Raymond H. Jones
Westover, Maryland 21871

Ida McDorman
Westover, Maryland 21871

Emmeline H. Pendleton
3144 Danborne Drive
Fairfax, Virginia 22030

Hazel H. Gordon, by
Barbara Gibson, Committee
of the Estate of Hazel H. Gordon
3144 Danborne Drive
Fairfax, Virginia 22030

James E. Jones, Jr.
701 Beretta Way
Bel Air, Maryland 21014

Margaret Donnelly
1750 Yakona Road
Baltimore, Maryland 21234

James Churbuck
COMPHIBGRU One, Staff
FPO San Francisco, California 96601

Kenneth Churbuck
17 Timberline Drive
Nashua, New Hampshire 03060

Complainants

vs

Roy H. Jones
Marion, Maryland 21838

Respondent

No. 9422V Chancery

In the Circuit Court for

Somerset County, Maryland

Rt 45193

To the Clerk of the Circuit Court for Somerset County.

Dear Mr. Clerk:

Please file the within bill of complaint and issue a writ of subpoena for the respondent named therein.

JONES & JONES

By _____
Attorneys for Complainants
Princess Anne, Maryland
Telephone 651-2747

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

LIBER 045 PAGE 01

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	Somerset County, Maryland

BILL OF COMPLAINT FOR PARTITION

To the Honorable, the Judge of said Court:

Your orators, complaining, say:

1. That this bill of complaint in partition is filed pursuant to the provisions of Article 16, Section 154 of the Annotated Code of Maryland and pursuant to the Maryland Rules of Procedure.

2. That the said Raymond H. Jones, Ida McDorman, Emmeline H. Pendleton, Hazel H. Gordon, by Barbara Gibson, Committee of the Estate of Hazel H. Gordon, James E. Jones, Jr., Margaret Donnelly, James Churbuck, and Kenneth Churbuck, complainants, and Roy H. Jones, respondent, are seized and possessed, as tenants in common, of the hereinafter described real estate in the shares hereinafter set forth: All those tracts or parcels of land situate in Westover Election District, Somerset County, Maryland, lying and binding in part on the south side of the county road known as the Revell's Neck Road leading to the Manokin River, described on the 1973 Tax Assessment Maps of Somerset County on Map 31, Block 10, as Parcel 75 and thereon described as being bounded on the north in part by the aforeaaid county road and in part by the lands assessed to Weldon Nelson, bounded on the east by the land assessed to Dean Bozman, bounded on the south by Back Creek and bounded on the west by the land assessed to Robert Q. Archibald and wife and assessed as containing 165 acres and being the same and all the land which was described in a deed to Harold H. Jones from James E. Jones, et al, dated February 2, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 55 and therein described as containing two parcels of land, one containing 181 acres and the other containing 5 acres, except so much thereof as was subsequently conveyed by the said Harold H. Jones unto the County Commissioners of Somerset County for use as a county road known as the Revell's Neck Road by deed dated December 1, 1969 and recorded among

the aforesaid Land Records in Liber I.T.P. No. 255, folio 461, and being the same and all the land which was conveyed unto Raymond H. Jones, Roy H. Jones, Ida McDorman, Emmeline H. Pendleton, Hazel H. Gordon, James E. Jones, Jr., Margaret Donnelley, James Churbuck and Kenneth Churbuck, as tenants in common, by Raymond H. Jones, Personal Representative of the Estate of Harold H. Jones, by deed dated August 31, 1973 and recorded among the aforesaid Land Records in Liber I.T.P. No. 275, folio 513.

3. The aforesaid Barbara Gibson was appointed Committee of the Estate of Hazel H. Gordon pursuant to an order of the Circuit Court of Fairfax County, Virginia and she has qualified as such by taking the oath prescribed by law and by entering into and acknowledging a Bond in the penalty of $10,000.00 with justified and approved surety as will be established by competent evidence to be hereinafter submitted by your orators in this proceeding.

4. That as a result of the aforesaid deed title to said land is now vested in your orators and the respondent as follows: Raymond H. Jones, an undivided one-seventh interest; Roy H. Jones, an undivided one-seventh interest; Ida McDorman, an undivided one-seventh interest; Emmeline H. Pendleton, an undivided one-seventh interest; Hazel H. Gordon, an undivided one-seventh interest; James E. Jones, Jr., an undivided one-fourteenth interest; Margaret Donnelley, an undivided one-fourteenth interest; James Churbuck, an undivided one-fourteenth interest; and Kenneth Churbuck, an undivided one-fourteenth interest.

5. That the above described property is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

6. That your orators and the respondent are all adults some of whom are residents and some of whom are not residents of the State of Maryland and whose addresses are set forth in the titling of this bill of complaint.

To the end, therefore,

a. That a decree may be passed by this Court for the appointment of a Trustee for the sale of the real estate described in the above petition and a division of the money arising from said sale may be made among the parties according to their respective rights.

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

May it please your Honor to grant unto your orators the writ of subpoena directed to the said Roy H. Jones, Marion, Maryland, respondent herein, commanding him to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound,

JONES & JONES

By _____
Attorneys for Complainant

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	Somerset County, Maryland

ANSWER OF RESPONDENT

To the Honorable, the Judge of said Court:

The Respondent, Roy H. Jones, in proper person answers the bill of complaint served upon him by the Sheriff of Somerset County in the above entitled proceeding as follows:

1. The Respondent admits the allegations of paragraph 1 of the bill of complaint.

2. The Respondent admits the allegations of paragraph 2 of the bill of complaint.

3. The Respondent has no knowledge of the allegations of paragraph 3 and demands proof thereof.

4. The Respondent admits the allegations of paragraph 4 of the bill of complaint.

5. The Respondent admits the allegations of paragraph 5 of the bill of complaint.

6. The Respondent admits the allegations of paragraph 6 of the bill of complaint.

And further answering the bill of complaint the Respondent agrees that the interest of the parties to this proceeding would best be served by a prompt public sale of the property under the supervision of the Circuit Court for Somerset County, Maryland, and consents to the appointment of a trustee to be selected by this Court for the purpose of making and reporting the sale and distribution of the proceeds to the persons entitled thereto in accordance with the laws of Maryland and the Rules of Procedure.

And as in duty bound,

Roy H. Jones
Respondent

CERTIFICATION

I hereby certify under the penalty of perjury that I have received a copy of the bill of complaint filed in this proceeding served on me by the Office of the Sheriff of Somerset County, Maryland, that I understand the content and purpose of the bill of complaint and that I have read and understanding and have signed the above Answer to the bill of complaint and that the relief sought by the complainants and my answer are in accordance with my wishes and that said answer was prepared for me at my request to avoid unnecessary litigation and delay.

Roy H. Jones

Stateof Maryland, Somerset County, to wit:

I hereby certify, that on this 26th day of September, 1973, before me, th subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Roy H. Jones and made oath in due form of law that the matters and facts set forth above are true and correct to the best of his knowledge, information and belief and signed same in my presence.

As witness my hand and Notarial Seal.

Notary Public

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	Somerset County, Maryland

WAIVER OF TIME AND NOTICE

To the Honorable, the Judge of said Court:

The Respondent, Roy H. Jones, hereby voluntarily waives all requirements of time and notice for the taking and filing of testimony and the entry of any decrees or orders in the above entitled proceeding which are required by the Laws of the State of Maryland or by the Maryland Rules of Procedure.

Roy H. Jones
Respondent

N 9422 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

LIBER 045 PAGE 08

The State of Maryland,
Somerset County, to wit:

TO Roy H. Jones
Marion, Maryland 21838

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of...October.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Raymond H. JOnes, Westover, Md; Ida McDorman Westover, Md; Emmeline H. Pendleton, 3144 Danborne Drive, Fairfax, Va.; Hazel H. Gordon, by Barbara Gibson, Committee of the Estate of Hazel H. Gordon, 3144 Danborne Drive, Fairfax,Va.; James E. JOnes, Jr., 701 Beretta Way, Bel Air, Md.; Margaret Donnelly, 1750 Yakona Rd., Baltimore, Md.; James Churbuck, COMPHIBGRU One, Staff, FPO San Francisco, California; and Kenneth Churbuck, 17 Timberline Drive, Nashua, New Hampshire

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...20th...day of...September....., 19...73....

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...October....., 19...73... 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 Alexander E. Jones
Princess Anne
Address Maryland 21853

Clerk

SHERIFF'S RETURN

Summoned and copy of Subpoena, Filing Instructions, and Bill of Complaint for Partition

left with Roy H. Jones
this 24 day Sept 1973

Oct 2 9 - 1973

Thomas H. Tofuerbl

E.P.M. 9/24/73

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	Somerset County, Maryland

On behalf of the complainants in the above entitled cause, the defendant having been duly summonsed and having filed an answer to the bill of complaint heretofore filed in this proceeding, the following testimony was taken in the above entitled proceeding by me, Logan C. Widdowson, a Standing Examiner of the Circuit Court for Somerset County, Maryland. I do hereby certify that on this 5th day of October, 1973, in the law offices of Jones & Jones, Princess Anne, Maryland, I did take the following testimony, to wit:

Raymond H. Jones, a witness of lawful age produced on the part of the plaintiff, being first duly sworn, deposes and says:

Int. 1 - Please state your name, age, residence and occupation.

Ans. My name is Raymond H. Jones, I am 69 years of age, and I reside at Westover, Maryland, and I am a farmer.

Int. 2 - Are you one of the complainants in this proceeding?

Ans. Yes.

Int. 3 - What is your relationship to the defendant, Roy H. Jones?

Ans. He is my brother.

Int. 4 - Mr. Jones, I hand you a document and ask you if you can identify it?

Ans. Yes. This document is a deed dated August 31, 1973 which was recorded on September 5, 1973 among the Land Records of Somerset County in Liber I.T.P. No. 275, page 513. The deed was signed by me in my capacity as Personal Representative of the Estate of Harold H. Jones and conveys the property described in the deed to me, individually and other heirs of Harold H. Jones certain land in Westover Election District. (This document was handed to the Court Examiner to be attached to the testimony of the witness as Complainant's Exhibit No. 1)

Int. 5 - Are the grantees named in this deed identified as Exhibit No. 1 the same people who are the complainants and respondent in this suit?

Ans. Yes.

Int. 6 - Would you explain your relationship to them and to each other?

Ans. Yes. My brother, Harold H. Jones, died intestate on January 16, 1973 survived by Raymond H. Jones, Roy H. Jones, Ida McDorman, Emmeline H. Pendleton and Hazel H. Gordon, brothers and sisters of Harold H. Jones and by James E. Jones, Jr. and Margaret Donnelly, a nephew and niece of Harold H. Jones who were the only children of James E. Jones, a deceased brother of Harold H. Jones, and by James Churbuck and Kenneth Churbuck, nephews of Harold H. Jones who were the sons and only children of Frances Churbuck, a deceased sister of Harold H. Jones

I was appointed Personal Representative of the Estate of Harold H. Jones whose estate has been administered in the Orphans Court for Somerset County in Estate No. 1744. As a part of the distribution of the estate, which was solvent, I executed the deed filed as Exhibit No. 1 conveying a farm in Westover Election District to my brother and sisters and the nephews and niece I have just described.

Int. 7 - Can you identify the property?

Ans. Yes. The deed marked as Exhibit No. 1 contains approximately 165 acres according to the Assessment Records and approximately 186 acres according to the deed, on the south side of the county road known as Revell's Neck Road leading to the Manokin River, bounded on the east by the land assessed to Dean Bozman, on the south by Back Creek and on the west by land assessed to Robert Q. Archibald and wife and described on the 1973 Tax Assessment Maps of Somerset County on Map 31, Block 10, as Parcel 75.

Int. 8 - How did Harold H. Jones acquire title to this property?

Ans. By deed from James E. Jones and others dated February 2, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 55.

Int. 9 - Have there been any off conveyances from this property?

Ans. The only one of which I have any knowledge is a deed from Harold H. Jones to the County Commissioners of Somerset County for use as a county road known as the Revell's Neck Road by deed dated December 1, 1969 and recorded among the Land Records of Somerset County in LiberI.T.P. No. 255, folio 461.

Int. 10 - Can you describe the condition of the land and the improvements?

Ans. The farm includes about 65 acres under cultivation, about 30 acres of young timber and the rest marsh. Improvements include one barn in good condition, 1 barn and 2 implement sheds in poor condition, two 5,000 capacity broiler houses in fair condition and a four room tenant house in poor condition together with a pump house. The land is subject to a lease held by James Nelson of Westover, Maryland, which terminates December 31, 1973.

Int. 11 - What is your estimate of the value of this property?

Ans. In the estate of Harold H. Jones this property was appraised at $50,000.00 but its value has increased since that time and in my opinion it is worth at least $60,000.00.

Int. 12 - Can the property be equitably divided among the various owners?

Ans. No, There is no practical way to accomplish this.

Int. 13 - You have previously referred to your sister, Hazel H. Gordon as one of the owners of the property. Can you tell the Examiner anything of her present condition?

Ans. Yes. My sister, Hazel H. Gordon, is mentally incompetent and her daughter, Barbara Gibson, has been appointed her Committee.

Int. 14 - I hand you a document and ask if you can identify it?

Ans. Yes. This is a certificate of W. Franklin Gooding, Clerk of the Circuit Court for Fairfax County, Virginia, the same being a Court of Probate and of Record and having a seal, stating that Barbara Gibson has been duly appointed Committee of the Estate of Hazel H. Gordon and that she has qualified as such by taking the oath prescribed by law and posting a bond in the penalty of $10,000.00. The certificate is dated September 28, 1973 signed by the Deputy Clerk with the Court seal attached. (This document was handed to the Court Examiner to be attached to the testimony of the witness as Complainant's Exhibit No. 2)

Int. 15 - Are all parties to this suit adults.

Ans. Yes. All are above the age of twenty-one years.

Int. 16 - Are any of the parties in the military service?

Ans. Only one, James Churbuck, my nephew and one of the complainants who is a Lieutenant Commander in the U.S. Navy.

Int. 17 - What relief do you seek from the Court?

Ans. All of the complainants wish to have the property sold according to the law of this state and after payment of all the costs and expenses to have the proceeds of the sale divided among all the parties according to the respective

interests. It is my understanding that the defendant has filed an answer agreeing to this procedure.

COURT QUESTION.

Ans. Nothing further.

Raymond H. Jones

Raymond H. Jones

Ida McDorman, a witness of lawful age, produced on the part of the plaintiffs, being first duly sworn, deposes and says:

Int. 1 - Please state your name, age, residence and occupation.

Ans. My name is Ida McDorman, I am 75 years of age, my address is Westover, Maryland and I am a housewife.

Int. 2 - Mrs. McDorman, are you familiar with the property described in paragraph 2 of the bill of complaint filed in this proceeding.

Ans. Yes

Int. 3 - What is your connection with this property?

Ans. This property was formerly owned by my borther, Harold H. Jones who received a deed for it from James E. Jones and others dated February 2, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 55. My brother, Harold H. Jones, died intestate on January 16, 1973 and at that time was survived by three sisters, Emmeline H. Pendleton, Hazel H. Gordon and myself, Ida McDorman, and by two brothers, Raymond H. Jones and Roy H. Jones. In addition he was survived by a nephew, James E. Jones, Jr. and a niece, Margaret Donnelly, who were the only children of a deceased brother, James E. Jones, and by two other nephews, James Churbuck and Kenneth Churbuck, who are the two sons and only children of Frances Churbuck, a deceased sister of Harold H. Jones.

Int. 4 - Do you own any interest in this property?

Ans. Yes. I own a one-seventh interest as an heir at law of Harold H. Jones. All of the heirs received a deed from Raymond H. Jones dated August 31, 1973 and recorded September 5, 1973 among the Land Records of Somerset County in Book I.T.P. No. 275, folio 515.

Int. 5 - I show you a document which has been identified as Complainant's Exhibit No. 1. Can you identify it?

Ans. That is the deed to which I just referred from Raymond H. Jones and it shows that all of the heirs of Harold H. Jones own an interest in the property which is accurately described in the deed.

Int. 6 - Can you describe the land?

Ans. Yes. This property is located on the south side of the Revell's Neck Road and on the north side of Back Creek, adjoining the land of Daan Bozman on the east and Robert Q. Archibald and wife on the west. It is assessed as containing 165 acres but the deed calls for 186 acres, more or less.

Int. 7 - Can you describe the property in more detail?

Ans. The property has approximately 65 acres of tillable, approximately 30 acres of young timber and the rest in marsh. It is improved by a number of buildings including 2 barns, 2 implement sheds, 2 broiler houses of 5,000 capacity each, a four room tenant house and a pump house. The farm land is leased to James Nelson to December 31, 1973.

Int. 8 - Are all of the owners of this property party to this suit?

Ans. Yes.

Int. 9 - Are any of them minors?

Ans. No.

Int. 10 - Are any of them in the military service?

Ans. My nephew, James Churbuck, one of the complainants is a Lieutenant Commander on active duty in the U.S. Navy.

Int. 11 - What relief do you seek from the Court?

Ans. All of us want the property sold by a Trustee appointed by the Court under Court supervision and to have the proceeds of the sale divided among the owners in their respective shares.

COURT QUESTION.

Ans. Nothing further.

Ida H. McDorman
Ida McDorman

Woodrow Wilson Nelson, a witness of lawful age, produced on the part of the plaintiffs, being first duly sworn, deposes and says:

Int. 1 - Please state your name, age, residence and occupation.

Ans. My name is Woodrow Wilson Nelson, I am 58 years of age, my address is Main Street, Princess Anne, Maryland and I am a licensed real estate broker.

Int. 2 - What are your qualifications as an appraiser of real estate in this area?

Ans. I have been actively engaged in the real estate business for over 23 years during which time I have made hundreds of sales of real property in this area. I have served as an appraiser in a number of cases before the Circuit Court and in a number of estates in the Circuit Court for Somerset County. I have served as an officer and director of numerous professional associations.

Int. 3 - Mr. Nelson, are you familiar with the property described in paragraph 2 of the bill of complaint filed in this proceeding.

Ans. Yes, I am. I was requested to appraise this property in connection with the estate of HaroldH. Jones which was administered as Estate 1744 in the Orphans Court for Somerset County. I made an on-site appraisal on March 6, 1973 and at that time appraised the property at $50,000.00.

Int. 4 - Have you been requested to appraise the property since that time?

Ans. Yes. I was asked to appraise the property in connection with this proceeding and I have just recently been on the premises for that purpose.

Int. 5 - What is your appraisal of the property at this time?

Ans. There have been several sales in this area recently and other properties listed for sale at figures which have caused me to increase my opinion of the appraised value of the Harold H. Jones farm. In my opinion the property is now worth $60,000.00.

Int. 6 - Would you described the location of the property?

Ans. Yes. The property is described on the Tax Assessment Maps of Somerset County on Map 31, Block 10, as Parcel 75. It is bounded on the north by Revell's Neck Road leading to Clifton and the Manokin River. It is bounded on the south by Back Creek and adjoins lands owned by Robert Q. Archibald and wife on the west and is bounded on the east by land owned by Dean Bozman. This property was conveyed to Harold H. Jones by James E. Jones and others by deed dated February 2, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 55. It is assessed as containing 165 acres but the records indicate that it contains approximately 186 acres except that portion conveyed by Harold H. Jones to the County Commissioners of Somerset County for use as a county road by deed dated December 1, 1969 and recorded among the Land Records of Somerset County

in Liber I.T.P. No. 255, folio 461.

COURT QUESTION.

Ans. Nothing further.

Woodrow Wilson Nelson

Woodrow Wilson Nelson

Alexander G. Jones, a witness of lawful age, produced on the part of the plaintiffs, being first duly sworn, deposes and says:

Int. 1.- Mr. Jones you are the attorney who represents the complainants in this proceeding.

Ans. That is correct.

Int. 2 - Have you heard the testimony of Raymond H. Jones, Ida McDorman and Woodrow Wilson Nelson?

Ans. Yes.

Int. 3 - To the best of yourknowledge, information and belief is the testimony of these witnesses accurate?

Ans. Yes. I served as the attorney to Raymond H. Jones, Personal Represantative of the Estate of Harold H. Jones, and among other things prepared the deed which has been filed as Complainant's Exhibit No. 1. I also obtained from the Clerk of the Circuit Court for Fairfax County, Virginia, the document referred to as Complainant's Exhibit No. 2

Int. 4 - Do you have any knowledge of the answer of the respondent, Roy H. Jones, and a certification and waiver which he has filed in this proceeding?

Ans. Yes. Shortly after the bill of complaint was served upon the defendant, Roy H. Jones, by the Sheriff's office he appeared in my office. I told him that I represented the complainants and that he was free to seek an attorney of his own choice. He answered that this was not necessary, that he had been opposed to a private sale of the property, would not consent to it but wanted the property sold at public auction as soon as possible. In the presence of my secretary, Mrs. Patsy E. Ake, who is also a Notary Public, I went through the bill of complaint paragraph by paragraph with Mr. Roy H. Jones and asked him his response to each paragraph. He stated that all of the information in

the bill of complaint was true, including the fact that his siter, Hazel H. Gordon, was incompetent and he knew that her daughter had been appointed her Committee. Mr. Roy H. Jones then asked that I prepare a paper for him to sign by which he would admit as true the matters set forth in the bill of complaint and to expedite the proceeding. I agreed to do so under the circumstances and asked him to return shortly thereafter. Under my direction by secretary typed the Answer of Respondent, Certification, Notary Affidavit and Waiver of Time and Notice, again in the presence of Mrs. Ake I reviewed each paragraph with Mr. Jones who then signed the several documents.

Int. 5 - Do you believe that he understood these matters?

Ans. There is no doubt in my mind that he fully understands the entire proceeding, consents to the sale and wishes to have it accomplished as quickly as possible.

COURT QUESTION.

Ans. Nothing further.

Alexander G. Jones

There being no further witnesses produced for examination by me, and at the request of attorneys for the complainants I hereby return the above testimony to court under my hand and seal and do hereby certify that I read over the testimony verbatim to the witnesses and thereupon they signed the same in my presence and that all requirements of the Maryland Rules of Procedure relating to such testimony have been complied with.

Given under my hand and seal this 5th day of October, 1973.

(SEAL)
Logan C. Widdowson, Examiner

FOR EXHIBIT NO. 1 (COMPLAINANT'S) SEE LIBER I.T.P. NO. 275, FOLIO 513 thru FOLIO 515.

Complainant's Exhibit No. 2

FX CO

STATE OF VIRGINIA
COUNTY OF FAIRFAX } *To-wit:*

I, W. Franklin Gooding, Clerk of the Circuit Court of Fairfax County, Virginia, the same being a Court of Probate and of Record and having a seal, do hereby certify that it appears of record in my office pursuant to law that

BARBARA GIBSON has been duly appointed COMMITTEE of the estate of HAZEL H. GORDON,

and that she has qualified as such by taking the oath prescribed by law, and by entering into and acknowledging a BOND in the penalty of Ten Thousand Dollars, with justified and approved surety.

I further certify that the said appointment and qualification are still in full force and effect and have not been revoked.

IN TESTIMONY WHEREOF I have hereunto set my hand, and affixed the seal of said Court hereto, at Fairfax, Virginia, this 28th day of September, 1973.

W. FRANKLIN GOODING, CLERK

By: [signature]
Deputy Clerk.

LIBER 045 PAGE 17

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	Somerset County, Maryland

This cause standing ready for hearing and being submitted on the bill of complaint and the answer of the respondent, and testimony having been heretofore filed in this proceeding, the proceedings were read and considered:

It is thereupon, this 5 day of October, in the year nineteen hundred and seventy-three, 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, be and he is hereby appointed trustee to make said sale, and that the course and manner of his proceeding shall be as follows: He shall first file with the Clerk of this Court a bond to the State of Maryland, executed by him, and a surety or surties, to be approved by this Court, in the penalty of $60,000.00, conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises; he shall then proceed to make the said sale, having given at least three weeks notice by advertisement, inserted in such weekly newspaper or newspapers published in Somerset County, Maryland, as he shall think proper, of the time, place, manner and terms of sale, which terms shall be one-third cash, on day of sale, and balance to be paid upon the ratification of sale, or all cash, at the option of the purchaser or purchasers, the credit portions to bear interest at the rate of six per cent (6%) and to be secured to the satisfaction of the trustee, and, as soon as may be convenient after such sale or sales, the said trustee shall return to this Court a full and particular account of his 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 trustee shall, by a good and sufficient deed, to be executed, acknowledged and recorded according to law, convey to the purchaser or purchasers, his, her or their heirs, the property and estate to him, her or them sold, free, clear and discharged from all claims of the parties hereto, plaintiffs and defendant, and those claiming by, from or

under them or either of them; and the said trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged his trust.

E. Monnastes Duer
Judge

FOR BOND SEE BOND BOOK NO. 9, FOLIO 601.

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	Somerset County, Maryland

To the Honorable, the Judge of said Court:

The report of Alexander G. Jones, Trustee appointed by a decree of this Court, passed in the above entitled cause, dated the 5th day of October, in the year nineteen hundred and seventy-three, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites as required by law and the said decree, 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 at the Court House in Princess Anne, he did, pursuant to said notice, attend in front of the Court House, in Princess Anne, Maryland, on the 6th day of November, 1973, 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 trustee offered at public sale to the highest bidder the property mentioned in said decree, and described as follows:

All those tracts or parcels of land situate in Westover Election District, Somerset County, Maryland, lying and binding in part on the south side of the county road known as the Revell's Neck Road leading to the Manokin River, described on the 1973 Tax Assessment Maps of Somerset County on Map 31, Block 10, as Parcel 75 and thereon described as being bounded on the north in part by the aforesaid county road and in part by the lands assessed to Weldon Nelson, bounded on the east by the land assessed to Dean Bozman, bounded on the south by Back Creek and bounded on the west by the land assessed to Robert Q. Archibald and wife and assessed as containing 165 acres and being the same and all the land which was described in a deed to Harold H. Jones from James E. Jones, et al, dated February 2, 1956 and recorded among the

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

Land Records of Somerset County in Liber B.L.B. No. 176, folio 55 and therein described as containing two parcels of land, one containing 181 acres and the other containing 5 acres, except so much thereof as was subsequently conveyed by the said Harold H. Jones unto the County Commissioners of Somerset County for use as a county road known as the Revell's Neck Road by deed dated December 1, 1969 and recorded among the aforesaid Land Records in Liber I.T.P. No. 255, folio 461, and being the same and all the land which was conveyed unto Raymond H. Jones, Roy H. Jones, Ida McDorman, Emmeline H. Pendleton, Hazel H. Gordon, James E. Jones, Jr., Margaret Donnelley, James Churbuck and Kenneth Churbuck, as tenants in common, by Raymond H. Jones, Personal Representative of the Estate of Harold H. Jones, by deed dated August 31, 1973 and recorded among the aforesaid Land Recordsin Liber I.T.P. No. 275, folio 513;

And sold same to James T. Nelson and Jean B. Nelson, his wife, for Seventy-two Thousand dollars ($72,000.00), they being then and there the highest bidders therefor and the purchaser have complied with the terms of sale.

Respectfully submitted,

Trustee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day November, 1973, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alexander G. Jones, Trustee named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true and correct to the best of his knowledge and belief and that the sale therein mentioned and reported was fairly made.

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

Patsy E. Oke
Notary Public

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	Somerset County, Maryland

PURCHASERS' AFFIDAVIT

LIBER 045 PAGE 22

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of November, 1973, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared James T. Nelson and Jean B. Nelson, his wife, purchasers of the real estate in the above entitled proceeding and they made oath in due form of law:

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

2. That others 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 Notarial Seal the day and year above written.

Patsy E. Oke
Notary Public

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

ALEXANDER G. JONES
Attorney at Law
Princess Anne, Maryland

TRUSTEE'S SALE

OF VALUABLE

REAL ESTATE

By virtue of the power contained in a decree of the Circuit Court for Somerset County, Maryland, in Equity, passed in a cause in which Raymond H. Jones, et al, are complainants, and Roy H. Jones is the defendant, the same being No. 9422 Chancery on the Chancery Docket of said Court, the undersigned Trustee named in said decree will sell at public auction on the steps of the Courthouse in Princess Anne, Maryland, on

TUESDAY
NOV. 6, 1973
at 2:00 o'clock P.M.

all those tracts or parcels of land situate in Westover Election District, Somerset County, Maryland, lying and binding in part on the south side of the county road known as the Revell's Neck Road leading to the Manokin River, described on the 1973 Tax Assessment Maps of Somerset County on Map 31, Block 10, as Parcel 75 and thereon described as being bounded on the north in part by the aforesaid county road and in part by the lands assessed to Weldon Nelson, bounded on the east by the land assessed to Dean Bozman, bounded on the south by Back Creek and bounded on the west by the land assessed to Robert Q. Archibald and wife and assessed as containing 165 acres and being the same and all the land which was described in a deed to Harold R. Jones from James E. Jones, et al, dated February 2, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 55 and therein described as containing two parcels of land, one containing 181 acres and the other containing 5 acres, except so much thereof as was subsequently conveyed by the said Harold H. Jones unto the County Commissioners of Somerset County for use as a county road known as the Revell's Neck Road by deed dated December 1, 1969 and recorded among the aforesaid Land Records in Liber I.T.P. No. 255, folio 461, and benig the same and all the land which was conveyed unto Raymond H. Jones, Roy H Jones, Ida McDorman, Emmeline H. Pendleton, Hazel H. Gordon, James E. Jones, Jr., Margaret Donnelley, James Churbuck and Kenneth Churbuck, as tenants in common, by Raymond H. Jones, Personal Representative of the Estate of Harold H. Jones, by deed dated August 31, 1973 and recorded among the aforesaid Land Records in Liber I.T.P. No. 275, folio 513.

This property is improved by one barn in good condition and one barn, two implement sheds, a four room tenant house, pump house and two broiler houses of 5,000 capacity each in fair condition. The land includes approximately 65 acres under cultivation, approximately 30 acres of young timber and the rest in marshland. The farm is in the possession of a tenant whose lease expires December 31, 1973.

The Trustee reserves possession of the entire tract until January 1, 1974.

Terms of Sale: One-third of bid price at time of sale, balance payable within 30 days with interest at six per cent to be secured to satisfaction of Trustee. Taxes to be prorated to January 1, 1974; purchaser responsible for payment of title papers, transfer tax, documentary stamps and notary fees.

Alexander G. Jones
Trustee

25-4to

Certificate of Publication

Salisbury, Md. November 5 ..... 19 73

WE HEREBY certify that the annexed Trustee's Sale ..... was published in

THE DAILY TIMES on 10/15,22,29//11/5/73 .....

Brenda Wren .....

Thomson Newspapers, Inc. .....

