and recently straightened, beginning for the same in the centtr of a ditch on the southwesternmost corner of the land herein described, which said ditch divides the land herein described from that of Roscoe Ruark, running thence North 31 degrees 15 minutes east by and with the center of said ditch to intersect another ditch; thence running by and with the center of said intersecting ditch a southeasterly direction by and with the lands of Edward L. Browne and Edna E. Browne to the northerly side of said county road; thence in a westerly direction by and with said county road to the place of beginning, containing 12 acres, more or less, as shown on Aerial photo as the property of Edna E. Browne, No. ANL 6K-89, in the office of the soil conservation, at Princess Anne, Maryland, being a part only of all that farm or tract of land which was conveyed unto Charles L. Browne and Edna E. Browne by The Cohn and Bock Company, a body corporate, by deed dated January 23, 1943, and recorded among the Land Records of Somerset County in Liber B. L. B. No. 123, Folio 594, and being also the same and all the land conveyed unto the said Mervin Bounds and Anna Lee Bounds by the said Charles L. Browne and Edna E. Browne, by deed dated August 18, 1960, and recorded among the Land Records of Somerset County, Maryland, in Liber G. J. B. No. 199, Folio 495.

TERMS OF SALE: CASH. Title papers, documentary revenue stamps and recordation fee at purchasers' expense.

CARROLL E. BOUNDS
ASSIGNEE

29-4tc

PRINCESS ANNE, MD., Dec. 13 1967

This is to certify that the annexed ~~Assignee's sale~~ has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: Nov. 16, 23, 30
Dec. 7

Business Manager MARYLANDER and HERALD

ORDER NISI

Carroll E. Bounds, Assignee for the purpose of foreclosure and collection of mortgage from Mervin Bounds and Anna Lee Bounds, his wife
Ex Parte
NO. 8551 CHANCERY CASE
In the Circuit Court for Somerset County, Maryland

ORDER NISI

ORDERED, By the Circuit Court for Somerset County, Maryland, this 15th day of December, in the year Nineteen Hundred and Sixty Seven, that the sale of the property and distribution of proceeds mentioned in this proceedings, made and reported by Carroll E. Bounds, Assignee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of January, 1968; 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 9th day of January, 1968.

The report states the amount of sale to be One Thousand, Nine Hundred and Fifty Dollars ($1,950.00).

I. THEODORE PHOEBUS
CLERK OF COURT

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk
34-3tc

PRINCESS ANNE, MD., Jan 18 1968

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Dec. 21, 28
Jan 4, 11 '67

Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 507

MAY 8 1968

R# 1246

LIBER 042 PAGE 508

Alexander G. Jones, Attorney, Ex Parte	:	No. 8576 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Harry E. Smith and Doris C. Smith, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

Mr. Clerk:

Please docket the above entitled suit and filed the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

FOR ORIGINAL MORTGAGE SEE LIBER 208, FOLIO 47.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8576 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Harry E. Smith and Doris C. Smith, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of January, in the year nineteen hundred and sixty-eight, before me, the undersigned officer, personally appeared Edward J. Price, Agent of the Bank of Somerset, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $3347.67, with interest from December 29, 1966, and also made oath in due form of law 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.

PATSY E. AKE NOTARY PUBLIC SOMERSET COUNTY, MD.

Patsy E. Ake
Notary Public

FOR BOND SEE BOND BOOK NO. 9, FOLIO 265.

FEB 27 10 44 AM '68

FILED

PRINCESS ANNE, MD., Feb 26, 1968

This is to certify that the annexed Attorney's Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: Feb 1, 8, 15, 22

Business Manager MARYLANDER and HERALD

Second: All that lot or parcel of land, situate as aforesaid, on the county road in said District leading to the shore side and on the state road leading through Dames Quarter, opposite the Methodist Church, adjoining the lands of Delmas Shores and the land formerly owned by John D. Ford, containing 2 acres, more or less, being the same and all the land which was conveyed unto the said Harry E. Smith and Doris C. Smith by Fannie M. Wallace, widow, by deed dated September 8, 1960 and recorded among the aforesaid Land Records in Liber G. J. B. No. 201, folio 6, except so much thereof as was conveyed by the said Harry E. Smith and Doris C. Smith to John R. Minnick and Alma Carew Minnick by deed dated September 15, 1960 and recorded among the aforesaid Land Records in Liber G. J. B. No. 201, folio 4.

The property described as Item First is improved by a one story grocery store and the property described as Item Second is improved by a one and one-half story frame dwelling.

The undersigned attorney will also offer for sale one desk, one safe, two deep freezes, one meat case, one cash register, one stove, one coke machine, one meat block, one meat cutter, three show cases, one air motor and all other fixtures and equipment now situate in the store house on the property described in Item First above.

Terms of Sale: Chattels — Cash; Real Estate - Twenty-five per cent of purchase price payable in cash at the time of sale and the balance to be secured to the satisfaction of the undersigned payable in not less than thirty days with interest from date of sale.

Title papers and revenue stamps at purchaser's expense.

Alexander G. Jones
Attorney

40-4tc

Jones & Jones, Attorneys

ATTORNEY'S SALE OF RESIDENTIAL PROPERTY

Under and by virtue of the power of sale contained in a mortgage from Harry E. Smith and Doris C. Smith, his wife, dated December 29, 1961 and recorded among the Land Records of Somerset County in Liber G. J. B. No. 208, folio 47, default having occurred in said mortgage, the undersigned as attorney named in said mortgage, will offer at public sale in front of the Court House door in Princess Anne, Somerset County, Maryland, on

Harr
Dor

TUESDAY, FEB., 27, 1968

at or about the hour of 2:00 o'clock P. M., 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, lying and binding on the northeasterly side of the state road running from Princess Anne through Dames Quarter and on the easterly side of the county road leading to Log Point, beginning for the same at the intersection of said roads; thence running by and with the said state road a southeasterly direction a distance of 89 yards to a ditch; thence in a northeasterly direction by and with the center of said ditch and the land of Woodall Ford and Lola B. Ford to the center of a ditch and the lands of George White; thence running in a northwesterly direction by and with the center of said ditch and the land of the said George White to the aforesaid Long Point County Road; thence by and with the easterly side of said county road in a southwesterly direction to the point of beginning, and being part only of all that lot or parcel of land which was conveyed unto Woodall Ford and Lola B. Ford by the second item of a deed from Harry C. Dashiell, Trustee, dated January 26, 1952, and recorded among the Land Records of Somerset County in Liber B. L. B. No. 155, folio 484, and being also the same and all the land which was conveyed unto the said Harry E. Smith and Doris C. Smith by the said Woodall Ford and Lola B. Ford by deed dated December 29, 1961 and recorded among the aforesaid Land Records in Liber G. J. B. No. 207, folio 380.

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Harry E. Smith and Doris C. Smith, his wife, to the Bank of Somerset, a body corporate	:	No. 8576 Chancery In the Circuit Court for Somerset County, Maryland

To the Honorable, the Judge of said Court:

The report of sale of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Harry E. Smith and Doris C. Smith, his wife, dated December 29, 1961 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 208, folio 47, 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 27th day of February, 1968, at two o'clock P.M., and then and there proceed to sell the property 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, lying and binding on the northeasterly side of the state road running from Princess Anne through Dames Quarter and on the easterly side of the county road leading to Long Point, beginning for the same at the intersection of said roads; thence running by and with the said state road a southeasterly direction a distance of 89 yards to a ditch; thence in a northeasterly direction by and with the center of said ditch and the land of Woodall Ford and Lola B. Ford to the center of a ditch and the lands of George White; thence running in a northwesterly direction by and with the center of said ditch and the

land of the said George White to the aforesaid Long Point County Road; thence by and with the easterly side of said county road in a southwesterly direction to the point of beginning, and being part only of all that lot or parcel of land which was conveyed unto Woodall Ford and Lola B. Ford by the second item of a deed from Harry C. Dashiell, Trustee, dated January 26, 1952 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 155, folio 484, and being also the same and all the land which was conveyed unto the said Harry E. Smith and Doris C. Smith by the said Woodall Ford and Lola B. Ford by deed dated December 29, 1961 and recorded among the aforesaid Land Records in Liber G.J.B. No. 207, folio 380.

Second: All that lot or parcel of land, situate as aforesaid, on the county road in said District leading to the shore side and on the state road leading through Dames Quarter, opposite the Methodist Church, adjoining the lands of Delmas Shores and the land formerly owned by John D. Ford, containing 2 acres, more or less, being the same and all the land which was conveyed unto the said Harry E. Smith and Doris C. Smith by Fannie M. Wallace, widow, by deed dated September 8, 1960 and recorded among the aforesaid Land Records in Liber G.J.B. No. 201, folio 6, except so much thereof as was conveyed by the said Harry E. Smith and Doris C. Smith to John R. Minnick and Alma Carew Minnick by deed dated September 15, 1960 and recorded among the aforesaid Land Records in Liber G.J.B. No. 201, folio 4, and sold the same to the Bank of Somerset, a body corporate, at and for the sum of six hundred fifty dollars ($650.00) for the property described as Item First above, and at and for the sum of thirty-four hundred eighty-two dollars and fifty cents ($3482.50) for the property described as Item Second above, it being then and there the highest bidder therefor.

Together with the following named chattels:

Item	Purchaser	Amount
Meat Case	Earl Warwick	$ 5.00
Meat Slicer	Joe Weatherly	37.50
Cash Register	Delmas Shores	25.00
Show Case	M. E. Layfield	1.00
Show Case	H. J. Bailey	3.00
Paper Rack	Mahlon Price	3.00
Desk	Earl Warwick	5.00
Chair	Delmas Shores	2.00
Saw & knives	Harrison	5.50
Set scales	Delmas Shores	75.00
Meat Block	H. J. Bailey	5.00
Oil Burner	Freddie White	6.00
Large Freezer	Elmo Powell, Jr.	21.00
Small Freezer	Earl Warwick	11.00
Drink cooler	Latimore	47.50
Safe	Freddie White	15.00
		$267.50

Each 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		$4400.00
To Clerk of the Circuit Court for costs	$53.00	
To Bond premium	22.00	
To Auctioneer	50.00	
To costs in moving chattels from Dames Quarter	30.00	
To Solicitor's fee	75.00	
To Marylander & Herald, advertising & nisi	107.50	
To 1962 State and County taxes	36.30	
To 1963 State and County taxes	34.66	
To 1964 State and County taxes	33.04	
To 1965 State and County taxes	52.77	
To 1966 State and County taxes	32.65	
To 1967 State and County taxes $70.11 (8 mos.)	46.73	
To 1966 Personal property taxes	25.95	
To 1967 Personal property taxes	27.12	
To Attorney as commission - $370.00 (½)	185.00	
To Balance to be distributed	3588.28	
	$4400.00	$4400.00
Balance to be distributed		$3588.28
To Bank of Somerset, mortgage principal	$3347.67	
To Bank of Somerset, interest	240.61	
	$3588.28	$3588.28

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 27th day of February, in the year nineteen hundred and sixty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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.

Patsy E. Ake
Notary Public

PATSY E. AKE
NOTARY
PUBLIC
SOMERSET COUNTY, MD.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8576 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Harry E. Smith and Doris C. Smith, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	;	
corporate	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 27th day of February, 1968, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Edward J. Price, President of the Bank of Somerset, the purchaser of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC SOMERSET CO. MD.

Patsy E. Oker
Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8576 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Harry E. Smith and Doris C. Smith, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

Ordered this 27th day of February, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of April, 1968, 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 28th day of March, 1968.

The report states the amount of sales to be $4400.00

S. Theodore Gladhill
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8576 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Harry E. Smith and Doris C. Smith, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 2nd day of April, in the year nineteen hundred and sixty-eight, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. Jones, Attorney named in same 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.

C. McMaster Duer
Judge

ORDER NISI

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Harry E. Smith and Doris C. Smith, his wife, to the Bank of Somerset, a body corporate.

NO. 8576 CHANCERY

Ordered this 27th day of February, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of April, 1968, 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 28th day of March, 1968.

The report states the amount of sales to be $4400.00.

I. THEODORE PHOEBUS
Clerk of the Circuit Court

TRUE COPY, TEST:
I, Theodore Phoebus, Clerk
44-46

PRINCESS ANNE, MD., April 1 1968

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said ~~Order Nisi~~

Dates Inserted: ~~Feb 29~~
Mar 7,14,21,'68

Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 517

MAY 8 1968

F.# 22423.

LIBER 642 PAGE 510

Alexander G. Jones, Attorney, Ex Parte	:	No. 5632, Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Hannah Webster, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

FOR MORTGAGE SEE LAND RECORDS MORTGAGE BOOK NO. 228, FOLIO 303

Alexander G. Jones, Attorney, Ex Parte	:	No. 86321 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Hannah Webster, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 17th day of June, in the year nineteen hundred and sixty-eight, before me, the undersigned officer, personally appeared Edward J. Price, Agent of the Bank of Somerset, and made oath in due form of law as follows:

The principal amount owing on the above mortgage is $1318.70, with interest from September 25, 1967, and also made oath in due form of law that the defendant is not in the military service as hereinafter set forth and that she 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 allied in the prosecution of war.

Eunice Pilchard
Notary Public

FOR BOND SEE BOND BOOK I.T.P. NO. 9, Folio 288

LIBER 042 PAGE 520

Alexander G. Jones, Attorney, Ex Parte	:	No. 86 32 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Hannah Webster, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 16th day of July, 1968, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Edward J. Price, President of the Bank of Somerset, the purchaser of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That other interested in said purchase, as principals, are now.

3. That it did not directly or indicredtly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC SOMERSET COUNTY, MARYLAND

Eunice Pilchard
Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 8632 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Hannah Webster, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

To the Honorable, the Judge of said Court:

The report of sale of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Hannah Webster, widow, dated May 25, 1965 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 225, folio 503, 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 secured 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 16th day of July, 1968, at two o'clock P.M., and then and there proceed to sell the property in said mortgage, to wit:

All that lot or parcel of land situate in Deal Island Election District, Somerset County, Maryland, bounded on the north and east by the lands of Dewey Webster, on the south by the lands of Arthur and Katherine Lutz and on the west by the lands of Isabella Brown, containing one-half (½) acre, more or less, being the same and all the land which was conveyed unto Julius Webster and Hannah Webster by Mary Webster Asselin and Roland G. Asselin by deed dated May 5, 1960 and recorded among the aforesaid Land Records in Liber G.J.B. No. 198, folio 554; see also No. 7667 Chancery; upon the death of the said Julius Webster, title to the above described property vested in the said Hannah Webster as surviving spouse, and sold the same to the Bank of Somerset, a body corporate, at and for the sum of seventeen

hundred and seventy-five dollars ($1775.00), it being then and there the highest bidder therefor, said purchaser has complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sale		$1,775.00
To Clerk of the Circuit Court for costs	$53.00	
To bond premium	10.00	
To Auctioneer	25.00	
To Solicitor's fee	75.00	
To Marylander and Herald, advertising and nisi	70.00	
To Attorney as commission	177.50	
To Balance to be distributed	1,364.50	
	$1,775.00	$1,775.00
Balance to be distributed		$1,364.50
To Bank of Somerset, mortgage principal	$1,318.70	
To Bank of Somerset, interest	45.80	
	$1,364.50	$1,364.50

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 16th day of July, in the year nineteen hundred and sixty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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 Pilchard
Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8632 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Hannah Webster, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Ordered this 17th day of July, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 19th day of August, 1968, 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 16th day of August, 1968.

The report states the amount of sales to be $1775.00.

Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8632 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Hannah Webster, widow, to the Bank of	:	Somerset County, Maryland
Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 23rd day of August, in the year nineteen hundred and sixty-eight, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. Jones, Attorney named 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

LIBER 042 PAGE 524

PRINCESS ANNE, MD., Aug 23, 1968 19

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Orde r

Dates Inserted: July 15
Aug 1,8,15

Business Manager MARYLANDER and HERALD

JONES & JONES

ORDER NISI

NO. 8032 CHANCERY
In the Circuit Court for Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Hannah Webster, widow, to the Bank of Somerset, a body corporate

Ordered this 17th day of July, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in those proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 19th day of August, 1968, 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 16th day of August, 1968.

The report states the amount of sales to be $1775.00.

I. THEODORE PHOEBUS
CLERK
TRUE COPY, TEST:
I. Theodore Phoebus,
Clerk of the Circuit Court
18-4-to

SEP 9 1968

R.K. 2.26.95

The Marine Bank of Crisfield
Crisfield, Maryland,

Plaintiff

vs

The OHF Mining Company, a
Maryland Corporation
8416 Georgia Avenue
Silver Spring, Maryland,

Defendant

In Equity No. 8624

In the Circuit Court for

Somerset County, Maryland

ORDER TO DOCKET SUIT

The Clerk of the Circuit Court for Somerset County will please docket the above entitled case, file therein the original mortgage made by The OHF Mining Company, to The Marine Bank of Crisfield, dated September 9, 1965, in the sum of $10,000.00, recorded on September 9, 1965, in Liber 227 page 397.

Lionel Bennett
Attorney named in the above
mortgage
940 Main Street
Crisfield, Maryland 21817
Phone: 968-1166

Dated: May 29, 1968

FOR MORTGAGE SEE LAND RECORDS MORTGAGE BOOK No. 227, Follo 397.

LIBER 0[illegible] PAGE 5[illegible]

The Marine Bank of Crisfield,
Plaintiff

vs

The OHF Mining Company,
Defendant

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

STATEMENT OF MORTGAGE DEBT

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 29th day of May, 1968, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Charles B. Pinto, 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 dated September 9, 1965, made by The OHF Mining Company, to The Marine Bank of Crisfield, is $9,798.24, with interest from April 3, 1968, at the rate of 6% per annum.

As witness my hand and Notarial Seal.