Publishers of The Daily Times

PRINCESS ANNE, MD., November 19 73

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: Oct 11 18 25 Nov 1

Business Manager MARYLANDER and HERALD

Harold H. Jones

JONES & JONES
Attorneys At Law
Princess Anne, Maryland

TRUSTEE'S SALE

Of Valuable

REAL ESTATE

Located in Westover Election District, Somerset County, Maryland, on the south side of and adjacent to Revell's Neck Road, bounded on the south by Back Creek and near the Manokin River. This property will be offered for sale at public auction at the Court House, Princess Anne, Maryland, on

Tuesday, November 6, 1973
at 2:00 P.M.

pursuant to a decree of the Circuit Court filed in No. 9422 Chancery. This property is assessed as containing 165 acres and is described as containing acres of land under cultivation, approximately 30 acres of young timber and the rest in marsh land. The farm is subject to a tenancy which expires December 31, 1973 and the Trustee will reserve possession of the property until January 1, 1974. The property is improved by two barns, two implement sheds, a four room tenant house, pump house and two 5,000 capacity broiler houses.

For further details contact the undersigned Trustee.

Alexander G. Jones, Trustee
Princess Anne, Maryland 21853
Telephone 301/651-2747

10-15, 10-22, 10-29, 11-5

045 PAGE 23

Order Nisi

Raymond H. Jones, et al	:	No. 9422 Chancery
vs	:	In the Circuit Court for
Roy H. Jones	:	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, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 10th day of December, 1973, 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 6th day of December, 1973.

The report states the amount of sale to be $72,000.00.

H. Theodore Phillips
Clerk of the Circuit Court
for Somerset County, Maryland

Final Order

Ordered by the Circuit Court for Somerset County, this 11th day of December, 1973, that the sale made and reported by the Trustee aforesaid, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause; and the Trustee is allowed the usual commissions and such proper expenses as he shall produce vouchers for to the auditor.

E. McMaster Dryden
Judge

Jones and Jones
Princess Anne, Maryland

ORDER NISI

Raymond H. Jones, et al
vs
Roy H. Jones

No 9422 Chancery

In the Circuit Court for 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, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed; unless cause to the contrary thereof be shown on or before the 10th day of December, 1973, 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 6th day of December, 1973.

The report states the amount of sale to be $72,000.00.

TRUE COPY, TEST:

I THEODORE PHOEBUS
CLERK
s| I Theodore Phoebus
Clerk of the Circuit Court for
Somerset County, Maryland
29-4tc

Raymond H. Jones
vs.
Roy H. Jones

PRINCESS ANNE, MD., November 1973 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: Nov 8 15 22 29

Business Manager MARYLANDER and HERALD

LIBER 045 PAGE 25

RAYMOND H. JONES, ET AL * NO. 9422 CHANCERY

VS. * IN THE CIRCUIT COURT FOR

ROY H. JONES * SOMERSET COUNTY, MD.

* * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustee therein, states the following account:

He charges the Trustee with the amount of sale as reported by him, being the sum of seventy-two thousand dollars ($72,000.00), plus interest of three hundred thirty-one dollars and forty cents ($331.40).

He has allowed the proper fees, costs and all other proper expenses amounting to four thousand three hundred forty-four dollars and twenty-four cents ($4,344.24).

The balance then remaining amounts to sixty-seven thousand nine hundred eighty-seven dollars and sixteen cents ($67, 987.16), to be distributed to the owners of the property as their interest may appear.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

Amount of Sale	$72,000.00	
Interest	331.40	
		$72,331.40
Expenses, Costs & Fees:		
Clerk of Court	$ 51.00	
Bond Premium	240.00	
Marylander & Herald		
Advertising - $82.50		
Order Nisi - 20.00		
Reprints - 6.24		
	108.74	
Daily Times Advertising	38.50	
Testimony	10.00	
Auctioneer - E. B. Muir	100.00	
Certified Copy of Appointment of Barbara Gibson, Committee of the Estate of Hazel H. Gordon	1.00	
Plaintiff's Solicitor	10.00	
Commission - Trustee	3,750.00	
Auditor	35.00	
Total		$ 4,344.24
Balance of Funds to be Distributed to the Owners As their Interest May Appear		$67,987.16

Logan C. Widdowson
Auditor

January 7, 1974

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

RAYMOND H. JONES, ET AL	*	NO. 9422 CHANCERY
VS.	*	IN THE CIRCUIT COURT FOR
ROY H. JONES	*	SOMERSET COUNTY, MD.

* * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on January 7, 1974, with the Clerk of the Circuit Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that Rule 595 G2 of the Maryland Rules of Procedure, 1971 Replacement Volume, has been complied with by mailing on the date of the filing of this audit, notice of this Report to the following parties:

Raymond H. Jones
Westover, Maryland 21871

Ida McDorman
Westover, Maryland 21871

Emmeline H. Pendleton
3144 Danborne Drive
Fairfax, Virginia 22030

Hazel H. Gordon, by
Barbara Gibson, Committee of
the Estate of Hazel H. Gordon
3144 Danborne Drive
Fairfax, Virginia 22030

James E. Jones, Jr.
701 Beretta Way
Bel Air, Maryland 21014

Margaret Donnelly
1750 Yakona Road
Baltimore, Maryland 21234

James Churbuck
COMPHIBGRU One, Staff
FPO, San Francisco, Calif. 96601

Kenneth Churbuck
17 Timberline Drive
Nashua, New Hampshire 03060

Roy H. Jones
Marion
Maryland 21838

Alexander G. Jones, Esq.
Princess Anne
Maryland 21853

Logan C. Widdowson, Auditor

January 7, 1974

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3500

November 6, 1973

Alexander G. Jones, Trustee in No. 9422 Chancery
Princess Anne, Maryland 21853

Dr, Edwin B. Muir, Auctioneer

To services rendered as auctioneer at public sale of real estate of Heirs of Harold H. Jones in No. 9422 Chancery on November 6, 1973 $100.00

Edwin B. Muir
Edwin B. Muir

RECEIVED PAYMENT
9.

LIBER 045 PAGE 29

LIBER 045 PAGE 30

The Eastern Shore Publishing Company

MARYLANDER AND HERALD

Established In 1826

39 Main Street
Post Office Box 158
Princess Anne, Maryland 21853
Phone: 301-651-2000

November 9, 1973

Jones & Jones
Princess Anne, Md. 21853

Oct 11	to trustee's sale Howald H Jones 16½ in @ 2.00		$ 33.00
18	to, " " " @ 1.00		16.50
25	to " "		16.50
Nov 1	to " "		16.50
Oct. 11	to reprints of sale		6.24
			$ 88.74
	Order nisi		20.00
			$108.74

Paid 11/12/73

JAMES E. BYRD, EDITOR • CLARENCE L. BYRD, BUSINESS MANAGER • J. BRYAN BYRD, PRODUCTION MANAGER

THE DAILY TIMES

DELMARVA'S LARGEST DAILY NEWSPAPER

Sold To Jones & Jones

Princess Anne, Maryland 21853

10/15,22,29//11/5/73 Trustee's Sale $38.50

No. 9422 Chancery

Please receipt & return

REC'D PAYMENT
THE SALIS . NY TIMES
BY Brenda Wren
THANK YOU

LIBER 045 PAGE 31

ALIGN TYPING HERE

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

ALIGN TYPING HERE

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ER 045 PAGE 02

No. 9422 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 7th day of January, 1974 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 22nd day of January, 1974.

L. 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 23rd day of January, 1974 that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

MAR 5 1975
Ent'd

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

LIBER 045 PAGE 34

No. 9578 Chancery

In the Circuit Court

-vs-

For Somerset County

RAYMOND SPENCE, JR. and JOSEPHINE SPENCE
Rt. 1, Box 33, Rt. 13 South
Westover, Maryland

State of Maryland

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated January 15, 1968 from Raymond Spence, Jr. and Josephine Spence, his wife and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 242, Folio 356; Lloyd O. Whitehead and Donald C. Davis having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

FOR ORIGINAL DEED OF TRUST SEE LIBER NO. 242, FOLIO 356
FOR BOND SEE BOND BOOK NO. 9, FOLIO 639.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

JUN 17-74 * 23016 ****35.00
JUN 17-74 A 23016 ****10.00
JUN 17-74 A 23015 ****25.00

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9578 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
	*	State of Maryland
RAYMOND SPENCE, JR. and JOSEPHINE Rt. 1, Box 33, Rt. 13 South SPENCE Westover, Maryland	*	
	*	
	*	

****

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 12th day of June, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Corporation, in accordance with the provisions of a Deed of Trust from Raymond Spence, Jr. and Josephine Spence, his wife, dated January 15, 1968 and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 242, Folio 356; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $ 4,557.19 is now due and owing.

2. That the 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.

3. That the last known Post Office Address of the Defendant Rt. 1, Box 33, Rt. 13 South, Westover, Maryland

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Notary Public

LIBER 045 PAGE 35

My Commission Expires: July 1, 1974

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 36

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9578 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
RAYMOND SPENCE, JR. and JOSEPHINE SPENCE Rt. 1, Box 33, Rt. 13 South Westover, Maryland	*	State of Maryland
	*********	

AFFIDAVIT OF COMPLIANCE - RULE W. 74 a 2b

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, make oath that we mailed to the Mortgagor, Raymond Spence, Jr. and Josephine Spence, _____ at the Mortgagors last known address at Rt. 1, Box 33, Rt. 13 South, Westover, Maryland by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on June 25, 1974. ~~[illegible]~~

~~[illegible]~~

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 5th day of July, 1974 before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC

ESTHER C. DWYER NOTARY PUBLIC WICOMICO CO., MD.

My Commission Expires: July 10, 1975

FILED

JUL 5 10 12 AM '74

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
749-2211

EASTON OFFICE
18 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1988

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-6408

June 25, 1974

RETURN RECEIPT REQUESTED

Mr. and Mrs. Raymond Spence, Jr.
Rt. 1, Box 33, Rt. 13 South
Westover, Maryland

Dear Mr. and Mrs. Spence:

This letter will advise you that the Deed of Trust executed by you to Jim Walter Corporation of January 15, 1968 and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 242, folio 356, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald beginning June 13, 1974. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on Friday, July 5, 1974 at or about 10:00 o'clock A.M.. The Terms of Sale will be $ 1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Corporation and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 18482

LIBER 045 PAGE 38

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9578 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
RAYMOND SPENCE, JR. and JOSEPHINE SPENCE Rt. 1, Box 33, Rt. 13 South Westover, Maryland	*	State of Maryland
	*	
	*	

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated January 15, 1968 from Raymond Spence, Jr. and Josephine Spence and recorded among the Land Records of Somerset County, State of Maryland, in Liber 242 Folio 356 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander & Herald a newspaper published in Princess Anne, Maryland, prior to Friday, July 5, 1974, and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on Friday, July 5, 1974 at 10:15 ~~10:00~~ A.M. attend at the front door of the Court House in 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 Raymond Spence and Josephine Spence said property being more particularly described as follows:

LAW OFFICES, PUHDUC, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

FILED
JUL 5 11 52 AM '74

ALL that lot or parcel, situate, lying and being in the Dublin Election District, Somerset County, State of Maryland on the Southwest side of a service road parallel to and adjacent to U.S. No. 13 leading from Westover to Pocomoke and more fully described as follows. Starting for the outbound, thereof at a concrete marker said marker at the Northeast corners of the Howard H. Fisher property as recorded in Liber I.T.P. No. 233, Folio 108, thence (1) starting with the North line of the said Fisher property, South 29°52'09" West, 90.00 feet to a marker at the George H. Baines property as recorded in I.T.P. No. 228, Folio 336;thence (2) with the Baines property and parallel with the aforesaid mentioned road, North 57°22'51" West, 80.00 feet to a marker; thence (3) with the aforesaid Baines property, North 29° 52'09" East, 90.00 feet to a stone on the Southwest side of the aforesaid service road; thence (4) with the said road, South 57°22'51" East, 80.00 feet to the place of beginning, containing 7,200 sq. ft of land, more or less, and being a part of land conveyed to the Grantors by J. William Bromley and Drucella Bromley, his wife, by deed dated the 12th day of January, 1948 and recorded in Liber B.L.B. No. 142, Folio 162, Land Record Books of Somerset County, State of Maryland.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

AND your Trustees sold the aforedescribed property to Mid-State Homes, Inc.

M

at and for the sum of $ 4500.00 at that sum, being the highest bidder therefor, and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead, Substitute Trustee

Donald C. Davis, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 5th day of ~~XXXXXX~~ July, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, 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.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC

ESTHER C. DWYER NOTARY PUBLIC WICOMICO CO., MD.

My Commission Expires: July 1, 1978

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

FILED
JUL 5 11 52 AM '74

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	* *	No. 9578 Chancery In the Circuit Court
-vs-	*	For Somerset County
RAYMOND SPENCE, JR. and JOSEPHINE SPENCE Rt. 1, Box 33, Rt. 13 South Westover, Maryland	* * *	State of Maryland

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 5th day of July, 1970, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Donald C. Davis, 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 MID-STATE HOMES, INC. a body corporate of the State of Florida.

2. That there are no other parties than MID-STATE HOMES, INC. interested in the purchase of the said real estate as principals.

3. That he, as agent for MID-STATE HOMES, INC. did not directly or indirectly discourage anyone from bidding for said property.

Donald C. Davis
Affiant

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

Ronald G. Rayne
NOTARY PUBLIC

RONALD G. RAYNE NOTARY PUBLIC WICOMICO CO., MD.

My Commission Expires: July 1, 1978.

LAW OFFICES, PEHDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

PERDUE, OWRUTSKY & WHITEHEAD
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9578 chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
RAYMOND SPENCE, JR. and JOSEPHINE SPENCE	*	State of Maryland
Rt. 1, Box 33, Rt. 13 South Westover, Maryland	*	LIBER 045 PAGE 42

****

ORDER NISI

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, on this 5th day of July, 19 4 , that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Raymond Spence, Jr. and Josephine Spence 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 5th day of August, 1974 ; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 29th day of July, 1974 .

The Report states the amount of the sale to be $ 4500.00.

L. Theodore Thoelke
CLERK

File 18482

FILED
JUL 5 11 52 AM '74

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

PRINCESS ANNE, MD., July 5, 1974

This is to certify that the annexed Trustees' 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 Notice

Dates Inserted: June 13 20 27 July 4

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

Perdue, O[illegible] & Whitehead
Professional Association
212 East Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF VALUABLE

HOME AND LOT

AT OR NEAR
WESTOVER, MARYLAND

By virtue of the Power of Sale and authority contained in a Deed of Trust executed by Raymond Spence, Jr. and Josephine Spence, his wife dated January 15, 1968 and recorded among the Land Records of Somerset County, Maryland at Liber 242, Folio 356, the undersigned will sell at Public Auction

AT THE FRONT DOOR OF
THE COURTHOUSE AT
PRINCESS ANNE, MD.
on

FRIDAY
JULY 5, 1974

at or about 10:00 A.M., all the following described real estate:

County of Somerset, State of Maryland, more particularly All that lot or parcel, situate, lying and being in the Dublin Election District, Somerset County, State of Maryland on the Southwest side of a service road parallel to and adjacent to U.S. No. 13 leading from Westover to Pocomoke and more fully described as follows. Starting for the outbound, thereof at a concrete marker said marker at the Northeast corners of the Howard H. Fisher property as recorded in Liber I.T.P. No 233. Folio 108. thence (1) starting with the North line of the said Fisher property, South 29° 52' 09" West, 90.00 feet to a marker at the George H. Baines property as recorded in I.T.P. No 228, Folio 336; thence (2) with the Baines property and parallel with the aforesaid mentioned road North 57° 22' 51" West, 80.00 feet to a marker; thence (3) with the aforesaid Baines property, North 29° 52' 09" East, 90.00 feet to a stone on the Southwest side of the aforesaid service road; thence (4) with the said road, South 57° 22' 51" East, 80.00 feet to the place of beginning, Containing 7,200 Sq. Ft. of land, more or less, and being a part of land conveyed to the Grantors by J. William Bromley and Drucella Bromley, His Wife, by deed dated the 12th day of January, 1945, and by Maces Robin son by deed dated the 16th day of January, 1948 and recorded in Liber B.L.B. No. 142, Folio 162, Land Record Books of Somerset County, State of Maryland.

Possession of said property will be given upon ratification of sale.

Terms of Sale: $1,000.00 in cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of said County, the unpaid portion to bear interest at the rate of 6% per annum and to be secured to the satisfaction of said Trustees.

Taxes and other public charges to be paid and adjusted to date of sale Title examination, if desired, title papers, revenue stamps, transfer tax and costs of recording at the expense of the purchaser or purchasers.

Lloyd O. Whitehead and
Donald C. Davis
Substitute Trustees
212 East Main Street
Salisbury, Maryland 21801
Telephone: 749-2211

8-4tc

LIBER 045 PAGE 43

LIBER 045 PAGE 44

PRINCESS ANNE, MD., Aug. 23 1974

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 Notice

Dates Inserted: July 11 18 25, 1974

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

Perdue, Owrutsky & Whitehead
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

ORDER NISI

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

VS

RAYMOND SPENCE, JR. and
JOSEPHINE SPENCE

Rt. 1, Box 33, Rt. 13 South
Westover, Maryland

No. 9578 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 5th day of July, 1974, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Raymond Spence, Jr. and Josephine Spence 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 5th day of August, 1974; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 29th day of July, 1974.

The Report states the amount of the sale to be $4500.00.

s/I. THEODORE PHOEBUS
CLERK

TRUE COPY, TEST:

I. THEODORE PHOEBUS,
CLERK

12-3tc

FILED

SEP 6 12 48 PM '74

RECORDED IN
LIBER NO. FOLIO
I. THEODORE PHOEBUS, CLK. CT. CT.
BY DEPUTY

PERDUE, OWRUTSKY & WHITEHEAD

Professional Association

Attorneys-at-Law

212 East Main Street

Salisbury, Maryland 21801

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9578 Chancery
	*	In the Circuit Court
VS.	*	For Somerset County
Raymond Spence, Jr. and Josephine Spence, Rt. 1, Box 33, Rt. 13 South Westover, Maryland	*	State of Maryland
	*	
	*	

* * * * * * * * * * *

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court forSomerset County, State of Maryland this 6th day of September, 1974, 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 Commission.

E. Moorhead Dyer
Judge

LIBER 045 PAGE 45

Mid-State Homes, Inc. a body corporation for the State of Florida P. O. Box 9128 Tampa, Florida 33604	* * *	No. 9578 Equity In the Circuit Court For Somerset County
-vs-	*	State of Maryland
RAYMOND SPENCE, JR. and JOSEPHINE SPENCE Rt. 1, Box 33, Rt. 13 South Westover, Maryland	* * *	

****

LIBER 045 PAGE 46

PETITION FOR WRIT OF POSSESSION

Comes now the Complainant, Mid-State Homes, Inc., by Perdue, Owrutsky & Whitehead, Professional Association, its attorneys and respectfully represents:

1. That Petitioner is the owner of the premises described in the Deed of Trust, advertisement, and Report of Sale filed previously herein under deed from the Substitute Trustees herein duly filed and recorded among the Land Records of this County after ratification of the sale herein.

2. That following the said Trustees' Sale, Petitioner was entitled to possession of the premises above described, but that the Defendant has not yet removed from said premises.

3. That Mid-State Homes, Inc., by virtue of the aforesaid deed is entitled to possession of said property.

WHEREFORE, Mid-State Homes, Inc., prays this Honorable Court to issue the Writ of Possession as set forth in Rule No. 637 of the Maryland Rules of Procedure and Order and command the Sheriff of Somerset County, to deliver possession of the said lands to Mid-State Homes, Inc.

PERDUE, OWRUTSKY & WHITEHEAD
Professional Association

By _____
One of the Attorneys for Mid-State Homes, Inc.

FILED

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

STATE OF MARYLAND, ~~WICOMICO~~ WORCESTER COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 27th day of August, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared William Ennis, Regional Representative for Mid-State Homes, Inc., and made oath in due form of law that the matters and facts set forth in the aforegoing instrument are true and correct to the best of his knowledge, information, and belief.

AS WITNESS my hand and Notarial Seal.

RUTHIE L. TODD NOTARY PUBLIC WORCESTER COUNTY, MD.

Ruthie L. Todd
NOTARY PUBLIC

My Commission Expires: July 1, 1978.

SHOW CAUSE ORDER

ORDERED by the Court, this 6 day of ~~August~~ Sept., 1974, that the Defendants, Raymond Spence, Jr. and Josephine Spence, show cause on or before the 2nd day of ~~September~~ Oct., 1974, why the relief prayed in the aforegoing Petition should not be granted, provided a copy of the Petition and of this Order be served on the said Defendants or the attorneys on or before the 16th day of September, 1974.

E. Norris Duer
JUDGE

LIBER 045 PAGE 47

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees	*	No. 9578 Chancery
	*	In the Circuit Court
vs.	*	For Somerset County
Raymond Spence, Jr. and Josephine Spence, his wife Rt. 1 Box 33 Westover, Maryland 21871	* *	State of Maryland

* * * * * * * * * *

LIBER 045 PAGE 28

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them, being the sum of four thousand five hundred dollars ($4,500.00).

He has allowed the proper fees, costs and all other proper expenses amounting to six hundred twenty-two dollars and sixty cents ($622.60).

The balance then remaining amounts to three thousand eight hundred seventy-seven dollars and forty cents ($3,877.40) to be distributed to Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees.

Amount of Sale		$4,500.00
Expenses, Costs and Fees		
Clerk of Court	$ 83.50	
Maryland & Herald Advertising $20.00 Order Nisi $77.50	97.50	
Postage	2.50	
O. J. Brittingham, Auctioneer	25.00	
Gray Insurance Agency, Bond	20.00	
Mileage Allowance	4.50	
Carlos Bozman - Taxes	151.60	
Notary - R. Todd	3.00	
Trustees' Commission	200.00	
Logan C. Widdowson, Auditor	35.00	
TOTAL		622.60
Balance of Funds to be distributed		$3,877.40
Statement of Debt	$4,557.19	
	3,877.40	
Deficency	679.79	

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees	*	No. 9578 Chancery In the Circuit Court
vs.	*	For Somerset County
Raymond Spence, Jr. and Josephine Spence, his wife Rt. 1 Box 33 Westover, Maryland 21871	* *	State of Maryland

* * * * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on September 24, 1974, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor.

Your Auditor hereby certifies that Rule 595 G2 of the Maryland Rules of Procedure, 1971 Replacement Volume, has been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties:

Lloyd O. Whitehead, Esq.
Donald C. Davis, Esq.
212 East Main Street
Salisbury, Maryland 21801

Raymond Spence, Jr.
Josephine Spence
Rt. 1 Box 33
Westover, Maryland 21871

Logan C. Widdowson, Auditor

LIBER 045 PAGE 49

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LIBER 045 PAGE 50

DATE 7/5/74

100-

GRAY INSURANCE AGENCY, INC.

212 E. MAIN STREET • SALISBURY, MD. 21801

Phone 301 / 749-9341

Lloyd O. Whitehead and
Donald C. Davis
212 E. Main Street
Salisbury, Md. 21801

PLEASE RETURN THIS PORTION TO INSURE PROPER CREDIT. THANK YOU!

$ _____ Payment Enclosed

AGENT | MORTGAGEE:

Co. No.	BILLING PERIOD	C & T	POLICY NO. & DESCRIPTION	PREMIUM CHARGE	PREMIUM CREDIT	BALANCE
10	7/5/74/75	701	SY137371 Bond	20.00		$20.00
			Bond Case of Raymond and Josephine Spence to Jim Walter Corp.,			

YOUR Independent

Premiums Due and Payable on Effective Dates of Policy

Gray Insurance Agency, Inc., 212 E. Main Street, Salisbury, Md. 21801

PLEASE REMIT TO:

CA[illegible]S DOZHAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1972-73

8-74 970+88-7961

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR. INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

04-D 06625 1

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	
250	2[illegible]	[illegible]00	2.30	.21	
			63.25	5.78	069.03

RECEIPT

R-41-10-101 SPENCE, RAYMOND AND JOSEPHINE
269/291 ROUTE 1
WESTOVER, MD. 21871

LOT 90X00 AND
O/G RT 13-CE[illegible]
NW/PCMK

PAID
SEP 0[illegible]
CA[illegible]OZHAN
TREASURER

Sept. 74

PG. 327

DATE		
	COUNTY INTEREST	10.12
	STATE INTEREST	.93
	PENALTY	
	TOTAL	80.08

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

NOTE:

FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR. INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

9/74 44442 - 71.14
11-73 81.08 - 16.14

04 066251

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	
250	2,500	2,750	2.20	.21	
			60.50	5.78	LIBER 866.28
					9/74 4.84
					.46
					71.58

RECEIPT

PAID

BACK TAXES DUE AND MUST BE PAID BEFORE PAYING THIS BILL. PG. 335

R41-10-181 SPENCE, RAYMOND AND JOSEPHINE
243/391 ROUTE 1
WESTOVER, MD. 21871

LOT 90X80 AND IMPTS
S/S RT 13-SERVICE RD
NW/PCMK

SEP 9 1974
CARLOS BOZMAN
TREASURER

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

PAID
SEP 9 1974

04 066251

CARLOS BOZMAN
TREASURER
RECEIPT

SOMERSET COUNTY

TAX BILL FOR 1974-75

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR. INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
250	2,500	2,750	2.00	.21	
			55.00	5.78	$60.78

BACK TAXES DUE AND MUST BE PAID BEFORE PAYING THIS BILL. PG. 344

R41-10-181 SPENCE, RAYMOND AND JOSEPHINE
243/391 ROUTE 1
WESTOVER, MD. 21871

60.78
71.58
80.08
212.44

LOT 90X80 AND IMPTS 9 212.53
S/S RT 13-SERVICE RD 9 .91
NW/PCMK
212.44

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

Perdue

The Eastern Shore Publishing Company

MARYLANDER AND HERALD

Established In 1826

RECEIVED AUG 27 1974

39 Main Street
Post Office Box 158
Princess Anne, Maryland 21853
Phone: 301-651-2000

Perdue, Ouretsky and Whitehead
212 East Main Street
Salisbury, Md. 21801

July 26, 1974

Raymond Spence Jr. & Josephine Spence

June 13, 20, 27, July 4	To 15½" Trustee's Sale	4 times	$77.50
July 11, 18, 25	To Order Nisi		20.00
			97.50

LIBER 045 PAGE 52

JAMES E. BYRD, EDITOR • CLARENCE L. BYRD, BUSINESS MANAGER • J. BRYAN BYRD, PRODUCTION MANAGER

I. THEODORE PHOEBUS
CLERK OF CIRCUIT COURT
PRINCESS ANNE, MD. 21853
Phone 651-1555

RECEIPT

( ) Deed
( ) Mortgage
( ) Release
( ) Assignment
( ) Finance Statement
( ) Continuation Statement
( ) Termination Statement
( ) _____

( ) Law
( ) Criminal
(✓) Equity 9578
( ) _____
( ) Civil Marriage
( ) Marriage Application/Lic.
No. _____
Time _____

( ) Cash
(✓) Check

Perdue, Ouretsky + Whitehead

JUN 17-74 A No. 23016 10.00
JUN 17-74 A No. 23015 25.00

JUN 17 #23016 * *****35.00

Lloyd A. Whitehead, Sr. et al
Vs.
Raymond Spence, Jr. et al

OFFICE HOURS
Monday thru Friday—9:00 A.M.-4:30 P.M.
Closed Saturdays, Sundays and
All Legal Holidays

(over)

I. THEODORE PHOEBUS
CLERK OF CIRCUIT COURT
PRINCESS ANNE, MD. 21853
Phone 651-1555

RECEIPT

( ) Deed
( ) Mortgage
( ) Release
( ) Assignment
( ) Finance Statement
( ) Continuation Statement
( ) Termination Statement
(✓) Appointment of Sat. Trs.

( ) Law
( ) Criminal
( ) Equity
( ) _____
( ) Civil Marriage
( ) Marriage Application/Lic.
No. _____
Time _____

( ) Cash
(✓) Check

Perdue, Ouretsky + Whitehead

JUN 17 #23014 A ******7.50
JUN 17 #23014 * ******7.50

Jim Walter Corp., et al
vs.
Lloyd O. Whitehead, et al

OFFICE HOURS
Monday thru Friday—9:00 A.M.-4:30 P.M.
Closed Saturdays, Sundays and
All Legal Holidays

(over)

No. 9578 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 24th day of September, 19 74 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 9th day of October, 1974.

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 4th day of November, 19 74 that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Shockley
CLERK

MAR 5 1975

LIBER 045 PAGE 53

MID-STATE HOMES, INC. a body corporation for the State of Florida P. O. Box 9128 Tampa, Florida 33604	*	NO. 9578 EQUITY IN THE CIRCUIT COURT
-vs-	*	FOR SOMERSET COUNTY
RAYMOND SPENCE, JR. and JOSEPHINE SPENCE Rt. 1, Box 33, Rt. 13 South Westover, Maryland 21871	*	STATE OF MARYLAND

****

PETITION FOR WRIT OF POSSESSION

Comes now the Complainant, Mid-State Homes, Inc., by Perdue, Owrutsky & Whitehead, Professional Association, its attorneys and respectfully represents:

1. That it has heretofore petitioned this Honorable Court for a Writ of Possession pursuant to Maryland Rule 637 and this Court did cause a Show Cause Order to be served upon Raymond Spence, Jr. and Josephine Spence directing them to show cause on or before October 2, 1974 why the relief requested in the said petition should not be granted.

2. That a copy of the petition and the Show Cause Order were served upon the Defendants on or before September 16, 1974 in accordance with the Show Cause Order filed herein.

3. That said Defendants have not shown cause to this Court why a Writ of Possession should not be issued putting Mid-State Homes, Inc. in possession of the said property.

WHEREFORE, Petitioner requests this Court to issue the Writ of Possession putting Mid-State Homes, Inc. in possession of the said property.

PERDUE, OWRUTSKY & WHITEHEAD,
Professional Association

By _____
Attorney for Petitioner

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ORDER

The aforegoing Petition having been read and considered, it is thereupon this 25 day of November 1974, ORDERED by the Circuit Court for Somerset County that the Writ of Possession be issued herein as prayed in the above Petition.

E. McMaster Dill
JUDGE

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

SHERIFF'S RETURN

SHERIFF'S RETURN

Summons and copy of Petition for Writ of Possession and Show Cause Order and Affidavit

left with Raymond Jr and Josephine Spence
this 9 day of Sept, 1974.

Thomas H. Folwell
Sheriff.