Charles B. Pinto
Charles B. Pinto

Eileen Evans
Notary Public

EILEEN EVANS NOTARY PUBLIC CRISFIELD, MARYLAND

FOR BOND SEE BOND BOOK NO. 09, FOLIO 282

The Marine Bank of Crisfield,

Plaintiff

vs

The OHF Mining Company,

Defendant

In Equity No. 8624

In the Circuit Court for

Somerset County, Maryland

REPORT OF SALE

The report of Lionel Bennett, attorney named in a certain mortgage made and executed by The OHF Mining Company to The Marine Bank of Crisfield, dated September 9, 1965, and recorded among the land records of Somerset County in Liber 227 page 397, 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 thirty days notice of the time, manner, terms and place of sale by advertisement in The Crisfield Times, a weekly newspaper published in said Somerset County once in a week for four successive weeks before the day of the sale, he did, pursuant to said notice, attend the Post Office in Crisfield, Maryland on June 29, 1968, at 2:00 p.m., and then and there proceeded to sell the property described in said mortgage, to wit:

All that lot of land in West Princess Anne Election District, Somerset County, Maryland, shown and designated as Lot No. 7 on a plat entitled "Descriptive plat of a Subdivision surveyed and laid out for Harold A. McAllen, Princess Anne, Md.", dated July 30, 1956, made by W. Ballard Miles, recorded in Liber 178 page 346; excepting

so much thereof as was conveyed to the State of Maryland for road purposes by deed dated November 4, 1959, recorded in Liber 196 page 304; subject to an easement for sewers granted to the Somerset County Sanitary Commission, dated October 5, 1962, recorded in Liber 211 page 605; being the same premises conveyed to the mortgagor herein by deed dated September 9, 1965, recorded in Liber 228 page 457.

And sold the same to L. Wilbur Engleman, he being then and there the highest bidder therefor, at and for the sum of $11,280.00, and the purchaser has complied with the terms of sale.

Respectfully submitted,

Lionel Bennett
Lionel Bennett
Attorney

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on July 1, 1968, 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.

LULA MAE DIZE NOTARY PUBLIC SOMERSET COUNTY, MD.

Lula Mae Dize
Lula Mae Dize
Notary Public

The Marine Bank of Crisfield,
Plaintiff

vs

The OHF Mining Company,
Defendant

In Equity No. 8624
In the Circuit Court for
Somerset County, Maryland

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 5th day of August, 1968, 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 29th day of July, 1968.

The report states the amount of sale to be $11,280.00.

I. Theodore Phoebus, Clerk

FINAL ORDER

Ordered by this Court this 7th day of August, 1968, 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

Lionel Bennett, Solicitor

Mortgagee's Sale

OF VALUABLE

Real Estate

By virtue of the power and authority contained in a mortgage from The OHF Mining Company, a Maryland Corporation, to the Marine Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated September 9, 1965, recorded among the land records of Somerset County, in Liber 227 page 397, default having occurred under the conditions of said mortgage, I will sell at public auction in front of the Post Office at Crisfield, Maryland, on Saturday, June 29, 1968, at 2:00 p.m.

ALL that lot of land in West Princess Anne Election District, Somerset County, Maryland, shown and designated as Lot No. 7 on a plat entitled "Descriptive plat of a Subdivision surveyed and laid out for Harold A. McAllen, Princess Anne, Md.", dated July 30, 1956, made by W. Ballard Miles, recorded in Liber 178 page 346; excepting so much thereof as was conveyed to the State of Maryland for road purposes by deed dated November 4, 1959, recorded in Liber 196 page 304; subject to an easement for sewers granted to the Somerset County Sanitary Commission, dated October 5, 1962, recorded in Liber 211 page 605; being the same premises conveyed to the mortgagor herein by deed dated September 9, 1965, recorded in Liber 228 page 457.

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

LIONEL BENNETT

Attorney named in the above Mortgage

6-7-4t

LIBER 042 PAGE 530

CRISFIELD, MD., June 29 19 68

THIS is to certify that the annexed Mortgagee's Sale has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Mortgagee's Sale for 4 weeks beginning with the issue of June 7 19 68 and ending June 28 19 68.

L. A. Quinn & Son

Publisher, THE CRISFIELD TIMES

By M. H. Martin

The Marine Bank of Crisfield,
Plaintiff

vs

The OHF Mining Company,
Defendant

In Equity No. 8624
In the Circuit Court for
Somerset County, Maryland

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 29th day of June, 1968, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Thomas S. Simpkins, who made oath in due form of law as follows:

1. That in the sale sought to be ratified herein, he was ~~not~~ acting as agent for ~~any one~~. L. Wilbur Engleman, the purchaser.

2. That no other person is interested as principal.

3. That he has not directly or indirectly discouraged any one from bidding for the said property.

Witness my hand and Notarial Seal.

Lula Mae Dize
Notary Public

LIBER U22 PAGE 531

LIBER U42 PAGE 532

The Marine Bank of Crisfield,

Plaintiff

vs

The OHF Mining Company,

Defendant

In Equity No. 8624

In the Circuit Court for

Somerset County, Maryland

PETITION AND ORDER APPOINTING AUDITOR

The petition of Lionel Bennett respectfully shows to this Court as follows:

That he is the attorney named in the mortgage made by the above defendant, under which he sold certain real property, as more fully appears by his report of sale filed herein.

That the auditor for this Court is not available, and petitioner prays for the appointment of a special auditor to whom such report of sale may be referred to state an account, pursuant to Rule BR 6 b 5.

And your petitioner will ever pray.

Lionel Bennett

Lionel Bennett

ORDER

Upon the foregoing petition, it is this 5 day of ~~July~~ Aug., 1968, by the Circuit Court for Somerset County, in Equity, ordered that Lula Mae Dize be, and she is hereby appointed a special auditor to whom the report of sale herein shall be referred to state an account.

E. McMaster Duer

E. McMaster Duer
Judge

The Marine Bank of Crisfield,
Plaintiff

vs

The OHF Mining Company,
Defendant

* * * * * * * *

In Equity No. 8624
In the Circuit Court for
Somerset County, Maryland

* * * * * * * *

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 5th day of August, 1968, 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 29th day of July, 1968.

The report states the amount of sale to be $11,280.00.

I. THEODORE PHOEBUS,
Clerk

True Copy,
Test: I. Theodore Phoebus,
Clerk

7-12-3t

CRISFIELD, MD., Aug. 5 19 68

THIS is to certify that the annexed Order Nisi #8624 has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi for 3 weeks beginning with the issue of July 12 19 68 and ending July 26 19 68.

E. L. Duer, Jr.
Publisher, THE CRISFIELD TIMES
By Jackie M. Bozman

LIBER U22 PAGE 533

The Marine Bank of Crisfield,
Plaintiff

vs

The OHF Mining Company,
Defendant

In Equity No. 8624
In the Circuit Court for
Somerset County, Maryland

OATH OF SPECIAL AUDITOR

STATE OF MARYLAND, Somerset County, to wit:

On this 5th day of August, 1968, before me, a Judge of the Circuit Court for Somerset County, Maryland, who appointed her a special auditor herein, personally appeared Lula Mae Dize, and she made oath in due form of law that she would well and faithfully execute the duties of her office without favor, affection, partiality, or prejudice.

Lula Mae Dize
Lula Mae Dize

E. McMaster Duer
E. McMaster Duer
Judge

The Marine Bank of Crisfield,
Plaintiff

vs

The OHF Mining Company,
Defendant

In Equity No. 8624
In the Circuit Court for
Somerset County, Maryland

AUDIT

The report of the special auditor stating the account in the within mentioned case respectfully represents:

That your special auditor has charged the attorney with the whole amount of the sale of the real property, as reported by the attorney in his report of sale. The said attorney has been allowed commissions on said sale and a special attorney's fee, as per the Chancery Rules of this Court, and his costs and expenses, not personal.

The balance of the funds in the hands of the attorney has been distributed to the mortgagee on account of the mortgage debt and interest, for the payment of which the real estate was sold in this cause, and your special auditor has added simply a statement of the mortgage debt and interest.

Respectfully submitted:

Lula Mae Dize
Lula Mae Dize
Special Auditor

Dated: August 8, 1968

August 8, 1968 - By the whole amount of the sale of the real property as reported by the Attorney in his report of sale. $11,280.00

To the Attorney for his commissions, as per the Chancery Rules of this Court:
10% on $3,000.00 - $300.00
5% on $8,280.00 - 414.00 $714.00

To special attorney's fee, as per said Rules 25.00 $739.00

August 8, 1968 - To the Attorney for his costs and expenses, not personal:

To Solicitor	$10.00	
To Clerk's Costs	43.00	
To advertising sale and order nisi	62.50	
To premium on atty's bond	40.00	
To auctioneer	25.00	
To 1966 State & County taxes	151.51	
To 1967 State & County taxes	169.50	
To 1968 State & County taxes	160.66	
To Special Auditor stating this account	15.00	677.17
		$1,416.17

The balance of the funds in the hands of the Attorney distributed as follows:

To The Marine Bank of Crisfield, the balance of the funds in the hands of the Attorney on account of a mortgage debt and interest for which the real estate was sold 9,863.83

$11,280.00

Statement of mortgage debt:

Balance of principal due	$9,798.24
Interest from April 3, 1968 to June 29, 1968	140.36
	$9,938.60
	9,863.83
Deficiency	$74.77

I hereby certify that on August 9, 1968, I gave notice by postal card as required by Rule 595 g, to The Marine Bank of Crisfield, and Sagner, Stevan & Harris, attorneys for the Trustee in Bankruptcy of Rollin Hills Apartments, Inc., bankrupt.

Lula Mae Dize

Lula Mae Dize
Special Auditor

Entered in the Subscriber, Clerk of the Circuit Court for Somerset County, this 9th day of August that the within Report of the Auditor be Ratified and the same, unless cause to the contrary be shown by exceptions filed, so order before the 27th day of August 19 68.

Clerk

No. 8624 Chancery Vs

IN THE CIRCUIT COURT FOR SOMERSET COUNTY.

In the above proceedings to the final ratification of the Auditor's Report, and that the costs, as shown by vouchers exhibited have been paid by the trustee as required by law.

Date Aug. 27 1968

Clerk

No exceptions having been filed, and no cause to the contrary having been shown, It is ordered by the Circuit Court for Somerset County, in Equity, this 9th day of August, 19 68 that the within Report of the Auditor be and the same is hereby finally ratified and Confirmed.

LIBER 642 PAGE 537

SEP 9 1968

A#1419 6

CHARLES E. HEARNE, JR. and JAMES P. BAILEY, Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 6309 Chancery In the Circuit Court for
From	:	Somerset County and
GEORGE L. CUSTIS and RUTH B. CUSTIS, his wife, Marion Station, Maryland	:	State of Maryland

* * * * * * * * * *

MR. CLERK:

Please docket case as above and file for foreclosure original mortgage from George L. Custis and Ruth B. Custis, his wife, dated March 26, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 218, Folio 546, and enter the appearance of the undersigned as Solicitors for the Mortgagee, our address being Colonial Building, Salisbury, Maryland.

HEARNE, FOX & BAILEY

By _____
Solicitors for Mortgagee

FOR ORIGINAL MORTGAGE SEELLAND RECORD MORTGAGES LIBER 218, FOLIO 546

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

CHARLES E. HEARNE, JR. and JAMES P. BAILEY, Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 8304 Chancery
	:	In the Circuit Court for
From	:	Somerset County and
GEORGE L. CUSTIS and RUTH B. CUSTIS, his wife Marion Station, Maryland	:	State of Maryland

* * * * * * * * * * * *

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 16th day of May, A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Ralph W. Williams, President of The Eastern Shore Building and Loan Corporation, the witnin Mortgagee, and made oath in due form of law that George L. Custis and Ruth B. Custis, his wife, are not in the military service as hereinafter set forth and that they have not been in such military service within thirty (30) days prior to the making of this affidavit, such military service being referred to as follows:

(1) The military service of the United States of America or of the enlisted reserve groups 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.

Ruth T. Donaway
Notary Public

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

LIBER 042 PAGE 539

LIBER 042 PAGE 540

CHARLES E. HEARNE, JR. and JAMES P. BAILEY, Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 8309 Chancery
	:	In the Circuit Court for
From	:	Somerset County and
GEORGE L. CUSTIS and RUTH B. CUSTIS, his wife Marion Station, Maryland	:	State of Maryland

* * * * * * * * *

STATEMENT OF MORTGAGE DEBT

To TheEastern Shore Building and Loan Corporation

Principal Balance	$5,334.02
Interest thereon to 6/14/66, the date of sale	55.00
	$5,389.02

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 16th day of May A.D., 1966, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Ralph W. Williams, President of The Eastern Shore Building and Loan Corporation, the within Mortgagee, and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

Ruth T. Donaway
Notary Public

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

CHARLES E. HEARNE, JR., ~~HAMILTON~~ ~~BOOTH~~ AND/OR JAMES P. BAILEY
Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation

: No. 8309 Chancery

FROM

: In the Circuit Court for

George L. Custis and Ruth B. Custis, his wife,
Marion Station, Maryland

: Somerset County

: State of Maryland

* * * * * * * * * * * * *

MILITARY AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 6th day of June, A.D., 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Ralph W. Williams, President of _____, the within Mortgagee, and made oath in due form of law that George L. Custis and Ruth B. Custis, his wife, are not in the military service as hereinafter set forth and that they have not been in such military service within thirty (30) days prior to the making of this affidavit, such military service being referred to as follows:

(1) The military service of the United States of America or of the enlisted reserve groups 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.

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

Ruth T. Donaway
Notary Public

LIBER 042 PAGE 541

LIBER 042 PAGE 542

CHARLES E. HEARNE, JR., ~~BRADDOCK BOORON~~ AND/OR JAMES P. BAILEY Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 8309 Chancery
FROM	:	In the Circuit Court for
George L. Custis and Ruth B. Custis, his wife Marion Station, Maryland	:	Somerset County
	:	State of Maryland

* *

AMENDED STATEMENT OF MORTGAGE DEBT

TO The Eastern Shore Building and Loan Corporation, Salisbury, Maryland

Principal Balance due	$ 4530.00
Interest from June 30, 1968 to July 9, 1968, date of sale	6.80
Chamberlain Insurance Agency, Fire Insurance premiums advanced	75.00
TOTAL DUE	$ 4611.80
~~TOTAL DUE~~	$

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 6th day of June, A.D., 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared Ralph W. Williams, President of _____, the within Mortgagee_, and made oath in due form of law that the aforegoing Statement of Mortgage Debt is true and correct.

AS WITNESS my hand and Notarial Seal.

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

Ruth T. Donaway
Notary Public

FOR BOND SEE BOND BOOK NO. 9, FOLIO 294

CHARLES E. HEARNE, JR. and JAMES P. BAILEY, Attorneys and Agents named in Mortgage	:	No. 8309 Chancery
	:	In the Circuit Court for
From	:	
GEORGE L. CUSTIS and RUTH B. CUSTIS, his wife Marion Station, Maryland	:	Somerset County and
	:	State of Maryland

* * * * * * * * * * * * *

TO THE HONORABLE, THE JUDGES OF SAID COURT:

THE REPORT OF Charles E. Hearne, Jr., and James P. Bailey, Attorneys and Agents named in mortgage from George L. Custis and Ruth B. Custis, his wife, dated March 26, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 218, Folio 546, default having been made in the payment of the money secured to be paid by said mortgage and in the payment of the 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 having given bond with security for the faithful performance of their trust, and afterhaving complied with all the other prerequisites as required 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 in _____ The Marylander & Herald, a weekly newspaper published in said

HEARNE, FOX & BAILEY
ATTORNEYS AT LAW
SALISBURY, MD.

LIBER 042 PAGE 543

Somerset County for at least twenty days before the day of sale, as will appear by reference to the 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, Maryland, on July 9, 1968, at 2:00 o'clock P. M., and then and there proceeded to sell the said real estate mentioned in said mortgage in the manner following, that is to say:

Your Attorneys and Agents offered at public auction to the highest bidder the real estate mentioned in said mortgage, same being described as all that lot, tract or parcel of land situate, lying and being in Lawsons Election District, of Somerset County and State of Maryland, in the Village of Marion Station, and on the Southeasterly side of and binding upon Maryland Route 667 and more particularly described as follows: Beginning for the same at a point on the Southeasterly side of said Maryland Route 667 at the Northerly corner of N. T. Whittington land, said point of beginning being North 55 degrees 53 minutes East a distance of 130 feet from the intersection of the Southeasterly line of Maryland Route 667 with the Northeasterly line of Davis Street, said point of beginning being more particularly shown and designated on plat of Property surveyed for George and Ruth Custis dated March 23, 1964, made by G. Oliver Morrell, Registered Land Surveyor, recorded among the Land Records of Somerset County, Maryland; (1) thence by and with the Southeasterly line of said Maryland Route 667 North 55 degrees 53 minutes East a distance of 187.20 feet to a cement post settled in the ground on the line of the land of Ethel Clayton; (2) thence by and with said Ethel Clayton land South 36 degrees 30 minutes East a distance of 174.20 feet to a cement post settled in the ground on the line of the land of Earl Butler; (3) thence by and with said Earl Butler land South 56 degrees 05 minutes West a distance of 136.18 feet to an iron pipe in a ditch; (4) thence by and with said ditch North 71 degrees 18 minutes West a distance of 69.10 feet to an angle in said ditch; (5) thence North 42 degrees West continuing with a lead ditch and with the land of N. T. Whittington a distance of 119.60 feet to the place of beginning, being more particularly shown and designated on the aforesaid plat, and being the same land that was conveyed unto George L. Custis and Ruth B. Custis, his

wife, by Pauline M. Matthews and Stanley Matthews, her husband, by deed dated March 30, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 220, Folio 245.

AND the said Attorneys and Agents, under and by virtue of said power - ~~decree~~ sold the above described land unto The Eastern Shore Building and Loan Corporation, a body corporate of the State of Maryland, at and for the sum of FOUR THOUSAND SIX HUNDRED - - - - - - - - - - - - - - - - - - DOLLARS ($ 4,600.00), it being at the sum the highest bidder therefor, and the said purchaser has complied with the said terms of sale.