No. 9578 Chancery Case

In the Circuit Court for
Somerset County, Maryland

Mid-State Homes, Inc.
a body corporate for the
State of Florida
P.O. Box 9128
Tampa, Florida 33604

Versus

Raymond Spence, Jr. and
Josephine Spence
Rt. 1, Box 33, Rt. 13 South
Westover, Maryland

PETITION, AFFIDAVIT AND SHOW CAUSE
ORDER &c

TO BE SERVED UPON:
Raymond Spence, Jr. and
Josephine Spence
Rt. 1, Box 33, Rt. 13 South
Westover, Maryland

FILED
SEP 20 2 28 PM '74

RECORDED IN
LIBER NO. ____ POLIO ____
L. THEODORE PHOEBUS, CLK.CT.CT.
BY ____ DEPUTY

Perdue, Owrutsky & Whitehead
Attorneys for Petitioner
Salisbury, Maryland

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	NO. 9578 EQUITY
	*	IN THE CIRCUIT COURT
-vs-	*	
RAYMOND SPENCE, JR. and JOSEPHINE SPENCE Rt. 1, Box 33, Rt. 13 South Westover, Maryland 21871	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	

****

WRIT OF POSSESSION

STATE OF MARYLAND, COUNTY OF SOMERSET, TO WIT:

TO THE SHERIFF OF SOMERSET COUNTY, MARYLAND, GREETING:

WHEREAS, on July 5, 1974, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, conducted a foreclosure sale against Raymond Spence, Jr. and Josephine Spence, his wife, at the Front Door of the Courthouse at Princess Anne, Maryland, whereupon they sold all the right, title, and interest and estate of Raymond Spence, Jr. and Josephine Spence, his wife, to the lands and tenaments and improvements hereinafter described to Mid-State Homes, Inc., which sale was duly reported to this Court and finally ratified on September 6, 1974, and the Auditor's Report of the dispersal of money having been finally ratified by this Court on November 4, 1974, as will more fully appear by reference to the proceedings in No. 9578 Chancery in the Circuit Court for Somerset County, Maryland, whereupon a deed was given from the said Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, to Mid-State Homes, Inc. for the property more particularly described as follows:

> ALL that lot or parcel, situate, lying and being in the Dublin Election District, Somerset County, State of Maryland, on the Southwest side of a service road parallel to and adjacent to U.S. No. 13 leading from Westover to Pocomoke and more fully described as follows: Starting for the outbound, thereof at a concrete marker, said marker at the Northeast corners of the Howard H. Fisher property as recorded in Liber I.T.P. No. 233, folio 108, thence (1) starting with the North line of the said Fisher property, South 29°52'09" West, 90.00 feet to a marker at the George H. Baines property

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

Filed 11/30/74

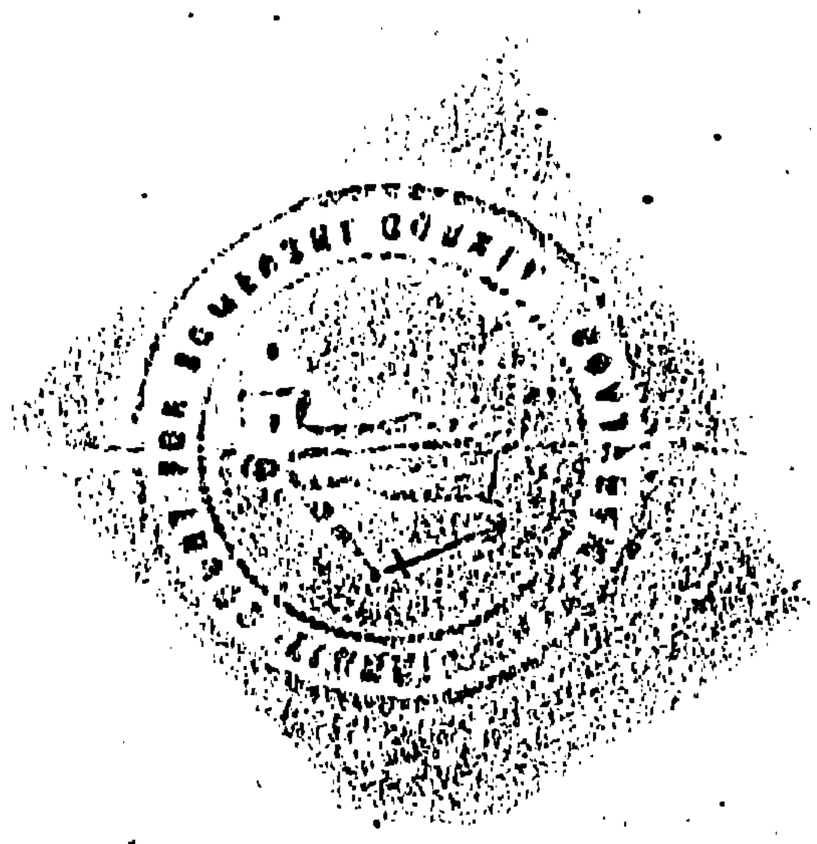
as recorded in I.T.P. No. 228, folio 336; thence (2) with the Baines property and parallel with the aforesaid mentioned road, North 57°22' 51" West, 80.00 feet to a marker; thence (3) with the aforesaid Baines property, North 20°52'09" East, 90.00 feet to a stone on the Southwest side of the aforesaid service road; thence (4) with the said road, South 57°22'51" East, 80.00 feet to the place of beginning, containing 7,200 sq. ft. of land, more or less, and being a part of land conveyed to the Grantors by J. William Bromley and Drucella Bromley, his wife, by deed dated the 12th day of January, 1948 and recorded in Liber B.L.B. No. 142, folio 162, Land Record Books of Somerset County, State of Maryland; and

WHEREAS, by Order of this Court dated September 6, 1974, duly served Raymond Spence, Jr. and Josephine Spence, his wife, occupants of said premises were ordered to show cause on or before October 2, 1974 why the Writ of Possession should not be issued; and said occupants are on the premises although no such cause has been shown.

THEREFORE, you are hereby commanded that without delay you cause the said Mid-State Homes, Inc., a body corporate of the State of Florida, to be put and kept in full possession of the said premises and appurtenances, and make known to said Court at Princess Anne, Maryland, on *December 2*, 1974, how you have executed this Writ, and have you then and there this Writ.

ISSUED *November 25, 1974.*

WITNESS the Honorable Chief Judge of the First Judicial Circuit of Maryland.



I. Theodore Phoebus - CLERK
(Seal of Court)

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

No. 9578 Chancery Case
In the Circuit Court for
Somerset County, Maryland

Mid-State Homes, Inc.
a body corporate for the
State of Florida
P.O. Box 9128
Tampa, Florida 33604

Vs.

Raymond Spence, Jr. and
Josephine Spence
Rt. 1, Box 33, Rt. 13 South
Westover, Maryland 21871

WRIT OF POSSESSION

I. THEODORE PHOEBUS
CLERK OF CIRCUIT COURT
FOR SOMERSET COUNTY
PRINCESS ANNE, MD.

SHERIFF'S RETURN

Summoned and copy of Writ of Possession

Left with Raymond Jr. & Josephine Spence
Date 30 May 78

Thomas H. Pyburn
Sheriff

LIBER 045 PAGE 59

MAR 5 1979

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

-vs-

ALLEN L. CULLEN and
LILLIE L. CULLEN
Wilmington, Delaware

AUG-16-74 A 524650 *****25.00

No. 9603 Chancery

In the Circuit Court

For Somerset County

State of Maryland

LIBER 045 PAGE 60

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated January 30, 1970 from ALLEN L. CULLEN and LILLIE L. CULLEN and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 252, Folio 558; Lloyd O. Whitehead and Donald C. Davis having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

FOR ORIGINAL DEED OF TRUST SEE LIBER I.T.P. NO. 252, FOLIO 558.
FOR APPOINTMENT OF SUBSTITUTE TRUSTEE SEE LIBER NO. I.T.P 282, FOLIO 196.
FOR BOND SEE BOND BOOK NO. 9, FOLIO 643.

File No. 18714

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

-vs-

ALLEN L. CULLEN and
LILLIE L. CULLEN

Wilmington, Delaware

No. 9603 Chancery

In the Circuit Court

For Somerset County

State of Maryland

****

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 13th. day of August, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Corporation, in accordance with the provisions of a Deed of Trust from ALLEN L. CULLEN and LILLIE L. CULLEN, dated January 30, 1970, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 252, Folio 558; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $ 5,004.29 is now due and owing.

2. That the 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.

3. That the last known Post Office Address of the Defendant

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Ruthie L. Todd
Notary Public

My Commission Expires: July 1, 1974

RUTHIE L. TODD
NOTARY PUBLIC
WICOMICO COUNTY, MD.

LIBER 045 PAGE 6

File No. 18714

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	* *	No. 9603 Chancery In the Circuit Court
-vs-	*	For Somerset County
ALLEN L. CULLEN and LILLIE L. CULLEN Wilmington, Delaware	* * *	State of Maryland LIBER 045 PAGE 62

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated January 30, 1970 from Allen L. Cullen and Lillie L. Cullen and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. 252, Folio 558 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, Maryland, prior to Friday, August 23, 1974, and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on Friday, August 23, 1974, at 10:15 A.M. attend at the front door of the Court House in 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 Allen L. Cullen and Lillie L. Cullen, said property being more particularly described as follows:

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ALL that lot or parcel of land situate in the County of Somerset, State of Maryland, more particularly described as follows: ALL that lot or parcel of land situate as aforesaid, and beginning at an iron pipe located on the southwest corner of the property hereby conveyed which point is 183 feet from the northwest corner of the grantees' lot and the boundary of the grantees' lot and the land of Julian Whittington; thence running in a northerly direction by and with said land of Julian Whittington a distance of ninety-one and one-half (91 1/2) feet, more or less, to an iron pipe; thence running in an easterly direction by and with the reserved land of the grantor a distance of one hundred ninety-three (193) feet, more or less, to the land of Wells Horsey; thence running in a southerly direction by and with said Horsey land, a distance of ninety-one and one-half (91 1/2) feet, more or less. to an iron pipe and the reserved land of the grantors; thence running in a westerly direction by and with the reserved land of the grantors a distance of one hundred ninety-three (193) feet, more or less, to the place of beginning; and being a part, only, of that property conveyed to Ollie Cullen by deed duly recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 129, Folio 576.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

AND your Trustees sold the aforedescribed property to Mid-State Homes, Inc.

at and for the sum of $ 4000.00 at that sum, being the highest bidder therefor, and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead

Lloyd O. Whitehead, Substitute Trustee

Donald C. Davis

Donald C. Davis, Substitute Trustee

STATE OF MARYLAND, WORCESTER COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 28th day of August, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, 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.

AS WITNESS my hand and Notarial Seal the day and year above written.

RUTHIE L. TODD NOTARY PUBLIC WORCESTER COUNTY, MD.

Ruthie L. Todd

NOTARY PUBLIC

My Commission Expires: July 1, 1978

Law Offices, Perdue, Owrutsky & Whitehead, Professional Association

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

-vs-

ALLEN L. CULLEN and
LILLIE L. CULLEN
Wilmington, Delaware

No. 9603 Chancery

In the Circuit Court

For Somerset County

State of Maryland

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, WORCESTER COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 28th day of August, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared DONALD C. DAVIS, 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 MID-STATE HOMES, INC. a body corporate of the State of Florida.

2. That there are no other parties than MID-STATE HOMES, INC interested in the purchase of the said real estate as principals.

3. That he, as agent for MID-STATE HOMES, INC. did not directly or indirectly discourage anyone from bidding for said property.

Donald C. Davis
Affiant

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

Ruthie L. Todd
NOTARY PUBLIC

RUTHIE L. TODD NOTARY PUBLIC WORCESTER COUNTY, MD.

My Commission Expires: July 1, 1978

LIBER 045 PAGE 95

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ORDER NISI

ORDERED by the Circuit Court of Somerset County, Maryland, in Equity on this 23rd day of August, 1974, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Allen L. Cullen and Lillie L. Cullen 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 23rd day of September, 1974; 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 16th day of September, 1974.

The report states the amount of the sale to be $ 4000.00.

L. Theodore Hoskins
Clerk

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, this 24th day of September, 1974, 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 commission.

Lloyd L. Simpkins
JUDGE

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

05.19
Aug 25 11 12 AM '74

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9603 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
ALLEN L. CULLEN and LILLIE L. CULLEN	*	State of Maryland

****

AFFIDAVIT OF COMPLIANCE - RULE W. 74 a 2b

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, make oath that we mailed to the Mortgagor, Allen L. Cullen and Lillie L. Cullen at the Mortgagors last known address at Hopewell, Crisfield, Maryland 21817 by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on August 16, 1974. ~~Also attached~~ ~~Return Receipt showing the said Mortgagor duly received the same~~

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

STATE OF MARYLAND, WORCESTER COUNTY, TO WIT:

I HEREBY CERTIFY, that on this ~~30th~~ 23rd day of August, 1974 before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

LIBER 045 PAGE 67

NOTARY PUBLIC

RUTHIE L. TODD NOTARY PUBLIC WORCESTER COUNTY, MD.

My Commission Expires: July 1, 1974

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
749-2211

EASTON OFFICE
18 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1988

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-8408

August 16, 1974

LIBER 045 PAGE 68

Mr. and Mrs. Allen L. Cullen
Hopewell,
Crisfield, Maryland 21817

Mr. and Mrs. Allen L. Cullen
& General Delivery
Wilmington, Delaware

Dear Mr. or Mrs. Cullen:

This letter will advise you that the Deed of Trust executed by you to Jim Walter Homes, Inc. of January 30, 1970 and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 252, folio 558, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald beginning August 8, 1974. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on Friday, August 23, 1974 at or about 10:15 o'clock A.M. The Terms of Sale will be $ 1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Homes, Inc. and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 18714

Perdue, Owrutsky & Whitehead
Professional Association
212 East Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF VALUABLE HOME AND LOT

AT OR NEAR
CRISFIELD, MARYLAND

By virtue of the Power of Sale and authority contained in a Deed of Trust executed by Allen L. Cullen and Lillie L. Cullen, his wife, dated January 30, 1970 and recorded among the Land Records of Somerset County, Maryland at Liber 252, Folio 558, the undersigned will sell at PUBLIC AUCTION

AT THE FRONT DOOR OF THE COURTHOUSE AT PRINCESS ANNE, MD.

ON

FRIDAY
AUGUST 23, 1974

AT OR ABOUT 10:15 A.M.

all the following described real estate: situate in the County of Somerset, State of Maryland, more particularly ALL that lot or parcel of land situate as aforesaid, and beginning at an iron pipe located on the southwest corner of the property hereby conveyed which point is 183 feet from the northwest corner of the grantees' lot and the boundary of the grantees' lot and the land of Julian Whittington; thence running in a northerly direction by and with said land of Julian Whittington a distance of ninety-one and one-half (91½) feet, more or less, to an iron pipe; thence running in an easterly direction by and with the reserved land of the grantor a distance of one hundred ninety-three (193) feet, more or less, to the land of Wells Horsey; thence running in a southerly direction by and with said Horsey land a distance of ninety-one and one-half (91½) feet, more or less, to an iron pipe and the reserved land of the grantors; thence running in a westerly direction by and with the reserved land of the grantors a distance of one hundred ninety-three (193) feet, more or less, to the place of beginning; and being a part only of that property conveyed to Ollie Cullen by deed duly recorded among the Land Records of Somerset County, Maryland, in Liber B.L.B. No. 129, Folio 576.

Possession of said property will be given upon ratification of sale.

TERMS OF SALE: $1,000.00 in cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of said County, the unpaid portion to bear interest at the rate of 6 percent per annum and to be secured to the satisfaction of said Trustees.

Taxes and other public charges to be paid and adjusted to date of sale. Title examination, if desired, title papers, revenue stamps, transfer tax and costs of recording at the expense of the purchaser or purchasers.

Lloyd O Whitehead and
Donald C. Davis
Substitute Trustees
212 East Main Street
Salisbury, Maryland 21801
Telephone: 749-2211

16-3t

PRINCESS ANNE, MD., Sept. 13 1974

This is to certify that the annexed Trustees' 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 Notice

Dates Inserted: Aug. 8 15 22, 1974

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

FILED

SEP 18 9 05 AM '74

RECORDED IN _____
LIBER NO. _____ FOLIO _____
T. THEODORE PHOEBUS, CLK. CT. CT.
BY _____ DEPUTY

LIBER 045 PAGE 69

LIBER 045 PAGE 70

PRINCESS ANNE, MD., Sept. 13 1974

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 Notice

Dates Inserted: Aug. 29, Sept. 5 12, 1974

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

y & Whitehead
Association
y
t
aryland 21801

LLOYD O. WHITEHEAD and
DONALD C. DAVIS.
Substitute Trustees

-vs-

ALLEN L. CULLEN and
LILLIE L. CULLEN
Wilmington, Delaware

No. 2003 Chancery In the Circuit Court for Somerset County State of Maryland

96
Alle

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, on this 23rd day of August, 1974, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis Substitute Trustees under the power of sale contained in the Deed of Trust from Allen L. Cullen and Lillie L. Cullen 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 23rd day of September 1974; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 16th day of September, 1974.

The Report states the amount of the sale to be $6000.00.

J. THEODORE PHOEBUS
Clerk

TRUE COPY, TEST:
J. THEODORE PHOEBUS
Clerk

19-3tc

FILED

SEP 18 9 06 AM '74

RECORDED IN _____
LIBER NO. _____ FOLIO _____
J. THEODORE PHOEBUS, CLK.CT.CT.
BY _____ DEPUTY

Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees	*	No. 9603 Chancery
	*	In the Circuit Court
vs.	*	For Somerset County
Allen L. Cullen and Lillie L. Cullen, his wife General Delivery Wilmington, Delaware	* *	State of Maryland

* * * * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them, being the sum of four thousand dollars.

He has allowed the proper fees, costs and all other proper expenses amounting to four hundred sixty-eight dollars and six cents ($468.06).

The balance then remaining amounts to three thousand five hundred thirty-one dollars and ninty-four cents ($3,531.94) to be distributed to Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees.

Amount of Sale		$4,000.00
Expenses, Costs and Fees		
Clerk of Court	$ 90.50	
Marylander & Herald Advertising $58.00 Order Nisi $20.00	78.00	
Wilbur Wimbrow - Auctioneer	25.00	
Carlos Bozman - Taxes	7.56	
Gray Insurance Agency, Bond Premium	22.00	
Notary Fees - R. Todd	3.00	
Trustees' Commission	200.00	
Postage	2.50	
Mileage Allowance	4.50	
Logan C. Widdowson, Auditor	35.00	
Total		468.06
Balance of Funds to be distributed		$3,531.94
Statement of Debt	$5,004.29	
	3,531.94	
Deficency	$1,472.35	

LIBER 045 PAGE 71

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees	*	No. 9603 Chancery
	*	In the Circuit Court
vs.	*	For Somerset County
	*	State of Maryland
Allen L. Cullen and Lillie L. Cullen, his wife General Delivery Wilmington, Delaware	*	

LIBER 045 PAGE 72

* * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on September 26th, 1974, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that Rule 595 G2 of the Maryland Rules of Procedure, 1971 Replacement Volume, has been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties:

Lloyd O. Whitehead, Esq.
Donald C. Davis, Esq.
212 East Main Street
Salisbury, Maryland

Lillie L. Cullen
General Delivery
Wilmington, Delaware

Lillie L. Cullen
Hopewell
Crisfield, Maryland

Allen L. Cullen
General Delivery
Wilmington, Delaware

Allen L. Cullen
Hopewell
Crisfield, Maryland

Logan C. Widdowson, Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

LIBER 045 PAGE 73

PLEASE REMIT TO:
CARLOS BOZMAN, TREASURER
PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY
TAX BILL FOR 1974-75

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR. INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

08 141096

DELINQUENT NOTICE

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
240	2,135	2,375	2.00	.21	
			47.50	4.99	52.49

R65-7-146
249/646

CULLEN, ABLEN AND LILLIE
HOPEWELL
CRISFIELD, MD.

91 1/2X193-UNIMPROVED
N/W OF RT 413
EAST OF HOPEWELL

PG. 661

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.
TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

DATE
8-16-74

100-21689

GRAY INSURANCE AGENCY, INC.
212 E. MAIN STREET • SALISBURY, MD. 21801
Phone 301 / 749-9341

Lloyd O.Whitehead and Donald
C. Davis
212 E. Main Street
Salisbury, Md. 21801

LIBER 045 PAGE 74

PLEASE RETURN THIS PORTION TO INSURE PROPER CREDIT. THANK YOU!

$_____ Payment Enclosed

AGENT

MORTGAGEE:

Co.No.	BILLING PERIOD	C & T.	POLICY NO. & DESCRIPTION	PREMIUM CHARGE	PREMIUM CREDIT	BALANCE
10	8/23/74/75	701	SY137373 Bond	$22.00		$22.00
			Case of Cullen vs Jim Walter Homes,Inc.,			

Insurance AGENT SERVES YOU FIRST

Premiums Due and Payable on Effective Dates of Policy
Gray Insurance Agency, Inc., 212 E. Main Street, Salisbury, Md. 21801

I. THEODORE PHOEBUS
CLERK OF CIRCUIT COURT
PRINCESS ANNE, MD. 21853
Phone 651-1555

RECEIPT

( ) Law
( ) Criminal
(✓) Equity 9603
( ) Cash
( ) Check

( ) Dead
( ) Mortgage
( ) Release
( ) Assignment
( ) Finance Statement
( ) Continuation Statement
( ) Termination Statement
( ) Civil Marriage
( ) Marriage Application/Lic.
No.
Time

Pridee, Ornutsky v Whitehead

AUG 16 F24650 A ****25.00
AUG 16 F24650 * ****25.00

Lloyd O. Whitehead, et al
vs.
John L. Cushen, et al

OFFICE HOURS
Monday thru Friday—9:00 A.M.-4:30 P.M.
Closed Saturdays, Sundays and All Legal Holidays

(OVER)

I. THEODORE PHOEBUS
CLERK OF CIRCUIT COURT
PRINCESS ANNE, MD. 21853
Phone 651-1555

RECEIPT

( ) Law
( ) Criminal
( ) Equity
( ) Cash
( ) Check

( ) Dead
( ) Mortgage
( ) Release
( ) Assignment
( ) Finance Statement
( ) Continuation Statement
( ) Termination Statement
( ) Civil Marriage
( ) Marriage Application/Lic.
No.
Time

Lloyd L. Davis

AUG 23 F24839 A ******7.50
AUG 23 F24839 * ******7.50

Jim Walter Homes, Inc.
vs
Lloyd O. Whitehead, Et al

OFFICE HOURS
Monday thru Friday—9:00 A.M.-4:30 P.M.
Closed Saturdays, Sundays and All Legal Holidays

(OVER)

No. 9603 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 26th day of September, 1974 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 11th day of October, 1974.

J. 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 25th day of October, 1974 that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

J. Theodore Phoebus
CLERK

LIBER 045 PAGE 76

LOGAN C. WIDDOWSON
ATTORNEY AT LAW
11 N. SOMERSET AVENUE
PRINCESS ANNE, MD. 21853

Chancery
#9603

PRINCESS ANNE, MD 21853
SEP 27
AM
1974

OLDE PRINCESS ANNE
DAYS-HELD ANNUALLY
2ND WEEKEND IN OCT.

We hold these truths...
U.S. POSTAGE 10¢

Mr. Allen L. Cullen
General Delivery
Wilmington, Delaware

UNCLAIMED

FILED
OCT 14 3 09 PM '74

RETURN TO WRITER

RECORDED IN ... FOLIO ...
... THEODORE PHILBUS, CLK. CT. CT.
BY ... DEPUTY

U.S. POSTAL SERVICE
OCT 14
5 PM
1974

UNCLAIMED
SEP 30 1974

RETURN TO WRITER

LOGAN C. WIDDOWSON
ATTORNEY AT LAW
11 N. SOMERSET AVENUE
PRINCESS ANNE, MD. 21853

Chancery
#9603

PRINCESS ANNE, MD 21853
SEP 27
AM
1974

OLDE PRINCESS ANNE
DAYS-HELD ANNUALLY
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We hold these truths...
U.S. POSTAGE 10¢

Mrs. Lillie Cullen
General Delivery
Wilmington, Delaware

UNCLAIMED

FILED
OCT 14 3 03 PM '74

RETURN TO WRITER

RECORDED IN ...
... NO. ... FOLIO ...
... THEODORE PHILBUS, CLK. CT. CT.
... DEPUTY

U.S. POSTAL SERVICE
OCT 14
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1974

UNCLAIMED
SEP 30 1974

MAR 5 1974

SEP 18-74 A 925556 ******4.00
SEP 18-74 A 925555 *****25.00

Adelbert L. Walker 2114 Flagler Place, N.W. Washington, D.C., 20001 Complainant	:	No. 9621 Chancery
	:	In the Circuit Court
	:	For Somerset County
vs.	:	State of Maryland
Elizabeth A. Smith c/o Herman Smith Princess Anne, Md. 21853 Respondent	:	In equity
and	:	
All persons having or claiming any interest in certain real property containing 4 acres, binding on the Venton County Road, northwest of Princess Anne, bearing Tax Map No. 14-22-103	:	

INFORMATION:

Complainant:
Adelbert L. Walker
2114 Flagler Place, N.W.
Washington, D.C., 20001

COMPLAINANT'S SOLICITORS:
Thomas J. Spain
Thomas S. Simpkins
51 N. Main Street
Princess Anne, Maryland

RESPONDENT:
Elizabeth A. Smith
c/o Herman Smith
Princess Anne, Maryland 21853

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 78

Adelbert L. Walker 2114 Flagler Place, N. W. Washington, D. C, 20001	:	No. 9621 Chancery In the Circuit Court
vs.	:	For Somerset County
Elizabeth A. Smith c/o Herman Smith Princess Anne, Md. 21853 and All persons having or claiming any interest in certain real property containing 4 acres, binding on the Venton County Road, north west of Princess Anne, bearing Tax Map No. 14-22-103	:	State of Maryland In Equity

BILL OF COMPLAINT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Complainant, Adelbert L. Walker, by Thomas J. Spain and Thomas S. Simpkins, his Solicitors, complaining, says:

1. That on the 31st day of July, 1973 there was issued to the Complainant by Carlos Bozman, Collector of Taxes for Somerset County, Maryland, and Treasurer for Somerset County, Maryland, and Collector of state and county taxes therefor, a certificate of sale for a certain property situate in West Princess Anne Election District described as " all that lot of land, 4 acres, binding on the Venton County Road, northwest of Princess Anne, bearing Tax Map No. 14-22-103; deed reference 106/341; and assessed to Elizabeth A. Smith."

2. That the property has not been redeemed by any party in interest, although more than one year from the date of sale has expired.

3. That the amount necessary to redeem the property as shown on the certificate is $1500.00, Court costs and a reasonable attorney's fee to the complainant.

WHEREFORE, your Complainant prays:

(A) That a subpoena be issued for the named respondent, Elizabeth A. Smith, whose address is c/o Herman Smith, Princess

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Anne, Maryland, 21853.

(B) That your Honors may grant unto the Complainant the Order of Publication directed to the named Respondent, and all persons having or claiming any interest in the aforesaid property.

(C) That this Honorable Court pass a final decree foreclosing all rights of redemption of the respondent and or any other persons having or claiming an interest in the aforesaid property.

(D) That your complainant may have such other and further relief as the case may require.

AND, AS IN DUTY BOUND, ETC.

Thomas J. Spain

Thomas J. Spain, One of the
Solicitors for Complainant

ORDER OF PUBLICATION

The object of this proceeding is to secure the foreclosure of all rights of redemption in and to the property above described, and sold by Carlos Bozman, Treasurer of Somerset County, Maryland, and Collector of State and County Taxes therein.

The Bill states, among other things, that the amount necessary for the redemption of the aforesaid properties has not been paid, although more than a year and a day from date of sale, has expired; it is, thereupon, this 20th day of September 1974, by the Circuit Court for Somerset County, Maryland, ORDERED that notice be given by publication by insertion of a copy of this Order in some newspaper having general circulattion in Somerset County, once a week for four successive weeks, warning all persons interested in said property, to be and appear in this Court by the 20th day of November, 1974, and redeem the property and answer the Bill of Complaint, or thereafter a final decree will be rendered foreclosing the right of redemption in

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

in said property, and vesting in the complainant a title to said property, free and clear of all claims or encumbrances.

Richard M. Pollitt
JUDGE

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

500-6/65

CERTIFICATE OF SALE

West Princess Anne District 7/31/73

I, Carlos Bozman, Collector of taxes for the State of Maryland and Somerset County, hereby certify that on July 31, 1973 I sold to A. L. Walker at public auction for the sum of $1,500 , of which $70.16 has been paid, the property in Somerset County, described as follows: All that lot of land, 4 acres, binding on the Venton County Road, Northwest of Princess Anne, bearing tax map #14-22-103; deed reference 106/341;

and assessed to Elizabeth A. Smith.
The property described herein is subject to redemption. Upon redemption the holder of this certificate will be refunded the sums paid on account of the purchase price, together with interest thereon at the rate of 6% per annum from the date of payment to the date of redemption, together with all other amounts specified by Chapter 761 of the Acts of 1943, and acts amendatory thereof. The balance due on account of the purchase price and all taxes, together with interest and penalties thereon, accruing subsequent to the date of sale, must be paid to the Collector before a deed can be delivered to the purchaser. After a proceeding can be brought to foreclose all rights of redemption in the property. This certificate will be void unless such a proceeding is brought within two years from the date of this certificate.

Witness my hand and seal, this 31 st day of July 1973.

Carlos Bozman, Collector

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on July 31, 1973 , before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, and he acknowledged the foregoing certificate of sale to be his act and deed, and I witnessed the execution of the same.

Witness my hand and Notarial Seal.

LIBER 045 PAGE 81

Gertrude H. Bozman
Notary Public

No. 9621 Chancery Case

WRIT OF SUBPOENA:

LIBER 045 PAGE 82

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO *Elizabeth A. Smith*
c/o Herman Smith
Princess Anne, Md. 21853

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of *October* next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of *Adelbert L. Walker*
2114 Flagler Place, N.W.
Washington, D. C. 20001

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 *20th* day of *September*, 19*74*.

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 *November*, 19*74*. 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)
Thomas J. Spain
Thomas S. Simpkins
Name
51 N. Main Street
Princess Anne, Maryland
Address

S. Theodore Phoebus
Clerk

Mortuus Est: 9/22/74
Thomas H. Tolwell
Sheriff

PRINCESS ANNE, MD., Nov. 11 19 74

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 Notice

Dates Inserted: Sep 26, Oct. 3 10 17

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

Thomas S. Spain
Main Street
Princess Anne, Maryland

ORDER OF PUBLICATION

Adelbert L. Walker
2114 Flagler Place, N.W.
No. 9620 Chancery Cases In.

vs.