AND the Attorneys and Agents, under the mortgage - ~~decree~~ aforesaid, further report and pray ratification of the distribution of the funds in their hands arising from said sale as follows:

RECEIPTS:

To Proceeds of Sale as Reported		$ 4,600.00

DISBURSEMENTS:

To balance due Eastern Shore Building & Loan Corporation in accordance with Statement of Mortgage Debt	$ 4611.80	
To I. T. Phoebus, Clerk, Costs	53.00	
To Fidelity & Deposit Co., Bond Premium	20.00	
To Marylander & Herald, Advertising Costs	85.00	
To Marylander & Herald, Order Nisi	15.00	
To 1968 Taxes, Somerset County	108.46	
To 1968 Personal Property Taxes	29.74	
To Ed Muir, Auctioneer	15.00	
To Hearne, Fox & Bailey, Fee in lieu of Commissions	200.00	
Total Disbursements		$ 5,138.00
To amount of deficiency		$ 538.00

Respectfully submitted,

Charles E. Hearne, Jr.

James P. Bailey
- Attorneys and Agents -

STATE OF MARYLAND , WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 10th day of July, A.D., 1968, 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, Attorneys and Agents,

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

RUTH T. DONAWAY NOTARY PUBLIC Wicomico County, Md.

Ruth T. Donaway Notary Public

STATE OF MARYLAND, WICOMICO COUNTY , to-wit:

I HEREBY CERTIFY, That on this _____ day of July, A.D., 19__, before me, the subscriber, a Notary Public of the State of Maryland, in and for _____, aforesaid, personally appeared _____

and made oath in due form of law that the matters and things stated in the aforegoing Report of Sale and Distribution of the Proceeds thereof are true to the best of his knowledge, information and belief and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

_____ Notary Public

PRINCESS ANNE, MD., ~~July 10~~ 19 68

This is to certify that the annexed Attorneys' Sale

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: June 13, 20, 27
July 4

Clarence L. Byrd
Business Manager MARYLANDER and HERALD

degrees 5 minutes West a distance of 136.18 feet to an iron pipe in a ditch; (4) thence by and with said ditch North 71 degrees 18 minutes West a distance of 69.10 feet to an angle in said ditch; (5) thence North 42 degrees West continuing with a lead ditch and with the land of N. T. Whittington a distance of 119.60 feet to the place of beginning, being more particularly shown and designated on the aforesaid plat, and being the same land that was conveyed unto George L. Custis and Ruth B. Custis, his wife, by Pauline M. Matthews and Stanley Matthews, her husband, by deed dated March 30, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 220, Folio 245.

The above described property is improved by a two-story frame dwelling containing (10) rooms and a frame restaurant building situate in the Village of Marion Station, Maryland.

TERMS OF SALE: Ten per cent (10%) cash on day of sale, balance to bear interest at the rate of six per centum per annum and to be secured to the satisfaction of the sellers and to be payable upon ratification of the sale, or all cash at option of the purchaser. Title papers and revenue stamps at the expense of the purchaser, with taxes adjusted as of the date of sale.

CHARLES E. HEARNE, JR.
and JAMES P. BAILEY
Attorneys and Agents
Colonial Building
Salisbury, Maryland
Phone: 749-5144

7-4tc

HEARN, FOX & BAILEY
Colonial Building
Salisbury, Maryland

ATTORNEYS' SALE

OF VALUABLE REAL ESTATE

Under and by virtue of the power of sale contained in a certain mortgage from George L. Custis and Ruth B. Custis, his wife, dated March 26, 1964, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 218, Folio 546, default having occurred in the convenants thereof, the undersigned, attorneys named in said mortgage, will offer for sale at public auction to the highest bidder at the front door of the Court House in Princess Anne, Somerset County, Maryland, on

TUESDAY
JULY, 9, 1968
AT 2:00 O'CLOCK, P.M.

ALL that lot, tract or parcel of land, situate, lying and being in Lawsons Election District, of Somerset County, Maryland, in the Village of Marion Station, and on the Southeasterly side of and binding upon Maryland Route 667 and more particularly described as follows: Beginning for the same at a point on the Southeasterly side of said Maryland Route 667 at the Northerly corner of N. T. Whittington land, said point of beginning being North 55 degrees 53 minutes East a distance of 100 feet from the intersection of the Southeasterly line of Maryland Route 667 with the Northeasterly line of Davis Street, said point of beginning being more particularly shown and designated on plat of Property surveyed for George and Ruth Custis dated March 23, 1964, made by G. Oliver Morrell, Registered Land Surveyor, recorded among the Land Records of Somerset County, Maryland; (1) thence by and with the Southeasterly line of said Maryland Route 667 North 55 degrees 53 minutes East a distance of 187.20 feet to a cement post settled in the ground on the line of the land of Ethel Clayton; (2) thence by and with said Ethel Clayton land South 36 degrees 30 minutes East a distance of 174.20 feet to a cement post settled in the ground on the line of the land of Earl Butler; (3) thence by and with said Earl Butler land South 56

LIBER 042 PAGE 547

AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 10th day of July, A.D., 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared James P. Bailey, Attorney and Agent for The Eastern Shore Building and Loan Corporation, the purchaser named in this Report of Sale, and made oath in due form of law as follows:

(1) That I, James P. Bailey, attended the sale the property described in the mortgage filed in these proceedings held in Princess Anne, Maryland, on July 9, 1968, and purchased the same for The Eastern Shore Building and Loan Corporation at and for the sum of FOUR THOUSAND SIX HUNDRED DOLLARS ($4600.00)

(2) That no other persons, firms or corporations are financially interested or involved, as principal or otherwise.

(3) That The Eastern Shore Building and Loan Corporation, nor any of its officers, employees or agents, has not directly or indirectly discouraged anyone from bidding on said property.

James P. Bailey
Affiant

SUBSCRIBED AND SWORN TO, before me, this 10th day July, A.D., 1968.

Ruth Donaway
Notary Public

RUTH DONAWAY NOTARY PUBLIC Wicomico County, Md.

HEARNE, FOX & BAILEY

ATTORNEYS AT LAW

CHARLES E. HEARNE, JR., and JAMES P. BAILEY, Attorneys and Agents named in Mortgage to The Eastern Shore Building and Loan Corporation	:	No. 8309 Chancery
	:	In the Circuit Court for
	:	Somerset County and
From	:	State of Maryland
GEORGE L. CUSTIS and RUTH B. CUSTIS, his wife Marion Station, Maryland	:	
	:	

* * * * * * * *

ORDER NISI

ORDERED, by the Circuit Court for Somerset County and State of Maryland, in Equity, this 12th day of July, A.D., 1968, 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, Attorneys and Agents named in Mortgage,

be ratified and confirmed, unless cause to the contrary be shown on or before the 13th day of August, A.D., 1968, 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 6th day of August, A.D., 1968.

The report states the amount of sale to be FOUR THOUSAND SIX HUNDRED - DOLLARS ($ 4,600.00).

S. Theodore Spoelhus
CLERK

LIBER 042 PAGE 549

LIBER 042 PAGE 550

PRINCESS ANNE, MD., Dec 27 19 68

This is to certify that the annexed Order Nisi

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: July 18 25
Aug 1

Clarence L Byrd
Business Manager MARYLANDER and HERALD

FINAL ORDER OF RATIFICATION

ORDERED, this 31st day of December, A.D., 1968, by the Circuit Court for Somerset County, Maryland, in Equity, that the sale and distribution of the funds arising from said sale, made and reported by Charles E. Hearne, Jr., and James P. Bailey, Attorneys and Agents named in 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 BE IT FURTHER ORDERED that the papers of this proceeding need not be referred to the Court Auditor to state an account therein.

E. Norris Duer
JUDGE

LIBER 042 PAGE 551

Ent. JAN 22 1968

LIBER 042 PAGE 552

BENJAMIN MICHAELSON, JR. AND DAVID H. CLARK, ASSIGNEES TO FORECLOSE A MORTGAGE TO ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION FROM NOAH WILLIAMS AND EVA MAE WILLIAMS, HIS WIFE	:	NO. 8564 CHANCERY IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND IN EQUITY

I. THEODORE PHOEBUS, ESQUIRE:

Mr. Clerk:

Please docket a case on your Chancery Docket as above, file the herewith Mortgage and Mortgage Obligation, made by Noah Williams and Eva Mae Williams, his wife, said Mortgage dated March 9, 1962, and recorded among the Land Records of Somerset County in Liber GJB 208, folio 305, and which Mortgage has been assigned by the Mortgagee therein, Annapolis Federal Savings and Loan Association, to Benjamin Michaelson, Jr. and David H. Clark as Assignees to sell said property for the purpose of collection and foreclosure in the event of default in the payment thereof, or in any agreement, covenant or condition of said Mortgage, and enter our appearance as said Assignees, default having occurred in the payment thereof and the covenants of said Mortgage.

Benjamin Michaelson, Jr.
Assignee
168 Main Street
Annapolis, Maryland
267-8178

David H. Clark
Assignee
132 E. Main Street
Salisbury, Maryland
749-5177

FOR ORIGINAL MORTGAGEE SEE LAND RECORDS MORTGAGES LIBER 208, FOLIO 305.

FOR BOND SEE BOND BOOK NO. 9, FOLIO 263

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
168 MAIN STREET
ANNAPOLIS, MARYLAND
21404

ASSIGNMENT OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS that ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION, a body corporate of the State of Maryland, party of the first part, does hereby assign all of its right, title and interest in and to a Mortgage from Noah Williams and Eva Mae Williams, his wife, dated March 9, 1962, and recorded among the Land Records of Somerset County in Liber GJB 208, folio 305, unto BENJAMIN MICHAELSON, JR., and DAVID H. CLARK, parties of the second part, for the purposes of foreclosure.

IN WITNESS WHEREOF, the said body corporate has caused these presents to be executed in its name by its duly authorized officer, and its corporate seal to be hereunto affixed, this 7TH day of December, 1967.

ATTEST:

Cornelia C. Herron
Cornelia C. Herron

ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION

By: Peter J. Lombardi
Peter J. Lombardi
Executive Vice President

STATE OF MARYLAND, ANNE ARUNDEL COUNTY, to wit:

I HEREBY CERTIFY that on this 7TH day of December, 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared PETER J. LOMBARDI, Executive Vice President of Annapolis Federal Savings and Loan Association, and he acknowledged the foregoing Assignment to be his act and the act of said body corporate, and that he is duly authorized to execute same.

AS WITNESS my hand and Notarial Seal.

Carole M. Turner
Carole M. Turner, Notary Public

My Commission Expires:
July 1, 1969

LIBER 042 PAGE 553

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
160 MAIN STREET
ANNAPOLIS, MARYLAND

BENJAMIN MICHAELSON, JR. AND DAVID H. CLARK, ASSIGNEES TO FORECLOSE A MORTGAGE TO ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION FROM NOAH WILLIAMS AND EVA MAE WILLIAMS, HIS WIFE	:	NO. CHANCERY IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND IN EQUITY

STATEMENT OF INDEBTEDNESS SECURED BY MORTGAGE

Amount due on principal of Mortgage to Annapolis Federal Savings and Loan Association dated March 9, 1962, and recorded among the Land Records of Somerset County in Liber GJB 208, folio 305, from Noah Williams and Eva Mae Williams, his wife Stated as of November 30, 1967	$5,575.66
Less Balance in Escrow Account	- 6.04
Total Due on Principal	5,569.62
Interest - December 1 to December 11, 1967	10.12
Total Due Mortgagee	$5,579.74

Interest per day after December 11, 1967 - $.92

STATE OF MARYLAND, ANNE ARUNDEL COUNTY, to wit:

I HEREBY CERTIFY that on this 7TH day of December, 1967, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared PETER J. LOMBARDI, Executive Vice President of Annapolis Federal Savings and Loan Association, a body corporate of the State of Maryland, and made oath in due form of law that the foregoing Statement of Indebtedness is true and correct, and that he has the authority to make this affidavit on behalf of said corporation, and he did further make oath in due form of law that the said Noah Williams and Eva Mae Williams, his wife, are not members of the Armed Forces of the United States, or any of its Allies, nor have either of them served in said Armed Forces within a period of ninety (90) days prior to the filing of the proceedings herein.

AS WITNESS my hand and Notarial Seal.

Carole M. Turner
Carole M. Turner, Notary Public

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
168 MAIN STREET
ANNAPOLIS, MARYLAND

CAROLE M. TURNER NOTARY PUBLIC ANNE ARUNDEL CO.

My Commission Expires:
July 1, 1969

AGREEMENT AND AFFIDAVIT BY PURCHASER

STATE OF MARYLAND, ANNE ARUNDEL COUNTY, to wit:

I HEREBY CERTIFY that on this 2nd day of January, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared PETER J. LOMBARDI, Executive Vice President of Annapolis Federal Savings and Loan Association of Annapolis, Maryland, who first being duly sworn, made oath in due form of law as follows:

1. That he/they/it purchased property set forth in an advertisement of foreclosure designated as 2 parcels of land, one containing 1/2 acre, and the other containing 15/16 acre located at Chance, Tangier Election District, Somerset County, Maryland, at and for the sum of $2,000.00, a deposit of $200.00 made at the time and place of sale, and agree to comply with the terms of sale as set forth in said advertisement of foreclosure sale.

2. That he is an officer of Annapolis Federal Savings and Loan Association.

3. That there are no other persons who are interested as principals.

4. That the purchaser has not directly or indirectly discouraged anyone from bidding for the said property.

ATTEST:

Carole M. Turner

Carole M. Turner

ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION

By: Peter J. Lombardi

Peter J. Lombardi
Executive Vice President

Auctioneer

Subscribed and sworn to before me this 2nd day of January, 1968.

Carole M. Turner

Carole M. Turner, Notary Public

My Commission Expires:
July 1, 1969

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
103 MAIN STREET
ANNAPOLIS, MARYLAND

LIBER 042 PAGE 555

WE HEREBY CERTIFY that on this 2nd day of January, 1968, we sold the property described above, subject to the terms of sale set forth in said advertisement of foreclosure sale, at and for the sum of $ 2000.00, and received $ 200.00 as a deposit on said purchase price.

WITNESS:

Carole M. Turner

Benjamin Michaelson, Jr., Assignee

David H. Clark, Assignee

AUCTIONEER'S CERTIFICATE

THIS IS TO CERTIFY that I have this 2nd day of January, 1968, sold at public auction for Benjamin Michaelson, Jr., and David H. Clark, Assignees, the property above described to Annapolis Federal Savings & Loan Association, at and for the sum of $ 2,000.00., (it) (he) (she) (they) being at that price the highest bidder therefor.

WITNESS:

(SEAL)
Auctioneer

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
108 MAIN STREET
ANNAPOLIS, MARYLAND

BENJAMIN MICHAELSON, JR. AND DAVID H. CLARK, ASSIGNEES TO FORECLOSE A MORTGAGE TO ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION FROM NOAH WILLIAMS AND EVA MAE WILLIAMS, HIS WIFE	:	NO. 8564 CHANCERY
	:	IN THE CIRCUIT COURT FOR
	:	SOMERSET COUNTY, MARYLAND
	:	IN EQUITY

: : : : : : : : : : : : :

ASSIGNEES' REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

This Report of Benjamin Michaelson, Jr. and David H. Clark, Assignees, filed in these proceedings authorized to make sale of the property therein mentioned in the event of default thereunder, respectfully show:

That the said Mortgage, being in default, having given bond with surety which was duly approved and having given twenty (20) days' notice of time, place, manner and terms of sale by advertisement in the Marylander and Herald, a newspaper printed and published in Somerset County, State of Maryland, they did, pursuant to said notice of sale, attend in person at the COURT HOUSE DOOR, in Princess Anne, Somerset County, Maryland, on TUESDAY, MAY 14, 1968, at ELEVEN THIRTY O'CLOCK A.M., the time and place mentioned in said advertisement, and then and there in the presence of a number of persons, did proceed to sell at public sale the property mentioned in said Mortgage, to wit:

ALL THAT LOT OF GROUND situate in Tangier Election District, Somerset County, Maryland, on the County Road leading from Methodist Church at Rock Creek to the Sound side adjoining the land of Annie Richardson, et al, and containing 15/16 of an Acre, more or less, being Lot 1 on a plat (WJH 94/98).

BEING THE SAME PROPERTY conveyed to Noah Williams and Eva Mae Williams, his wife, by Deed from Edgar A. Jones, Trustee, dated January 30, 1954, and recorded among the Land Records of Somerset County in Liber BLB 162, folio 278.

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
166 MAIN STREET
ANNAPOLIS, MARYLAND

Said property being sold to Annapolis Federal Savings and Loan Association at and for the sum of Two Thousand Dollars ($2,000.00), it being at that price then and there, the highest bidder therefor.

The said Purchaser has agreed to comply with the terms of sale. The Agreement and Affidavit by Purchaser and Report of Sale are filed herewith, all of which are respectfully submitted.

AND AS IN DUTY BOUND, ETC.

Benjamin Michaelson, Jr., Assignee

David H. Clark, Assignee

STATE OF MARYLAND, ANNE ARUNDEL COUNTY, to wit:

I HEREBY CERTIFY that on this 19TH day of July, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared BENJAMIN MICHAELSON, JR. and DAVID H. CLARK, Assignees as aforesaid, 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, and that the sale was fairly made.

AS WITNESS my hand and Notarial Seal.

Carole M. Turner, Notary Public

My Commission Expires:
July 1, 1969

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
168 MAIN STREET
ANNAPOLIS, MARYLAND

AGREEMENT AND AFFIDAVIT BY PURCHASER

STATE OF MARYLAND, ANNE ARUNDEL COUNTY, to wit:

I HEREBY CERTIFY that on this 19th day of July, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared PETER J. LOMBARDI, President of Annapolis Federal Savings and Loan Association of Annapolis, Maryland, who first being duly sworn, made oath in due form of law as follows:

1. That he/they/it purchased property set forth in an advertisement of foreclosure designated as a parcel of land containing 15/16 Acre located at Chance, Tangier Election District, Somerset County, Maryland, at and for the sum of Two Thousand Dollars, ($2,000.00), a deposit of Two Hundred Dollars, ($200.00), made at the time and place of sale, and agree to comply with the terms of sale as set forth in said advertisement of foreclosure sale.

2. That he is an officer of Annapolis Federal Savings and Loan Association.

3. That there are no other persons who are interested as principals.

4. That the purchaser has not directly or indirectly discouraged anyone from bidding for the said property.

ATTEST:

Carole M. Turner

Carole M. Turner

ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION

By: Peter J. Lombardi

Peter J. Lombardi, President

Subscribed and sworn to before me this 19th day of July, 1968.