Elizabeth A. Smith
c/o Herman Smith
Princess Anne, Md. 21853

and

All persons having or claiming any interest in certain real property containing 4 acres, binding on the Venton County Road, north west of Princess Anne, bearing Tax Map No. 14-22-103

No. 9621 Chancery In the Circuit Court For Somerset County State of Maryland In Equity

ORDER OF PUBLICATION

The object of this proceeding is to secure the foreclosure of all rights of redemption in and to the property above described, and sold by Carlos Bozman, Treasurer of Somerset County, Maryland, and Collector of State and County Taxes therein.

The Bill states, among other things, that the amount necessary for the redemption of the aforesaid properties has not been paid, although more than a year and a day from date of sale, has expired; it is, thereupon, this 20th day of September 1974, by the Circuit Court for Somerset County, Maryland, ORDERED that notice be given by publication by insertion of a copy of this Order in some newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested in said property, to be and appear in this Court by the 20th day of November, 1974, and redeem the property and answer the Bill of Complaint, or thereafter a final decree will be rendered foreclosing the right of redemption in said property, and vesting in the complainant a title to said property, free and clear of all claims or encumbrances.

s/Richard M. Pollitt
Judge

23-4t

LIBER 045 PAGE 83

Adelbert L. Walker Complainant	:	No. 9621 Chancery
	:	In the Circuit Court
vs.	:	For Somerset County
Elizabeth A. Smith Respondent	:	State of Maryland
	:	In Equity
and All persons having or claiming any interest in certain real property containing 4 acres, binding on the Venton County Road, northwest of Princess Anne, bearing Tax Map No. 14-22-103	:	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Adelbert L. Walker, by Thomas J. Spain and Thomas S. Simpkins, his Solicitors, respectfully represents that the Order of Publication heretofore passed in this cause has been duly published according to the terms thereof and that the time for appearing to and answering the Bill of Complaint has elapsed but that the Respondents have neither appeared nor answered to the said bill.

WHEREFORE, your Petitioner prays the Court to pass a Decree Pro-Confesso against the Respondents named in these proceedings and also request an Order to take testimony in said cause.

Thomas J. Spain
Thomas J. Spain, One of the
Complainants Solicitors

ORDER

It appearing from the proceedings in the above cause that the respondents named therein have been duly notified by publication to appear and answer to the Bill of Complaint filed against them and have failed to appear or file an answer thereto; IT IS,

THOMAS S. SIMPKINS
ATTORNEY AT LAW
31 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

thereupon, this 22 day of Nov. , 1974, by the Circuit Court for Somerset County, Maryland, in Equity, Adjudged, Ordered and Decreed that the Bill of Complaint in this cause be and the same is hereby taken pro-confesso against the respondent; and it is further Ordered that testimony be taken before one of the Examiners of this Court.

E. Moore Dale
JUDGE

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Adelbert L. Walker Complainant	:	No. 9621 Chancery
	:	In the Circuit Court
vs.	:	For Somerset County
Elizabeth A. Smith Respondent	:	State of Maryland
	:	In Equity
and All persons having or claiming any interest in certain real property containing 4 acres, binding on the Venton County Road, northwest of Princess Anne, bearing Tax Map No. 14-22-103	:	

TESTIMONY

I, Logan C. Widdowson, Examiner in Chancery in this Court, do hereby certify that this cause being at issue and notice having been given me of the desire of the Complainant to take Testimony in the same, I did meet the solicitor for the complainant at the hour of 1 o'clock p.m. in the office of Thomas S. Simpkins Princess Anne, Maryland, on Thursday, December 30th, 1974, as the time and place for examining the witnesses as should then be produced before me, at which time I attended. I did take the following Testimony, to Wit:

Adelbert L. Walker, a witness of lawful age, the Complainant herein, being duly sworn, deposes and says:

Q. Please state your name, and residence.

A. Adelbert L. Walker, I reside at 2114 Flagler Place, N. W., Washington, D. C.

Q. Are you familiar with the property mentioned in this action?

A. Yes, I am. On July 31st, 1973, I purchased the property mentioned in these proceedings at a tax sale conducted in Princess Anne, Maryland, by Mr. Carlos Bozman, Collector of Taxes. He issued to me a certificate of sale for this property for the sum of $1,500.00 on that date.

Q. Is this the same certificate which is mentioned in these proceedings?

A. Yes, it is.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Q. Have you received from anyone any notice of redemption of this property or has anyone attempted to redeem it or has any money or refund been paid to you for the certificates which you have described?

A. No, no one has contacted me concerning it.

Q. What, if anything, have you done to ascertain whether this property was properly assessed or whether it had been conveyed away or whether any other disposition of the property might have been made?

A. I had my attorney make an examination of the public records to ascertain these matters and to take such steps required by law to foreclose the rights of redemption.

COURTS QUESTIONS.
Nothing.

Adelbert L. Walker, Complainant

Logan C. Widdowson, Examiner

Carlos Bozman, a witness produced on behalf of the Plaintiff, being duly sworn, deposes and says:

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

A. Carlos Bozman, I reside in Somerset County, Maryland, and I am the duly elected and qualified Treasurer and Collector of State & County Taxes for Somerset County.

Q. The Certificate of Sale filed in this proceeding was issued by you, was it not?

A. Yes, I issued the Certificate of Sale to Adelbert L. Walker on July 31, 1973. Mr. Walker had purchased the property on that date at a Tax Sale held by me in my offical capacity.

Q. Prior to the offering of this property for sale, did you or your office receive due notice of assessment of this property?

A. Yes.

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Q. Did you or your office issue tax bills for the property for the years for which it was sold?

A. Yes.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Q. Did you or your office comply with the requirements of the law concerning the Tax Sale of this property?

A. Yes, the property was duly assessed, bills were forwarded and I complied with all the prerequisits of law in regard to the tax sale.

Q. Have you received any notice from anyone of an intention to redeem the same or any offer for payment on account of such redemption from any person?

A. No, I have not.

COURTS QUESTIONS.

Nothing.

Carlos Bozman, Treasurer

Logan C. Widdowson, Examiner

There being no further witnesses to be examined and at the suggestion of the Plaintiff, the papers are herewith returned to the Court, closed under my hand and seal. I hereby certify that this annexed bill of costs is correct and paid by the Plaintiff and I further certify that this examination was conducted in compliance with the Maryland Rules of Procedure. In the judgment of the examiner, no examination or cross-examination was necessary or proper for a full presentation of the true facts in the case. There were no irregularities or unusual circumstances in the taking of the testimony in this cause or in the conduct of the proceedings.

As witness my hand and seal.

Logan C. Widdowson, Examiner

Bill of Costs:
Examiner: $10.00 paid

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Adelbert L. Walker	:	No. 9621 Chancery
Complainant	:	In the Circuit Court
vs.	:	for Somerset County
Elizabeth A. Smith	:	State of Maryland
Respondent	:	In Equity
and	:	
All persons having or claiming any interest in certain real property containing 4 acres binding on the Venton County Road, northwest of Princess Anne, bearing Tax Map No. 14-22-103	:	

AFFIDAVIT OF SOLICITOR

STATE OF MARYLAND, COUNTY OF SOMERSET, SS:

I hereby certify that on this 22 day of January, 1975 before me, the subscriber, a Notary Public in and for the state and county aforesaid, personally appeared Thomas J. Spain, of Princess Anne, Somerset County, Maryland, personally known to me and being duly sworn to depose and say:

1. That he is a member of the Bar of The State of Maryland and has been practicing his profession in Somerset County, Maryland, for more than eighteen months prior to this date, and that he has made an examination of the public records of Somerset County in regard to that tract or parcel of land, the subject of this action.

2. That said tract or parcel of land was conveyed unto Elizabeth A. Smith by deed recorded January 8, 1935.

3. That your affiant has found no conveyances by nor liens against the said Elizabeth A. Smith, and that he has made an examination of the Chancery records of Somerset County and has found no Chancery proceedings involving this tract or parcel; and he has examined the Testimentary Records of Somerset County and has found no proceedings relative to Elizabeth A. Smith.

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Thomas J. Spain

Thomas J. Spain, Affiant

THOMAS S. SIMPKINS
ATTORNEY AT LAW
31 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Subscribed and sworn to before me this 22 day of January, 1975.

LIBER 045 PAGE 90

Jean Taylor
Notary Public

JEAN TAYLOR NOTARY PUBLIC SOMERSET COUNTY, MD.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Adelbert L. Walker Complainant	:	No. 9621 Chancery
	:	In the Circuit Court
vs.	:	For Somerset County
Elizabeth A. Smith Respondent	:	State of Maryland
and	:	In Equity
All persons having or claiming any interest in certain real property containing 4 acres, binding on the Venton County Road, northwest of Princess Anne, bearing Tax Map No. 14-22-103	:	

DECREE

The above entitled cause coming on for hearing, the proceedings were read and considered, and IT IS thereupon, this 19th day of Feb., 1975, by the Circuit Court for Somerset County, sitting in Equity, ADJUDGED, ORDERED and DECREED that the property mentioned and described in this proceeding as having been sold to Adelbert L. Walker by Carlos Bozman, Treasurer and Collector of State and County Taxes in said Somerset County, on July 1st, 1973, is the property of Adelbert L. Walker, it appearing from the testimony that the property was sold at said tax sale unto the said Adelbert L. Walker, and that all the right, title, and interest of Elizabeth A. Smith and all persons having or claiming to have any interest in and to the real estate mentioned and described in this proceeding, be and the same are hereby foreclosed to the end that the said Adelbert L. Walker may and is hereafter to have and to hold said property by good and merchantable fee simple title. Said property being more particularly described as follows:

All that lot of land, four acres, binding on the Venton County Road, northwest of Princess Anne, bearing Tax Map No. 14-22-103 and described in a deed to the said Elizabeth A. Smith recorded in Liber 106, folio 341; heretofore assessed in the name of Elizabeth A. Smith.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

And it is further ADJUDGED, ORDERED and DECREED that the said Carlos Bozman, Treasurer and Collector of State and County Taxes herein execute and deliver unto the said Adelbert L. Walker, a good and suficient deed under the law of the State of Maryland to convey unto them, their successors and assigns, forever in fee simple, the above described property upon the payment of any balance of taxes due on said property if any, from and after the last of the years to collect the taxes due for which said Tax Sale was made, together with all interest and penalties accrued thereon.

E. McMaster Duer
JUDGE

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Pet. 38549

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees.	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland
	*	
	*	

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated July 13, 1965 from George A. Palmer and Minnie Palmer, his wife and recorded among the Land Records of Somerset County, State of Maryland, in Liber No. 227, Folio 287; Lloyd O. Whitehead and Donald C. Davis having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

For Original Deed of Trust See Liber I.T.P. No. 227, Folio 287.
For Appointment of Substitute Trustees See Liber I.T.P. No. 267, Folio 40.

MAR 12 1975

LIBER 045 PAGE 93

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland
	*	

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AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 18th day of April, 1972, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Corporation, in accordance with the provisions of a Deed of Trust from George A. Palmer and Minnie Palmer, his wife, dated July 13, 1965 and recorded among the Land Records of Somerset County, State of Maryland, in Liber No. 227, Folio 287; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $ 3,537.07 is now due and owing.

2. That the 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.

3. That the last known Post Office Address of the Defendant is General Delivery, Princess Anne, Maryland 21853.

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Notary Public

My Commission Expires: July 1, 1974

NOTARY PUBLIC VERNADETT M. HUDSON WICOMICO CO. MD.

LAW OFFICES, PERDUE, CHRUTTERY & WHITEHEAD, PROFESSIONAL ASSOCIATION

MORTGAGEE OR ATTORNEYS' BOND

No. 9175 Chancery Case

Know all Men by these Presents:

THAT WE LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees

of Salisbury, Wicomico County, State of Maryland

and the AETNA INSURANCE COMPANY, *a body corporate, duly authorized by its charter to become sole surety on bonds, are held and firmly bound unto the State of Maryland, in the full and just sum of* Thirty-Six Hundred ($3,600.00)----- ---------- -- -- *Dollars, to be paid to the said State, or its certain attorney, to which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this* 18th *day of* May *in the year of our Lord nineteen hundred and* seventy-two

WHEREAS, the above bounden Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees *by virtue of a power contained in* ~~mortgage~~ Deed of Trust *from* GEORGE A. PALMER and MINNIE PALMER, his wife

to Jim Walter Corporation

dated July 13, 1965 *and recorded in Liber* *No.* 227 *folio* 287 *etc., one of the Land Record Books of* Somerset County, State of Maryland *is authorized and empowered to sell the property described in said* ~~mortgage~~ Deed of Trust *in case of default being made in any of the covenants contained therein, and whereas such default has occurred and the said* Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees *is about to execute the power vested in him in said* ~~mortgage~~ Deed of Trust;

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden do and shall abide by and fulfill any order or decree which shall be passed by any Court of Equity in relation to the sale of said property or the proceeds thereof, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered in the presence of

Virginia M. Hudson
AS TO BOTH

Lloyd O. Whitehead, Substitute Trustee [SEAL]

Donald C. Davis, Substitute Trustee [SEAL]

AETNA INSURANCE COMPANY

By [illegible] Attorney-in-Fact

ATTEST:
Virginia M. Hudson

THE WITHIN BOND APPROVED:

PER: J. Thelma Phillips, CLERK.

LIBER 645 PAGE 35

Ætna Insurance Company

OF HARTFORD, CONNECTICUT

LIBER 645 PAGE 96

POWER OF ATTORNEY

Know all Men by these Presents, That ÆTNA INSURANCE COMPANY, a corporation created by and existing under the laws of the State of Connecticut, having its principal office in the City of Hartford, State of Connecticut, does hereby nominate, constitute and appoint

Robbin W. Gray of Salisbury, Maryland

its true and lawful attorney(s) in fact, with full power and authority hereby conferred to execute, and to affix thereto the seal of the corporation, as Surety, as its act and deed, subject to the limitations and conditions hereinafter set forth, bonds and undertakings as follows:

Any and all bonds and undertakings of suretyship provided the penal sum of no one bond shall in any event exceed FIVE HUNDRED THOUSAND ($500,000) DOLLARS

and to bind ÆTNA INSURANCE COMPANY thereby as fully and to the same extent as if such bond were signed by the duly authorized officers of ÆTNA INSURANCE COMPANY, and all the acts of said attorney(s), pursuant to the authority herein given, are hereby ratified and confirmed.

This power of attorney is granted under and by the authority of the following applicable paragraphs of ARTICLE II of the BYLAWS of the company:

The president or a vice president may execute fidelity and surety bonds and other bonds, contracts of indemnity, recognizances, stipulations, undertakings, receipts, releases, deeds, releases of mortgages, contracts, agreements, policies, notices of appearance, waivers of citation and consents to modifications of contracts as may be required in the ordinary course of business or by vote of the directors, and such execution may be attested where necessary or desirable and the seal of the company where necessary or desirable may be affixed to the specific instrument by a secretary or an assistant secretary.

The president or a vice president may with the concurrence of a secretary or an assistant secretary appoint and authorize an attorney-in-fact or any other person to execute on behalf of the company any such instruments and undertakings and to affix the seal of the company thereto where necessary or desirable.

The attorneys-in-fact under the preceding paragraphs of this article are authorized and empowered to certify to a copy of any of the bylaws of the company or any resolutions adopted by the directors, or to the financial statement of the condition of the company and to affix the seal of the company thereto where necessary or desirable.

This power of attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the ÆTNA INSURANCE COMPANY at a meeting duly called and held on the 11th day of February, 1966.

RESOLVED THAT, in the execution, attestation and sealing of any instrument or undertaking authorized by Article II of the Bylaws, the facsimile signatures of the officers and the facsimile seal of the Company affixed thereto shall be valid and binding upon the Company.

IN WITNESS WHEREOF, ÆTNA INSURANCE COMPANY has caused these presents to be signed by its President and its Secretary and its corporate seal to be hereunto affixed, attested by its Secretary, this 28th day of February, 19 72.

ÆTNA INSURANCE COMPANY

Attest: J. J. Murphy, Secretary

F. D. Watkins, President

HARTFORD ÆTNA INSURANCE CO. CONNECTICUT

J. J. Murphy, Secretary

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss.

On this 28th day of February, 19 72, before me, Olive E. Mackey, the undersigned officer, personally appeared F. D. WATKINS and J. J. MURPHY who acknowledged themselves to be the President and Secretary of ÆTNA INSURANCE COMPANY, a corporation, and that they, as such President and Secretary being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by themselves as President and Secretary, and that said Secretary affixed thereto the seal of the corporation and attested to the execution of the foregoing instrument.

In Witness Whereof I hereunto set my hand and seal.

OLIVE E. MACKEY NOTARY PUBLIC HARTFORD, CONN.

Olive E. Mackey, Notary Public

My commission expires April 1, 1972

FILED

CERTIFICATE

I, the undersigned, Secretary of the ÆTNA INSURANCE COMPANY, a Connecticut corporation, DO HEREBY CERTIFY that the above and foregoing Power of Attorney remains in full force and has not been revoked; and, furthermore, that the paragraphs of ARTICLE II of the BYLAWS of the corporation, and the Resolution of the Board of Directors, as set forth in the Power of Attorney, are now in force.

MAY 18 1 54 PM '72

Signed and Sealed at Hartford, Connecticut, this 16 day of May, 1972

RECORDED IN _____
LIBER NO. _____ FOLIO _____
L. THEODORE PHOEBUS, CLK. CT. CT.
BY _____ DEPUTY

#3733

Form 630-87 Ed. 8-66 PRINTED IN U.S.A.

HARTFORD ÆTNA INSURANCE CO. CONNECTICUT

J. J. Murphy, Secretary

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland

****

AFFIDAVIT OF COMPLIANCE - RULE W.2(b)

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, make oath that we mailed to the Mortgagor, George A. and Minnie Palmer at the Mortgagors last known address at General Delivery, Princess Anne, Maryland 21853 by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on May 8 1972. Also attached is Return Receipt showing the said Mortgagor duly received the same.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 18th day of May, 1972, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

VERNADETT M. HUDSON NOTARY PUBLIC WICOMICO CO. MD.

NOTARY PUBLIC

My Commission Expires: July 1, 1974

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
749-2211

EASTON OFFICE
18 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1988

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-8408

May 8, 1972

LIBER 045 PAGE 98

George A. and Minnie Palmer
General Delivery
Princess Anne, Maryland 21853

Dear Mr. & Mrs. Palmer:

This letter will advise you that the Deed of Trust executed by you to Jim Walter Corporation of July 13, 1965 and recorded among the Land Records of Somerset County, Maryland in Liber No. 227, folio 287, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald beginning April 26, 1972. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on Thursday, May 18, 1972 at or about 2:00 o'clock P.M.. The Terms of Sale will be $ 1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Corporation and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 15315

PLEASE FURNISH SERVICE INDICATED BY CHECKED BLOCK(S).
REQUIRED FEE PAID.
☐ Show to whom, date and address where delivered
☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below.

REGISTERED NO.

CERTIFIED NO. 722305

INSURED NO.

DATE DELIVERED 5-9-72

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
George A. Palmer
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
Corinne Miller
SHOW WHERE DELIVERED (only if requested)

P 663 827 102 GPO

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland
	*	

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 18th day of May, 1972 before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lloyd O. Whitehead, 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 Jim Walter Corporation, a body corporate of the State of Florida.

2. That there are no other parties than Jim Walter Corporation interested in the purchase of the said real estate as principals.

3. That he, as agent for Jim Walter Corporation, did not directly or indirectly discourage anyone from bidding for said property.

Affiant

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

VERNADETT M. HUDSON
NOTARY PUBLIC
WICOMICO CO. MD.

NOTARY PUBLIC

My Commission Expires: July 1, 1974

LAW OFFICES, PENDLE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland
	*	
	*	LIBER 045 PAGE 100

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated July 13, 1965 from George A. Palmer and Minnie Palmer, his wife and recorded among the Land Records of Somerset County, State of Maryland, in Liber 227 Folio 287 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander & Herald a newspaper published in Princess Anne , Maryland, prior to May 18, 1972 , and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on Thursday, May 18, 1972 at 2:00 o'clock P.M. attend at the front door of the Court House in 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 George A. Palmer and Minnie Palmer said property being more particularly described as follows:

LAW OFFICES, PERDUE, OWINGS & WHITEHEAD, PROFESSIONAL ASSOCIATION

ALL that lot of land situate in East Princess Anne Election District, Somerset County, Maryland, and binding on the North side of a private road leading from the Cohn & Bock property in an easterly direction to the land now or formerly of Harry Miller, beginning for the northwest corner of the land hereby conveyed at a stone at the northeast corner of the land now or formerly of Gertrude Lankford, thence in an easterly direction in a line parallel to said private road fifty feet to the land now or formerly owned by James Bowland, thence in a southerly direction in a line parallel to said Lankford land 173.2 ft. to said private road, thence by and with the same in a westerly direction fifty feet to the Gertrude Lankford land, thence by and with the same 173.2 feet to the place of beginning. Being all the land conveyed unto George A. Palmer and Minnie Palmer, his wife, by deed dated July 12, 1965, from Beatrice Mae Pickett.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

AND your Trustees sold the aforedescribed property to JIM WALTER CORPORATION, a body corporate of the State of Florida,

at and for the sum of $ 3500.00 at that sum, being the highest bidder therefor,

and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead, Substitute Trustee

Donald C. Davis, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 18th day of May, 1972, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, 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.

AS WITNESS my hand and Notarial Seal the day and year above written.

VERNADETT M. HUDSON NOTARY PUBLIC WICOMICO CO. MD.

NOTARY PUBLIC

My Commission Expires: July 1, 1974

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ORDER NISI

ORDERED by the Circuit Court of Somerset County, Maryland, in Equity, on this 18th day of May, 1972, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from George A. Palmer and Minnie Palmer, 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 19th day of June, 1972; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 12th day of June, 1972.

The report states the amount of the sale to be $ 3500.00.

Clerk

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, this 17 day of Aug, 1972, 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 commission.

JUDGE

LAW OFFICES, PERDUE, GWINN, TISKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

( ) ( )

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland
	*	LIBER 045 PAGE 104

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PETITION FOR APPOINTMENT OF SPECIAL AUDITOR

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Comes now your Petitioners, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, and says:

1. That the sale in this case was heretofore finally ratified and confirmed by the Circuit Court of this County and is now ready for referral to the Auditor for statement of his Audit.

2. That the standing Auditor of this Court is Mr. Harry Dashiell who is ill and unable to handle the business of the Court concerning statement of an Audit in this case.

3. That Petitioners request this Court to appoint a Special Auditor to state an audit in order that they may pay the bills in this case and have a formal Court approval therefore as required by the Rules of Procedure.

4. That Petitioners suggest Bette Jane Patt as Special Auditor in that she has no financial interest in this case and is an experienced bookkeeper and will be able to handle the matter expeditiously.

WHEREFORE, Petitioners request the passage of an appropriate Order.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

ORDER OF COURT

The aforegoing Petition having been read and considered, it is thereupon this 17 day of Aug, 1972, by the Circuit Court for Somerset County, Maryland, ORDERED and DECREED that Bette Jane Patt be appointed as Special Auditor to audit the vouchers and expenditures in this file, give notice within the Maryland Rules of Procedure to interested parties and state a formal audit in this case.

E. McMaster Dryden

JUDGE

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

40197

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of 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 entitled cause to state an account submits the following Special Auditor's Report and hereby certifies that notices required by Rule 595 (g) of Maryland Rules of Procedure have been mailed.

Bette Jane Patt
SPECIAL AUDITOR

Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees for the sale and moneys arising therefrom, report the following collections and disbursements:

RECEIPTS

Proceeds as per Report of Sale	$ 3,500.00

DISBURSEMENTS TO COSTS AND EXPENSES

I. Theodore Phoebus, Clerk Court Costs		$ 54.50	
Maryland & Herald Advertising Order Nisi	$ 75.00 20.00	$ 95.00	
O. J. Brittingham - Auctioneer Fee		25.00	
Gray Insurance Agency - Bond Premium		15.00	
Vernadett Hudson - Notary Public		3.50	
Perdue, Owurtsky & Whitehead, Pa. Reimbursement, Registered Mail		2.00	
Bette Jane Patt - Special Auditor's Fee		45.00	
Lloyd O. Whitehead Donald C. Davis Trustees' fee in lieu of commission		200.00	
DIVIDEND to be applied on mortgage		3,060.00	$ 3,500.00
Jim Walter Homes, Inc. - Mortgage Principal		$ 4,115.99	
Interest to 9/13/72		226.68	
		4,342.67	DEFICIENCY
LESS: Dividend		3,060.00	$ 1,282.67

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 106

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland
	*	

****

PRINCESS ANNE, MD., May 19 72

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: ~~Apr 27 May~~ 11 18, 1972

Business Manager MARYLANDER and HERALD

Perdue, Owrutsky & Whitehead
Professional Association
212 East Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF VALUABLE

HOME AND LOT

AT OR NEAR
EAST PRINCESS ANNE
MARYLAND

G known as the George A. and Minnie Palmer property.

By virtue of the Power of Sale and authority contained in a Deed of Trust executed by George A. Palmer and Minnie Palmer, his wife, dated July 13, 1965 and recorded among the Land Records of Somerset County, Maryland in Liber 227, Folio 287, default having occurred therounder, the undersigned Substitute Trustees will sell at Public Auction

At the front door of the Courthouse at Princess Anne, Maryland on

THURSDAY
MAY 18, 1972

at 2:00 o'clock P.M., all the following property:

All that lot of land situate in East Princess Anne Election District, Somerset County, Maryland, and binding on the North side of a private road leading from the Cohn & Bock property in an easterly direction to the land now or formerly of Harry Miller, beginning for the northwest corner of the land hereby conveyed at a stone at the northeast corner of the land now or formerly of Gertrude Lankford, thence in an easterly direction in a line parallel to said private road fifty feet to the land now or formerly owned by James Bowland, thence in a southerly direction in aline parallel to said Lankford land 178.2 ft. to said pri-

vate road, thence by and with the same in a westerly direction fifty feet to the Gertrude Lankford land, thence by and with the same 173.2 feet to the place of beginning. Being all the land conveyed unto George A. Palmer and Minnie Palmer, his wife, by deed dated July 12, 1965, from Beatrice Mae Pickett.

Possession of said property will be given upon ratification of sale.

Terms of Sale: $1,000.00 in cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of said County, the unpaid portion to bear interest at the rate of 6% per annum and to be secured to the satisfaction of said Trustees.

Taxes and other public charges to be paid and adjusted to date of sale. Title examination, if desired, title papers, revenue stamps and costs of recording at the expense of the purchaser or purchasers.

LLOYD O. WHITEHEAD
and
DONALD C. DAVIS

Substitute Trustees
212 East Main Street
Salisbury, Maryland 21801
Telephone: 749-2211

1-4tc

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9175 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
GEORGE A. PALMER and MINNIE PALMER, his wife	*	State of Maryland

****

Perdue, Owrutsky & Whitehead
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

ORDER NISI

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

vs

GEORGE A. PALMER and
MINNIE PALMER

No. 9175 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 18th day of May, 1972, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from George A. Palmer and Minnie Palmer, 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 19th day of June, 1972; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 12th day of June,

PRINCESS ANNE, MD., August 19 72

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 Nisi

Dates Inserted May 24 June 1 & 1972

Business Manager MARYLANDER and HERALD

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 107

ORDER NISI LIBER 045 PAGE 108

ORDERED by the subscriber, Clerk of the Circuit Court of Somerset County, Maryland, this 29th day of August, 1972, 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 13th day of September, 1972.

L. Theodore Phoebus
CLERK

FINAL ORDER OF RATIFICATION

ORDERED, this 24th day of February, 1975, be 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 Attorneys apply the proceeds accordingly.

L. Theodore Phoebus
CLERK

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

MAR. 12 1975

OCT 15-74 A 926377 ******4.00
OCT 15-74 A 926376 *****25.00

Woodrow Dorsey Westover, Maryland 21871 Complainant	:	No. 9620 Chancery In the Circuit Court
vs.	:	For Somerset County
Algie Handy Westover, Maryland 21871 Respondent	:	State of Maryland In Equity
and	:	
His heirs, devisees and personal representatives, their heirs, assigns or successors in right, title and interest, and all persons having or claiming any interest in all that lot of land, situate in Westover Election District, containing one acre more or less, on the east side of Old State Road, Westover to Marion, South of Westover, bearing Tax Map #40-17-51.	:	

INFORMATION:

Complainant:
Woodrow Dorsey
Westover, Maryland 21871

Complainant's Solicitors:
Thomas J. Spain
Thomas S. Simpkins
51 N. Main Street
Princess Anne, Maryland

Respondent:
Algie Handy
Westover, Maryland 21871

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 110

Woodrow Dorsey Westover, Maryland 21871	:	No. 9630 Chancery
	:	In the Circuit Court
vs.	:	For Somerset County
Algie Handy Westover, Maryland 21871	:	State of Maryland
and	:	In Equity
His heirs, devisees and personal representatives, their heirs, assigns or successors in right, title and interest, and all persons having or claiming any interest in all that lot of land, situate in Westover Election District, containing one acre more or less, on the east side of Old State Road, Westover to Marion, South of Westover, bearing Tax Map #40-17-51.	:	

BILL OF COMPLAINT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Complainant, Woodrow Dorsey, by Thomas J. Spain and Thomas S. Simpkins, his Solicitors, complaining, says:

1. That on the 31st day of July, 1973 there was issued to the Complainant by Carlos Bozman, Collector of Taxes for Somerset County, Maryland, and Treasurer for Somerset County, Maryland, and Collector of state and county taxes therefor, a certificate of sale for a certain property situate in Westover Election District described as " all that lot of land, 1 acre, binding on the East side of Old State Road, South of Westover, bearing Tax Map #40-17-51; and assessed to Algie Handy."

2. That the property has not been redeemed by any party in interest, although more than one year from the date of sale has expired.

3. That the amount necessary to redeem the property as shown on the certificate is $600.00, plus interest, Court costs and a reasonable attorney's fee to the complainant.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
81 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1409

WHEREFORE, your Complainant prays:

(A) That a subpoena be issued for the named respondent, Algie Handy, whose address is Westover, Maryland 21871.

(B) That your Honors may grant unto the Complainant the Order of Publication directed to the named Respondent, and all persons having or claiming any interest in the aforesaid property.

(C) That this Honorable Court pass a final decree foreclosing all rights of redemption of the respondent and or any other persons having or claiming an interest in the aforesaid property.

(D) That your complainant may have such other and further relief as the case may require.

AND, AS IN DUTY BOUND, ETC.

Thomas J. Spain, One of the
Solicitors for Complainant

ORDER OF PUBLICATION

The object of this proceding is to secure the foreclosure of all rights of redemption in and to the property above described, and sold by Carlos Bozman, Treasurer of Somerset County, Maryland, and Collector of State and County Taxes therein.

The Bill states, among other things, that the amount necessary for the redemption of the aforesaid properties has not been paid, although more than a year and a day from date of sale, has expired; it is, thereupon, this 15th day of October, 1974, by the Circuit Court for Somerset County, Maryland, ORDERED that notice be given by publication by insertion of a copy of this Order in some newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested in said property, to be and appear in this Court by the 16th day of December, 1974, and redeem

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

the property and answer the Bill of Complaint, or thereafter a final decree will be rendered foreclosing the right of redemption in said property, and vesting in the complainant a title to said property, free and clear of all claims or encumbrances.

E. M. Master Duer
JUDGE

AFFIDAVIT OF SOLICITOR

STATE OF MARYLAND, COUNTY OF SOMERSET, SS:

I hereby certify that on this 15 day of October, 1974, before me, the subscriber, a Notary Public in and for the state and county aforesaid, personally appeared Thomas J. Spain, of Princess Anne, Somerset County, Maryland, personally known to me and being duly sworn to depose and say:

1. That he is a member of the Bar of the State of Maryland and has been practicing his profession in Somerset County, Maryland, and that he has made a search of the Land Records of the County, of the Records of the Register of Wills of the County, and of the Records of all Courts of law or equity of the County in regard to the lands described in these proceedings and that he has found the following:

(A) The lands described in these proceedings bearing Tax Map #40-17-51 have been assessed by the Supervisor of Assessments to "Algie Handy(deceased)"

(B) That the Supervisor of Assessments has no deed reference among his documents.

(C) That your Affiant has found no conveyances by nor to Algie Handy.

(D) That your Affiant has discovered no liens nor encumbrances filed in any docket against Algie Handy, except state and

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

county tax liens in the amount of $8.83.

Thomas J. Spain (SEAL)
Thomas J. Spain, Affiant.

Subscribed and sworn to before me, this 15 day of October, 1974.

Jean Taylor
Notary Public

JEAN TAYLOR NOTARY PUBLIC SOMERSET COUNTY, MD.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

500-6/63

LIBER U45 PAGE 114

CERTIFICATE OF SALE

Westover District 7/31/73

I, Carlos Bozman, Collector of taxes for the State of Maryland and Somerset County, hereby certify that on July 31, 1973 I sold to Woodrow Dorsey at public auction for the sum of $ 600.00, of which $46.53 has been paid, the property in Somerset County, described as follows: All that lot of land, one acre, binding on the East side of Old State Road, South of Westover, bearing tax map #40-17-51;

and assessed to Algie Handy.
The property described herein is subject to redemption. Upon redemption the holder of this certificate will be refunded the sums paid on account of the purchase price, together with interest thereon at the rate of 6% per annum from the date of payment to the date of redemption, together with all other amounts specified by Chapter 761 of the Acts of 1943, and acts amendatory thereof. The balance due on account of the purchase price and all taxes, together with interest and penalties thereon, accruing subsequent to the date of sale, must be paid to the Collector before a deed can be delivered to the purchaser. After a proceeding can be brought to foreclose all rights of redemption in the property. This certificate will be void unless such a proceeding is brought within two years from the date of this certificate.

Witness my hand and seal, this 31st. day of July 1973.

Carlos Bozman

Carlos Bozman, Collector

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on July 31, 1973, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, and he acknowledged the foregoing certificate of sale to be his act and deed, and I witnessed the execution of the same.

Witness my hand and Notarial Seal.

Gertrude H. Bozman

Notary Public

No. 9630 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Algie Handy
Westover, Maryland 21871

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the 15th day of October, 1974, ~~first Monday next~~ **and ending** Sixty ~~fifteen~~ **days thereafter cause your answer or other defense to be filed to the complaint of** Woodrow Dorsey
Westover, Maryland 21871

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 Ducr, Chief Judge of the First Judicial Circuit of Maryland.

Issued the 15th **day of** October, **19**74.

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** December, **19**74. **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)

Thomas J. Spain
Name Thomas S. Simpkins
51 N. Main Street
Princess Anne, Maryland
Address

L. Theodore Shockley
Clerk

Mortuus Est: 10/22/74
Thomas H. Fotwell
Sheriff

LIBER 045 PAGE 115

LIBER 045 PAGE 116

PRINCESS ANNE, MD., Jan. 2 1975

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 Notice

Date Inserted: Oct. 17,24,31 Dec. 5, 1974

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

No.
Woo
Algi

ORDER OF PUBLICATION

Woodrow Dorsey
Westover, Maryland 21871
Complainant

VS

Algie Handy
Westover, Maryland 21871
Respondent

AND

His heirs, devisees and personal representatives, their heirs assigns or successors in right, title and interest, and all persons having or claiming any interest in all that lot of land, situate in Westover Election District, containing one acre more or less, on the east side of Old State Road, Westover to Marion, South of Westover, bearing Tax Map No. 40-17-51.

No. 9630 Chancery In the Circuit Court For Somerset County, State of Maryland In Equity

ORDER OF PUBLICATION

The object of this proceeding is to secure the foreclosure of all rights of redemption in and to the property above described, and sold by Carlos Bozman, Treasurer of Somerset County, Maryland, and Collector of State and County Taxes therein.

The Bill states, among other things, that the amount necessary for the redemption of the aforesaid properties has not been paid, although more than a year and a day from date of sale, has expired; it is thereupon this 15th day of October, 1974, by the Circuit Court for Somerset County, Maryland, ORDERED that notice be given by publication by insertion of a copy of this Order in some newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested in said property, to be and appear in this Court by the 16th day of December, 1974, and redeem the property and answer the Bill of Complaint, or thereafter a final decree will be rendered foreclosing the right of redemption in said property, and vesting in the complainant a title to said property, free and clear of all claims or encumbrances.

order to make it more conven-

Judge

True Copy, Test:
L. Theodore Phoebus
Clerk.

84-1to

Woodrow Dorsey Westover, Maryland 21871 Complainant	:	No. 9630 Chancery In the Circuit Court
vs.	:	For Somerset County
Algie Handy Westover, Maryland 21871 Respondent	:	State of Maryland In Equity
and	:	
His heirs, devisees and personal representatives, their heirs, assigns or successors in right, title and interest, and all persons having or claiming any interest in all that lot of land situate in Westover Election District, containing one acre more or less, on the east side of Old State Road, Westover to Marion, South of Westover, bearing Tax Map #40-17-51.	:	

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The petition of Woodrow Dorsey, by Thomas J. Spain and Thomas S. Simpkins, his Solicitors, respectfully represents that the Order of Publication heretofore passed in this cause has been duly published according to the terms thereof and that the time for appearing to and answering the Bill of Complaint has elapsed but that the Respondents have neither appeared nor answered to the said bill.

WHEREFORE, your Petitioner prays the Court to pass a Decree Pro-Confesso against the Respondents named in these proceedings and also request an Order to take testimony in said cause.

Thomas J. Spain

Thomas J. Spain, One of the
Complainants Solicitors

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 118

ORDER

It appearing from the proceedings in the above cause that the respondents named therein have been duly notified by publication to appear and answer to the Bill of Complaint filed against them and have failed to appear or file an answer thereto; IT IS, thereupon, this 17 day of January, 1975, by the Circuit Court for Somerset County, Maryland, in Equity, Adjudged, Ordered and Decreed that the Bill of Complaint in this cause be and the same is hereby taken pro-confesso against the respondent; and it is further Ordered that testimony be taken before one of the Examiners of this Court.

E. McMaster Duer
JUDGE

THOMAS S. SIMPKINS
ATTORNEY AT LAW
81 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Woodrow Dorsey Westover, Maryland 21871 Complainant.	:	NO. 9630 Chancery
	:	In the Circuit Court
vs.	:	For Somerset County
Algie Handy Westover, Maryland 21871 Respondent	:	State of Maryland
	:	In Equity
and	:	
His heirs, devisees and personal representatives, their heirs, assigns or successors in right, title and interest, and all persons having or claiming any interest in all that lot of land situate in Westover Election District, containing one acre more or less, on the east side of Old State Road, Westover to Marion, South of Westover, bearing Tax Map #40-17-51.	:	

TESTIMONY

I, Logan C. Widdowson, Examiner in Chancery in this Court, do hereby certify that this cause being at issue and notice having been given me of the desire of the Complainant to take Testimony in the same. I did meet the solicitor for the complainant at the hour of 1 o'clock p.m. in the ofice of Thomas S. Simpkins Princess Anne, Maryland, on January 27th, 1975 as the time and place for examining the witnesses as should then be produced before me, at which time I attended. I did take the following Testimony, to Wit:

Woodrow Dorsey, a witness of lawful age, the Complainant herein, being duly sworn, deposes and says:

Q. Please state your name and residence.

A. Woodrow Dorsey, I reside in Westover, Maryland.

Q. Are you familiar with the property mentioned in this action?

A. Yes I am familiar with the property in question. On July 31st, 1973, I purchased the property mentioned in these proceedings at a tax sale conducted in Princess Anne, Maryland, by Mr. Carlos Bozman, Collector of Taxes. He issued to me a certificate of sale for this property for the sum of $600.00 on that date.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Q. Is this the same certificate which is mentioned in these proceedings?

A. Yes, it is.

Q. Have you received from anyone any notice of redemption of this property or has anyone attempted to redeem it or has any money or refund been paid to you for the certificates which you have described?

A. No, no one has contacted me concerning it.

Q. What, if anything, have you done to ascertain whether this property was properly assessed or whether it had been conveyed away or whether any other disposition of the property might have been made?

A. I had my attorney make an examination of the public records to ascertain these matters and to take such steps required by law to foreclose the rights of redemption.

COURTS QUESTIONS.

Nothing.

Woodrow Dorsey, Complainant

Logan C. Widdowson, Examiner

Carlos Bozman, a witness produced on behalf of the Plaintiff, being duly sworn, deposes and says:

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

A. Carlos Bozman, I reside in Somerset County, Maryland, and I am the duly elected and qualified Treasurer and Collector of State & County Taxes for Somerset County.

Q. The Certificate of Sale filed in this proceeding was issued by you, was it not?

A. Yes, I issued the Certificate of Sale to Woodrow Dorsey on July 31, 1973. Mr. Dorsey had purchased the property on that date at a Tax Sale held by me in my offical capacity.

Q. Prior to the offering of this property for sale, did you or your office receive due notice of assessment of this property?

A. Yes.

Q. Did you or your office issue tax bills for the property for the years for which itwas sold?

A. Yes.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
81 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Q. Did you or your office comply with the requirements of the law concerning the Tax Sale of this property?

A. Yes, the property was duly assessed, bills were forwarded and I complied with all the prerequisits of law in regard to the tax sale.

Q. Have you received any notice from anyone of an intention to redeem the same or any offer for payment on account of such redemption from any person?

A. No, I have not.

COURTS QUESTIONS.

Nothing.

Carlos Bozman, Treasurer

Logan C. Widdowson, Examiner

There being no further witnesses to be examined and at the suggestion of the Plaintiff, the papers are herewith returned to the Court, closed under my hand and seal. I hereby certify that this annexed bill of costs is correct and paid by the Plaintiff and I further certify that this examination was conducted in compliance with the Maryland Rules of Procedure. In the judgment of the examiner, no examination or cross-examination was necessary or proper for a full presentation of the true facts in the case. There were no irregularities or unusual circumstances in the taking of the testimony in this cause or in the conduct of the proceedings.

As witness my hand and seal.

Logan C. Widdowson, Examiner

Bill of Costs:
Examiner: $10.00 paid

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Woodrow Dorsey	:	No. 9630 Chancery
Complainant	:	In the Circuit Court
vs.	:	For Somerset County
Algie Handy	:	State of Maryland
Respondent	:	In Equity
and	:	
His heirs, devisees and personal representatives, their heirs, assigns or successors in right, title and interest, and all persona having or claiming any interest in all that lot of land situate in Westover Election District, containing one acre more or less, on the east side of Old State Road, Westover to Marion, South of Westover, bearing Tax Map #40-17-51.	:	

AFFIDAVIT OF SOLICITOR

STATE OF MARYLAND, COUNTY OF SOMERSET, SS:

I hereby certify that on this 17 day of January 1975 before me, the subscriber, a Notary Public in and for the state and county aforesaid, personally appeared Thomas J. Spain, of Princess Anne, Somerset County, Maryland, personally known to me and being duly sworn to depose and say:

1. That he is a member of the Bar of the State of Maryland and has been practicing his profession in Somerset County, Maryland, for more than eighteen months prior to this date, and that he has made an examination of the public records of Somerset County in regard to that tract or parcel of land, the subject of this action.

2. That his examination reveals that the property mentioned in these proceeding, that one acre lot on the east side of the Old State Road, Westover to Marion, depicted in the Tax Assessors Office as Item 40-17-51 is assessed to one Algie Handy.

3. That your affiant has found no record of acquisition and no conveyances by, nor liens against the said Algie Handy; and

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

examination of the Chancery Records of Somerset County and has found no Chancery proceedings involving Algie Handy; and he has examined the Testimentary Records of Somerset County and has found no proceedings relative to Algie Handy.

Thomas J. Spain

Thomas J. Spain, Affiant

Subscribed and sworn to before me this 17 day of January, 1975.

JEAN TAYLOR NOTARY PUBLIC SOMERSET COUNTY, MD.

Jean Taylor

Notary Public

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 124

Woodrow Dorsey	:	No. 9630 Chancery
Complainant	:	In the Circuit Court
vs.	:	For Somerset County
Algie Handy	:	State of Maryland
Respondent	:	In Equity
and	:	
His heirs, devisees and personal representatives, their heirs, assigns or successors in right, title and interest, and all persons having or claiming any interest in all that lot of land situate in Westover Election District, containing one acre more or less, on the east side of Old State Road, Westover to Marion, South of Westover, bearing Tax Map #40-17-51.	:	

DECREE

The above entitled cause coming on for hearing, proceedings were read and considered, and IT IS, thereupon this 4th day of March, 1975, by the Circuit Court for Somerset County, sitting in equity, ADJUDGED, ORDERED AND DECREED that the property mentioned and described in this proceeding as having been sold to Woodrow Dorsey by Carlos Bozman, Treasurer and Collector of State and County taxes in said Somerset County, on July 31st 1973 is the property of the said Woodrow Dorsey, it appearing from the testimony that the property was sold at tax sale unto the said Woodrow Dorsey, and that all the right title, and interest of Algie Handy, his heirs, devisees and personal representatives, their heirs, assigns or successors, and any person having or claiming to have any interest in and to the real estate mentioned and described in this proceeding, be and the same hereby are foreclosed to the end that the said Woodrow Dorsey may and is hereafter to have and to hold said property by good

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

and merchantable fee simple title. Said property being more particularly described as follows:

All that lot of land, one acre, binding on the east side of Old State Road, south of Westover, bearing tax map # 40-17-51; heretofore assessed in the name of Algie Handy.

And it is further ADJUDGED, ORDERED AND DECREED, that the said Carlos Bozman, Treasurer and Collector of State and County Taxes herein execute and deliver unto the said Woodrow Dorsey, a good and sufficient deed under the law of the State of Maryland to convey unto him, his heirs and assigns, forever in fee simple, the above described property upon the payment of any balance of taxes due on said property if any, from and after the last of the years to collect the taxes due for which said tax sale was made, together with all interest and penalties accrued thereon.

E. McMaster Dunn
Judge

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 615 PAGE 128

Ref 45553

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	* *	No. 9436 Chancery In the Circuit Court
-vs-	*	For Somerset County
William Tull and Jeannette Tull, his wife Dames Quarter P.O. Dames Quarter, Maryland	* * * *	State of Maryland

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated June 5, 1967 from William Tull and Jeannette Tull, his wife and recorded among the Land Records of Somerset County, State of Maryland, in Liber No. 238, Folio 476; Lloyd O. Whitehead and Donald C. Davis having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

For Deed of Trust see Liber I. T. P. 238 Page 476.

For Bond see Liber I. T. P. 9 Page 603

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9436 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
William Tull and Jeannette Tull, his wife Dames Quarter P.O. Dames Quarter, Maryland	*	State of Maryland
	*	
	*	

****

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 23rd day of October, 1973, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Corporation, in accordance with the provisions of a Deed of Trust from William Tull and Jeannette Tull, his wife, dated June 5, 1967 and recorded among the Land Records of Somerset County, State of Maryland, in Liber No. 238, Folio 476; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $ 3,555.37 is now due and owing.

2. That the 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.

3. That the last known Post Office Address of the Defendant is Dames Quarter P.O., Dames Quarter, Maryland

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Notary Public

My Commission Expires: July 1, 1974

LIBER 015 PAGE 127

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9436 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
William Tull and Jeannette Tull, his wife Dames Quarter, Maryland	*	State of Maryland
	*********	

AFFIDAVIT OF COMPLIANCE - RULE W.2(b)

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, make oath that we mailed to the Mortgagor, William Tull and Jeannette Tull, his wife _____ at the Mortgagors last known address at Dames Quarter, Maryland _____ by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on November 16, 1973. ~~Also attached is a Return Receipt showing the said Mortgagor duly received the same~~

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 19th day of November, 1973 before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

RONALD E. RAYNE NOTARY PUBLIC WICOMICO CO., MD.

NOTARY PUBLIC

My Commission Expires: July 1, 1974

File No. 17493

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
749-2211

EASTON OFFICE
18 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1988

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-8408

November 9, 1973

Mr. William Tull and Jeanette Tull
Dames Quarter P.O.
Dames Quarter, Maryland

Dear Mr. Tull:

This letter will advise you that the Deed of Trust executed by you to Jim Walter Corporation of June 5, 1967 and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 238, folio 476, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald beginning October 25, 1973. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on November 15, 1973 at or about 10:15 o'clock A.M. The Terms of Sale will be $ 1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Corporation and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 17493

LIBER 045 PAGE 130

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9436 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
William Tull and Jeannette Tull, his wife Dames Quarter, Maryland	*	State of Maryland
	*	
	*	

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated June 5, 1967 from William Tull and Jeannette Tull, his wife and recorded among the Land Records of Somerset County, State of Maryland, in Liber 238 Folio 476 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander and Herald a newspaper published in Princess Anne , Maryland, prior to November 16, 1973 , and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on November 16, 1973 at 10:15 A.M. attend at the front door of the Court House in 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 William Tull and Jeannette Tull, his wife, said property being more particularly described as follows:

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Mr. William Tull	POSTMARK OR DATE
STREET AND NO. Dames Quarter P.O.	
P.O., STATE AND ZIP CODE Dames Quarter Md.	
OPTIONAL SERVICES FOR ADDITIONAL FEES	
RETURN RECEIPT SERVICES: 1. Shows to whom and date delivered ..... 15¢; With delivery to addressee only ..... 65¢; 2. Shows to whom, date and where delivered .. 35¢; With delivery to addressee only ..... 85¢	
DELIVER TO ADDRESSEE ONLY ..... 50¢	
SPECIAL DELIVERY (extra fee required)	

No. 765217

PS Form 3800 Apr. 1971 NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL (See other side)

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ALL that lot and tract of land situate lying and being in Dames Quarter Election District, Somerset County, Maryland, on the public road leading by Macedoni M.E. Church and beginning on the north side of said road at the west line of Arthur Johnson land on said road, and running by and with said road to the west side of a land adjoining the land intended to be conveyed by Alexander Johnson to Eliza E. Wilson, thence running north far enough to make him have half an acre of land, and this deed hereby conveys a half an acre of land, more or less, in a rectangular form with one side of the same binding on said road the aforesaid distance; and being the same land conveyed unto the said Ralph S. Wilson and Naomi Wilson, his wife, the said Naomi Wilson having since departed this life, and the property therefore vested solely in the said Ralph S. Wilson, by Alexander Johnson, by deed dated September 14, 1931 and recorded among the Land Records in Somerset County, State of Maryland, in Liber J.M.T. No. 101, Folio 470.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

AND your Trustees sold the aforedescribed property to Mid-State Homes, Inc., a body corporate of the State of Florida,

at and for the sum of $3,000.00 at that sum, being the highest bidder therefor, and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead, Substitute Trustee

Donald C. Davis, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 19th day of November, 1973, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, 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.

AS WITNESS my hand and Notarial Seal the day and year above written.

RONALD G. RAYNE NOTARY PUBLIC WICOMICO CO., MD.

NOTARY PUBLIC

My Commission Expires: July 1, 1974

File No. 17493

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ORDER NISI

ORDERED by the Circuit Court of Somerset County, Maryland, in Equity on this 20th day of November, 1973, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from William Tull and Jeannette Tull, 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 20th day of December, 1973; 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 10th day of December, 1973.

The report states the amount of the sale to be $ 3,000.00.

Clerk

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, this 23rd day of ~~December~~ JANUARY, 19~~73~~ 74, 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 commission.

JUDGE

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

File No. 17493

LIBER 645 PAGE 134

PRINCESS ANNE, MD., November 19 73

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: Oct. 25 Nov 1 8 15

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

Perude, Owrutsky & Whitehead
Professional Association
212 East Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF VALUABLE

HOME AND LOT

AT OR NEAR

DAMES QUARTER, MD.

By virtue of the Power of Sale and authority contained in a Deed of Trust executed by William Tull and Jeannette Tull, his wife, dated June 5, 1967 and recorded among the land records of Somerset County, Maryland in Liber No. 238, Folio 476, default having occurred thereunder, the undresigned Substitute Trustees will sell at Public Auction

AT THE FRONT DOOR OF THE COURTHOUSE AT Princess Anne, Maryland on

NOV. 16, 1973

at 10:15 AM. all of the following

described land and premises, situate in the County of Somerset, State of Maryland, more particularly described as follows: ALL that lot and tract of land situate lying and being in Dames Quarter District, Somerset County, Maryland, on the public road leading by Macedonia M.E. Church and beginning on the north side of said road at the west line of Arthur Johnson ltnd on said road, and runnig by and with said road to the west side of land adjoining the land intended to be conveyed by Alexander Johnson to Eliza E. Wilson, thence running north far enough to make him have half an acre of land, and this deed hereby conveys a half an acre of land, more or less in a rectangular form with one side of the same binding on said road the aforesaid distance; and being the same land conveyed unto the said Ralph S. Wilson and Naomi Wilson, his wife, the said Naomi Wilson having since departed this life, and the property therefore vestd setely in the said Ralph S. Wilson, by Alexander Johnson, by deed dated September 14, 1931 and recorded among the Land Records in Somerset County, State of Maryland, in Liber J.M.T. No. 101, Folio 470.

Possession of said property will be given upon ratification of sale.

Terms of Sale: $1,000.00 in cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of said County, the unpaid portion to bear interest at the rate of 6 per cent per annum and to be secured to the satisfaction of said Trustees.

Taxes and other public charges to be paid and adjusted to date of sale. Title examination, if desired, title papers, revenue stamps and costs of recording at the expense of the purchaser or purchasers.

Lloyd O. Whitehead and
Donald C. Davis
Substitute Trustees
212 East Main Street
Salisbury, Maryland 21801
Telephone 749-2211

27-4tc

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	* *	No. 9436 Chancery In the Circuit Court
-vs-	*	For Somerset County
William Tull and Jeannette Tull, his wife Dames Quarter, Maryland	* * *	State of Maryland

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Wicomico COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 19th day of November, 1973 before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lloyd O. Whitehead 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 Mid-State Homes, Inc. a body corporate of the State of Florida.

2. That there are no other parties than Mid-State Homes, Inc. interested in the purchase of the said real estate as principals.

3. That he, as agent for Mid-State Homes, Inc., did not directly or indirectly discourage anyone from bidding for said property.

Lloyd Whitehead
Affiant

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

RONALD G. RAYNE NOTARY PUBLIC WICOMICO CO. MD.

NOTARY PUBLIC

My Commission Expires: July 1, 197

File No. 17493

LIBER 045 PAGE 135

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 025 PAGE 136

PRINCESS ANNE, MD., January 19 74

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 22 29 Dec 6~~ 13, 1973

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

PERDUE, OWRUTSKY & WHITEHEAD
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

ORDER NISI

LLOYD O. WHITEHEAD
and
DONALD C. DAVIS
Substitute Trustees

VS.

WILLIAM TULL and
JEANNETTE TULL, his wife
Dames Quarter, Maryland

No. 9436 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 20th day of November, 1973, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from William Tull and Jeannette Tull, 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 20th day of December, 1973; provided a copy of this Order be inserted in some paper published in said Somerset County, once in each of three (3) successive weeks before the 10th day of December, 1973.

The Report states the amount of the sale to be $3,000.00

I. THEODORE PHOEBUS,
Clerk
81-4tc

PERDUE, OWRUTSKY &
WHITEHEAD
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

ORDER NISI

LLOYD O. WHITEHEAD
and
DONALD C. DAVIS
Substitute Trustees

VS.

WILLIAM TULL and
JEANNETTE TULL, his wife
Dames Quarter, Maryland

No. 9436 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 20th day of November, 1973, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from William Tull and Jeannette Tull, 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 20th day of December, 1973; provided a copy of this Order be inserted in some paper published in said Somerset County, once in each of three (3) successive weeks before the 10th day of December, 1973.

The Report states the amount of the sale to be $3,000.00

I. THEODORE PHOEBUS,
Clerk
81-4tc

PRINCESS ANNE, MD., January 19 74

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 22 29 Dec 6 73

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

LIBER 645 PAGE 137

LBER 003 PAGE 130

LLOYD O. WHITEHEAD & DONALD C. DAVIS SUBSTITUTE TRUSTEES	*	NO. 9346 CHANCERY
	*	IN THE CIRCUIT COURT FOR
VS.	*	
WILLIAM TULL & JEANETTE TULL, HIS WIFE	*	SOMERSET COUNTY, MARYLAND

* * * * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them, being the sum of three thousand dollars ($3,000.00).

He has allowed the proper fees, costs and all other proper expenses amounting to four hundred twenty-eight dollars and nine cents ($428.09).

The balance then remaining amounts to two thousand five hundred seventy-one dollars and ninety-one cents ($2,571.91) to be distributed to Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2500

Amount of Sale			$3,000.00
Expenses, Costs & Fees:			
I. Theodore Phoebus, Clerk		$ 42.50	
Marylander & Herald			
Advertising	$67.50		
Order Nisi	20.00		
		87.50	
O. J. Brittingham, Auctioneer		25.00	
Carlos Bozman, Treasurer		13.09	
Bond Premium - Gray Agency		20.00	
Notary Public - V. M. Hudson		2.50	
Trustees' Fees in Lieu of Commissions - Lloyd O. Whitehead & Donald C. Davis		200.00	
Postage		2.50	
Auditor		35.00	
Total		$428.09	
Balance of Funds to be Distributed			$2,571.91
Statement of Debt	$3,555.37		
Deficiency	983.46		

Logan C. Widdowson, Auditor

February 8, 1974

LIBER 023 PAGE 139

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 0[illegible] PAGE 150

LLOYD O. WHITEHEAD & DONALD C. DAVIS SUBSTITUTE TRUSTEES	*	NO. 9346 CHANCERY
	*	IN THE CIRCUIT COURT FOR
VS.	*	
WILLIAM TULL & JEANETTE TULL, HIS WIFE	*	SOMERSET COUNTY, MARYLAND

* * * * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on February 8, 1974, with the Clerk of the Circuit Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that Rule 595 G2 of the Maryland Rules of Procedure, 1971 Replacement Volume, has been complied with by mailing on the date of the filing of this audit, notice of this Report to the following parties:

Lloyd O. Whitehead & Donald C. Davis
Substitute Trustees
212 East Main Street
Salisbury, Maryland 21801

William Tull
Dames Quarter P. O.
Dames Quarter, Maryland 21820

Jeanette Tull
Dames Quarter P. O.
Dames Quarter, Maryland 21820

Logan C. Widdowson, Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

No. 9436 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 8th day of February, 19 74 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 February, 19 74.

L. 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 6th day of May, 19 74 that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

DEC. 10 1975

LIBER 045 PAGE 112

LAWRENCE MILLER
Complainant

VS.

LELIA MILLER
Respondent

* NO. 9614 CHANCERY CASES

* IN THE CIRCUIT COURT

* FOR SOMERSET COUNTY, MARYLAND

* IN EQUITY

* * * * *

INFORMATION

COMPLAINANT:

Lawrence Miller
Naylor Mill Road
Salisbury, Maryland 21801

COMPLAINANT'S SOLICITOR:

Logan C. Widdowson
Attorney at Law
11 North Somerset Avenue
Princess Anne, Maryland 21853
Telephone: 651-3800

AUG 28-74 B 924903 ******4.00
AUG 28-74 B 924902 *****25.00

RESPONDENT:

Lelia Miller
Rt. 2, Box 14
Princess Anne, Maryland 21853

For Bond see Liber I. T. P. 10, Page 44

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LAWRENCE MILLER Complainant	*	NO. _____ CHANCERY
	*	IN THE CIRCUIT COURT
VS.	*	FOR SOMERSET COUNTY, MD.
LELIA MILLER Respondent	*	IN EQUITY

* * * * * * *

BILL OF COMPLAINT FOR PARTITION

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Complainant, Lawrence Miller, by Logan C. Widdowson, his Solicitor, respectfully represents unto this Honorable Court as follows:

1. That the Complainant and Respondent were lawfully married on the 27th day of June, 1958.

2. That the Complainant and Respondent were divorced by virtue of a decree signed by a Judge of this Honorable Court on the 7th day of June, 1973.

3. That the parties hereto are seized and possessed, as tenants in common as the result of said Divorce of the herein after described real estate: All that lot or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, on the county road leading from the state road which runs from Princess Anne to West Post Office and then on to the Ross farm and on the northerly side of said county road, said lot hereby conveyed measuring 105 feet square, with a stake driven in the ground on all four corners; bounded on the north, east and west by lands of Roger Corbin and Laura Corbin, containing 11,025 square feet of land, more or less.

4. That the above described property is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

5. That the parties hereto are adults and are residents of Somerset County, Maryland, and Wicomico County, Maryland.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 123

WHEREFORE, your Complainant prays:

A. That a decree be passed by this Court for the appointment of a Trustee for the sale of the real estate described in the above Petition and a division of the money arising from said sale may be made among the parties according to their respective rights.

B. That your Complainant may have such other and further relief as his cause may require.

AND, AS IN DUTY BOUND, ETC.

Lawrence Miller
Lawrence Miller
Complainant

Logan C. Widdowson
Logan C. Widdowson
Solicitor for the Complainant
11 N. Somerset Avenue
Princess Anne, Maryland 21853
Telephone: 651-3800

STATE OF MARYLAND
COUNTY OF SOMERSET
TO WIT:

I hereby certify that on this 27th day of August, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Lawrence Miller, the Complainant in the above-captioned cause; and he made oath in due form of law that the matters and facts set forth in the aforegoing Bill of Complaint are true and correct to the best of his knowledge, information, and belief; and he further made oath that the said Lelia Miller is not in the Military Service of the United States of America, as defined by Chapter 710 of the Acts of the General Assembly of Maryland, 1941 Session.