Carole M. Turner

Carole M. Turner, Notary Public

My Commission Expires:
July 1, 1969

FILED

AUG 5 10 51 AM '69

LIBER 042 PAGE 559

BENJAMIN MICHAELSON, JR.
ATTORNEY AT LAW
168 MAIN STREET
ANNAPOLIS, MARYLAND

D-192

LIBER 042 PAGE 560

BENJAMIN MICHAELSON, JR. AND DAVID H. CLARK, ASSIGNEES TO FORECLOSE A MORTGAGE TO ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION FROM NOAH WILLIAMS AND EVA MAE WILLIAMS, HIS WIFE	:	NO. 8564 CHANCERY
	:	IN THE CIRCUIT COURT FOR
	:	SOMERSET COUNTY, MARYLAND
	:	IN EQUITY

: : : : :

PETITION TO AMEND ASSIGNEES' REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The undersigned assignees did, on August 5, 1968, file in this Honorable Court an Assignees' Report of Sale in the above-entitled matter.

Assignees now request of this Honorable Court that they be granted the right to amend Assignees' Report of Sale to include the following:

RECEIPTS

To amount of sale of property		$ 2,000.00

DISBURSEMENTS

1. Marylander and Herald - advertisement of sale - $72.50; order nisi - $15.00	$ 87.50	
2. Trustees commission to Benjamin Michaelson, Jr. and David H. Clark	200.00	
3. I. Theodore Phoebus, Clerk, Court Costs	46.00	
Total amount of Disbursements		333.50
Balance to apply on Mortgage Debt		$ 1,666.50

NOW, THEREFORE, your petitioners request this Honorable Court sign an Order allowing said Amendment and incorporating the same in said Assignee's Report of Sale as if originally incorporated.

David H. Clark, Assignee

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 16th day of September, 1968, before me, the Subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared David H. Clark, Assignee named above for foreclosure and collection, and he made oath in due form of law that the above Petition to Amend Assignees' Report of Sale is true and correct to the best of his knowledge and belief, and that the sale therein reported was fairly made.

AS WITNESS my hand and Notarial Seal.

NATALIE W. McMULLEN NOTARY PUBLIC Wicomico Co., Md.

Natalie W. McMullen
Notary Public

ORDER OF COURT

ORDERED by the Circuit Court for Somerset County, State of Maryland, in Equity, this 16th day of September, 1968, that the Assignees' Report of Sale filed herein by and the same is hereby Amended to include the following as if originally set forth therein:

RECEIPTS

To amount of sale of property		$ 2,000.00
DISBURSEMENTS		
1. Marylander and Herald - advertisement of sale - $72.50; order nisi - $ 15.00	$ 87.50	
2. Trustees commission to Benjamin Michaelson, Jr. and David H. Clark	200.00	
3. I. Theodore Phoebus, Clerk, Court Costs	46.00	
Total amount of Disbursements		333.50
Balance to apply on Mortgage Debt		$ 1,666.50

E. McMaster Duer
Judge

LIBER 042 PAGE 561

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

LIBER 042 PAGE 562

PRINCESS ANNE, MD., Sept 9 68 19

This is to certify that the annexed Order Nisi

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Aug 8 15 22

Clarence L Byrd

Business Manager MARYLANDER and HERALD

Benjamin Michaelson, Jr. and David H. Clark, Assignees to [illegible] Association from Noah Williams and Eva Mae Williams, his wife

No. [illegible]

In the Circuit Court for Somerset County, Maryland in equity

ORDERED, by the Circuit Court for Somerset County, State of Maryland, sitting in Equity, this 8th day of August, 1968, that the sale of the real property mentioned in these proceedings and the distribution of the proceeds arising thereout, made and reported by Benjamin Michaelson, Jr. and David H. Clark, Assignees for the purpose of foreclosure, be ratified and confirmed unless cause to the contrary be shown on or before the 9th day of September, 1968, provided a copy of this Order be inserted in some weekly newspaper of general circulation in said Somerset County once in each of three successive weeks before the 30th day of August, 1968.

The report states the amount of sale to be Two Thousand Dollars ($2,000.00).

I. Theodore Tilghman, Clerk of the Circuit Court for Somerset County, Maryland

TRUE COPY, TEST:

I. Theodore Tilghman, Clerk

15-3t

PRINCESS ANNE, MD., June 6, 1968 19

This is to certify that the annexed Assignee's Sale

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: ~~Apr 25~~
May 2,9,16

Clarence L Byrd
Business Manager MARYLANDER and HERALD

Porter, Cullen & Clark
Salisbury, Maryland

ASSIGNEE'S SALE

OF VALUABLE IMPROVED REAL ESTATE

½ Acre and 15|16 Acre Located at Chance, Tangier Election District, Somerset County, Maryland

Under and by virtue of the power of sale contained in the Mortgage from Noah Williams and Eva Mae Williams, his wife, said Mortgage dated March 9, 1962, and recorded among the Land Records of Somerset County in Liber GJB 203, Folio 305, the undersigned, as Assignees to foreclose in the event of default, default having occurred, will offer for sale at public auction at the front door of the Court House in Princess Anne, Somerset County, Maryland, on:

TUESDAY,-
MAY 14, 1968

PARCEL 1: ALL THAT LOT OF GROUND situate in Tangier Election District of Somerset County, bounded on the north by White, east by Teakle, south and west by the County Road, and containing ½ Acre.

BEING THE SAME PROPERTY conveyed to Noah Williams by Deed from William J. Phillip Sheriff, et al, dated November 15, 1910, and recorded among the Land Records of Somerset County in Liber SFD 57, folio 315.

PARCEL 2: ALL THAT LOT OF GROUND situate in Tangier Election District, Somerset County, Maryland, on the County Road leading from Methodist Church at Rock Creek to the Sound side adjoining the land of Annie Richardson, et al, and containing 15|16 of an Acre, more or less, being Lot 1 on a plat (WJS 84|93).

BEING THE SAME PROPERTY conveyed to Noah Williams and Eva Mae Williams, his wife, by Deed from Edgar A. Jones, Trustee, dated January 30, 1954, and recorded among the Land Records of Somerset County in Liber BLB 162, folio 278.

THE SAID PROPERTY being improved by a single-family frame dwelling with asphalt shingle roof, containing five rooms and one bath, with hot water baseboard heat.

TERMS OF SALE: A deposit of ten percent (10%) of the purchase price will be required of the purchaser or purchasers on the day of sale, balance of the purchase money with interest thereon at the rate of six percent (6%) per annum to be paid in cash upon final ratification of sale, taxes and all other assessments to be adjusted to the day of sale. Cost of documentary stamps to be borne by the purchaser. For further particulars, apply to:

David H. Clark, Assignee
132 E. Main Street
Salisbury, Maryland
749-5177

Benjamin Michaelson, Jr.
Assignee
168 Main Street
Annapolis, Maryland
267-8178

52-4tc

BENJAMIN MICHAELSON, JR. AND DAVID H. CLARK, ASSIGNESS TO FORECLOSE A MORTGAGE TO ANNAPOLIS FEDERAL SAVINGS AND LOAN ASSOCIATION FROM NOAH WILLIAMS AND EVA MAE WILLIAMS, HIS WIFE	:	NO. 8564 CHANCERY
	:	IN THE CIRCUIT COURT FOR
	:	SOMERSET COUNTY, MARYLAND
	:	IN EQUITY

: : : : :

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, State of Maryland, In Equity, this 5th day of ~~July~~ August, 1968, that the sale of the real property mentioned in these proceedings and the distribution of the proceeds arising thereout, made and reported by Benjamin Michaelson, Jr. and David H. Clark, Assignees for the purpose of foreclosure, be ratified and confirmed unless cause to the contrary be shown on or before the 9th day of September, 1968; provided a copy of this Order be inserted in some weekly newspaper of general circulation in said Somerset County once in each of three successive weeks before the 30th day of August, 1968.

The Report states the amount of the sale to be Two Thousand Dollars ($2,000.00).

S. Theodore Phoebus
Clerk of the Circuit Court for
Somerset County, Maryland

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, In Equity, this 16 day of September, 1968, that the sale made and reported by the Assignees 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 Assignees are allowed the usual commissions and such proper expenses

as they shall produce proper vouchers for.

E. Worcester Duer

Judge

LIBER 042 PAGE 565

LAW OFFICES
PORTER, CULLEN & CLARK
SALISBURY, MD.

Est

JAN 22 1986

Rif 22118

LIBER 042 PAGE 666

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.

Chancery Docket No. 8604.

In the Circuit Court for

Somerset County, Maryland

Mr. Clerk:

Please file the attached mortgage from David Walter Rice and Charlotte P. Rice, his wife, to the Bank of Crisfield, in your transfer records for the purpose of foreclosure and collection by power and assignment from the Bank of Crisfield dated April 8, 1968.

Wade D. Ward, Attorney
for Bank of Crisfield

FOR ORIGINAL MORTGAGE SEE LAND RECORDS MORTGAGES LIBER No. 177, FOLIO 196

FOR BOND SEE BOND BOOK NO. 9, FOLIO 280

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.

Chancery Docket No.

In the Circuit Court for

Somerset County, Maryland

AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 8th day of April, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared F. Doyle Tyler, President of the Bank of Crisfield, a body corporate, and made oath in due form of law that the total amount due on the mortgage in the above entitled case is $5,648.62 on principal and that there is a second mortgage to the Bank of Crisfield, a body corporate, dated September 30, 1964, recorded in Liber I.T.P. No. 223, folio 66 on which there is $9,948.85 due on principal.

Witness my hand and Notarial Seal.

June W. Hartow
Notary Public

JUNE WHARTON NOTARY PUBLIC SOMERSET CO.

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

MILITARY AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 8th day of April, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared F. Doyle Tyler, President of the Bank of Crisfield and made oath in due form of law that the defendants in the above case are not in the military service as hereinafter set forth and have not been in such service referred to hereto being as follows:

1. The military service of the United States of America or in the enlisted Reserve Corps thereof.

2. That they have not been ordered to report for induction under Selective Training and Service Act of 1940, as amended.

3. The military service of any nation with whom the United States of America may be allied in the prosecution of war.

Jane Wharton
Notary Public

JANE WHARTON NOTARY PUBLIC SOMERSET CO. MD.

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. 8604 Chancery

In the Circuit Court for

Somerset County, Maryland

R E P O R T O F S A L E

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of sale of Wade D. Ward, Assignee of a mortgage made and executed by David Walter Rice and Charlotte P. Rice, his wife, to the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, dated August 6, 1956, recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 177, folio 196, 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 occurred 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 in each of 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 May, 1968, at 2:00 P.M. and then and there proceed to sell the property described in said mortgage, to wit:

LIBER 042 PAGE 569

All that lot or parcel of land situate, lying and being in the City of Crisfield, Somerset County, State of Maryland, and being located on the west side of Somerset Avenue and fronting one hundred fifty (150) feet thereon and running back in a westerly direction in a uniform depth of one hundred fifty (150) feet; and being the same and all that property conveyed to Melvin H. Tyler and Idella Tyler, his wife, from Lee Roy Carson and Margaret Carson, his wife, by deed dated July 17, 1951, and recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 154, folio 565; and being the same and all that property conveyed to the said David Walter Rice and Charlotte P. Rice, his wife, by deed dated August 6, 1956, and recorded among the Land Records of Somerset County, Maryland, in Liber 178, folio 338.

And the said property was sold to Star Baking Company, Inc., a body corporate, it being then and there the highest bidder therefor, at and for the sum of Nineteen Thousand Dollars ($19,000.00), and the purchaser has complied with the terms of sale.

Respectfully submitted,

Wade D. Ward, Attorney
and Assignee

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 8th day of May, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, 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, information and belief, and that the

sale therein mentioned was fairly made.

Witness my hand and Notarial Seal.

Janice Wheatland
Notary Public

JANE WHARTON NOTARY PUBLIC SOMERSET CO.

LIBER 042 PAGE 572

Wade D. Ward, Assignee
Ex Parte, for the purpose
of foreclosure and collection
under power contained in a
mortgage of David Walter Rice
and Charlotte P. Rice, his wife,
to the Bank of Crisfield, and
then by assignment to Wade D.
Ward for foreclosure and
collection.

No. 8604 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 June, 1968, 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 May, 1968.

The report states the amount of sale of Nineteen Thousand Dollars ($19,000.00).

J. Theodore Shockley
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.

No. 8604 Chancery

In the Circuit Court for

Somerset County, Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, , Somerset County, to wit:

I HEREBY CERTIFY that on this 1st day of June, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Doris Rice, President of Star Baking Company, Inc., purchaser of the real estate in the above entitled proceedings and she made oath in due form of law:

1. That in making said purchase she was not acting as agent for anyone.

2. That other interest in said purchase as principal is none.

3. That she did not directly or indirectly discourage anyone from bidding for said property.

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

June Wharton
Notary Public

JUNE WHARTON NOTARY PUBLIC SOMERSET CO.

FILED

JUN 7 4 30 PM '68

LIBER 042 PAGE 573

LIBER 042 PAGE 574

Wade D. Wood, Assignee Ex Parte, for the purpose of foreclosure and collection under power contained in a mortgage of David Walter Rice and Charlotte P. Rice, his wife, to the Bank of Crisfield, and then by assignment to Wade D. Wood for foreclosure and collection.

No. 8604 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 June, 1968, 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 May, 1968.

The report states the amount of sale of Nineteen Thousand Dollars ($19,000.00).

I. Theodore Phoebus,
Clerk

True Copy, Test:
True Copy,
Test: I. Theodore Phoebus,
Clerk

5-10-3t

CRISFIELD, MD., June 14 1968

THIS is to certify that the annexed Order Nisi #8604 has been published in the CRISFIELD TIMES, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order Nisi #8604 for 3 weeks beginning with the issue of May 10, 1968 19 and ending May 24 1968.

L. C. Quinn
Publisher, THE CRISFIELD TIMES
By Jackie M. Bozman

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. 8604 Chancery

In the Circuit Court for

Somerset County, Maryland

FINAL ORDER

ORDERED by this Court this 12 day of June, 1968, 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. Mermelstein Dun
Judge

LIBER 042 PAGE 573

Entd JAN 22 1968

LIBER 042 PAGE 576

Edgar A. Jones and Alexander G. Jones,	:	No. 8610 Chancery
Trustees, Exparte under power contained	:	In the Circuit Court for
in Deed of Trust from Roger G. Hall and	:	Somerset County, Maryland
Mary Ann Hall, his wife.	:	

R-231

Mr. Clerk:

Please docket the above entitled suit and file the original deed of trust among the papers therein.

JONES & JONES

By

Alexander G. Jones
Princess Anne, Maryland
Telephone 651-2747

FOR ORIGINAL DEED OF TRUST SEE LIBER 222, FOLIO 597
FOR BOND SEE LIBER NO. 9, FOLIO 274

Edgar A. Jones and Alexander G. Jones,	:	No. 8610 Chancery
Trustees, Exparte under power contained	:	In the Circuit Court for
in Deed of Trust from Roger G. Hall and	:	Somerset County, Maryland
Mary Ann Hall, his wife	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 23rd day of April, 1968, before me, the undersigned officer, personally appeared William B. Fontaine, Agent of Salisbury Production Credit Association and made oath in due form of law that the principal amount owing on the above deed of trust is evidenced by the following notes:

Note #8263	$250.00 with interest from June 6, 1967
Note #8415	1,250.00 with interest from June 6, 1967
Note #8454	450.00 with interest from June 6, 1967

less credit for stock in the amount of $345.00.

And also made oath in due form of law 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 Pilchard
Notary Public

042

LIBER 042 PAGE 577

Edgar A. Jones and Alexander G. Jones, :	No. 8610 Chancery
Trustees, Ex Parte under power contained:	In the Circuit Court for
in Deed of Trust from Roger G. Hall and :	Somerset County, Maryland
Mary Ann Hall, his wife, :	

To the Honorable, the Judge of said Court:

The report of sale of Edgar A. Jones and Alexander G. Jones, Trustees named in a certain deed of trust made and executed by Roger G. Hall and Mary Ann Hall, his wife, dated August 20, 1964 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 222, folio 597, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said deed of trust or in the payment of the interest thereon or in some other covenant and condition of said deed of trust, whereby the said 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 them by said deed of trust, and as required by law, and giving more than twenty days notice of the time, place, manner and tersm 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, they did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 21st day of May, 1968, at two o'clock P.M., and then and there proceed to sell the property in said deed of trust, to wit:

All that certain land situate, lying and being in Brinkleys Election District, Somerset County, Maryland, and more particularly described as follows:

Item No. I: All that certain tract or parcel of land, together with all rights of way and appurtenances thereto belonging, situate as aforesaid, on the east side of Marumsco Creek, and described according to a survey and plat thereof by B. F. Haynes dated October 1890 as follows:

"Beginning for the same at and old dead pine standing near 'Cow Hole' as represented on the plat by the letter A and running thence South 39½° West 20 perches, thence South 6° West 33 4/5 perches, these two courses and distances running by and with the private road as shown in the plat to a post set up at the mouth of a small

ditch, thence South 85° East 25 3/5 perches by and with said ditch to a post set up on the side of the lane, thence South 87° East 16 perches to a post set up on the ditch bank the center of said ditch being the line, thence North 2° East 14 44/100 perches by and with the center of the ditch to a cart road as shown in plat, thence North 89° East 29 72/100 perches by and with the said cart road to the mouth of the ditch which constitutes the line between A. J. Howard and W. T.Adams, thence South 86½° East 17 04/100 perches by and with the high land of W. T. Adams, thence North 77° East 7 3/5 perches, thence South 76½° East 19 68/100 perches, these last two courses running by and with the low land of W. T. Adams to a marked pine standing on a ditch bank as shown in plat, thence North 6 3/4° 26 24/100 perches to a post set up about 16 feet southeast of a marked red oak, thence North 79½° West 60 64/100 perches to the corner of the fence as designated in plat, thence North 65° West 24 4/5 perches, thence South 66° West 18 2/5 perches to place of beginning and containing 26 acres and 3 perches, more or less."