As witness my hand and Notarial Seal.

Denise Bozman
Notary Public

DENISE A. BOZMAN
NOTARY PUBLIC
SOMERSET CO., MD.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LAWRENCE MILLER Naylor Mill Road Salisbury, Maryland 21801	*	No. 9614 Chancery Cases
Complainant	*	In the Circuit Court
VS.	*	
LELIA MILLER Rt. #2, Box 14 Princess Anne, Maryland 21853	*	For Somerset County
Defendant	*	State of Maryland

* * * * * * * * *

ORDER TO ENTER APPERANCE

Mr. Clerk:

Please enter my apperance for the Defendant, Lelia Miller, in the above entitled case.

PERDUE, OWRUTSKY AND WHITEHEAD
PROFESSIONAL ASSOCIATION

BY: _____
LLOYD O. WHITEHEAD, Attorney

CERTIFICATION OF MAILING

I HEREBY CERTIFY that on this 9th day of September, 1974, I mailed a copy of the aforegoing Order to Enter Apperance to Logan C. Widdowson, Solicitor for the Complainant, 11 N. Somerset Avenue, Princess Anne, Maryland 21853.

_____
LLOYD O. WHITEHEAD
Attorney for Defendant

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 145

LIBER 645 PAGE 130

LAWRENCE MILLER Naylor Mill Road Salisbury, Maryland 21801	*	No. 9614 Chancery Cases
	*	
Complainant	*	In the Circuit Court
VS:	*	
LELIA MILLER Rt. #2, Box 14 Princess Anne, Maryland 21853	*	For Somerset County
Defendant	*	State of Maryland

* * * * * * * * * *

ANSWER TO BILL OF COMPLAINT

TO THE HONORABLE, THE JUDGES TO SAID COURT:

The Defendant, in answering the Bill of Complaint exhibited against Defendant in the above entitled cause, respectfully says:

1. That Defendant admits the allegations set forth in the said Bill of Complaint in paragraph nos. 1, 2, 3, 4, and 5.

2. That Defendant consents to the relief requested by the Complainant herein and suggests as the appointment of one of the Trustees to make the sale of the said property, her attorney, Lloyd O. Whitehead, 212 East Main Street, Salisbury, Maryland 21801.

LLOYD O. WHITEHEAD
Attorney for the Defendant
212 East Main Street
Salisbury, Maryland 21801
Telephone: 301-749-2211

LELIA MILLER, Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of September, 1974, I mailed a copy of the aforegoing Answer to Bill of Complaint to Logan C. Widdowson, Solicitor for the Complainant, 11 N. Somerset Avenue, Princess Anne, Maryland 21853.

LLOYD O. WHITEHEAD,
Attorney for Defendant

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

No. 9614 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO *Lelia Miller*
Rt. 2, Box 14
Princess Anne, Maryland 21853

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** *Lawrence Miller*
Naylor Mill Road
Salisbury, Maryland 21801

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 *28th* **day of** *August*, **19** *74*.

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** *September*, **19** *74*. **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)

Logan C. Widdowson
11 North Somerset Avenue
Name *Princess Anne, Maryland 21853*

Address

L. Theodore Gooden
Clerk

SHERIFF'S RETURN: Summoned and copy of Titling, Information, and Bill for Partition and affidavit left with Lelia Miller this 3rd day of September, 1974. /s/ Thomas Foxwell, Sheriff

LIBER 625 PAGE 127

LBR 025 PAGE 143

LAWRENCE MILLER Naylor Mill Road Salisbury, Maryland 21801	*	NO. 9614 CHANCERY CASES
Complainant	*	IN THE CIRCUIT COURT
vs.	*	
LELIA MILLER Rt. 2, Box 14 Princess Anne, Maryland 21853	*	FOR SOMERSET COUNTY
Defendant	*	STATE OF MARYLAND

* * * * * * * * *

This cause standing ready for hearing and being submitted on the Bill of Complaint and Answer, the proceedings were read and considered:

IT IS, THEREUPON, this 16th day of January, 1975, by the Circuit Court for Somerset County, Maryland, ADJUDGED, ORDERED AND DECREED that the property mentioned in the proceedings be sold; that Logan C. Widdowson and Lloyd O. Whitehead 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 themselves and a surety or sureties, to be approved by this Court, in the penalty of $10,000.00, conditioned for the faithful performance of the trust reposed in them by this Decree, or to be reposed in them by a future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement, inserted in such weekly newspaper or newspapers published in Somerset County, Maryland, as they shall think proper, of the time, place, manner and terms of sale, which terms shall be one-third cash on day of sale, and balance to be paid upon the ratification of the Trustees; and, as soon as may be convenient after such sale or sales, the said Trustees shall return to this Court a full and particular account of their proceedings relative to such sale, with an annexed affidavit of the truth thereof and of the fairness of said sale; and, on obtaining the Court's ratification of the sale and on the pay-

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

ment 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 or their heirs, the property and estate to him, her or them sold, free, clear and discharged from all claims of the parties hereto, plaintiff and defendants and those claiming by, from or under them, or either of them; and the said Trustees shall bring unto 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 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

E. McMaster Duer
Judge

LIBER 625 PAGE 119

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 033 PAGE 150

LAWRENCE MILLER	*	NO. 9614 CHANCERY CASES
Complainant	*	
vs.	*	IN THE CIRCUIT COURT
LELIA MILLER	*	
Respondent	*	FOR SOMERSET COUNTY, MARYLAND

* * * * * * *

PETITION FOR REFERRAL TO SPECIAL AUDITOR

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Logan C. Widdowson and Lloyd O. Whitehead, Trustees named in the above-captioned proceedings, respectfully represent:

1. That the property referred to in the above-entitled cause has been sold and the proceedings paid; and if there are no objections to the ratification of said sale, the proceedings will be ready for auditing following final ratification of the report of sale by this Court.

2. That Logan C. Widdowson is the Standing Auditor of this Court, and it would be improper for him to audit this cause.

WHEREFORE, your Petitioner request the appointment of a Special Auditor to file an audit in these proceedings.

Logan C. Widdowson

Lloyd O. Whitehead

ORDER OF COURT

The aforegoing Petition having been read and considered, it is thereupon this 4 day of ~~February~~ March, 1975, by the Circuit Court for Somerset County, Maryland, ORDERED & DECREED that Dawn M. Dryden be and she is hereby appointed Special Auditor to examine and account the proceedings in this cause in conformity with the Laws of Maryland and the Maryland Rules of Procedure.

Judge

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LAWRENCE MILLER	*	NO. 9614 CHANCERY CASES
Complainant	*	
vs.	*	IN THE CIRCUIT COURT
LELIA MILLER	*	
Respondent	*	FOR SOMERSET COUNTY, MD.

* * * * * * *

ORDER NISI

Ordered that the sale of the property mentioned in these proceedings be ratified and confirmed unless cause to contrary thereof be shown on or before the 4th day of April, 1975, provided a copy of this Order be inserted in some weekly newspaper printed in Somerset County once in each of three consecutive weeks before the 24th day of March, 1975.

That the report states the amount of sale to be Two Thousand Three Hundred dollars ($2,300.00).

I. Theodore Phoebus
Clerk of the Circuit Court

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LAWRENCE MILLER Naylor Mill Road Salisbury, Maryland 21801	*	NO. 9614 CHANCERY CASES
Complainant	*	IN THE CIRCUIT COURT
vs.	*	
LELIA MILLER Rt.2, Box 14 Princess Anne, Maryland 21853	*	FOR SOMERSET COUNTY
Respondent	*	STATE OF MARYLAND

* * * * * * *

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of Logan C. Widdowson and Lloyd O. Whitehead, Trustees appointed by this Court by Order dated January 16, 1975, 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 reposes in them by said Order and having given at least three weeks' notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in the Town of Princess Anne, Somerset County, Maryland, for three weeks before the date of sale, they did, pursuant to said notice, attend at the steps of the Courthouse on Prince William Street, Princess Anne, Maryland, on the 10th day of February, 1975, at 1:00 p.m. in the afternoon of said day, and then and there proceeded to sell the property described in the Bill of Complaint, to wit: All that lot or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, on the county road leading from the state road which runs from Princess Anne to West Post Office and then on to the Ross farm and on the northerly side of said county road, said lot hereby conveyed measuring 105 feet square, with a stake driven in the ground on all four corners; bounded on the north, east and west by lands of Roger Corbin and Laura Corbin, containing 11,025 square feet of land, more or less.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

And sold the same to John Boston, for Two Thousand Three Hundred Dollars ($2,300.00); he being then and there the highest bidder therefor; and the purchaser has complied with the terms of sale.

Respectfully submitted,

Logan C. Widdowson

Lloyd O. Whitehead

STATE OF MARYLAND
COUNTY OF SOMERSET
TO WIT:

I hereby certify that on this 25th day of February, 1975, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Logan C. Widdowson and Lloyd O. Whitehead, Trustees named in the foregoing Report of Sale and made oath in due form of law that the matters and facts therein are true and correct to the best of their 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.

Denise B. Muir, Notary Public

DENISE A. BOZMAN NOTARY PUBLIC SOMERSET CO., MD.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

LIBER 045 PAGE 154

LAWRENCE MILLER	*	NO. 9614 CHANCERY CASES
Complainant	*	
vs.	*	IN THE CIRCUIT COURT
LELIA MILLER	*	
Respondent	*	FOR SOMERSET COUNTY, MD.

* * * * * * *

PURCHASERS' AFFIDAVIT

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I hereby certify that on this 10th day of February, 1975, before me, the subscriber, a Notary Public of the State of Maryland in and for Somerset County, personally appeared John Boston, 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 Notarial Seal this day and year first above written.

DENISE A. BOZMAN NOTARY PUBLIC SOMERSET CO., MD.

Denise B. Muir
Notary Public

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LAWRENCE MILLER	*	NO. 9614 CHANCERY CASES
Complainant	*	
vs.	*	IN THE CIRCUIT COURT
LELIA MILLER	*	
Respondent	*	FOR SOMERSET COUNTY, MD.

* * * * * * *

FINAL ORDER

ORDERED by the Circuit Court for Somerset County, this 30 day of ~~February~~ April, 1975, 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. Norris Duer
Judge

LIBER 045 PAGE 155

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 136

PRINCESS ANNE, MD., March 11,

This is to certify that the annexed Trustees' Sale

has been published in the *MARYLANDER and HERALD*, a

newspaper published in Somerset County, Maryland, accor

the terms and requirements contained in said Notice

Dates Inserted: Jan. 23, 30 Feb. 6

J. Bryan Bys

Business Manager MARYLANDER and H

No 9612

Logan C. Widdowson
Attorney at Law
Princess Anne, Maryland 21853
and
Lloyd O. Whitehead
Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF

VALUABLE PROPERTY

in EAST PRINCESS ANNE
ELECTION DISTRICT
SOMERSET COUNTY
MARYLAND

By virtue of an Order and Decree of the Circuit Court of Somerset County, Maryland, the undersigned Trustees will sell at public auction at the front door of the Courthouse at Princess Anne, Maryland on

MONDAY
FEB. 10, 1975

at 1:00 p.m., all the following described land:

All that lot or parcel of land situate in East Princess Anne Election District, Somerset County, Maryland, on the county road leading from the state road which runs from Princess Anne to West Post Office and then on to the Ross farm and on the northerly side of said county road, said lot hereby conveyed measuring 105 feet square, with a stake driven in the ground on all four corners; bounded on the north, east and west by lands of Roger Corbin and Laura Corbin, containing 11,025 square feet of land more or less, being the same and all the land conveyed unto Lawrence Miller and Lelia Miller by a deed made the 2nd day of January, 1959 by the Cohn & Bock Company, and recorded among the Land Records for Somerset County in Liber 190, page 430 et seq.

Possession of said property will be given upon ratification of sale.

Terms of Sale: One-third cash to be paid upon final ratification day of sale and the balance tion of said sale by the Circuit Court of Somerset County; the unpaid portion to bear interest at the rate of eight percent per annum and to be secured to the satisfaction of said Trustees.

Taxes, assessments and other public charges to be paid and adjusted date of sale. Title examination, if desired, title papers, revenue stamps and cost of recording at the expenses of the purchaser or purchasers.

Logan C. Widdowson
and
Lloyd O. Whitehead
Trustees

40-3tc

Logan, Widdowson
Attorney at Law
Princess Anne, Maryland 21853

LAWRENCE MILLER
Complainant

VS

LELIA MILLER
Respondent

No. 9614 Chancery Cases
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 contrary thereof be shown on or before the 4th day of April, 1975, provided a copy of this Order be inserted in some weekly newspaper printed in Somerset County once in each of three consecutive weeks before the 24th day of March, 1975.

That the report states the amount of sale to be Two Thousand Three Hundred dollars ($2,300.00).

s/ THEODORE PHOEBUS
Clerk of the Circuit Court

TRUE COPY, TEST:
L. Theodore Phoebus, Clerk
46-3tc

PRINCESS ANNE, MD., April 3 1975

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 Notice

Dates Inserted: Mar. 6, 13, 20

Business Manager MARYLANDER and HERALD

No. 9
Lawr

LAWRENCE MILLER	*	NO. 9614 CHANCERY CASES
Complainant	*	IN THE CIRCUIT COURT
VS.	*	FOR SOMERSET COUNTY
LELIA MILLER LIBER 045 PAGE 158		STATE OF MARYLAND
Respondent	*	IN EQUITY

* * * * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Dawn M. Dryden, Special Auditor, duly appointed by this Court, reports that she has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished her by the Trustees therein, states the following account:

She charges the Trustees with the amount of sale as reported by them, being the sum of two thousand three hundred dollars.

She has allowed the proper fees, costs and all other proper expenses amounting to five hundred fifty-one dollars and seventy-nine cents ($551.79).

The balance then remaining amounts to one thousand seven hundred forty-eight dollars and twenty-one cents ($1,748.21) to be distributed one-half or $874.10 to Lelia Miller and one-half or $874.11 to Lawrence Miller.

Amount of Sale		$2,300.00
Expenses, Costs and Fees		
Clerk of Court	$ 64.00	
Maryland & Herald Advertising $47.00 Order NISI $20.00	67.00	
Ed Muir - Auctioneer	25.00	
Carlos Bozman - Taxes	50.89	
Henderson Insurance Co. Bond Premium	30.00	
Notary Fees	3.00	
Trustees' Commission	230.00	
Postage	2.00	
Dawn M. Dryden Special Auditor	40.00	
Daily Times	39.90	
TOTAL		551.79
Balance of funds to be distributed		$1,748.21
1/2 to Lelia Miller	$874.10	
1/2 to Lawrence Miller	874.11	
	$ 1,748.21	

LAWRENCE MILLER	*	NO. 9614 CHANCERY CASES
Complainant	*	IN THE CIRCUIT COURT
VS.	*	FOR SOMERSET COUNTY
LELIA MILLER	*	STATE OF MARYLAND
Respondent	*	IN EQUITY

* * * * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on May 10, 1975, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Dawn M. Dryden
Dawn M. Dryden
Special Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure, have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties:

Lloyd O. Whitehead, Esq.
212 East Main Street
Salisbury, Maryland 21801

Logan C. Widdowson, Esq.
11 North Somerset Avenue
Princess Anne, Maryland 21853

Lelia Miller
Route 2, Box 14
Princess Anne, Maryland 21853

Lawrence Miller
Naylor Mill Road
Salisbury, Maryland 21801

Dawn M. Dryden
Dawn M. Dryden
Special Auditor

LIBER 045 PAGE 150

No. 9614 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 5th day of May, 1975 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 21st day of May, 1975.

L. 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 23rd day of May, 1975, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

DEC. 10 1975

SEP -3-74 B 924972 *****40.00
SEP -3-74 B 924971 *****25.00

Lionel Bennett, Trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, Guardian of Linda Jean Ward,

Plaintiffs

vs

1. Grafton Penny - address unknown
2. Charles Landon - Crisfield, Maryland
3. Frances Bradshaw - Crisfield, Maryland
4. Richard Landon - Crisfield, Maryland
5. Wallace Landon - Crisfield, Maryland
6. Beatrice Ward - Crisfield, Maryland
7. Marvin Ward - Crisfield, Maryland
8. Warren Ward - Crisfield, Maryland
9. June Ward Holmes - Crisfield, Maryland
10. Jeannette W. Johnson - Crisfield, Maryland
11. Roy Ward - Crisfield, Maryland

Defendants

In Equity No. 9616

In the Circuit Court for

Somerset County, Maryland

BILL IN PARTITION

Lionel Bennett, trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, guardian of Linda Jean Ward, allege:

1. That the plaintiff, Lionel Bennett, trustee under the Last Will and Testament of Jeannette Mrohs Ward and Linda Jean Ward and the defendants are seized in common of certain premises described as follows:

ALL that lot of land in Lawsons Election District, Somerset County, Maryland, on the County road leading from St. Peter's Episcopal Church to Crisfield, bounded on the northeast by the land of Wright Ward and John Lankford; on the south and southeast by the lands of James Lawson heirs and Gene Sterling; and on the west by the County Road leading from Crisfield to St. Peter's Church; being the same premises conveyed to Thomas M. Ward and Nellie Ward by deed dated May 1, 1947, recorded in Liber 139 page 363.

2. That Thomas M. Ward and Nellie Ward departed this life leaving as their only heirs at law the plaintiffs and defendants herein.

For Bond see Liber I. T. P. 10, Page 40

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, plaintiffs pray:

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

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

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

Lionel Bennett

Lionel Bennett
945 Main Street
Crisfield, Maryland 21817
(301) 968-1166

STATE OF MARYLAND, Somerset County:

I hereby certify that on August 30, 1974, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Lionel Bennett, plaintiffs in the above entitled cause, and made oath in due form of law that the matters and facts set forth in the foregoing bill of complaint are true to the best of his 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.

JUNE B. BELL
Notary Public
Somerset County
Marion Station, Md.

June B. Bell
Notary Public

Lionel Bennett, Trustee,
etc. et al,
Plaintiffs

vs

Grafton Penny, et al,
Defendants

In Equity No. 9616
In the Circuit Court for
Somerset County, Maryland

ORDER OF PUBLICATION

Ordered by the Circuit Court for Somerset County: The defendant, Grafton Penny, is hereby notified that plaintiffs, Lionel Bennett, trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, guardian of Linda Jean Ward, have filed an action for partition of premises in Lawsons Election District, Somerset County, Maryland, described in a deed dated May 1, 1947, recorded in Liber 139 page 363, naming Grafton Penny as a defendant whose address is unknown.

Defendant, Grafton Penny, is hereby warned that failure to file an answer or other defense on or before October 24, 1974, may result in the case proceeding against him by default.

I. Theodore Phoebus
I. Theodore Phoebus, Clerk

LIBER 045 PAGE 163

LIBER 045 PAGE 164

Lionel Bennett, Trustee, etc. et al, Plaintiffs	In Equity No. 9616
vs	In the Circuit Court for Somerset County, Maryland
Grafton Penny, et al, Defendants	

ORDER FOR SUMMONS

Mr. Clerk:

Please issue a summons for Grafton Penny, 15 Waugh Avenue, Glyndon, Maryland 21071.

DATED: September 13, 1974

Lionel Bennett

Lionel Bennett

Lionel Bennett, Trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, Guardian of Linda Jean Ward,

Plaintiffs

vs.

1. Grafton Penny - address unknown
2. Charles Landon - Crisfield, Maryland
3. Frances Bradshaw - Crisfield, Maryland
4. Richard Landon - Crisfield, Maryland
5. Wallace Landon - Crisfield, Maryland
6. Beatrice Ward - Crisfield, Maryland
7. Marvin Ward - Crisfield, Maryland
8. Warren Ward - Crisfield, Maryland
9. June Ward Holmes - Crisfield, Maryland
10. Jeannette W. Johnson - Crisfield, Maryland
11. Roy Ward - Crisfield, Maryland

Defendants

In Equity No. 9616

In the Circuit Court

For Somerset County

State of Maryland

ANSWER TO BILL OF PARTITION

That the Defendants, Charles Landon, Frances Bradshaw, Richard Landon, Wallace Landon, Beatrice Ward, Marvin Ward, Warren Ward, June Ward Holmes, Jeannette W. Johnson and Roy Ward, by their attorney, Wade D. Ward, answers the Bill of Partition filed in the above proceedings as follows:

1. That they admit the allegations set forth in Paragraph One.
2. That they admit the allegations set forth in Paragraph Two.
3. That they admit the allegations set forth in Paragraph Three.

And in further answering the said Bill of Partition the Defendants consent to a passage of such decree as may be right and proper under the circumstances; and the said Defendants further request their attorney, Wade D. Ward, be appointed co-trustee in these proceedings for the protection of the interest of said Defendants.

And in duty bound.

Wade D. Ward
Attorney for Defendants
Crisfield, Maryland

I HEREBY CERTIFY that a copy of the aforegoing Answer was mailed by regular United States Mail, postage prepaid, this 18th day of September, 1974, to Lionel Bennett, Attorney for Plaintiff, Crisfield, Maryland 21817.

J. McDonald

No. 9616 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO *Grafton Penny*
15 Waugh Avenue
Glyndon, Maryland 21071

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of *October* **next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of** *Lionel Bennett, Trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, Guardian of Linda Jean Ward*

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** *September*, **19**74.

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** *October*, **19**74. **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)

Name *Lionel Bennett*
945 Main Street
Crisfield, Maryland 21817

Address

L. Theodore Phoebus
Clerk

LIBER 043 PAGE 151

PAGE 246 10/7/74
DEBIT Rey (Minutes) B.R.
DATE SUMMONS NON. EST. 9/29 10/7/74 NON. EST.
INSTRUCTIONS NO ONE ON THIS STREET BY THIS NAME

SHERIFF, SOM. CO.

No. 9616 Chancery Case

WRIT OF SUBPOENA: LIBER 045 PAGE 183

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO *Charles Landon*
Crisfield, Maryland
Frances Bradshaw
Crisfield, Maryland
Richard Landon
Crisfield, Maryland
Wallace Landon
Crisfield, Maryland
Beatrice Ward
Crisfield, Maryland
Marvin Ward
Crisfield, Maryland
Warren Ward
Crisfield, Maryland
June Ward Holmes
Crisfield, Maryland
Jeannette W. Johnson
Crisfield, Maryland
Roy Ward
Crisfield, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of *September* next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of *Lionel Bennett, Trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, Guardian of Linda Jean Ward*

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 *30th* day of *August*, 19*74*.

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 *September*, 19*74*. 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)

Lionel Bennett
Name *945 Main Street*
Crisfield, Maryland 21817
Address

S. Theodore Tilghman

SHERIFF'S RETURN

Summoned and copy of *Bill of Partition* left with *Chas Landon, Frances Bradshaw, Richard Landon, Wallace Landon, Beatrice Ward, Marvin Ward, Warren Ward, June Holmes, Jeannette W. Johnson and Roy Ward*
this ___ day of *Sept*, 19*74*.

Thomas H. Tyler, Jr.

SEP 29 PM '74

SHORT RECORDED IN
LIBER NO. ___ FOLIO ___
THEODORE GRASON, CLK. CT. CT.
BY ___

el Bennett, Attorney
Crisfield, Maryland
Lionel Bennett, Trustee,
etc. et al,
Plaintiffs
vs
Grafton Penny, et al,
Defendants
In Equity No. 9616
In the Circuit Court for
Somerset County, Maryland

Order Of Publication

Ordered by the Circuit Court for Somerset County: The defendant, Grafton Penny, is hereby notified that plaintiffs, Lionell Bennett, trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, guardian of Linda Jean Ward, have filed an action for partition of premises in Lawsons Election District, Somerset County, Maryland, described in a deed dated May 1, 1947, recorded in Liber 139 page 383, naming Grafton Penny as a defendant whose address is unknown.

Defendant, Grafton Penny, is hereby warned that failure to file an answer or other defense on or before October 24, 1974, may result in the case proceeding against him by default.

CRISFIELD, MD. October 11, 19 74

THIS is to certify that the annexed Order of Publication 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 of Publication for 4 weeks beginning with the issue of September 6, 19 74 and ending September 27, 19 74.

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By S. C. Riggin

LIBER 615 PAGE 170

Lionel Bennett, Trustee, etc. et al,
Plaintiffs

vs

Grafton Penny, et al,
Defendants

In Equity No. 9616

In the Circuit Court for Somerset County, Maryland

DECREE PRO CONFESSO

The petition of the plaintiffs respectfully show:

That the defendant, Grafton Penny, has been duly summoned to appear to the bill of complaint herein, but has failed to appear to or answer said bill of complaint within the time prescribed by the rules of this Court.

The plaintiffs therefore pray that the bill of complaint may be taken pro confesso against the said defendant and that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

Lionel Bennett
Lionel Bennett

ORDER

It appearing in the above entitled cause that the defendant, Grafton Penny, has been duly summoned to appear to the bill of complaint within the time prescribed by the rules of this Court, it is thereupon this 29th day of ~~November~~ October, 1974, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that said bill of complaint be, and the same is hereby taken pro confesso against said defendant, and it is further ordered that the plaintiffs have leave to take testimony before one of the Standing Examiners of this Court.

E. Moorestin Dunn
Judge

Lionel Bennett, Trustee, etc. et al,
Plaintiffs

vs

Grafton Penny, et al,
Defendants

In Equity No. 9616
In the Circuit Court for
Somerset County, Maryland

STIPULATION WAIVING
NOTICE OF TAKING TESTIMONY

It is hereby stipulated by and between the attorneys for the parties herein that notice of the taking of the testimony herein be and the same is hereby waived.

Lionel Bennett
Plaintiff

Wade D. Ward
Attorney for Defendants

Lionel Bennett, Trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, Guardian of Linda Jean Ward,

Plaintiffs

vs.

Grafton Penny

Defendant

In Equity No. 9616

In the Circuit Court for

Somerset County, Maryland

ANSWER TO BILL OF PARTITION

That the Defendant, Grafton Penny, by his attorney, Wade D. Ward, answers the Bill of Partition filed in the above proceedings as follows:

1. That he admits the allegations set forth in Paragraph One.
2. That he admits the allegations set forth in Paragraph Two.
3. That he admits the allegations set forth in Paragraph Three.

And in further answering the said Bill of Partition the Defendant consents to a passage of such decree as may be right and proper under the circumstances; and the said Defendant further requests his attorney, Wade D. Ward, be appointed co-trustee in these proceedings for the protection of the interest of said Defendant.

And in duty bound.

Wade D. Ward
Attorney for Defendant

I HEREBY CERTIFY that a copy of the aforegoing Answer was mailed by regular United States Mail, postage prepaid, this 19th day of November, 1974, to Lionel Bennett, Attorney for Plaintiff, Crisfield, Maryland 21817.

Lionel Bennett, Trustee under the Last Will and Testament of Jeannette Mrohs Ward, and Lionel Bennett, Guardian of Linda Jean Ward.

Plaintiffs

vs.

Grafton Penny

Defendant

In Equity No. 9616

In the Circuit Court for Somerset County, Maryland

Dear Mr. Clerk:

Please enter the appearance of Wade D. Ward, Attorney for the defendant, Grafton Penny, in the above entitled case.

Wade D. Ward
Attorney for Defendant

I HEREBY CERTIFY that a copy of the aforegoing was mailed by regular United States Mail, postage prepaid, this 19th day of November, 1974, to Lionel Bennett, Attorney for Plaintiff, Crisfield, Maryland 21817.

Lionel Bennett, Trustee, etc. et al,
Plaintiffs

vs

Grafton Penny, et al,
Defendants

In Equity No. 9616
In the Circuit Court for
Somerset County, Maryland

TESTIMONY

In this cause, testimony having to be taken to support the allegations of the bill, I William A. Martin, Jr., of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this day of December, 1974, in Somerset County aforesaid, I did take the following testimony, to wit:

EXAMINATION BY MR. LIONEL BENNETT:

Lionel Bennett, a witness of lawful age, produced on the part of the plaintiffs, being duly sworn, deposes and says:

Q. Please state your name and residence.
A. My name is Lionel Bennett, and I reside in Crisfield, Maryland. I am the plaintiff in this action.

Q. Will you please describe the property mentioned in the bill of complaint?
A. The property is a plot of land containing approximately 7.75 acres, on the east side of Jacksonville Road, Lawsons Election District, Somerset County, Maryland. It is improved by a single family dwelling. It is assessed for tax purposes for the sum of $3,450.00.

Q. Can this property be divided between the parties to this action?
A. No.

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

Q. Do you believe that a sale of the premises would be advantageous to all parties concerned?
A. Yes, I believe it would.

Lionel Bennett
Lionel Bennett

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

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

Q. Please state your name, residence and occupation.
A. My name is Norman L. Adkins; I reside in Marion Station, Md.; and I am the Vice President of the Bank of Somerset.

Q. Are you familiar with the value of the land in the vicinity of the premises described by the previous witness?
A. I am. I am making all the appraisals for the bank in this area.

Q. Have you made appraisals heretofore of such property?
A. I have.

Q. Will you please describe this property?
A. The property is a plot of land containing approximately 7.75 acres, on the east side of Jacksonville Road, Lawsons Election District, Somerset County, Maryland. It is improved by a single family dwelling. It is assessed for $3,450.00 as follows: Land $1,050.00 and building $2,400.00, which is below the fair market value.

Q. Have you formed an opinion of the fair market value of this property?
A. Yes.

Q. What is the fair market value of the premises in your opinion?
A. Land $1,500.00, buildings $4,500.00, making a total of $6,000.00.

Norman L. Adkins
Norman L. Adkins

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

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

Bill of Costs:

Examiner $10.00

Witness my hand and seal.

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

Lionel Bennett, Trustee, etc. et al,
Plaintiffs

vs

Grafton Penny, et al,
Defendants

In Equity No. 9616
In the Circuit Court for
Somerset County, Maryland

FINAL DECREE

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

It is thereupon this 23 day of December 1974, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that the real estate in the proceedings mentioned be sold, and it is further.

Ordered, adjudged and decreed that Lionel Bennett and Wade D. Ward be, and they are hereby appointed trustees to make such sale, and that the course and manner of their proceedings shall be as follows:

They shall first file with the Clerk of this Court a bond to the State of Maryland, executed by themselves and a surety or sureties, to be approved by this Court in the penalty of $6,000.00 if corporate, or $12,000.00 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

The provisions of Maryland Rule 580p relating to testimony remaining in court ten days before the action shall be taken up for hearing is hereby waived.

Lionel Bennett

Lionel Bennett
Plaintiff in Person

Wade D. Ward

Wade D. Ward
Attorney for Defendant

No. 9616

CRISFIELD, MD. January 29, 19 75

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 3

weeks beginning with the issue of January 10, 19 75

and ending January 24, 19 75.

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By S.C.R. Rapier

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, January 25, 1975 At 2:00 P.M.

ALL that lot of land in Lawsons Election District, Somerset County, Maryland, on the County road leading from St. Peter's Episcopal Church to Crisfield, bounded on the northeast by the land of Wright Ward and John Lankford; on the south and southeast by the lands of James Lawson heirs and Gene Sterling; and on the west by the County road leading from Crisfield to St. Peter's Church; being the same premises conveyed to Thomas M. Ward and Nellie Ward by deed dated May 1, 1947, recorded in Liber 139 page 363.

The above property is improved with a single family dwelling.

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
WADE D. WARD
Trustees

1-10-3t

Lionel Bennett, Trustee
etc. et al,
Plaintiffs

vs

Grafton Penny, et al,
Defendants

In Equity No. 9616

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 March, 1975, provided a copy of this order be printed in some weekly newspaper in Somerset County once in each of three successive weeks before the 23rd day of February, 1975.

The report states the amount of sale to be $7,500.00.

L. Theodore Phoebus
Clerk

FINAL ORDER

Ordered by this Court this 10th day of March, 1975, 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.

Lloyd L. Simpkins

Lionel Bennett, Trustee
etc. et al,
Plaintiffs
vs
Grafton Penny, et al,
Defendants

In Equity No. 9616
In the Circuit Court for
Somerset County, Maryland

REPORT OF SALE

The report of Lionel Bennett and Wade D. Ward, trustees appointed by this Court by order herein dated December 23, 1974, respectfully represents to your Honors that after giving bond with security, approved by the Clerk of this Court, for the faithful performance of the trust so reposed in them by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in The Crisfield Times, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, they did, pursuant to said notice, attend at the steps of the Post Office at Crisfield, Maryland, on January 25, 1975, 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 of land in Lawsons Election District, Somerset County, Maryland, on the County road leading from St. Peter's Episcopal Church to Crisfield, bounded on the northeast by the land of Wright Ward and John Lankford; on the south and southeast by the lands of James Lawson heirs and Gene Sterling; and on the west by the County road leading from Crisfield to St. Peter's Church; being the same premises conveyed to Thomas M. Ward and Nellie Ward by deed dated May 1, 1947, recorded in Liber 139 page 363.

The above property is improved with a single family dwelling.

And sold the same to Richard Lee Evans and Mary Emily Evans, his wife, they being the highest bidders therefore, at and for the sum of $7,500.00, and the purchasers have complied with the terms of sale.

Respectfully submitted,

Lionel Bennett

Wade D. Ward
Trustees

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 24th day of January, 1975, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett, and Wade D. Ward, trustees 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 their knowledge and belief, and that the sale therein mentioned and reported was fairly made.

As witness my hand and Notarial Seal.

Notary Public

Lionel Bennett, Trustee
etc. et al,
Plaintiffs

vs

Grafton Penny, et al,
Defendants

In Equity No. 9616
In the Circuit Court for
Somerset County, Maryland

LIBER 045 PAGE 152

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 29th day of January, 1975, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Richard Lee Evans and Mary Emily Evans, his wife, who made oath in due form of law as follows:

1. That in the sale sought to be ratified herein, they were not acting as agent for any one.

2. That no other person is interested as principal.

3. That they have not directly or indirectly discouraged any one from bidding for the said property.

Witness my hand and Notarial Seal:

Donna H. Hickman
Notary Public

Lionel Bennett, Atty.
Crisfield, Maryland

Lionel Bennett, Trustee
etc. et al,
Plaintiffs
vs.
Grafton Penny, et al,
Defendants
In Equity No. 8618
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 March, 1975, provided a copy of this order be printed in some weekly newspaper in Somerset County once in each of three successive weeks before the 23rd day of February, 1975.

The report states the amount of sale to be $7,500.00.

T. Theodore Phoebus,
Clerk
2-7-3t.

CRISFIELD, MD. February 21, 19 75

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 February 7, 19 75 and ending February 21, 19 75

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By S. C. Rogers

LIBER 645 PAGE 153

LIBER 045 PAGE 154

Lionel Bennett, Trustee	*	No. 9616 Chancery
etc. et al,	*	In the Circuit Court
Plaintiffs	*	For Somerset County
vs	*	State of Maryland
Grafton Penny, et al	*	
Defendants	*	

* * * * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on April 23rd, 1975, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor herby certifies that Rule 595 G2 of Maryland Rules of Procedure, 1971 Replacement Volume, has been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties:

Lionel Bennett, Esquire
Crisfield, Maryland

Wade D. Ward, Esquire
Crisfield, Maryland

Grafton Penny
15 Waugh Avenue
Glyndon, Maryland 21071

Charles Landon
Crisfield, Maryland

Frances Bradshaw
Crisfield, Maryland

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Richard Landon
Crisfield, Maryland

Wallace Landon
Crisfield, Maryland

Beatrice Ward
Crisfield, Maryland

Marvin Ward
Crisfield, Maryland

Warren Ward
Crisfield, Maryland

June Ward Holmes
Crisfield, Maryland

Jeannette W. Johnson
Crisfield, Maryland

Roy Ward
Crisfield, Maryland

Logan C. Widdowson, Auditor

LIBER 043 PAGE 155

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

Lionel Benne(Trustee LIBER 0[illegible] PAGE 1[illegible] o. 9616 Chancery
etc. et al,

Plaintiffs * In the Circuit Court

vs. * For Somerset County

Grafton Penny, et al * State of Maryland

Defendants

* * * * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following accounts:

He charges the Trustees with the amount of sale as reported by them, being the sum of seven thousand five hundred dollars.

He has allowed the proper fees, costs and all other proper expenses amounting to one thousand fifty-five dollars and twenty-eight cents ($1,055.28).

The balance then remaining amounts to six thousand four hundred forty-four dollars and seventy-two cents ($6444.72) to be distributed according to law.

Amount of Sale		$7,500.00
Expenses, Costs and Fees		
Clerk of Court	$194.00	
Appearance Fees $20.00		
Other Fees $174.00		
The Crisfield Times	86.50	
Order of Publication $32.50		
Advertising $34.00		
Order Nisi $20.00		
Ward & Briddell- Fire Insurance	35.00	
Bond Premium	24.00	
Standing Expense for testimony	10.00	
Auctioneer	25.00	
Carlos Bozman - Taxes	165.78	
1973 - $84.48		
1974 - $79.30		
Trustee's Commissions	475.00	
Logan C. Widdowson, Auditor	40.00	
Total Expenses		1,055.28
Balance of Funds to be Distributed		6,444.72

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3500

LIONEL BENNETT
COUNSELOR AT LAW
948 MAIN STREET
CRISFIELD, MD. 21817
AREA CODE 301
968-1166

March 17, 1975

Logan Widdowson, Esquire
N. Somerset Ave.
Princess Anne, Maryland 21853

Re: Bennet v. Penny
Equity No. 9616

Dear Logan:

The following is a statement for audit in the above entitled matter:

March 17, 1975 -	Proceeds of the sale of the real property as reported by the Trustees in their Report of Sale		$7,500.00
March 17, 1975 -	To the Trustees for commissions as per the Chancery Rules of this Court, 10% on $3,000.00	$300.00	
	5% on $3,500.00	175.00	
			$475.00
	To the Trustees for their costs and expenses, not personal:		
	To Lionel Bennett	$10.00	
	To Wade D. Ward	10.00	
	Publication of Order of ~~Partition~~ Publication	32.50	
	Advertising Sale and Order Nisi	54.00	
	Premium on Bond	24.00	
	To Testimony	10.00	
	To Clerks Costs	174.00	
	To Auctioneer	25.00	
	To Auditor Stating Account		
	To Carlos Bozman, Treas. 1973 State and County Taxes	86.48	
	To Carlos Bozman, Treas. 1974 Taxes	79.30	
	To Ward and Briddell Fire Insurance	35.00	

LIBER 015 PAGE 354

LIBER 630 PAGE 100

To be distributed as follows:

To Linda Jean Ward, daughter - ½

To Grafton Penny - $4,000.00 plus the balance (Art. E&T Sec. 3-102

To other defendants - nothing, due to insufficiency of sale price.

Please send me a copy of your audit when it is filed.

Kindest Personal regards.

Sincerely,

Lionel

Lionel Bennett

LB/sfe

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

08 150060

RECEIPT

A64-11-427 WARD, THOMAS AND NELLIE
090/495 RT. 2
003/145 CRISFIELD, MD. 21817

SOMERSET COUNTY

TAX BILL FOR 1974-75

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
1,050	2,400	3,450	2.00 69.00	.21 7.25	876.25

PAID MAR 19 1975 CARLOS BOZMAN TREASURER

8/75 8.79.30

7.75 AC AND IMP
E/SIDE JACKSONVILLE RD
N/E CRISFIELD

PG. 747

	2.76
	29
	79.39

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

PLEASE MAIL OR BRING THIS BILL WITH YOU.

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

LIBER 0.5 PAGE 189

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

08 150060

RECEIPT

A64-11-427 WARD, THOMAS AND NELLIE
090/499 RT. 2
003/145 CRISFIELD, MD. 21817

SOMERSET COUNTY

TAX BILL FOR 1973-74

2/74 3.04/29 8648

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
1,050	2,400	3,450	2.20 75.90	.21 7.25	683.15

PAID MAR 11 1974 CARLOS BOZMAN TREASURER

ck. 8648 3/74

7.75 AC AND IMP
E/SIDE JACKSONVILLE RD
N/E CRISFIELD

PG. 732

	3.04
	.29
	86.48

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

PLEASE MAIL OR BRING THIS BILL WITH YOU.

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

LIBER 645 PAGE 190

INVOICE

WARD & BRIDDELL AGENCY
Complete Insurance Service
916 W. Main Street Phone 968-1909
Crisfield, Maryland 21817

TO
Lionel Bennett, Trustee for
Linda Jean Ward

DATE
July 2, 1974

MORTGAGEE:

RENEWAL DATE	POLICY NUMBER	COMPANY	PROPERTY AND COVERAGE	AMOUNT	PREMIUM
07/01/75	FR-G831790	Home	Fire & EC	6,000.	35.00

WARD & BRIDDELL
INSURANCE AGENCY
CRISFIELD, MARYLAND
7/8/74

OHIO ENV. CO.-CIN. 19, O.-PTD IN U.S.A.-CAT. NO. 250 COPYRIGHT MCMLXIII

S nent

ESTABLISHED 1887

The Crisfield Times

The Crisfield Times, Inc., Publishers
Maryland's Leading Weekly
CRISFIELD, MARYLAND 21817

Lionel Bennett Esq.
West Main Street
Crisfield, Md. 21817

February 21, 1975

Order Nisi #9616 February 7,14,21, 1975

$20.00

ement

ESTABLISHED 1887

The Crisfield Times

The Crisfield Times, Inc., Publishers

Maryland's Leading Weekly

CRISFIELD, MARYLAND 21817

Lionel Bennett Esq.
Main St.
Crisfield, Md. 21817

January 29, 1975

Trustees' Sale Jan. 10,17,24, $34.00

8½" legal (Ward)

ement

ESTABLISHED 1887

The Crisfield Times

The Crisfield Times, Inc., Publishers

Maryland's Leading Weekly

CRISFIELD, MARYLAND 21817

Lionel Bennett Esq.
Main St.
Crisfield, Md.

Legal Advertisment

9-6-4t

Order of Publication
(Plaintiffs vs Penny)

$32.50

LIBER 045 PAGE 151

LIBER 045 PAGE 152

No. 9616 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 23rd day of April, 1975 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 9th day of May, 1975.

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 13th day of May, 1975, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

S. Theodore Phoebus
CLERK

DEC. 10 1975

FEB 10-75 A 928752 *****25.00

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9682 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County,
ROBERT W. MADDOX, SR. and KATHERINE E. MADDOX, his wife, Route 1, Box 132A Pocomoke City, Maryland	*	State of Maryland

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated July 24, 1972, from Robert W. Maddox, Sr. and Katherine E. Maddox, his wife, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 284, Folio 115; Lloyd O. Whitehead and Donald C. Davis having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

For Deed of Trust See Liber I. T. P. 284, Page 115

For Appointment of Substitute Trustee See Liber I. T. P. 285, Page 146

For Bond See Liber I. T. P. 10, Page 46

LIBER 045 PAGE 193

File No. 19088

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 194

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. _____ Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County,
ROBERT W. MADDOX, SR. and KATHERINE E. MADDOX, his wife Route 1, Box 132A Pocomoke City, Maryland	*	State of Maryland
	*	
	*	

****

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 3rd day of February, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Homes, Inc. in accordance with the provisions of a Deed of Trust from Robert W. Maddox, Sr. and Katherine E. Maddox, dated July 24, 1972, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 284, Folio 115; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $ 8,014.23 is now due and owing.

2. That the 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.

3. That the last known Post Office Address of the Defendant is Route 1, Box 132A, Pocomoke City, Maryland.

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Beverly A. Tilghman
Notary Public

My Commission Expires: July 1, 1978.

File: 19088

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9682 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
ROBERT W. MADDOX, SR. KATHERINE E. MADDOX	*	State of Maryland
	*	

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 7th day of March, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD, 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 MID-STATE HOMES, INC. a body corporate of the State of Florida.

2. That there are no other parties than MID-STATE HOMES, INC interested in the purchase of the said real estate as principals.

3. That he, as agent for MID-STATE HOMES, INC. did not directly or indirectly discourage anyone from bidding for said property.

Lloyd Whitehead
Affiant

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

Beverly A. [illegible]
NOTARY PUBLIC

My Commission Expires July 1, 1978.

LAW OFFICES, PENDUL, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 186

ORDER NISI

ORDERED by the Circuit Court of Somerset County, Maryland, in Equity on this 7th day of March, 19 75, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Robert W. Maddox, Sr. and Katherine E. Maddox, 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 April, 1975; 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 31st day of March, 19 75.

The report states the amount of the sale to be $ 6000/00.

L. Theodore Lowe
Clerk

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, this 10th day of April, 1975, 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 commission.

E. M. Moore Dun
JUDGE

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9682 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County,
ROBERT W. MADDOX, SR. KATHERINE E. MADDOX	*	State of Maryland
	*	
	*	

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated July 24, 1972 from Robert W. Maddox, Sr. and Katherine E. Maddox, his wife, and recorded among the Land Records of Somerset County, State of Maryland, in Liber ITP 284, Folio 115 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, , Maryland, prior to March 7, 1975, , and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on March 7, 1975, at 10:00 o'clock A.M., attend at the front door of the Court House in 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 Robert W. Maddox Sr. & Katherine E. Maddox, his wife, said property being more particularly described as follows:

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 645 PAGE 183

ALL that lot, tract or parcel of land, situate, lying and being in Fairmount Election District, Somerset County, State of Maryland, on the Northerly side of and binding upon Lower Hill Road and more particularly described as follows: BEGINNING for the same at a point on the Northerly side of said road, said point of beginning being also the Southeast corner of the land of Edward D. Waters, thence (1) by and with said Waters land, North 15 degrees 50 minutes West for a distance of 250 feet; thence (2) North 74 degrees 10 minutes East for a distance of 120 feet; thence (3) South 15 degrees 50 minutes East for a distance of 250 feet to the Northerly side of said road; thence (4) by and with the Northerly side of said road, South 74 degrees 10 minutes West for a distance of 120 feet to the place of beginning; being all respects a part of the same land conveyed unto Linwood Johnson and Annie Johnson, his wife, by Deed from John Horsey and Henrietta Horsey, his wife, dated May 17, 1962, and recorded among the Land Records of Somerset County, Maryland, in Liber G.J.B. No. 211, folio 561; the said Annie Johnson having since departed this life and the said Linwood Johnson having become sole owner thereof by operation of law. BEING the same land conveyed to Robert W. Maddox and Katherine E. Maddox by Linwood Johnson, widower, by deed dated July 24, 1972 and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. NO. 284, Folio 113.

AND your Trustees sold the aforedescribed property to **MID-STATE HOMES, INC., a body corporate of the State of Florida,**

at and for the sum of $ 6000.00 at that sum, being the highest bidder therefor, and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead, Substitute Trustee

Donald C. Davis, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 7th day of March, 19 75, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, 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.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC

My Commission Expires: July 1, 1978.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 200

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9682 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
ROBERT W. MADDOX, SR. KATHERINE E. MADDOX, his wife	*	State of Maryland

****

AFFIDAVIT OF COMPLIANCE - RULE W. 74 a 2b

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, make oath that we mailed to the Mortgagor, Robert W. Maddox, Sr. and Katherine E. Maddox, his wife, at the Mortgagors last known address at P.O. Box 71, Fairmount, Maryland 21871

by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on February 19, 1975. Also attached is Return Receipt showing the said Mortgagor duly received the same.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 7th day of March, 1975 before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC

My Commission Expires: July 1, 1978

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. BAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801

749-2211

EASTON OFFICE
18 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1098

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-8408

February 19, 1975

Mr. and Mrs. Robert W. Maddox
P.O. Box 71
Fairmount, Md. 21871

Dear Mr. and Mrs. Maddox:

This letter will advise you that the Deed of Trust executed by you to Jim Walter Homes, Inc. of July 24, 1972, and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 284, folio 115, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald beginning February 13, 1975. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on March 7, 1975 at or about 10:00 o'clock A.M. The Terms of Sale will be $1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Homes, Inc and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 19088

CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

LIBER 045 PAGE 291

LIBER 630 PAGE 502

PS Form 3811, Nov. 1973 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

● SENDER: Complete items 1 and 2.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- ☐ Show to whom and date delivered..... 15¢
- ☐ Show to whom, date, & address of delivery.. 35¢
- ☒ DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢
- ☐ DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery..... 85¢

2. ARTICLE ADDRESSED TO:
Mr. Robert W. Maddox, Sr. or
Mrs. Kathorine E. Maddox
P.O. Box 71, Fairmount, MD. 21871

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	387253	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE
Robert W. Maddox Sr.

4. DATE OF DELIVERY
2/21/75

5. ADDRESS (Complete only if requested)

FOSTMARK
FEB 21 1975

6. UNABLE TO DELIVER BECAUSE:
RECEIVED FEB 25 1975

INITIALS
D. L.

★ GPO : 1976 O - 537-803

9882 Chaney

PRINCESS ANNE, MD., March 7 1975

This is to certify that the annexed Trustees' 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 Notice

Dates Inserted Feb. 13,20,27 Mar. 6

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

LIBER 045 PAGE 203

Perdue, Owrutsky & Whitehead
Professional Association
212 East Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF VALUABLE

HOME AND LOT

AT OR NEAR PRINCESS ANNE, MARYLAND

By virtue of the Power of Sale and authority contained in a Deed of Trust executed by Robert W. Maddox, Sr. and Katherine E. Maddox, his wife, dated July 24, 1972, and recorded among the Land Records of Somerset County, Maryland, in Liber J.T.P. No. 284, folio 115, the undersigned will sell at Public Auction

AT THE FRONT DOOR OF THE COURTHOUSE AT PRINCESS ANNE, MD.

on

FRIDAY MARCH 7. 1975

at or about 10:00 A.M., all the following described real estate:

All that lot, tract or parcel of land, situate, lying and being in Fairmount Election District, Somerset County, State of Maryland, on the northerly side of and binding upon Lower Hill Road and more particularly described as follows: Beginning for the same at a point on the Northerly side of said road, said point of beginning being also the Southeast corner of the land of Edward D. Waters, thence (1) by and with said Waters land, North 15 degrees 50 minutes West for a distance of 250 feet; thence (2) North 74 degrees 10 minutes East for a distance of 120 feet; thence (3) South 15 degrees 50 minutes East for a distance of 250 feet to the northly side of said road; thence (4) by and with the Northly side of said Road South 74 degrees 10 minutes West for a distance of 120 feet to the place of beginning; being in all respects the same land conveyed by Linwood Johnson by Deed to Robert W. Maddox and Katherine E. Maddox, his wife, dated July 24, 1972, and recorded among the Land Records of Somerset County, Maryland, in Liber J.T.P. No. 284, Folio 115.

Possession of said property will be given upon ratification of sale.

TERMS OF SALE: $1,000.00 in cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of said County, the unpaid portion to bear interest at the rate of 6 percent per annum and to be secured to the satisfaction of said Trustees.

Taxes and other public charges to be paid and adjusted to date of sale. Title examination, if desired, title papers, revenue stamps, transfer tax, and costs of recording at the expense of the purchaser or purchasers.

Lloyd O. Whitehead
and
Donald C. Davis
Substitute Trustees
212 East Main Street
Salisbury, Maryland 21801
Telephone 749-2211

43-4tc

LIBER 045 PAGE 204

PRINCESS ANNE, MD., April 9 1975

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 Notice

Dates Inserted March 13, 20, 27

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

Owrutsky & Whitehead
Professional Association
Attorneys-at-Law
Salisbury, Maryland 21801

ORDER NISI

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees
—VS—
ROBERT W. MADDOX, SR.
and
KATHERINE E. MADDOX,
his wife,

No. 9682 Chancery In The Circuit Court For Somerset Sate of Maryland

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, on this 7th day of March, 1975, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Robert W. Maddox, Sr. and Katherine E. Maddox, 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 April, 1975; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 31st day of March, 1975.

The Report states the amount of the sale to be $6000.00.

s/I. THEODORE PHOEBUS
CLERK

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

Lloyd O. Whitehead
Donald C. Davis
Substitute Trustees

vs.

Robert W. Maddox, Sr. and
Katherine E. Maddox, his wife
P. O. Box 71
Fairmount, Maryland

* No. 9682 Chancery
* In the Circuit Court
* For Somerset County
* State of Maryland

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

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on April 23rd, 1975, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U. S. mail, postage prepaid:

Lloyd O. Whitehead, Esquire
Donald C. Davis, Esquire
212 East Main Street
Salisbury, Maryland

Robert W. Maddox, Sr.
P. O. Box 71
Fairmount, Maryland 21871

Katherine E. Maddox
P. O. Box 71
Fairmount, Maryland 21871

Logan C. Widdowson, Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3500

LIBER 045 PAGE 205

Lloyd O. Whitehead and Donald C. Davis Substitute Trustees	*	No. 9682 Chancery In the Circuit Court
vs.	*	For Somerset County
Robert W. Maddox, Sr. and Katherine E. Maddos, his wife P.O. Box 71 Fairmount, Maryland	*	State of Maryland

LIBER 0.3 PAGE 30

* * * * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported them, being the sum of six thousand dollars.

He has allowed the proper fees, costs and all other proper expenses amounting to five hundred thirty-five dollars and seventy-six cents ($535.76).

The balance then remaining amounts to five thousand four hundred sixty-four dollars and twenty-four cents ($5,464.24) to be distributed to Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees.

Amount of Sale		$6,000.00
Expenses, Costs and Fees		
Clerk of Court	$ 86.50	
Marylander & Herald Advertising $67.00 Order Nisi $20.00	87.00	
Orren J. Brittingham Auctioneer	25.00	
Carlos Bozman - Taxes	56.26	
Gray Insurance Agency, Bond Premium	36.00	
Notary Fees	2.50	
Trustees' Commission	200.00	
Postage	2.50	
Logan C. Widdowson, Auditor	40.00	
Total		535.76
Balance of Funds to be distributed		$5,464.24

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

Statement of Debt	$8,014.23
Funds to be Distributed	5,464.24
Deficency	$ 2,549.99

LIBER 043 PAGE 207

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

PERDUE, OWRUTSKY & WHITEHEAD
Professional Association
Attorneys-at-Law
Salisbury, Maryland 21801

LIBER 645 PAGE 208

DISBURSEMENTS

RE: 9682 Chancery
Foreclosure - Whitehead, et al, vs. Maddox

Clerk of Court		
Court Costs	$ 25.00	
Recording Substitute Trustee's Form	7.50	$ 32.50
Additional Costs		?
Marylander & Herald		
Advertising	$ 67.50	
Order Nisi	20.00	$ 87.50
Orren J. Brittingham — Auctioneer		$ 25.00
Carlos Bozman - Treasurer, Taxes 8 mos. 6 days ($82.32 per yr.) ($6.86 per month - 23¢ per day)		$ 56.26
Gray Insurance / Agency, Inc. - Bond Premium		$ 36.00
Notary Public - Beverly A. Tilghman		$ 2.50
Lloyd O. Whitehead & Donald C. Davis, Trustee's Fee in lieu of Commissions		$ 200.00
Logan Widdowson, Auditor fee		
Perdue, Owrutsky & Whitehead, Professional Association Reimbursements Registered Mail -per W 74 a 2b		2.50
Total Expenses:		$ 442.26
NET DUE JIM WALTER HOMES, INC. per Affidavit:		$ 8,014.23
LESS Expenses:		442.26
Dividend:		$ 7,571.97 *

* Adjust by deducting Auditor fee and Additional Court Costs here.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

No. 9682 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 23rd day of April, 19 75 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 9th day of May, 19 75.

L. 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 13th day of May, 19 75, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

DEC. 10 1975

LIBER 625 PAGE 220

MAR 17-75 A 529394 *****25.00

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	:	No. 9704 Chancery
	:	In the Circuit Court
	:	for Somerset County
	:	State of Maryland
Ex Parte	:	

* * * * * * * *

Mr. Clerk:

Please docket a suit as above and file for foreclosure Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Sam W. Borden and Horatio W. Turner, III, Trustees, dated December 27, 1967, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 242, Folio 41.

Hobart B. Hughes

John W. Long

ADDRESSES:

Vaughn James Riggin and Janet Lee Riggin, his wife: Johnson's Creek Road, Crisfield, Maryland 21817 or 143 Sommers Cove Apt., Crisfield, Md. 21817 (wife)
Hobart B. Hughes and John W. Long: 124 East Main Street, Salisbury, Maryland 21801

For Deed of Trust See Liber I. T. P. 242, Page 41

For Appontment of Substiture Trustees See Liber I. T. P. 285, Page 700

For Bond See Liber I. T. P. 10, Page 48

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	:	No. Chancery
	:	In the Circuit Court
	:	for Somerset County
	:	State of Maryland
Ex Parte	:	

STATEMENT OF MORTGAGE DEBT AND MILITARY AFFIDAVIT

STATE OF MARYLAND, Baltimore COUNTY, to-wit:

I HEREBY CERTIFY, that on this 12th day of March 1975, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Robert J. Schultze, Vice President of Loyola Federal Savings and Loan Association, having its principal office at Charles and Preston Streets, Baltimore, Maryland, and being duly sworn, deposes and says as follows:

That the following account represents the amount due and owing upon the Deed of Trust filed for foreclosure in the above entitled cause:

Principal balance due as of 3/5/75	$ 11,416.15
Interest due through April 16, 1975	372.88
Plus Debit Balance	3.04
	$ 11,792.07

AND, at the same time, the said Robert J. Schultze as aforesaid, did further make oath in due form of law that to the best of his knowledge, information and belief:

(a) The said Respondents are not in the military service of the United States;

(b) The said Respondents are not in any military service of any nation allied with the United States;

(c) The said Respondents have not been ordered to report for induction under the Selective Services Act of 1940, as

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

amended;

(d) The said Respondents are not members of the Enlisted Reserve Corps who have been ordered to report for military service.

IN WITNESS WHEREOF, I hereunto set my hand and affix my seal the day and year last above written.

Robert J. Schultze (SEAL)

Mary Virginia Barnuth
Notary Public

My Commission Expires:

July 1, 1978

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

Long, Laws, Hughes & Bahen
124 East Main Street
Salisbury, Maryland 21801

ORDER NISI

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collections of, Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association

No. 9704 Chancery In the Circuit Court for Somerset County State of Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, State of Maryland, this 11th day of April, 1975, that the sale of the property mentioned in these proceedings and made and reported by Hobart B. Hughes and John W. Long, Substitute Trustees, be ratified and confirmed unless cause to the contrary be shown on or before the 11th day of May 1975, provided a copy of this Order be inserted in some newspaper published in this County, once in each of three (3) successive weeks before the 5th day of May, 1975.

The Report of Sale states the amount of the sale to be Twelve Thousand Nine Hundred Dollars ($12,900.00).

s/I. THEODORE PHOEBUS
Clerk

TRUE COPY TEST:
I. Theodore Phoebus, Clerk.

52-3tc

PRINCESS ANNE, MD., May 13 1975

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 Notice

Dates Inserted: Apr. 17, 24 May 1

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

No
Va

LIBER 045 PAGE 213

LIBER 045 PAGE 214

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	:	No. 9704 Chancery
	:	In the Circuit Court
	:	for Somerset County
	:	State of Maryland
Ex Parte	:	

Mr. Clerk:

Please file the attached return receipts in the above captioned case as required by Rule W74 2 (b) of the Maryland Rules of Procedure.

Hobart B. Hughes

John W. Long

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

REGISTERED NO. 19224

Value $ NV	Special Delivery $
Reg. Fee $ 95	Return Receipt $ 15
Handling Charge $	Restricted Delivery $
Postage $ 10	☐ AIRMAIL

POSTMASTER (By) [illegible]

POSTMARK OF SALISBURY, MD MAIN STREET STA MAR 17 1975 USPO

MAILING OFFICE

FROM Long Lewis Hughes & Baker
Salisbury Md

TO Mr. Vaughn James Duggin
Johnson Circle Box 87
Crisfield Md

REGISTERED NO. 19225

Value $ NV	Special Delivery $
Reg. Fee $ 95	Return Receipt $ 15
Handling Charge $	Restricted Delivery $
Postage $ 10	☐ AIRMAIL

POSTMASTER (By) [illegible]

POSTMARK OF SALISBURY, MD MAIN STREET STA MAR 17 1975 USPO

MAILING OFFICE

FROM Long Lewis Hughes & Baker
Salisbury Md

TO Mr. Janet Lee Duggan
1430 Somers Cove Circle
Crisfield Md. 21817

LIBER 045 PAGE 225

LIBER 645 PAGE 226

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	:	No. 9704 Chancery
	:	In the Circuit Court
	:	for Somerset County
	:	State of Maryland
Ex Parte	:	

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND, COUNTY OF Somerset; to wit:

I HEREBY CERTIFY, that on this 10th day of April, 1975, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Robert J. Wilson and made oath in due form of law that he was the purchaser at the sale of the property described in this cause, and that:

(a) That he was not acting as agent for any other persons, firms, partnerships, or corporations other than stated above;

(b) That there are no other interested principals;

(c) That no one was either directly or indirectly discouraged from bidding at said sale.

Robert J. Wilson
Robert J. Wilson

SUBSCRIBED and SWORN to before me this 10th day of April 1975.