Being the same and all the land which was conveyed unto the said Roger Hall and Mary Ann Hall, his wife, by Ruth E. Pusey and Robert Pusey, her husband, by deed dated May 21, 1960 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 199, folio 85.

Item No. II: All that lot or tract of land, situate as aforesaid, lying and binding on the county road leading from Marumsco to Carver's store, adjoining the lands of Sherman Maddox, Fred Adams and Robert Hall, containing 45 acres of land, more or less.

Being the same and all the land which was conveyed unto the said Roger G. Hall and Mary Ann Hall, his wife, by Marion C. Hall and Ardith D. Hall, his wife, by deed dated May 19, 1961 and recorded among the aforesaid Land Records in Liber G.J.B. No. 203, folio 685.

Item No. III: All that lot or parcel of land, situate as aforesaid, beginning for the same in the center of a ditch by the schoolhouse on the west side of the county road; thence running with the county road past Carver's storehouse to the center of a ditch leading to a gut at Carver's line; thence westerly with the center of said gut to the marsh land of S. James Adams, known as the J. Wesley Jackson property; thence in a northerly and easterly direction by and with the south side of the Hall property to the easternmost line; thence northerly to the center of

a ditch at the county road; thence by and with the county road in an easterly direction to theplace of beginning, said lot containing 85 acres, more or less, and being the same and all the land devised unto Roger G. Hall by the Last Will and Testament of Alonzo Clarence Hall, Jr., dated November 7, 1946 and recorded among the Testamentary Records of Somerset County in Liber F.E.D. No. 35, folio 104, except so much thereof as was conveyed by the said Roger G. Hall and Mary Ann Hall, his wife, to Charles Gale by deed dated February 7, 1950 and recorded among the aforesaid Land Records in Liber B.L.B.No. 149, folio 198, and described therein as follows: "All that triangular shaped lot or parcel of land situate, lying and being in Brinkleys Election District, Somerset County, Maryland, beginning at the intersection of the county road leading from Carvers to Shelltown with the private road leading from Roger Hall farm to the said county road; thence in a southwesterly direction 200 feet to a cement post set up on the north side of said county road; thence in a northerly direction, in a straight line, 176 feet to another cement post set up on the south side of said private road; thence by and with said private road, in a southeasterly direction 150 feet, to the place of beginning, and containing one-half acre, more or less."

Total area of 155½ acres, more or less, above described, and sold same to Lawrence W. Burgess at and for the sum of $6475.00 subject to the assumption by the purchaser of a mortgage from Roger G. Hall and Mary Ann Hall, his wife, to The Federal Land Bank of Baltimore, dated August 20, 1964 and recorded among the aforesaid Land Records in Liber I.T.P. No. 221, folio 448, on which there was an outstanding balance as of May 21, 1968 in the amount of $19,871.95, he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustees and your trustees have distributed the proceeds as follows:

Total sales		$6,475.00
To Clerk of the Circuit Court for costs	$53.00	
To bond premium	40.00	
To Marylander and Herald, advertising andnisi	162.50	
To The Daily Times, advertising	33.75	
To Auctioneer	15.00	
To solicitor's fee	25.00	
To 1967 State and County taxes	601.78	

To fire insurance premium advanced		431.00	
To Trustees as commission		473.75	
To balance to be distributed		4,639.22	
		$6,475.00	$6,475.00
Balance to be distributed			$4,639.22
To Salisbury Production Credit Association			
Principal	$1,950.00		
Interest to May 21, 1968	112.13		
	$2,062.13		
Credit for stock	345.00	$1,717.13	
Balance in possession of Trustees to be distributed as per order of Court		2,922.09	
		$4,639.22	$4,639.22

Respectfully submitted,

Edgar A. Jones

Alexander G. Jones
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 21st day of May, in the year nineteen hundred and sixty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones and Alexander G.Jones, Trustees named in the aforegoing report of sale, and each 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.

Patsy E. Oke
Notary Public

NOTARY PUBLIC SOMERSET COUNTY

Order Nisi

Edgar A. Jones and Alexander G. Jones,	:	No. 8610 Chancery
Trustees, Ex Parte under power contained:		In the Circuit Court for
in Deed ofTrust from Roger G. Hall and	:	Somerset County, Maryland
Mary Ann Hall, his wife,	:	

Ordered this 24th day of May, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones and Alexander G. Jones Trustees named in the above deed of trust, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of July, 1968, 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 27th day of June, 1968.

The report states the amount of sales to be $6475.00.

J. Theodore Roeber
Clerk of the Circuit Court

Edgar A. Jones and Alexander G. Jones,	:	No. 8610 Chancery
Trustees, Ex Parte under power contained:		In the Circuit Court for
in Deed of Trust from Roger G. Hall and	:	Somerset County, Maryland
Mary Ann Hall, his wife,	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 5th day of July, in the year nineteen hundred and sixty-eight, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones and Alexander G. Jones, Trustees named in said deed of trust, 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. Monnastee Duer
Judge

Edgar A. Jones and Alexander G. Jones	:	No. 8610 Chancery
Trustees, Ex Parte under power contained:		In the Circuit Court for
in Deed of Trust from Roger G. Hall and	:	Somerset County, Maryland
Mary Ann Hall, his wife	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 21st day of May, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared Lawrence W. Burgess, the purchaser of the real estate in the above entitled proceeding and made oath in due form of law.

1. That in making said purchase he was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That he did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC SOMERSET COUNTY, MD.

Patsy E. Oker
Notary Public

Edgar A. Jones and Alexander G. Jones,	:	No. 8610 Chancery
Trustees, Ex Parte under power contained	:	In the Circuit Court for
in Deed of Trust from Roger G. Hall and	:	Somerset County, Maryland
Mary Ann Hall, his wife	:	

PETITION FOR PAYMENT OF JUDGMENT FROM SURPLUS

To the Honorable, the Judges of said Court:

The petition of The Cohn & Bock Company, a body corporate of the State of Maryland, whose post office address is Princess Anne, Maryland, by Jones & Jones, its attorneys, respectfully represents:

1. That your petitioner is the holder of a judgment against Roger Hall and Mary Ann Hall, his wife, dated August 24, 1964 and recorded among the Judgment Records of Somerset County, Maryland, on August 24, 1964 in No. 2938 Civil Docket.

2. That the balance now due and outstanding on said judgment is $2399.35 computed as follows:

Principal	$1800.00
Collection fee	180.00
Court costs	15.25
Interest from August 24, 1964 to May 21, 1968	404.10

3. That no part of said judgment has ever been paid by the judgment debtors or by any one else on their behalf to the judgment creditor.

4. That the properties sold in these proceedings were sold to the purchaser subject to the lien of a mortgage to The Federal Land Bank of Baltimore dated August 20, 1964 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 221, folio 448 on which there was balance due and outstanding of $19,871.95 as of May 21, 1968 and that the purchaser of said properties purchased the properties subject to the lien of said mortgage.

5. That there are no intervening mortgages or judgments having priority over the judgment of your petitioner against the property subject of this proceeding.

6. That accordingly your petitioner is advised and verily believes and alleges that it is entitled to have the surplus funds arising from said sale or the necessary portion thereof applied to the satisfaction of the aforesaid judgment.

Wherefore, your petitioner prays your Honors to pass an order making allowance accordingly to your petitioner as contemplated by reason of Rule W-75 of the Maryland Rules of Procedure.

And as in duty bound, etc.

JONES & JONES

By _____
Attorneys for Petitioner

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 24th day of May, 1968, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Robert C. Street, President of The Cohn & Bock Company, and made oath in due form of law that the matters and facts set forth in the aforegoing petition are true and correct to the best of his knowledge, information and belief.

As witness my hand and Notarial Seal the day and year above written.

Eunice Pilchard
Notary Public

ORDER OF COURT

The aforegoing petition and affidavit thereon having been read and considered, it is thereupon this 28 day of May, 1968, by the Circuit Court for Somerset County, Maryland, in Equity, ORDERED that the claim of The Cohn & Bock Company be and the same is hereby allowed according to the priority to which it shall appear to be entitled from the proceedings in this case, in the distribution of any surplus arising from the proceeds of sale herein, and the auditor will make allowance accordingly in his report, subject to the usual exceptions.

E. McMaster Dryden
Judge

Edgar A. Jones and Alexander G. Jones, Trustees, Ex Parte under power contained in Deed of Trust from Roger G. Hall and Mary Ann Hall, his wife	No. 8610 Chancery In the Circuit Court for Somerset County, Maryland

PETITION FOR PAYMENT OF JUDGMENT FROM SURPLUS

The petition of Merton S. Cowger, Robert L. Cowger and Lawrence E. Cowger, trading as Cowger Brothers, by Lionel Bennett, their attorney, respectfully represent:

1. That your petitioners are the holder of a judgment against Roger Hall dated March 19, 1968, docketed in the office of the People's Court for Wicomico County, Maryland, as Case No. 1578.

2. That the balance due and owing on said judgment is $276.85, with interest from August 17, 1966, and $3.60 costs.

3. That no part of said judgment has been paid.

4. That the properties sold in these proceedings were sold to the purchaser subject to the lien of a mortgage to The Federal Land Bank of Baltimore dated August 20, 1964 and recorded among the Land Records of Somerset County, in Liber I.T.P. No. 221, folio 448 on which there was balance due and outstanding of $19,871.95 as of May 21, 1968, and that the purchaser of said properties purchased the properties subject to the lien of said mortgage.

5. That accordingly your petitioners are advised and verily believe and allege that they are entitled to have the surplus funds arising from said sale or the necessary portion thereof applied to the satisfaction of the aforesaid judgment.

Wherefore, your petitioners pray your Honors to pass an order making allowance accordingly to your petitioners as contemplated by reason of Rule W-75 of the Maryland Rules of Procedure.

And as in duty bound, etc.

Lionel Bennett
Attorney for Petitioners

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on May 27, 1968, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lionel Bennett, attorney for the judgment creditors herein, and made oath in due form of law that the matters and facts set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief, and that he has personal knowledge of the facts hereinabove set forth.

As witness my hand and Notarial Seal.

Lula Mae Dize
Notary Public

ORDER OF COURT

The foregoing petition and affidavit thereon having been read and considered, it is thereupon this 4th day of ~~May~~ June, 1968, by the Circuit Court for Somerset County, Maryland, in Equity, ORDERED that the claim of Merton S. Cowger, Robert L. Cowger and Lawrence E. Cowger, trading as Cowger Brothers, be and the same is hereby allowed according to the priority to which it shall appear to be entitled from the proceedings in this case, in the distribution of any surplus arising from the proceeds of sale herein, and the auditor will make allowance accordingly in his report, subject to the usual exceptions.

Judge

Edgar A. Jones and Alexander G. Jones, Trustees, Ex Parte under power contained in Deed of Trust from Roger G. Hall and Mary Ann Hall, his wife	No. 8610 Chancery In the Circuit Court for Somerset County, Maryland

PETITION FOR PAYMENT OF JUDGMENT FROM SURPLUS

The petition of Texaco, Inc., a body corporate of the State of Delaware, by Lionel Bennett, its attorney, respectfully represents:

1. That your petitioner is the holder of a judgment against Roger Hall dated November 20, 1964, docketed in the office of the Clerk of the Circuit Court for Somerset County, Maryland, as Civil Docket No. 2983.

2. That the balance due and owing on said judgment is $427.22, with interest from November 20, 1964, and $11.75 costs.

3. That no part of said judgment has been paid.

4. That the properties sold in these proceedings were sold to the purchaser subject to the lien of a mortgage to The Federal Land Bank of Baltimore dated August 20, 1964 and recorded among the Land Records of Somerset County, in Liber I.T.P. No. 221, folio 448 on which there was balance due and outstanding of $19,871.95 as of May 21, 1968, and that the purchaser of said properties purchased the properties subject to the lien of said mortgage.

5. That accordingly your petitioner is advised and verily believes and alleges that it is entitled to have the surplus funds arising from said sale or the necessary portion thereof applied to the satisfaction of the aforesaid judgment.

Wherefore, your petitioner prays your Honors to pass an order making allowance accordingly to your petitioner as contemplated by reason of Rule W-75 of the Maryland Rules of Procedure.

And as in duty bound, etc.

Lionel Bennett
Attorney for Petitioner

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on May 27, 1968, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lionel Bennett, attorney for the judgment creditor herein, and made oath in due form of law that the matters and facts set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief, and that he has personal knowledge of the facts hereinabove set forth.

As witness my hand and Notarial Seal.

Lula Mae Dize
Notary Public

ORDER OF COURT

The foregoing petition and affidavit thereon having been read and considered, it is thereupon this 4th day of ~~May~~ June, 1968, by the Circuit Court for Somerset County, Maryland, in Equity, ORDERED that the claim of Texaco, Inc. be and the same is hereby allowed according to the priority to which it shall appear to be entitled from the proceedings in this case, in the distribution of any surplus arising from the proceeds of sale herein, and the auditor will make allowance accordingly in his report, subject to the usual exceptions.

E. Thomas Dill
Judge

Edgar A. Jones and Alexander G. Jones, Trustees, Ex Parte under power contained in Deed of Trust from Roger G. Hall and Mary Ann Hall, his wife	No. 8610 Chancery In the Circuit Court for Somerset County, Maryland

PETITION FOR PAYMENT OF JUDGMENT FROM SURPLUS

The petition of Continental Insurance Companies, by Lionel Bennett, its attorney, respectfully represents:

1. That your petitioner is the holder of a judgment against Roger G. Hall and Mary Ann Hall, his wife, dated April 20, 1965, docketed in the office of the Clerk of the Circuit Court for Somerset County, Maryland, on April 23, 1965, recorded in Liber GJB 6 folio 481.

2. That the balance due and owing on said judgment is $58.42, with interest from April 20, 1965, and $5.10 costs.

3. That no part of said judgment has been paid.

4. That the properties sold in these proceedings were sold to the purchaser subject to the lien of a mortgage to The Federal Land Bank of Baltimore dated August 20, 1964 and recorded among the Land Records of Somerset County, in Liber I.T.P. No. 221, folio 448 on which there was balance due and outstanding of $19,871.95 as of May 21, 1968, and that the purchaser of said properties purchased the properties subject to the lien of said mortgage.

5. That accordingly your petitioner is advised and verily believes and alleges that it is entitled to have the surplus funds arising from said sale or the necessary portion thereof applied to the satisfaction of the aforesaid judgment.

Wherefore, your petitioner prays your Honors to pass an order making allowance accordingly to your petitioner as contemplated by reason of Rule W-75 of the Maryland Rules of Procedure.

And as in duty bound, etc.

Lionel Bennett
Attorney for Petitioner

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on May 27, 1968, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lionel Bennett, attorney for the judgment creditor herein, and made oath in due form of law that the matters and facts set forth in the foregoing petition are true and correct to the best of his knowledge, information and belief, and that he has personal knowledge of the facts hereinabove set forth.

As witness my hand and Notarial Seal.

Lula Mae Dize
Lula Mae Dize
Notary Public

ORDER OF COURT

The foregoing petition and affidavit thereon having been read and considered, it is thereupon this 4th day of ~~May~~ June, 1968, by the Circuit Court for Somerset County, Maryland, in Equity, ORDERED that the claim of Continental Insurance Companies be and the same is hereby allowed according to the priority to which it shall appear to be entitled from the proceedings in this case, in the distribution of any surplus arising from the proceeds of sale herein, and the auditor will make allowance accordingly in his report, subject to the usual exceptions.

E. Monroe Dize
Judge

Edgar A. Jones and Alexander G. Jones, Trustees, Ex Parte under power contained in Deed of Trust from Roger G. Hall and Mary Ann Hall, his wife	:	In the Circuit Court For Somerset County State of Maryland No. 8610 Chancery

:::

PETITION FOR PAYMENT OF JUDGMENT FROM SURPLUS

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Kellam Propane Gas Company, Inc., a body corporate of the State of Virginia, whose business address is Belle Haven Virginia, by Henry P. Walters, its attorney, respectfully represents:

(1) That your petitioner is the holder of a judgment against Roger Hall, dated October 5, 1967 and recorded among the judgment records of Somerset County, Maryland, in No. 3614 Civil Docket.

(2) That the balance now due and outstanding on said judgment is $ 1248.65, computed as follows:

Principal	$1,190.55
Court costs	13.25
Interest from October 5, 1967 to May 21, 1968	44.85

(3) That no part of said judgment has ever been paid by the judgment debtor or by anyone on his behalf to the judgment creditor.

(4) That the property sold in these proceedings was sold to the purchaser subject to the lien of a mortgage to the Federal Land Bank of Baltimore, dated August 20, 1964, and recorded among the land records of Somerset County, in Liber I.T.P. No. 221, at folio 448, on which there was a balance due and outstanding of $19,871.95 as of May 21, 1968 and that the purchaser of said properties purchased them subject to the lien of said mortgage.

(5) That there are intervening judgments having priority over the judgment of your petitioner, but your petitioner is advised and believes that there will be a surplus, after paying said intervening judgments, and

that your petitioner is entitled to have the surplus funds, or a necessary portion thereof applied to the satisfaction of the aforesaid judgment.

WHEREFORE, your petitioner prays your Honors to pass an order making an allowance accordingly to your petitioner as contemplated by Rule W-75 of the Maryland Rules of Procedure.

AND, AS IN DUTY BOUND, etc.

Henry P. Walters

Henry P. Walters, Attorney for Petitioner

STATE OF MARYLAND, WORCESTER COUNTY, to wit:

I hereby certify that, on this 10th day of June, 1968, before the subscriber, a notary public of the state and county aforesaid, personally appeared C. Winfred Corbin, agent for Kellam Propane Gas Company, and made oath in due form of law that the matters and facts set forth and contained in the aforegoing petition are true and correct, to the best of his knowledge, information and belief.

Witness my hand and notarial seal.

Henry P. Walters

Notary Public

HENRY P. WALTERS NOTARY PUBLIC WORCESTER CO., MD.

ORDER OF COURT

The aforegoing petition and affidavit thereon having been read and considered, it is, thereupon, this 13 day of June, 1968, by the Circuit Court for Somerset County, Maryland, sitting in Equity, ORDERED that the claim of Kellam Propane Gas Company, Inc. be and the same is hereby allowed according to the priority to which it shall appear to be entitled, from the proceedings in this case in the distribution of any surplus arising from the proceeds of sale herein; the auditor will make allowance accordingly in his report, subject to the usual exceptions.

T. Morris Duer

Judge.

Edgar A. Jones and Alexander G. Jones, Trustees, Ex Parte under power contained in a Deed of Trust from Roger G. Hall and Mary Ann Hall, his wife.	No. 8610 Chancery In the Circuit Court for Somerset County, Maryland

PETITION FOR PAYMENT OF JUDGMENTS FROM SURPLUS

TO THE HONORABLE THE JUDGES OF SAID COURT:

The Petition of the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, whose Post Office address is Crisfield, Maryland, by Wade D. Ward, its attorney, respectfully represents:

1. That your Petitioner is the holder of three judgments against Roger Hall and Mary Ann Hall, his wife, recorded among the Judgment Records of Somerset County, Maryland.

2. That the principal and interest now due and outstanding on said Judgments are as follows:

No. 3630	Principal	$ 741.50
	Collection fee	74.15
	Court Costs	15.25
	Interest from Nov.14,1967 to May 31, 1968	24.85
No. 3631	Principal	565.00
	Collection fee	56.50
	Court costs	15.25
	Interest from Dec.1,1967 to May 31, 1968	17.42
No.6 folio 538	Principal	208.77
	Collection Fee	20.87
Roger Hall,only	Court costs	5.30
	Interest from Jan.10,1968 to May 31, 1968	5.05

3. That no part of said Judgments have been paid by the judgment debtors or by anyone else on their behalf to the judgment creditor

4. That the properties sold in these proceedings were sold to the purchaser subject to a lien of a mortgage to The Federal

Land Bank of Baltimore dated August 20, 1964 and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 221, folio 448 on which there was a balance due and outstanding of $19,871.95 as of May 21, 1968 and that the purchaser of said properties purchased the properties subject to the lien of said mortgage.

5. That there is only one judgment having priority over the judgment of your petitioner, that being the judgment of Cohn and Bock Co., a body corporate, Princess Anne, Maryland, Civil Docket No. 2938, and there are no other intervening judgments or mortgages having priority over the judgment of your petitioner against the properties subject to these proceedings.

6. That accordingly your petitioner is advised and verily believes and alleges that it is entitled to have the surplus funds arising from said sale or the necessary portion thereof applied to the satisfaction of the aforesaid judgments.

Wherefore, your petitioner prays Your Honors to pass an Order making allowance accordingly to your petitioners as contemplated by reason of Rule W-75 of the Maryland Ruses of Procedure.

And as in duty bound, etc.

Wade D. Ward
Attorney for Petitioner

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY that on this 10th day of June, 1968, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared F. Doyle Tyler, President of the Bank of Crisfield, and made oath in due form of law that the above statement is true and bona fide as

to the best of his knowledge, information and belief; and 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 the day and year first above written.

JUNE WHARTON NOTARY PUBLIC SOMERSET CO., MD.

Notary Public

ORDER OF COURT

The aforegoing petition and affidavit thereon having been read and considered, it is thereupon this 14th day of June, 1968, by the Circuit Court for Somerset County, in Equity, ORDERED that the claim of the Bank of Crisfield be and the same is hereby allowed according to the priority to which it shall appear to be entitled from the proceedings in this case, in the distribution of any surplus arising from the proceeds of sale herein, and the auditor will make allowance accordingly in his report, subject to the usual exceptions.

Judge

PRINCESS ANNE, MD., July 2 1968

This is to certify that the annexed Order N'isi

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: May 30
June 6,13,20

Clarence L Byrd
Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 597

ORDER NISI

Edgar A. Jones and Alexander G. Jones, Trustees, Ex Parte under power contained in Deed of Trust from Roger G. Hall and Mary Ann Hall, his wife,

NO. [illegible] CHANCERY

In the Circuit Court for Somerset County, Maryland.

Ordered this 28th day of May, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones and Alexander G. Jones Trustees [illegible] in the above deed of trust, be ratified and confirmed unless cause to the contrary be shown on or before the 1st day of July, [illegible] in a newspaper [illegible] in Somerset County [illegible] once in each of four successive weeks [illegible] 27th day of June, 1968.

The report states the amount of sales to be $8475.00.

I. [illegible] THOMBUS
Clerk of the Circuit Court

TRUE COPY, TEST:
I. Th[illegible] Phoebus, Clerk

5-4tc

LIBER 042 PAGE 598

Edgar A. Jones and Alexander G. Jones,	:	No. 8610 Chancery
Trustees, Ex Parte under power contained	:	In the Circuit Court for
in Deed of Trust from Roger G. Hall and	:	Somerset County, Maryland
Mary Ann Hall, his wife	:	

PETITION FOR REFERRAL TO SPECIAL AUDITOR

To the Honorable, the Judges of said Court:

Your Petitioners, Edgar A. Jones and Alexander G. Jones, Trustees in the above entitled proceeding, respectfully represent:

1. That the property referred to in the above entitled cause has been sold and the proceeds paid, or are in the process of being paid, and if there are no objections will be ready for auditing upon final ratification by this Court.

2. That the standing auditor of said Court is in ill health and unable to perform his normal duties.

Wherefore, your petitioners request the appointment of a special auditor to file an audit in these proceedings.

Edgar A. Jones

Alexander G. Jones
Petitioners

ORDER OF COURT

The aforegoing petition having been read and considered, it is thereupon this 9th day of July, 1968, by the Circuit Court for Somerset County, State of Maryland, ORDERED and DECREED that Eunice Pilchard be and she is hereby appointed as special auditor to check the account and proceedings in this case in conformity with Maryland Law and the Rules of Court.

E. Manchester Dyer
Judge

Edgar A. Jones and Alexander G. Jones, Trustees, Ex Parte under power contained in Deed of Trust from Roger G. Hall and Mary Ann Hall, his wife	:	No. 8610 Chancery In the Circuit Court for Somerset County, Maryland

SPECIAL AUDITOR'S REPORT

To the Honorable, the Judges of said Court:

Your Special Auditor, to whom the proceedings were referred in the above case to state an account, submits the following Special Auditor's Report.

Eunice Pilchard
Special Auditor

Edgar A. Jones and Alexander G. Jones, Trustees for the sale and distribution of the moneys arising therefrom, report the following collections and disbursements:

Amount of sale as per report				$6,475.00
To Clerk of the Circuit Court, costs			$53.00	
To Clerk of the Circuit Court, additional costs			43.50	
To Fidelity and Deposit Company, bond premium			40.00	
To Marylander and Herald, advertising and nisi			162.50	
To The Daily Times, advertising			33.75	
To Edwin B. Muir, auctioneer			15.00	
To Solicitor's fee			25.00	
To 1967 State and County taxes			601.78	
To Fire insurance premium advanced			431.00	
To Trustees as commission			473.75	
To Special auditor stating this account			25.00	
To Salisbury Production Credit Association				
Principal	$1,950.00			
Interest to 5/21/68	112.13	$2,062.13		
Credit for stock		345.00	1,717.13	$3,621.41
To The Cohn & Bock Company, Judgment No. 2938 Civil Docket, dated 8/24/64				
Principal			1,800.00	
Collection fee			180.00	
Court costs			15.25	
Interest 8/24/64 to 5/21/68			404.10	2,399.35

LIBER 042 PAGE 599

To Continental Insurance Companies, Judgment Recorded G.J.B. No. 6, folio 481 Dated 4/20/65					
Principal			$58.42		
Interest 4/20/65 to 5/21/68			10.70		
Costs			5.10	$74.22	
To Bank of Crisfield, Judgment No. 3630 Civil Docket, dated 11/1/67					
Principal	$741.50				
Collection fee	74.15				
Court costs	15.25				
Interest from 11/14/67 to 5/21/67	24.85	$855.75			
DIVIDEND			380.02	380.02	
				$6,475.00	$6,475.00

And your aforesaid Special Auditor shows a deficiency in the payment of the following debts:

Bank of Crisfield, Judgment No. 3630 Civil Docket, listed above	$855.75
Less above payment on account	380.02
Deficiency	$475.73
Bank of Crisfield, Judgment No. 3631 Civil Docket	
Principal	$565.00
Collection fee	56.50
Court costs	15.25
Interest from 12/1/67 to 5/21/68	17.42
	$654.17
Merton S. Cowger, Robert L. Cowger and Lawrence E. Cowger, trading as Cowger Brothers, vs. Roger Hall, only Docketed in the office of the People's Court for Wicomico County, Maryland, as Case No. 1578, dated 3/19/68	
Principal	$276.85
Interest from 8/17/66 to 5/21/68	29.12
Costs	3.60
	$309.97
Claim disallowed because petition does not recite that judgment was filed in Somerset County.	
Texaco, Inc. vs. Roger Hall, only No. 2983 Civil Docket	
Principal	$427.22
Interest from 11/20/64 to 5/21/68	90.72
Costs	11.75
	$529.69
Kellam Propane Gas Company, Inc. vs. Roger Hall, only, No. 3614 Civil Docket	
Principal	$1190.55
Court costs	13.25
Interest from 10/5/67 to 5/21/68	44.85
	$1248.65

Bank of Crisfield vs. Roger Hall, only
Filed No. 6, folio 538

Principal	$208.77
Collection fee	20.87
Court costs	5.30
Interest from 1/10/68 to 5/31/68	5.05
	$239.99

Copy of the foregoing audit was mailed to the following parties by first class mail, postage prepaid, this 17th day of July, 1968:

Jones & Jones, Esquires, Attorneys for The Cohn & Bock Company, Princess Anne, Maryland; Lionel Bennett, Esquire, Attorney for Cowger Brothers, Crisfield, Maryland; Lionel Bennett, Esquire, Attorney for Texaco, Inc., Crisfield, Maryland; Lionel Bennett, Esquire, Attorney for Continental Insurance Companies, Crisfield, Maryland; Henry P. Walters, Esquire, Attorney for Kellam Propane Gas Company, Inc., Pocomoke City, Maryland, and Wade D. Ward, Esquire, Attorney for Bank of Crisfield, Crisfield, Maryland.

Eunice Pilchard
Special Auditor

Notice to Creditors of Roger G. Hall and Mary Ann Hall

You are hereby notified that the above audit was duly filed with the Clerk of the Circuit Court for Somerset County, Maryland, in proceedings known as No. 8610 Chancery on July 17, 1968 and will be ratified on August 5, 1968 unless cause to the contrary be shown by exception filed on or before August 2, 1968.

Eunice Pilchard
Special Auditor

ORDER NISI

Ordered by the subscriber, Clerk of the Circuit Court for Somerset County, Maryland, this 17th day of July, 1968, that the aforesaid Special Auditor's Report be ratified and confirmed, unless cause to the contrary be shown by exception filed on or before the 2nd day of August, 1968.

J. Shelton Smith
Clerk of the Circuit Court

FINAL ORDER OF RATIFICATION

Ordered, this 5th day of August, 1968, by the Circuit Court for Somerset County, Maryland, in Equity, that the aforegoing Special Auditor's Report be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, and that said Trustees apply the proceeds accordingly.

J. Shelton Smith
Clerk of the Circuit Court

Exd. JAN 22 1969

Edgar A. Jones and Alexander G. Jones,	:	No. 8611 Chancery
Trustees, Exparte under power contained in	:	In the Circuit Court for
Deed of Trust from Lindberg Robert Bromley	:	Somerset County, Maryland
and Mary Jane Bromley, his wife.	:	

R. 2234

Mr. Clerk:

Please docket the above entitled suit and file the original deed of trust among the papers therein.

JONES & JONES

By _____
Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

FOR DEED OF TRUST SEE LAND RECORDS MORTGAGES LIBER NO. 220, FOLIO 509.

FOR BOND SEE BOND BOOK No. 9, FOLIO 275

LIBER 042 PAGE 603

Edgar A. Jones and Alexander G. Jones,	:	No. 8611 Chancery
Trustees, Exparte under power contained in	:	In the Circuit Court for
Deed of Trust from Lindberg Robert Bromley	:	Somerset County, Maryland
and Mary Jane Bromley, his wife	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 22nd day of April, 1968, before me, the undersigned officer, personally appeared William B. Fontaine, Agent of Salisbury Production Credit Association. and made oath in due form of law that the principal amount owing on the above deed of trust is evidenced by the following notes:

Note #8164	$8,075.00 with interest from August 5, 1966 plus $195.95 back interest
Note #1437	3,800.00 with interest from January 6, 1967
Note #1567	1,000.00 with interest from May 17, 1967

less credit for stock in the amount of $715.00.

And also made oath in due form of law 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 Pilchard
Notary Public

Edgar A. Jones and Alexander G. Jones,	:	No. 8611 Chancery
Trustees, Exparte under power contained in	:	In the Circuit Court for
Deed of Trust from Lindberg Robert Bromley	:	Somerset County, Maryland
and Mary Jane Bromley, his wife	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 21st day of May, 1968, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Charles W. Nelson, Jr., Manager of Salisbury Production Credit Association, the purchaser of the real estate in the above entitled proceedings and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are nonw.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

EUNICE PILCHARD NOTARY PUBLIC SOMERSET COUNTY, MD.

Eunice Pilchard
NotaryPublic

Edgar A. Jones and Alexander G. Jones,	:	No. 8611 Chancery
Trustees, Exparte under power contained in	:	In the Circuit Court for
Deed of Trust from Lindberg Robert Bromley	:	Somerset County, Maryland
and Mary Jane Bromley, his wife	:	

To the Honorable, the Judge of said Court:

The report of sale of Edgar A. Jones and Alexander G. Jones, Trustees named in a certain deed of trust made and executed by Lindberg Robert Bromley and Mary Jane Bromley, his wife, dated May 7, 1964 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 220, folio 509, under and by virtue of a power of sale therein contained, default having been made in the payment of the money secured by said deed of trust or in the payment of the interest thereon or in some other covenant and condition of said deed of trust, whereby the said 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 them by said deed of trust, 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, they did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 21st day of May, 1968, at two o'clock P.M., and then and there proceed to sell the property in said deed of trust, to wit:

All that certain land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that farm or tract of land, situate as aforesaid, bounded on the northwest by a line which separates the property herein described from the lands of Edward S. Kenney and Minnie C. Kenney; said line beginning at an iron pipe set up on the south side of the old county road leading from Mt. Vernon to White Haven Ferry, on a ditch bank on the west side of a ditch that separates the highland from the marsh land on the farm, known as "Kentuck Farm"; thence running by and with the said ditch

bank the seven following courses and distances: (1) South 64° 30' West 18.3 perches to the south side of a cross ditch; thence (2) South 33° 10' East 9.05 perches with the said south ditch bank to an angle therein; (3) South 62° 15' West 26 perches with the west ditch bank to the center of a ditch; (4) South 56° 30' West 38.3 perches to an iron pipe on the north side of a small ditch; (5) South 20° 00' West 26.06 perches to a black gum tree; thence (6) South 14° 30' West 12.1 perches to a light wood stump; thence (7) South 86° 40' West 21.3 perches to a cedar tree on the line of the land recently owned by F. E. Bailey; bounded on the northeast by the lands of Paul Bloodsworth and Costen Handy; on the southeast by the lands of Fred Brown and Thomas J. Long and the county road leading from Mt. Vernon to White Haven, and on the southwest by the lands of James or Samuel Robertson, formerly the Fillmore Bailey farm, containing 60 acres, more or less, of which approximately 55 acres are tillable.

Second: All that lot or tract of cut over woodland, situate as aforesaid, on the southerly side of the county road leading from Mt. Vernon to White Haven, but not adjacent thereto, bounded on the north by the lands of John W. Smith, on the east by the lands of Samuel Bounds and the land owned or formerly owned by Danah Jones, on the south by the lands of Briscoe Pinkett and on the west by the lands of Fred Jones and John Bloodsworth, containing 23 acres, more or less.

Making a total of 83 acres, more or less, herein described.

Being the same and all the land which was conveyed unto the said Lindberg Robert Bromley and Mary Jane Bromley, his wife, by Vera J. Northrup, divorced, by deed dated October 2, 1953 and recorded among the aforesaid Land Records in Liber B.L.B. No. 160, folio 453, and sold the same to Salisbury Production Credit Association at and for the sum of fourteen thousand five hundred dollars ($14,500.00), subject to the assumption by the purchaser of a mortgage from Lindberg Robert Bromley and Mary Jane Bromley to The Federal Land Bank of Baltimore, dated May 7, 1964 and recorded among the aforesaid Land Records in Liber I.T.P. No. 221, folio 17, on which there was an outstanding balance as of May 21, 1968 in the amount of $16,381.67, it being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your trustees and your trustees have distributed the proceeds, as follows:

Total Sales			$14,500.00
To Clerk of the Circuit Court for Costs		$53.00	
To Fidelity & Deposit Company, bond premium		56.00	
To Marylander and Herald, advertising and nisi		140.00	
To The Daily Times, advertising		42.00	
To Auctioneer		50.00	
To Solicitor's fee		25.00	
To Insurance premiums advanced		650.53	
To 1964 State and County taxes		343.10	
To 1965 State and County taxes		428.33	
To 1966 State and County taxes		400.47	
To 1967 State and County taxes		470.13	
To Trustees as commission		875.00	
To balance to be distributed		10,966.44	
		$14,500.00	$14,500.00
Balance to be distributed			$10,966.44
To Salisbury Production Credit Association:			
Note #8164	$8,075.00		
Interest	1,098.22		
Note #1437	3,800.00		
Interest	347.27		
Note #1567	1,000.00		
Interest	60.61	$14,381.10	
Credit:			
Stock	$715.00		
Sale of personal property	1,500.00	2,215.00	12,166.10
		Deficiency - - - - -	($1,199.66)

Respectfully submitted,

Edgar A. Jones

Alexander G. Jones
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 27th day of May, in the year nineteen hundred and sixty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Edgar A. Jones and Alexander G. Jones, Trustees named in the aforegoing report of sale, and each 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 Pilchard
Notary Public

Order Nisi

Edgar A. Jones and Alexander G. Jones, Trustees, Exparte under power contained in Deed of Trust from Lindberg Robert Bromley and Mary Jane Bromley, his wife	:	No. 8611 Chancery In the Circuit Court for Somerset County, Maryland

Ordered this 27th day of May, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones and Alexander G. Jones, Trustees named in the above deed of trust, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of July, 1968, 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 27th day of June, 1968.

The report states the amount of sales to be $14,500.00.

L. Theodore Gaskins
Clerk of the Circuit Court

Edgar A. Jones and Alexander G. Jones, Trustees, Exparte under power contained in Deed of Trust from Lindberg Robert Bromley and Mary Jane Bromley, his wife	:	No. 8611 Chancery In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, in Equity, this 5th day of July, in the year nineteen hundred and sixty-eight, that the sale of the real estate mentioned in these proceedings made and reported by Edgar A. Jones and Alexander G. Jones, Trustees, named in said deed of trust, 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. Monnaster Dun
Judge

PRINCESS ANNE, MD., ~~July 2, 1968~~ 19

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: May 30
June 6, 13, 20

Business Manager MARYLANDER and HERALD

LIBER 042 FOLIO 611

ORDER NISI

Edgar A. Jones and Alexander G. Jones, Trustees, Ex parte under power contained in Deed of Trust from Lindberg Robert Bromley and Mary Jane Bromley, his wife.

NO. 6311 CHANCERY

In the Circuit Court of Somerset County, Maryland

Ordered this 27th day of May, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Edgar A. Jones and Alexander G. Jones, Trustees named in the above deed of trust, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of July, 1968, 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 27th day of June, 1968.

The report states the amount of sales to be $14,500.00.

I. THEODORE PHOEBUS
Clerk of the Circuit Court

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

5-4tc

Exd. JAN 22 1968

28629

LIBER 042 PAGE 612

THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS, ATTORNEYS NAMED IN A MORTGAGE TO CLYDE W. BROWN, FOR FORECLOSURE AND COLLECTION, EX PARTE	:	No. 8628 CHANCERY CASES IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

MR. CLERK:

PLEASE DOCKET SUIT AS ABOVE AND FILE THE ENCLOSED MORTGAGE FOR FORECLOSURE.

SIMPKINS AND SIMPKINS

BY

FOR ORIGINAL MORTGAGE SEE LAND RECORDS LIBER NO. 225, FOLIO 410

FOR BOND SEE BOND BOOK No. 9, FOLIO 292

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.

TELEPHONE 651-1400

THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS, ATTORNEYS NAMED IN A MORTGAGE TO CLYDE W. BROWN, FOR FORECLOSURE AND COLLECTION, EX PARTE	:	NO. _____ CHANCERY CASES
	:	IN THE CIRCUIT COURT FOR
	:	SOMERSET COUNTY, MARYLAND

AFFIDAVIT

STATE OF MARYLAND,

COUNTY OF SOMERSET, SS:

I HEREBY CERTIFY, THAT ON THIS 12th DAY OF JUNE, 1968, BEFORE ME, A NOTARY PUBLIC IN AND FOR THE STATE AND COUNTY AFORESAID, PERSONALLY APPEARED CLYDE W. BROWN, THE MORTGAGEE IN THE ABOVE MORTGAGE, WHO MADE OATH IN DUE FORM OF LAW THAT THE TOTAL AMOUNT DUE ON THE MORTGAGE IN THE ABOVE CASE IS $5000.00 PRINCIPAL AND $925.00 INTEREST TO DATE.

AND HE FURTHER STATED THAT HE HAS KNOWLEDGE OF THE AFORESAID AND THAT HE IS COMPETENT TO TESTIFY THERETO.

AS WITNESS MY HAND AND NOTARIAL SEAL ON THE DAY AND YEAR ABOVE WRITTEN.

Virginia B. Miles
NOTARY PUBLIC

MY COMMISSION EXPIRES:
JULY 1, 1969

VIRGINIA B. MILES NOTARY PUBLIC SOMERSET CO.

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
31 N. MAIN STREET
PRINCESS ANNE, MD.

TELEPHONE 651-1400

LIBER 042 PAGE 614

THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS, ATTORNEYS NAMED IN A MORTGAGE TO CLYDE W. BROWN, FOR FORECLOSURE AND COLLECTION, EX PARTE	:	NO. _____ CHANCERY CASES
	:	IN THE CIRCUIT COURT FOR
	:	SOMERSET COUNTY, MARYLAND

MILITARY AFFIDAVIT

STATE OF MARYLAND,
COUNTY OF SOMERSET, SS:

I HEREBY CERTIFY, THAT ON THIS 12th DAY OF JUNE, 1968, BEFORE ME, THE SUBSCRIBER, A NOTARY PUBLIC IN AND FOR THE STATE AND COUNTY AFORESAID, PERSONALLY APPEARED THOMAS S. SIMPKINS, ONE OF THE ATTORNEYS IN THE ABOVE CAUSE, AND HE MADE OATH IN DUE FORM OF LAW THAT THE MORTGAGOR NAMED IN THESE PROCEEDINGS IS NOT IN THE MILITARY SERVICE OF THE UNITED STATES OF AMERICA AS HEREINAFTER SET FORTH AND THAT SHE HAS NOT BEEN IN SUCH MILITARY SERVICE WITHIN THIRTY DAYS PRIOR TO THE MAKING OF THIS AFFIDAVIT, SUCH MILITARY SERVICE 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.

IN TESTIMONY WHEREOF, I HEREINTO SUBSCRIBE MY NAME AND AFFIX MY NOTARIAL SEAL ON THE DAY AND YEAR ABOVE WRITTEN.

Virginia B. Miles
NOTARY PUBLIC

VIRGINIA B. MILES NOTARY PUBLIC SOMERSET COUNTY, MD.

MY COMMISSION EXPIRES:
JULY 1, 1969

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

SIMPKINS AND SIMPKINS,
SOLICITORS
PRINCESS ANNE, MARYLAND

MORTGAGEES SALE

OF

VALUABLE REAL ESTATE

IN

WEST PRINCESS ANNE ELECTION DISTRICT
SOMERSET HEIGHTS

UNDER AND BY VIRTUE OF THE POWER AND AUTHORITY CONTAINED IN A MORTGAGE FROM OTIS K. DENSTON AND CASSIE P. DENSTON, HIS WIFE, TO CLYDE W. BROWN, DATED MAY 4, 1965 AND RECORDED AMONG THE LAND RECORDS OF SOMERSET COUNTY IN LIBER 225, FOLIO 410, DEFAULT HAVING OCCURRED THEREIN, WE WILL SELL AT PUBLIC AUCTION AT THE

COURT HOUSE DOOR

PRINCESS ANNE, MARYLAND

ON

JULY 9, 1968

AT

TWO O'CLOCK, P.M.

ALL THOSE LOTS OR PARCELS OF LAND SITUATE IN WEST PRINCESS ANNE ELECTION DISTRICT, SOMERSET COUNTY, MARYLAND, ON THE NORTH SIDE OF PINE STREET EXTENDED FROM SOMERSET HEIGHTS AND FACING ONE HUNDRED AND FIFTY FEET (150) THEREON, RUNNING BACK THEREFROM A UNIFORM DISTANCE OF ONE HUNDRED AND FIFTY FEET (150), BEING ACCURATELY LAID DOWN AND DESCRIBED AS LOTS NO. 5 AND 6 ON PLAT OF "PORTER'S ADDITION TO SOMERSET HEIGHTS", PRINCESS ANNE, MARYLAND, MADE BY W. BALLARD MILES, DATED JUNE 24, 1950 AND RECORDED AMONG THE LAND RECORDS OF SOMERSET COUNTY, MARYLAND, IN PLAT BOOK B.L.B. NO. 2, FOLIOS 62 AND 90; AND BEING THE SAME LAND THAT WAS CONVEYED UNTO OTIS K. DENSTON AND CASSIE P. DENSTON, HIS WIFE, BY

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

IRVING E. STROBEL, ET UX, BY DEED DATED JUNE 1, 1954 AND RECORDED AMONG THE AFORESAID LAND RECORDS IN LIBER B.L.B. No. 164, FOLIO 145.

THE LAND IS IMPROVED BY A LARGE BUNGALOW IN GOOD CONDITION.

TERMS: 20% DOWN ON THE DAY OF SALE AND BALANCE UPON RATIFICATION OR ALL CASH AT THE OPTION OF THE PURCHASER. TITLE PAPERS AND REVENUE STAMPS AT THE EXPENSE OF THE PURCHASER. ALL TAXES AND ASSESSMENTS TO BE PRO-RATED TO THE DAY OF SALE.

THE MORTGAGED PREMISES ARE BEING SOLD SUBJECT TO THE LIEN OF A PRIOR MORTGAGE TO THE TRUCKERS AND SAVINGS BANK, DATED JULY 28, 1964 AND RECORDED AMONG THE LAND RECORDS OF SOMERSET COUNTY IN LIBER No. 221, FOLIO 413.

SIMPKINS AND SIMPKINS

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.

TELEPHONE 651-1400

PRINCESS ANNE, MD., July 8, 1968

This is to certify that the annexed Mortgagee's Sale has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Sale

Dates Inserted: June 13 20 27 July 4

Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 617

Simpkins and Simpkins
Solicitors
Princess Anne, Maryland

VALUABLE REAL ESTATE

IN

WEST PRINCESS ANNE ELECTION DISTRICT SOMERSET COUNTY

Under and by virtue of the power and authority contained in a mortgage from Otis W. Dashiell and Charlotte P. Dashiell, his wife, to Lloyd W. Brown, dated May 4, 1959 and recorded among the Land Records of Somerset County in Liber [illegible] Folio 410, [illegible] the undersigned Trustee, we will sell at public [illegible]

COURT HOUSE DOOR
PRINCESS ANNE, MARYLAND
ON

JULY 6, 1968
AT
TWO O'CLOCK, P.M.

All those lots or parcels of land situate in West Princess Anne Election District, Somerset County, [illegible] North side of [illegible] and fronting [illegible] Sixty Feet (160') [illegible] thence [illegible] and Sixty Feet ([illegible]) [illegible] Lot No. 8 and [illegible] of Section [illegible] Addition to [illegible] Princess Anne [illegible] by [illegible] Md. [illegible] the [illegible] County, [illegible] W.L. [illegible] and [illegible] was conveyed [illegible] Dashiell [illegible] his wife, by [illegible] dated [illegible] by [illegible] and recorded in the aforesaid Land Records in Liber [illegible] Folio 10, [illegible] 10.

[illegible] improved by a large [illegible] in good condition.

[illegible] down on the day of sale [illegible] upon ratification of sale. [illegible] the purchaser. Title [illegible] to be [illegible]

[illegible] ered [illegible] July [illegible] Section [illegible] of Somerset County [illegible] No. 221, [illegible]

SIMPKINS AND SIMPKINS
Solicitors

THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS,	:	No. 8628 CHANCERY CASES
ATTORNEYS NAMED IN A MORTGAGE TO CLYDE W. BROWN,	:	IN THE CIRCUIT COURT FOR
FOR FORECLOSURE AND COLLECTION, EX PARTE	:	SOMERSET COUNTY, MARYLAND

***

REPORT OF SALE

TO THE HONORABLE, THE JUDGE OF SAID COURT:

THE REPORT OF THOMAS S. SIMPKINS, ONE OF THE ATTORNEYS NAMED IN A MORTGAGE FROM OTIS K. DENSTON AND CASSIE P. DENSTON, HIS WIFE, TO CLYDE W. BROWN, RESPECTFULLY SHOWS:

THAT HAVING GIVEN BOND WITH APPROVED SECURITY FOR THE FAITHFUL PERFORMANCE OF THE TRUST REPOSED IN THEM, AND HAVING COMPLIED WITH ALL OTHER PRE-REQUISITES OF LAW AND THE TERMS OF THE SAID MORTGAGE, 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, AT LEAST TWENTY DAYS BEFORE THE DATE OF SALE, AS WILL MORE FULLY APPEAR BY REFERENCE TO THE CERTIFICATE OF PUBLICATION OF THE ADVERTISEMENT, ATTACHED HERETO AS A PART HEREOF, THEY DID, PURSUANT TO SAID NOTICE, ATTEND AT THE COURT HOUSE, IN PRINCESS ANNE, MARYLAND, ON TUESDAY, JULY 9, 1968, AT TWO O'CLOCK P.M., AND THEN AND THERE PROCEEDED TO SELL THE PROPERTY DESCRIBED IN SAID MORTGAGE, AS FOLLOWS:

ALL THOSE LOTS OR PARCELS OF LAND SITUATE IN WEST PRINCESS ANNE ELECTION DISTRICT, SOMERSET COUNTY, MARYLAND, ON THE NORTH SIDE OF PINE STREET EXTENDED FROM SOMERSET HEIGHTS AND FACING 150 FT. THEREON, RUNNING BACK THEREFROM AN UNIFORM DISTANCE OF 150 FT., BEING ACCURATELY LAID DOWN AND DESCRIBED AS LOTS NO. 5 AND 6 ON PLAT OF "PORTER'S ADDITION TO SOMERSET HEIGHTS", PRINCESS

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

ANNE, MARYLAND, MADE BY W. BALLARD MILES, DATED JUNE 24, 1950 AND RECORDED AMONG THE LAND RECORDS OF SOMERSET COUNTY, MARYLAND, IN PLAT BOOK B.L.B. No. 2, FOLIOS 62 AND 90; AND BEING THE SAME LAND WHICH WAS CONVEYED UNTO OTIS K. DENSTON AND CASSIE P. DENSTON, HIS WIFE, BY IRVING E. STROBEL, ET UX, BY DEED DATED JUNE 1, 1954, AND RECORDED AMONG THE AFORESAID LAND RECORDS IN LIBER B.L.B. No. 164, FOLIO 145.

AND THEY SOLD THE SAID PROPERTY TO CLYDE W. BROWN AND MYRTLE I. BROWN, HIS WIFE, AT AND FOR THE SUM OF ONE THOUSAND DOLLARS ($1,000.00), THEY BEING THE HIGHEST BIDDER THEREFOR; AND SAID PURCHASERS WILL COMPLY WITH THE TERMS OF SALE UPON FINAL RATIFICATION THEREOF.

AND THESE ATTORNEYS PROPOSE TO DISTRIBUTE THE PROCEEDS OF THE SALE AS FOLLOWS:

CLERK OF COURT, COST	$ 43.00	
BOND, (EASTERN SHORE INSURANCE)	70.00	
ADVERTISEMENT, MARYLANDER & HERALD	57.50	
ORDER NISI, MARYLANDER & HERALD	15.00	
AUCTIONEER	15.00	
PRINCESS ANNE WATER & SEWER ACCT. (WATER RENT)	9.33	
NOTARY FEES	3.00	
STATE AND COUNTY REAL ESTATE TAXES, CARLOS BOZMAN, TREASURER	238.03	
SIMPKINS AND SIMPKINS, COMMISSION	100.00	
COUNSEL FEE	25.00	
TOTAL	$ 575.86	
BALANCE TO MORTGAGEE		$ 424.14
PRINCIPAL AND INTEREST TO DATE OF RATIFICATION		$5,950.00

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 042 PAGE 620

DEFICIT $ 5,525.86

RESPECTFULLY SUBMITTED,

THOS. S. SIMPKINS, ONE OF
ATTORNEYS NAMED IN MORTGAGE

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.

TELEPHONE 651-1400

PRINCESS ANNE, MD., July 8, 19 (

This is to certify that the annexed Mortgagee's Sa

has been published in the *MARYLANDER and HERALD*, a weel

newspaper published in Somerset County, Maryland, according

the terms and requirements contained in said Sale

Dates Inserted: June 13, 20, 27
July 4

Clarence L Boyd

Business Manager MARYLANDER and HERAI

LIBER 042 PAGE 621

Simpkins and Simpkins
Solicitors
Princess Anne, Ma nd

MORTGAGEE'S SALE

OF

VALUABLE

REAL ESTATE

IN

WEST PRINCESS ANNE
ELECTION DISTRICT
SOMERSET HEIGHTS

Under and by virtue of the power and authority contained in a mortgage from Otis K. Denston and Cassie P. Denston, his wife, to Clyde W. Brown, dated May 4, 1965 and recorded among the Land Records of Somerset County in Liber 225, Folio 410, default having occurred therein, we will sell at public auction at the

COURT HOUSE DOOR
PRINCESS ANNE,
MARYLAND

ON

JULY 9, 1968

AT

TWO O'CLOCK, P.M.

All those lots or parcels of land situate in West Princess Anne Election District, Somerset County, Maryland, on the North side of Pine Street extended from Somerset Heights and facing one hundred and fifty feet (150) thereon, running back therefrom a uniform distance of one hundred and fifty feet (150), being accurately laid down and described as Lots No. 5 and 6 on plat of "Porter's Addition to Somerset Heights", Princess Anne, Maryland, made by W. Ballard Miles, dated June 24, 1950 and recorded among the Land Records of Somerset County, Maryland, in Plat Book B.L.B. No. 2, Follos 62 and 90; and being the same land that was conveyed unto Otis K. Denston and Cassie P. Denston, his wife, by Irving E. Strobel, et ux, by deed dated June 1, 1954 and recorded among the aforesaid Land Records in Liber B.L.B. No. 164, Folio 145.

The land is improved by a large bungalow in good condition.

TERMS: 20% down on the day of sale and balance upon ratification or all cash at the option of the purchaser. Title papers and reveue stamps at the expense of the purchaser. All taxes and assessments to be pro-rated to the day of sale.

The mortgaged premises are being sold subject to the Lien of a prior mortgage to the Teachers and Savings Bank, dated July 23, 1964 and recorded among the Land Records of Somerset County in Liber No. 221, folio 413.

SIMPKINS AND SIMPKINS

7-4tc

LIBER 042 PAGE 622

THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS, ATTORNEYS NAMED IN A MORTGAGE TO CLYDE W. BROWN, FOR FORECLOSURE AND COLLECTION, EX PARTE	:	NO. 8628 CHANCERY CASES
	:	IN THE CIRCUIT COURT FOR
	:	SOMERSET COUNTY, MARYLAND
	:	

AFFIDAVIT OF PURCHASE

STATE OF MARYLAND, COUNTY OF SOMERSET, SS:

I HEREBY CERTIFY, THAT ON THIS 9TH DAY OF JULY, 1968, BEFORE ME, THE SUBSCRIBER, A NOTARY PUBLIC IN AND FOR THE STATE AND COUNTY AFORESAID PERSONALLY APPEARED CLYDE W. BROWN AND MYRTLE I. BROWN, HIS WIFE, AND THEY MADE OATH IN DUE FORM OF LAW THAT THEY WERE THE PURCHASERS OF THE REAL ESTATE DESCRIBED IN THIS CAUSE AT THE SALE THEREOF, AND THAT NO ONE WAS EITHER DIRECTLY OR INDIRECTLY DISCOURAGED FROM BIDDING FOR SAID PROPERTY.

IN WITNESS WHEREOF, I HEREUNTO SUBSCRIBE MY NAME AND AFFIX MY NOTARIAL SEAL, ON THE DAY AND YEAR ABOVE WRITTEN.

Virginia B. Miles
VIRGINIA B. MILES
NOTARY PUBLIC

VIRGINIA B. MILES • NOTARY PUBLIC • SOMERSET COUNTY

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS, ATTORNEYS NAMED IN A MORTGAGE TO CLYDE W. BROWN, FOR FORECLOSURE AND COLLECTION, EX PARTE	:	No. 8628 CHANCERY CASES
	:	IN THE CIRCUIT COURT FOR
	:	SOMERSET COUNTY, MARYLAND

***

ORDER NISI

ORDERED BY THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND, THIS 15th DAY OF July, 1968, THAT THE SALE OF THE PROPERTY AND DISTRIBUTION OF PROCEEDS MENTIONED IN THIS PROCEEDING, MADE AND REPORTED BY THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS, ATTORNEYS, BE RATIFIED AND CONFIRMED UNLESS CAUSE TO THE CONTRARY THEREOF BE SHOWN ON OR BEFORE THE 16th DAY OF August, 1968; PROVIDED A COPY OF THIS ORDER BE INSERTED IN SOME NEWSPAPER PUBLISHED IN SOMERSET COUNTY, MARYLAND, ONCE IN EACH OF THREE SUCCESSIVE WEEKS BEFORE THE 5th DAY OF August, 1968.

THE REPORT STATES THE AMOUNT OF SALE TO BE ONE THOUSAND DOLLARS ($1,000.00).

I. Theodore Phoebus
I. THEODORE PHOEBUS,
CLERK OF COURT

FILED

JUL 15 4 35 PM '68

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
31 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 042 PAGE 624

PRINCESS ANNE, MD., Sept 9 1968

This is to certify that the annexed Order Nisi

has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: July 18 - 23. Aug 1

Clarence L. Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

Thomas S. Simpkins and Lloyd L. Simpkins Attorneys to Clyde W. Brown, for foreclosure and collection, ex parte No. 8623 Chancery Cases In the Circuit Court for Somerset County, Maryland

ORDER NISI

ORDERED by the Circuit Court for Somerset County, Maryland, this 15th day of July, 1968, that the sale of the property and distribution of proceeds mentioned in this proceeding, made and reported by Thomas S. Simpkins and Lloyd L. Simpkins, Attorneys, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 10th day of August, 1968; provided a copy of this Order be inserted in some newspaper published in Somerset County, Maryland, once in each of three successive weeks before the 5th day of August, 1968.

The report states the amount of sale to be One Thousand Dollars ($1,000.00).

I. THEODORE PHOEBUS
CLERK OF COURT

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk
12-3tc

THOMAS S. SIMPKINS AND LLOYD L. SIMPKINS, ATTORNEYS NAMED IN A MORTGAGE TO CLYDE W. BROWN, FOR FORECLOSURE AND COLLECTION, EX PARTE	:	NO. 8628 CHANCERY CASES IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

FINAL ORDER OF RATIFICATION

IT IS HEREBY ORDERED, BY THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND, IN EQUITY, THIS 13 DAY OF September, 1968, THAT THE SALE OF REAL ESTATE ANDDISTRIBUTION OF PROCEEDS MENTIONED IN THE AFOREGOING REPORT OF SALE, MADE BY THOMAS S. SIMPKINS, ONE OF THE ATTORNEYS NAMED HEREIN, BE AND THE SAME IS HEREBY FINALLY RATIFIED AND CONFIRMED, NO CAUSE TO THE CONTRARY THEEOF HAVING BEEN SHOWN, ALTHOUGH DUE NOTICE THEREOF HAS BEEN GIVEN IN ACCORDANCE WITH THE ORDER NISI, PASSED IN THIS CAUSE.

E. Norris Duer
JUDGE

SIMPKINS AND SIMPKINS
ATTORNEYS-AT-LAW
31 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Esd JAN 22 1968

LIBER 042 PAGE 626

Alexander G. Jones, Attorney, Ex Parte	:	No. 8610 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Bernard Stewart and Annie Stewart, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

R-2357

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

FOR ORIGINAL MORTGAGE SEE LAND RECORDS MORTGAGES LIBER NO. 200, FOLIO 486

FOR BOND SEE BOND BOOK NO. 9, FOLIO 299.

Alexander G. Jones, Attorney, Ex Parte	:	No. 8650 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Bernard Stewart and Annie Stewart, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 15th day of August, in the year nineteen hundred and sixty-eight, before me, the undersigned officer, personally appeared Edward J. Price, Agent of the Bank of Somerset, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $1918.15, with interest from January 16, 1968, and also made oath in due form of law 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.

Patsy E. Oke
Notary Public

LIBER 042 PAGE 627

Alexander G. Jones, Attorney, Ex Parte	:	No. 8650 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Bernard Stewart and Annie Stewart, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 17th day of September, 1968, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Luther H. Hamlet, the purchaser of the real estate in the above entitled proceeding and he made oath in due form of law.

1. That in making said purchase he was not acting as agent for anyone.

2. That others interested in said purchase, as principals, are none.

3. That he did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

Lotsey E. Oke
Notary Public

FILED
SEP 17 3 45 PM '68

Alexander G. Jones, Attorney, Ex Parte	:	No. 8650 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Bernard Stewart and Annie Stewart, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

To the Honorable, the Judge of said Court:

The report of sale of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Bernard Stewart and Annie Stewart, his wife, dated September 16, 1960 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 200, folio 486, 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 17th day of September, 1968, at two o'clock P.M., and then and there proceed to sell the property in said mortgage, to wit:

All that lot or parcel of land situate in Mt. Vernon Election District, Somerset County, Maryland, on the north side of the county road known as the Ridge Road, and beginning for the same at a concrete post placed on the north side of said road, which said concrete post lies South 72° 50' East a distance of 615 feet from a concrete post placed at the extreme southwest corner of the original outline of the Costen Farm; thence proceeding from the first mentioned concrete post by and with the land of Somerset Lumber Company, North 13° 23' East 520.20 feet to a concrete post; thence South 76° 37' East 131 feet to a concrete post placed on the west side of a certain right of way; thence continuing said course, South 76° 37' East a distance of 20 feet to the center of a ditch on the east side of said right of way; thence South

14° 58' West, by and with the center of said ditch and the east side of said twenty foot right of way a distance of 529.42 feet to the north side of the aforesaid Ridge Road; thence by and with the north side of said road, North 72° 50' West 20 feet to the west side of said right of way; thence continuing said course, by and with the north side of said road, North 72° 50' West 116.70 feet to the first mentioned concrete post and place of beginning, containing 1.73 acres, more or less, accurately laid down and described on a plat prepared by G. Oliver Morrell, Registered Surveyor, dated June 14, 1960, attached to a deed from Somerset Lumber Company to Bernard Stewart and Annie Stewart dated September 16, 1960 and recorded among the Land Records of Somerset County in Liber G.J.B. No. 201, folio 1, and being the same and all the land which was conveyed unto the said Bernard Stewart and Annie Stewart by Somerset Lumber Company by the aforesaid deed; subject, however, to a right of way reserved by Somerset Lumber Company in the aforesaid deed, which said right of way is fully described in said deed, and sold the same to Luther H. Hamlet at and for the sum of twenty-six hundred sixty-six dollars ($2666.00), he being then and there the highest bidder therefor, said purchaser has complied with the terms of sale to the satisfaction of your trustee and your trustee has distributed the proceeds, as follows:

Total sale		$2666.00
To Clerk of the Circuit Court for costs	$45.00	
To bond premium	11.00	
To Auctioneer	25.00	
To Solicitor's fee	75.00	
To Marylander and Herald, advertising & nisi	92.50	
To 1964 State and County taxes	37.79	
To 1965 State and County taxes	36.47	
To 1966 State and County taxes	34.14	
To 1967 State and County taxes	37.68	
To 1968 State and County taxes - $35.57 (3 mos.)	8.89	
To attorney as commission	266.38	
To balance to be distributed	1996.15	
	$2666.00	$2666.00

Balance to be distributed		$1996.15
To Bank of Somerset, mortgage principal	$1918.15	
To Bank of Somerset, interest	78.00	
	$1996.15	$1996.15

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 17th day of September, in the year nineteen hundred and sixty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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.

Notary Public

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8650 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Bernard Stewart and Annie Stewart, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

Ordered this 17th day of September, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of October, 1968, 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 17th day of October, 1968.

The report states the amount of sales to be $2666.00.

J. Freeman Rochus
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8650 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Bernard Stewart and Annie Stewart, his	:	Somerset County, Maryland
wife, to the Bank of Somerset, a body	:	
corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 22nd day of October, in the year nineteen hundred and sixty-eight, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. Jones, Attorney named 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. Worcester Duer
Judge

ORDER NISI

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Bernard Stewart and Annie Stewart, his wife, to the Bank of Somerset, a body corporate.

NO. 8330 CHANCERY
In the Circuit Court for Somerset County, Maryland

Ordered this 17th day of September, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confimred unless cause to the contrary thereof be shown on or before the 21st day of October, 1968, 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 17th day of October, 1968.

The report states the amount of sales to be $2666.00.

I. THEODORE PHOEBUS
Clerk of the Circuit Court

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

21-4tc

PRINCESS ANNE, MD., October 22 1968

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Sept 19, 26
Oct 3, 10

Clarence L Byrd
Business Manager MARYLANDER and HERALD

LIBER 042 PAGE 633

Ent JAN 22 1968

LIBER 042 PAGE 634

R-235

Alexander G. Jones, Attorney, Ex Parte	:	No. 8651 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Somerset Motors Corporation, a body	:	Somerset County, Maryland
corporate of the State of Maryland,	:	
to the Bank of Somerset, a body corporate:		

Mr. Clerk:

Please docket the above entitled suit and file the original mortgage among the papers therein.

Alexander G. Jones
Princess Anne, Maryland
Telephone: 651-2747

FOR ORIGINAL MORTGAGE SEE LAND RECORDS MORTGAGES LIBER No. 218, FOLIO 135

FOR BOND SEE BOND BOOK NO. 9, FOLIO 300.

Alexander G. Jones, Attorney, Ex Parte	:	No. _____ Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Somerset Motors Corporation, a body	:	Somerset County, Maryland
corporate of the State of Maryland, to	:	
the Bank of Somerset, a body corporate	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 15th day of August, in the year nineteen hundred and sixty-eight, before me, the undersigned officer, personally appeared Edward J. Price, Agent of the Bank of Somerset, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $3080.60, with interest from May 27, 1968.

As witness my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC SOMERSET COUNTY, MARYLAND

Patsy E. Ake
Notary Public

Alexander G.Jones, Attorney, Ex Parte	:	No. 8651 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Somerset Motors Corporation, a body	:	Somerset County, Maryland
corporate of the State of Maryland,	:	
to the Bank of Somerset, a body corporate:		

To the Honorable, the Judge of said Court:

The report of sale of Alexander G. Jones, Attorney named in a certain mortgage made and executed by Somerset Motors Corporation, dated January 8, 1964 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 218, folio 135, 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 performane 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 the said notice attend at the Court House door, in Princess Anne, Maryland, on the 17th day of September, 1968, at two o'clock P.M., and then and there proceed to sell the property in said mortgage, to wit:

All those lots or parcels of land situate in West Princess Anne Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situte as aforesaid, beginning for the same at a concrete post set at a point 115 feet South 22° 50' West from the southerly side of a county road running from U.S. Route 13 through Greenwood, said point being the southeasterly corner of the land owned or formerly owned by Elijah Stevenson where it adjoins lands owned or formerly owned by William P. Testerman and on the easterly side of a farm lane or road; thence running South 22° 50' West by and with the fourteen foot right of way 245 feet to an iron stake; thence North 55° 15' West

534 feet with a ditch to a cross ditch; thence North 36° 40' East 230 feet by and with said ditch to the land owned or formerly owned by Elijah Stevenson; thence South 56° 26' East 475.82 feet to the place of beginning, containing 2 acres, more or less, accurately laid down on a plat prepared by W. Ballard Miles, Surveyor, dated April 25, 1950 and recorded among the Land Records of Somerset County in Plat Book No. 2, folio 54, and being the same and all the land conveyed unto the said Somerset Motors Corporation by William P. Testerman, et al, by deed dated November 27, 1962 and recorded among the aforesaid Land Records in Liber G.J.B. No. 212, folio 308, subject to a right of way laid down on the aforesaid plat.

Second: All that lot or parcel of land, situate as aforesaid, beginning for the same at the intersection of the south side of the county road leading through "Greenwood" with the west side of the former U.S. Route 13; thence North 34° 40' West by and with the south side of the aforesaid county road 69.98 feet to the east side of a fourteen foot lane; thence South 22° 50' West by and with the east side of the aforesaid lane 393.44 feet to a concrete post located at the extreme southwest corner of the land herein described; thence North 84° 35' East 162.66 feet to a concrete post situate on the west side of the aforesaid former Route 13 and the extreme southeast corner of the land herein described; thence North 5° 25' East by and with the west side of former Route 13, 321.57 feet to the aforesaid intersection with the county road and place of beginning, accurately laid down on a plat prepared by W. Ballard Miles, Registered Surveyor, dated January 20, 1958 and recorded among the aforesaid Land Records in Liber G.J.B. No. 184, folio 508, and being the same and all the land which was conveyed unto the said Somerset Motors Corporation by Otis K. Denston, et al, by deed dated January 30, 1961 and recorded among the aforesaid Land Records in Liber G.J.B. No. 201, folio 524, and sold the same to the Bank of Somerset, a body corporate, at and for the sum of sixty-six hundred forty dollars and ninety-three cents ($6640.93), subject to the assumption by the purchaser of three mortgages from Somerset Motors Corporation to the Bank of Somerset on which there is a total amount outstanding of $9,844.05 including interest through September 17, 1968, 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 sale		$6640.93
To Clerk of the Circuit Court for costs	$45.00	
To bond premium	24.00	
To Auctioneer	25.00	
To Solicitor's fee	75.00	
To Marylander and Herald, advertising & nisi	135.00	
To 1964 Corporation taxes	1287.76	
To 1965 Corporation taxes	1278.70	
To 1968 State and County taxes - $199.36 (3 mos)	49.84	
To insurance premium advanced	101.00	
To Attorney as commission	482.05	
To Balance to be distributed	3137.58	
	$6640.93	$6640.93

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 17th day of September, in the year nineteen hundred and sixty-eight, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. 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 knowledged and belief and that the sale therein reported was fairly made.

As witness my hand and Notarial Seal the day and year above written.

Patsy E. Oke
Notary Public

NOTARY PUBLIC

Alexander G. Jones, Attorney, Ex Parte	:	No. 8651 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Somerset Motors Corporation, a body	:	Somerset County, Maryland
corporate of the State of Maryland,	:	
to the Bank of Somerset, a body corporate:		

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 17th day of September, 1968, before me, the subscriber, a Notary Public of the State of Maryland and County aforesaid, personally appeared Edward J. Price, President of the Bank of Somerset, the purchaser of the real estate in the above entitled proceeding and he made oath in due form of law.

1. That in making said purchase it was not acting as agent for anyone.

2. That others interest in said purchase, as principals, are none.

3. That it did not directly or indirectly discourage anyone from bidding for the said property.

As witness my hand and Notarial Seal the day and year above written.

Patsy E. Oke
Notary Public

NOTARY PUBLIC

FILED

Order Nisi

Alexander G. Jones, Attorney, Ex Parte	:	No. 8651 Chancery
under power contained in Mortgage from	:	Inthe Circuit Court for
Somerset Motors Corporation, a body	:	Somerset County, Maryland
corporate of the State of Maryland,	:	
to the Bank of Somerset, a body corporate:		

Ordered this 17th day of September, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of October, 1968, 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 17th day of October, 1968.

The report states the amount of sales to be $6640.93.

J. Theodore Phelps
Clerk of the Circuit Court

Alexander G. Jones, Attorney, Ex Parte	:	No. 8651 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Somerset Motors Corporation, a body	:	Somerset County, Maryland
corporate of the State of Maryland, to	:	
the Bank of Somerset, a body corporate	:	

Ordered by the Circuit Court for Somerset County, in Equity, this 22nd day of October, in the year nineteen hundred and sixty-eight, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. Jones, Attorney named 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. Francis Duer
Judge

PRINCESS ANNE, MD., October 22 1968

This is to certify that the annexed Order Nisi has been published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to the terms and requirements contained in said Order

Dates Inserted: Sept 19, 26
Oct 3, 10

Clerk or Manager MARYLANDER and HERALD

LIBER 042 PAGE 641

...lexander G. Jones, Ex Parte under power contained in Mortgage from Somerset Motors Corporation, a body corporate of the State of Maryland, to the Bank of Somerset, a body corporate

NO. 8651 CHANCERY
In the Circuit Court for Somerset County, Maryland

Ordered this 17th day of September, in the year nineteen hundred and sixty-eight, that the sale of the property mentioned in these proceedings and the distribution of the proceeds therein made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of October, 1968, 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 17th day of October, 1968.

The report states the amount of sales to be [illegible].

I. THEODORE PHOEBUS
Clerk of the Circuit Court

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

21-4t

End. JAN 22 1968