Jayne Blizzard
Notary Public

JAYNE BLIZZARD NOTARY PUBLIC SOMERSET CO., MD.

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	:	No. 9704 Chancery In the Circuit Court for Somerset County State of Maryland

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, in Equity, this 14 day of May 1975, 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 said Trustees are allowed the usual commission or fees and such proper expenses as they shall produce vouchers therefor.

E. McMaster Dize
Judge

LIBER 645 PAGE 227

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	:	No. 9704 Chancery In the Circuit Court for Somerset County State of Maryland

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

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Sale of Hobart B. Hughes and John W. Long, Substitute Trustees appointed under Appointment of Substitute Trustees, dated March 11, 1975, from Loyola Federal Savings and Loan Association and filed herein, respectfully represents:

That after having been given bond with sufficient security for the faithful performance of the trust reposed in them and after having complied with all the other prerequisites as required by law and the aforesaid Appointment of Substitute Trustees and after having given notice of the time, place, manner and terms of sale by advertisements duly inserted in the Marylander & Herald, a daily newspaper published in Somerset County, for three (3) successive weeks before the day of sale all as more particularly set forth in the Certificate of Publication attached hereto, they did, pursuant to said advertisement attend at the front door of the Court House in Princess Anne, Maryland, on the 4th day of Apirl, 1975, at the hour of 2:00 o'clock P.M., and they did then and there proceed to sell said property in the manner following, that is to say: Your Trustees offered at pbulic sale to the highest bidder or bidders the property mentioned in the aforesaid advertisement and situate in Somerset County and State of Maryland, and being more particularly described as follows:

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

ALL that lot or parcel of land situate, lying and being in Asbury Election District of Somerset County, State of Maryland, and more particularly described as follows: Beginning at a point located on a county road known as Johnson's Creek Road and the Southwest corner of the land of Jerry William McDorman; thence running in a Northerly direction by and with the property of the said Jerry William McDorman a distance of two hundred seventy-five (275) feet, more or less, to a ditch; thence running in a Westerly direction by and with said ditch, a distance of eighty-seven (87) feet, more or less, to the lands owned or being purchased by Leon McDorman; thence running in a Southerly direction by and with said land of Jerry William McDorman, a distance of two hundred seventy-five (275) feet, more or less, to the said county road; thence running by and with said county road in an Easterly direction, a distance of eighty-seven (87) feet, more or less, to the place of beginning.

AND your Trustees sold the above described property unto Robert J. Wilson at and for the sum of TWELVE THOUSAND NINE HUNDRED DOLLARS ($12,900.00), he bring, at that sum, the highest bidder therefor.

Respectfully submitted,

Hobart B. Hughes, Substitute Trustee

John W. Long, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I hereby certify, that on this 10th day of April, 1975, before me, the undersigned, a Notary Public of the State and County aforesaid, personally appeared Hobart B. Hughes and John W. Long, Substitute Trustees named in the aforegoing Report of Sale, and made oath in due form of law that the matters and facts stated herein are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal.

Notary Public

My Commission Expires:
July 1, 1978

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

LIBER 045 PAGE 220

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	:	No. 9704 Chancery
	:	In the Circuit Court
	:	for Somerset County
	:	State of Maryland
	:	
	:	

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, State of Maryland, this 11th day of April, 1975, that the sale of the property mentioned in these proceedings and made and reported by Hobart B. Hughes and John W. Long, Substitute Trustees, be ratified and confirmed unless cause to the contrary be shown on or before the 11th day of May 1975, provided a copy of this Order be inserted in some newspaper published in this County, once in each of three (3) successive weeks, before the 5th day of May, 1975.

The Report of Sale states the amount of the sale to be TWELVE THOUSAND NINE HUNDRED DOLLARS ($12,900.00).

L. Theodore Hoebus
Clerk

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

Long, Laws, Hughes & Bahen
124 East Main Street
Salisbury, Maryland 21801

ORDER NISI

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collections of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association

No. 9704 Chancery In the Circuit Court for Somerset County State of Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, State of Maryland, this 11th day of April, 1975, that the sale of the property mentioned in these proceedings and made and reported by Hobart B. Hughes and John W. Long, Substitute Trustees, be ratified and confirmed unless cause to the contrary be shown on or before the 11th day of May 1975, provided a copy of this Order be inserted in some newspaper published in this County, once in each of three (3) successive weeks, before the 5th day of May, 1975.

The Report of Sale states the amount of the sale to be Twelve Thousand Nine Hundred Dollars ($12,900.00).

s/I. THEODORE PHOEBUS
Clerk

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

52-3t

PRINCESS ANNE, MD., May 13 1975

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 Notice

Dates Inserted: Apr. 17, 24 May 1

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

LIBER 045 PAGE 221

No. 9704 Chancery
In the Circuit Court
for Somerset County
State of Maryland

LIBER 045 PAGE 282

PRINCESS ANNE, MD., April 9 1975

This is to certify that the annexed Trustees' 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 Notice

Dates Inserted: Mar. 20, 27 Apr. 3

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

Long, Laws, Hughes & Bahen
Attorneys
124 East Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF

DWELLING HOUSE AND LOT

Under and by virtue of a power of sale contained in a Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, dated December 27, 1967, and duly recorded among the Land Records of Somerset County and State of Maryland in Liber I.T.P. No. 242, Folio 41, default having been made in the terms, covenants and conditions thereof, the undersigned as Trustees for the purpose of foreclosure and collection will offer for sale at public auction at the front door of the Courthouse in Princess Anne, Somerset County, Maryland, on

FRIDAY
APRIL 4, 1975
AT 2 O'CLOCK P.M.

all the following described property:

All that lot or parcel of land, situate, lying and being in Asbury Election District of Somerset County, State of Maryland, and more particularly described as follows: Beginning at a point located on a county road known as Johnson's Creek Road and the Southwest corner of the land of Jerry William McDorman; thence running in a Northerly direction by and with the property of the said Jerry William McDorman a distance of two hundred seventy-five (275) feet, more or less, to a ditch; thence running in a Westerly direction by and with said ditch, a distance of eighty-seven (87) feet, more or less, to the lands owned or being purchased by Leon McDorman; thence running in a Southerly direction by and with said land of Jerry William McDorman, a distance of two hundred seventy-five (275) feet, more or less, to the said county road; thence running by and with said county road in an Easterly direction, a distance of eighty-seven (87) feet, more or less, to the place of beginning.

This property is improved by a one family unit consisting of three bedrooms; crawl space; cinder block foundation; composition shingles-roof; carport; one bath; heating system-warm air-oil fired.

TERMS OF SALE: Deposit of $1,000.00 on day of sale and the balance to be paid upon final ratification of sale, the credit portion to bear interest from date of sale, until paid at the rate of eight percent (8%) per annum and to be secured to the satisfaction of the undersigned, or all cash, at the option of the purchaser. The preparation of all documents for transfer, state stamps, state transfer tax and recording costs at the expense of the purchaser. State, County and City taxes will be pro-rated at the date of final ratification of said sale.

Hobart B. Hughes
and
John W. Long, Trustees

124 East Main Street
Salisbury, Maryland 21801
48-3tc

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	*	NO. 9704 CHANCERY
	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	
Ex Parte	*	

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account;

He charges the Trustees with the amount of sale as reported by them, being the sum of twelve thousand nine hundred dollars.

He has allowed the proper fees, costs and all other proper expenses amounting to seven hundred seventy-two dollars and seventy-five cents ($772.75).

The balance then remaining amounts to twelve thousand one hundred twenty-seven dollars and seventy-five cents ($12,127.75) to be distributed as follows: To Hobart B. Hughes and John W. Long, Trustees - $11,792.07; to Vaughn J. Riggin and Janet Lee Riggin - $335.18.

Amount of Sale		$12,900.00
Expenses, Costs and Fees		
Clerk of Court	85.00	
Maryland and Herald		
Advertising 59.00		
Order Nisi 20.00	79.00	
Carroll Long		
Auctioneer	50.00	
Harris J. Riggin		
Bond Premium	18.75	
Trustees' Commission	500.00	
Logan C. Widdowson		
Auditor	40.00	
TOTAL		772.75
Balance of Funds to be Distributed		$12,127.75

Funds to be Distributed	12,127.75
Statement of Debt	11,792.07
Surplus	335.18

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

db24

LIBER 043 PAGE 223

LIBER 0[illegible] PAGE [illegible]

Hobart B. Hughes and John W. Long, Substitute Trustees named in Appointment of Substitute Trustees, for the purpose of foreclosure and collection of Deed of Trust from Vaughn James Riggin and Janet Lee Riggin, his wife, to Loyola Federal Savings and Loan Association	*	NO. 9704 CHANCERY
	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	
Ex Parte	*	

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on May 23rd, 1975, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U.S. mail, postage prepaid.

Hobart B. Hughes, Esquire
John W. Long, Esquire
124 East Main Street
Salisbury, Maryland 21801

Vaughn James Riggin
Johnson Creek Road
Crisfield, Maryland 21817

Janet Lee Riggin
143 Somers Cove Apts.
Crisfield, Maryland 21817

Logan C. Widdowson, Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2500

No. 9704 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 23rd day of May, 1975 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 June, 1975.

L. 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 13th day of June, 1975, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

LIBER 045 PAGE 225

DEC. 10 1975

R#43753

LIBER 045 PAGE 226

Wade D. Ward, Assignee for the Purpose of foreclosure and collection in a Mortgage to the Charles H. Webb and Billie Rae Webb his wife, by assignment to Wade D. Ward for foreclosure and collection

No. 9377 Chancery

In the Circuit Court

for Somerset County, Maryland

Mr. Clerk:

Please file the within mortgage in your Chancery Records for the purpose of foreclousre and collection

Wade D. Ward, Assignee

For Original Mortgage See Liber I.T.P. No. 254, Folio 467.
FOR ASSIGNMENT SEE Liber No. 270, Folio 460.
FOR Bond See Bond Book No. 9, Page 594.

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Charles H. Webb and Billie Rae Webb, his wife, and by assignment to Wade D. Ward for foreclosure and collection.

No. 9377 Chancery

In the Circuit Court for

Somerset County, Maryland

AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 10th day of July, 1973, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Charles H. Webb and Billie Rae Webb, his wife, and made oath in due form of law that the total amount due on the principal on the mortgage in the above entitled case is $4,220.00 and the amount due in interest is $748.80, making a total of $4,968.80.

Witness my hand and seal this 10th day of July, 1973.

Notary Public

LIBER 625 PAGE 228

MARYLAND;

IN THE CIRCUIT COURT FOR THE COUNTY OF SOMERSET

RE: Wade D. Ward, Assignee For Purpose of Foreclosure & Collection
Any Mortgage To Charles H. Webb and Billie Rae Webb, his wife,
By Assignment To Wade D. Ward, Assignee.

CHANCERY NO. 9377

Comes now, Respondents, Joe S. Gulle and Vivian Gulle, by counsel Joe S. Gulle, Attorney, pro-se and represents to this Honorable Court as follows:

1. That Respondents are owners in fee simple of the property described in Deed , Liber 256 Folio 730, from Orelco Corporation, Granter to Grantees, Joe S. Gulle and Vivian Gulle, his wife, filed October 6, 1970, in the Land Records of Somerset County, Maryland, as more particularly shown in a Notice dated November 2, 1970, annexed hereto as Exhibit A.

2. That said Grantees paid said Granter $ 2,650.00 cash for said property ; that said Grantor in its Sale Contract represented to Grantees that there are no encumbrances on said property; that said Grantees have paid and continued to pay the real estate taxes on said property as will be described by the tax records of said Somerset County.

3. That said Grantees first learned on about July 8, 1973, of the Purchase Money Mortgage and Mortgage Note from said Orelco Corporation, Mortgager to Charles H. Webb and Billie Rae Webb, his wife, recorded in Liber 254 Folio 467 filed June 24, 1970.

4. That notwithstanding that the names and address of Grantees were known or should have been known to Charles H. Webb and Billie Rae Webb, his wife, by their attorney, Wade D. Ward, no notice whatsoever was given to said Grantees of this proceeding of foreclosure and the Public Sale to be held July 14, 1973.

5. Upon hearing of said foreclosure and sale in an indirect way, Grantees, Joe S. Gulle and Vivian , hisw wife, wrote a letter for information to said Wade D. Ward, Esquire, on July 9, 1973; and on July 10, 1973, by phone gave notice to said Ward that said Grantees of the Granter, Orelco Corporation would pay the full sum owing on the said mortgage and mortgage note by Orelco Corporation to Charles H. Webb and Billie Rae Webb, his wife and have the same assigned to said Joe S. Gulle and Vivian Gulle, Grantees of said Granter, Orelco Corporation; that said Wade D. Ward informed said

Grantees, Joe S. Gullo and Vivian Gullo that the full amount owing on said Mortgage and Mortgage Note is about $ 5,500.00.

6. That to allow said Public Sale to be held would cause irreparable injury and financial loss to Joe Gullo and Vivian Gullo, his wife; and other Grantees of said Granter, Orelco Corporation ; that said Grantees Joe Gullo and Vivian Gullo were and are strangers to said other Grantees and have no means to communicate with them and would not take unfair advantage of them.

7. That Grantee , Joe Gullois mailing with a copy of this pleading his Cashier Check Number 112096 drawn on Arlington Trust Company, Inc., Arlington, Virginia in the amount of $ 5,500.00, endorsed to Charles H.Webb and Billie Rae Webb, his wife, as payment of the said mortgage and mortgage note from Orelco Corporation to said Charles H. Webb and Billie Rae Webb, recorded in Liber 254 Folio 467, filed June 24, 1970, a copy of said check is annexed hereto as Exhibit B; that any differences in said $ 5,500.00 may be adjusted between said Grantees Joe S. Gullo and and Mortgagees, Charles H. Webb and Billie Rae Webb, his wife.

WHEREFORE Respondents Pray:

1. That Said Charles H. Webb and Billie Rae Webb, his wife, accept from said Respondents payment on their said Mortgage Note and Mortgage recorded in Liber 254 Folio 467 filed June 24, 1970.

2. That said Charles H. Webb and Billie Rae Webb, his wife, assign the said mortgage and mortgage note to said Joe S. Gullo and Vivian Gullo, his wife, Grantees of said Granter Orelco Corporation as being fully paid and satisfied.

3. That Respondents may have sycg further relief in the premises as to this Court may seem meet and equitable.

Joseph S. Gullo
Joseph S. Gullo, respondent,Attorney pro-se

Vivian Gullo his wife
Vivian Gullo, Respondent
By: Counsel: Joseph S. Gullo

LIBER 845 PAGE 229

Joseph S. Gullo, Attorney
602 Arlington Trust Bldg.
1515 North Courthouse Road
Arlington, Virginia 22201
Phone: 703: 525 4900

Certificate of Service

I hereby certify that a copy of the foregoing pleading with the original Cashier Check Exhibit B was mailed, by certified mail return receipt, this July 11, 1973, to Wade D. Ward, Esq. 946 W. Main Street, Crisfield, Maryland, 21817, Attorney for Charles H. and Billie Rae Webb, his wife.

Joseph S. Gullo

LIBER 045 PAGE 230

REAL PROPERTY TRANSFER
SOMERSET COUNTY

Court House Princess Anne, Md.

Deed presented by: .....

Date presented: .....

Consideration: .....

Mortgage: ..... Ground Rent: .....

Account No.	District	Transfer No.

GRANTEE NAME & ADDRESS:

[illegible]

Plat recorded	Deed Ref. Liber	Folio
	[illegible]	

Description — Location — Assessment.

Lot 4 of plat
(5 ac.).....$ 1500.

Use	Tax Map	Block	Parcel
[illegible]	[illegible]	21	101

NOTICE TO PURCHASER:

The above shows the description and assessed value proposed for the year....., for property you recently acquired. Any complaint against said assessment must be made to the Supervisor of Assessments, Court House, Princess Anne, Md., in writing, within twenty (20) days or the assessment will become final.

DATE OF NOTICE: 11-2-70

W. Clyde Ford, Jr.
W. Clyde Ford, Jr.
Supervisor of Assessments

Exhibit A

68-424
514

ARLINGTON TRUST COMPANY, INC.
ARLINGTON, VIRGINIA

JULY 10, 19 73 No. 112096

PAY $ 5,500.00

TREASURER'S CHECK

TO THE ORDER OF Joe S. Gullo

AUTHORIZED SIGNATURE

Withdrawn from savings #585222

ARLINGTON TRUST COMPANY 5500 CTS

⑈112096⑈ ⑆054⑈0424⑆ 1000000⑈

Exhibit B

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Charles H. Webb and Billie Rae Webb, his wife, and by assignment to Wade D. Ward for foreclosure and collection.

No. 9377 Chancery

In the Circuit Court for

Somerset County,

State of 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 Orelco Corporation, a body corporate of the State of Maryland, to Charles H. Webb and Billie Rae Webb, his wife, of Somerset County, Maryland, dated June 16, 1970, recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 254, folio 467, duly assigned to the undersigned for 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 the 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 14th day of July, 1973, 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 Lawson's Election District, Somerset County, Maryland, and being bounded on the north and in part on the west by the Pennsylvania Railroad, bounded on the east by the county road known as Whites Road leading to St. Paul's Church, and also bounded in part on the east by the lands now or formerly owned by Hattie and Kendal Wilson, bounded in part on the south by the lands now or formerly owned by Smith Byrd, and bounded alsonon the South by the lands now or formerly owned by Leroy H. Jones, and bounded in part on the west by the lands now or formerly owned by Norman T. Whittington, Jr., containing 80 acres, more or less, and being the same and all that land conveyed unto said Orelco Corporation, a body corporate as aforesaid, by Charles H. Webb, et ux. by deed dated July 16, 1970, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 256, folio 223.

And the said property was sold to Irving Lee Saltz, he being then and there the highest bidder therefor, at and for the sum of Seventeen Thousand Six Hundred Dollars ($17,600.00) and the purchaser has complied with the terms of sale.

Respectfully submitted,

Wade D. Ward, Attorney

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 16th day of July, 1973, before me, the subscriber, a Notary Public of the State and 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 and reported was

fairly made.

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

Notary Public

LIBER 645 PAGE 234

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Charles H. Webb and Billie Rae Webb, his wife, and by assignment to Wade D. Ward, for foreclosure and collection.	No. 9377 Chancery In the Circuit Court for Somerset County, State of 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 16th day of ~~July~~ August, 1973, 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 6th day of August, 1973,

The report states that the amount of sale of $17,600.00.

I. Theodore Phoebus

I. Theodore Phoebus, Clerk

MARYLAND

IN THE CIRCUIT COURT FOR THE COUNTY OF SOMERSET

JOSEPH S. GULLO
and
VIVIAN GULLO, his wife

Chancery No. 9377

Petitioners - In re: Wade D. Ward, Assignee For Purpose of Forclosure and Collection in a Mortgage to Charles H. Webb and Billie Rae Webb his wife, by assignment to Wade D. Ward for Foreclosure and Collection

AFFIDAVIT IN SUPPORT OF PETITIONERS' MOTION TO COMPEL MORTGAGEES TO EXECUTE ASSIGNMENT OF MORTGAGE AND MORTGAGE NOTE TO PETITIONERS , PURCHASERS FROM MORTGAGOR.

State of Virginia
County of Arlington, to-wit:

Joseph S. Gullo, being duly sworn deposes and says that he and Vivian Gullo, his wife, are petitioners in the above entitled cause and files this Affidavit in support of their motion filed in this proceeding on July 12,1973, to compel Mortgagees, Charles H. Webb and Billie Rae Webb, his wife by their attorney Wade D. Ward, to execute assignment of mortgage and mortgage note to them upon petitioners having paid the mortgage and mortgage note in full on July 10, 1973; which was before foreclosure and sale at public auction on July 14, 1973 as advertised in a local newspaper; and for grounds of said motion states as follows:

1. Petitioners are purchasers in good faith from Mortgagor Orelco Corporation, and grantees of said Mortgagor of a seperate portion of that property described in the mortgage instrument recorded at Liber 254 Folio 467; in which said Orelco Corporation is Mortgagor and Charles H. Webb and Billie Rae Webb his wife are Mortgagees; by virtue of the Deed executed by said Orelco Corporation to petitioners recorded at Liber 256 Folio 730 in the Land Records of Somerset County, Maryland on October 6, 1970.

2. Petitioners had no prior knowledge of the existence of said mortgage instrument until after Notice had been published by said Mortgagees in a local newspaper of Mortgagor's default and for the foreclosure and sale of said property described in said mortgage instrument at a public auction on July 14, 1973.

3. Upon learning of said Mortgagor's (Orelco Corporation) default for non-payment of said mortgage debt and prior to the said sale at public auction on July 14, 1973, petitioners paid said Mortgagees, Charles H. Webb and

Billie Rae Webb his wife and said Mortgagees accepted and have retained said payment, $ 5,500.00, by their bank cashier's check dated July 10,1973; a copy of said cashier's check is annexed to petitioners' motion filed in this proceeding on July 12, 1973.

4. The said Mortgagees state in their Affidavit filed in this proceedings that the total amount due on July 10,1973, on the principal on the mortgage note is $ 4,220.00, and the amount due in interest is $ 748.80, making a total amount of $ 4,968.80, in default for the purpose of Foreclosure and Collection from the sale at public auction on July 14, 1973, of said property described in the said mortgage instrument Liber 254 Folio 467.

5. Petitioners' payment , $ 5,500.00 (subject to adjustment for costs up or down) of the mortgage debt on July 10, 1973 constitues satisfaction, 56 Md, 521. As Grantees of Mortgager of a portion of the mortgaged property , petitioners are entitled to redeem the entire property on July 10, 1973, 59 C.J.S. (1949 ed) Mortgages, Section 827; 32 Md.421; 93 Md. 164, 48 Atl 461 . To protect their interest petitioners were entitled to pay off the mortgage debt before foreclosure and sale at public auction on July 14, 1973, 59 C.J.S. (1949 ed) Mortgages Section 360 (c).

6. In addition to the aforesaid property petitioners purchased from Orelco Corporation ; petitioners also purchased from Orelco Corporation and its sole stockholders, John J. Young and Marion G. Young his wife, five(5) promissory notes, copies of which are annexed hereto Marked Exhibits Nos. 1, 2, 3, 4, and 5.

Petitionners have demanded payments as provided for in said notes and Orelco Corporation and its said stockholders have failed to make such payments and have been default and now continue to be in default and the balance of the unpaid principal and accrued interest on said notes was $ 11,776.20, on July 18, 1973. The whereabouts of said John J. Young and Marion G. Young his wife has been unknown and continue to be unknown to petitioners upon a reasonable search having been made.

7. Petitioners are aggrieved by the refusal of the Mortgagees Charles H. Webb and Billie Rae Webb his wife by their attorney Wade D. Ward to execute and deliver the said assignment and that said refusal is prejudicial to petitioners ' vested rights, and contrary to the laws of Maryland.

WHEREFORE, PETITIONERS respectfully pray that an order be made and entered herein compelling Mortgagees Charles H. Webb and Billie Rae Webb his wife to execute an assignment of the Mortgage and Mortgage Note to Joseph S. Gulle and Vivian Gulle his wife, (2) that the amount of the mortgage debt and costs be determined and any diference to the amount paid , $ 5,500.00, settled, (3) that petitioners have such further relie relief in the premises as to this Court may seem meet and equitable.

Joseph S. Gulle

Joseph S. Gulle

Subscribed and Sworn to before me this 9th day of August 1973.

Thelma A. Fye

Notary Public

My commission expires 3-16-75

NOTARY PUBLIC WILLIA A. FOPE ARLINGTON COUNTY

Joseph S. Gulle

Joseph S. Gulle, pro-se , Attorney, Virginia & D.C.
Counsel for Petitioners
602 Arlington Trust Bldg.
1515 North Courthouse Road
Arlington, Virginia 22201
Phone: 525 4900 (area code 703)

Certificate of Service

I hereby certify that a copy of the foregoing Affidavit y was mailed, postage prepaid ,this 9th day of August 1973, to Wade D. Ward, Esq. Main Street 946 W, Crisfield, Maryland 21817, attorney for Charles H. Webb and Billie Rae Webb, and to Irving Salta P.O. Box 1376, Wheaton, Maryland 20902. purchasers at public auction.

Joseph S. Gulle

Joseph S. Gulle

LIBER 045 PAGE 238

Law Reporter Blank No. 413

DEED OF TRUST NOTE—INSTALLMENT

GIVEN FOR Money Borrowed AND SECURED BY 1st. DEED OF TRUST

ON LOT #34 Block "D" IN "Wieneke Subdivision"

Queen Anne County, Maryland

A.C. Robinson AND Arnold A. Bowers TRUSTEES.

SUBJECT TO A FIRST TRUST FOR $, DATED , 19

AT % PLACED BY

$ 1,100.00 October 2, , 19 69

For Value Received the undersigned doth promise to pay to the order of John J. Young and Marion G. Young the sum of One Thousand One Hundred and no/100---------- DOLLARS, with interest until paid at the rate of Eight (8) per centum per annum.

Said principal and interest payable in monthly installments of Seven and 33/100 ($7.33)-------- ---------- DOLLARS (with the privilege of making larger payments in any amount), on the 2nd day of each and every month after date, until paid; each installment, when so paid, to be applied: first, to the payment of the interest on the amount of principal remaining unpaid, and the balance thereof credited to the principal.

And it is expressly agreed that if default be made in the payment of any one of the aforesaid installments when and as the same shall become due and payable, then and in that event, the unpaid balance of the aforesaid principal sum and accrued interest shall at the option of the holder hereof at once become and be due and payable. The full principal balance and accrued interest, remaining unpaid, shall become and be due and payable on October 1, , 1971.

This is to certify that this is the note described in a Deed of Trust to the Trustees named hereon, and bearing even date herewith. Said Deed of Trust and note having been executed in my presence.

Albert Bank

Oreloo Corporation

John J. Young

John J. Young, President

Marion G. Young

Marion G. Young, Secretary

Address 1804 Metzerott Road,

Adelphi, Md.

Retain this note after payment that the Trustees may be satisfied as to its cancellation when a release is desired.

PAYMENTS ON ACCOUNT OF ABOVE NOTE, AND INTEREST, ARE ACKNOWLEDGED AS FOLLOWS:

Date of Payment	Interest Due	To Principal	Balance Principal Due	Date of Payment	Interest Due	To Principal	Balance Principal Due
19				19			

Pay to the order of:
Joe T. Mullaney
Thomas B. Gulle
Jhs. wife, as tenants
by the entirety

With recourse to:
Jointly and Severally
John J. Young
Marion G. Young

Deed of Trust Note

(INSTALLMENT)

_____

_____

$_____

*Payable*_____*per month on the*_____*day*

_____

*Interest at*_____*%, to be deducted out of each monthly payment and balance thereof applied to principal.*

The Washington Law Reporter Company
Cafritz Building, Washington 6, D. C.

PAYMENTS ON ACCOUNT OF ABOVE NOTE, AND INTEREST, ARE ACKNOWLEDGED AS FOLLOWS:

Date of Payment	Interest Due	To Principal	Balance Principal Due	Date of Payment	Interest Due	To Principal	Balance Principal Due
19				19			

FILED

AUG 10 10 13 AM '73

RECORDED
INDEXED

Law Reporter Stock No. 413

DEED OF TRUST NOTE—INSTALLMENT

GIVEN FOR money loan AND SECURED BY 1st DEED OF TRUST

ON LOT #4 Block lettered "E"

"Wieneke Subdivision" Square (Char-Nor) Queen Anne's County, Md.

A. C. Robinson AND Peter Stefanelli TRUSTEES.

SUBJECT TO A FIRST TRUST FOR $, DATED , 19

AT % PLACED BY

$ 1,000.00 September 16, , 1969

For Value Received the undersigned doth promise to pay to the order of John J. Young and Marion G. Young the sum of One Thousand and no/100- -($1,000.00)- - - -DOLLARS, with interest until paid at the rate of Eight(8%) per centum per annum.

Said principal and interest payable in monthly installments of Six and 66/100- - - - - - - - - - - - - - - - - - - -

PAY TO THE ORDER OF:
Joe S. Gulley and
Noreen B. Gulley
Trustees by the entirety

With recourse to(Jointly and severally)

John J. Young
John J. Young

Marion G. Young
Marion G. Young

LIBER 6135 PAGE 244

Deed of Trust Note

(INSTALLMENT)

$

Payable _____ *per month on the* _____ *day*

Interest at _____ *%, to be deducted out of each monthly payment and balance thereof applied to principal.*

The Washington Law Reporter Company
Cafritz Building, Washington 6, D. C.

PAYMENTS ON ACCOUNT OF ABOVE NOTE, AND INTEREST, ARE ACKNOWLEDGED AS FOLLOWS:

Date of Payment	Interest Due	To Principal	Balance Principal Due	Date of Payment	Interest Due	To Principal	Balance Principal Due
19				19			

FILED
AUG 10 10 13 AM '73
RECORDED
LIBER No. ____ FOLIO ____

DEED OF TRUST NOTE—INSTALLMENT

BLANK No. 413

GIVEN FOR money borrowed AND SECURED BY 1st DEED OF TRUST

ON ~~BOOK~~ Parcel No. 7 square as pre Plat "Twin River Ranch"
Wicomico County, Maryland

A.C. Robinson AND Peter Stefanelli TRUSTEES.

SUBJECT TO A FIRST TRUST FOR $ _____, DATED _____, 19____

AT _____% PLACED BY _____

$ 3,500.00 January 28, 1970

For Value Received the undersigned doth promise to pay to the order of John J. Young the sum of Three Thousand Five Hundred and no/100- - - - - - - - - - - -($3,500.00)- DOLLARS, with interest until paid at the rate of Eight(8) per centum per annum.

Said principal and interest payable in monthly installments of Forty and no/100- - - - - - - - - - -

Pay to the order of:

JOE S. GULLO AND/OR

VIVIAN GULLO

With recourse to:

John J. Young

John J. Young

Mary S. Young

Deed of Trust Note

(INSTALLMENT)

_____

_____

$_____

Payable _____ *per month on the* _____ *day*

Interest at _____ *%, to be deducted out of each monthly payment and balance thereof applied to principal.*

Payments on account of the above note, and interest, are acknowledged as follows:

Date of Payment	Interest Due	To Principal	Balance	Principal Due	Date of Payment	Interest Due	To Principal	Balance	Principal Due
19					19				

DEED OF TRUST NOTE—INSTALLMENT

Blank No. 413-C

GIVEN FOR Deferred Purchase Money AND SECURED BY 1st. DEED OF TRUST

ON ~~LOT~~ Tract # 19 Twin River Ranch ~~LOTS~~ Nanticoke, Wicomico County, Maryland

A.C. Robinson AND Peter Stefanelli TRUSTEES.

$ 2600.00 AUGUST 8, 1970

For Value Received WE, the undersigned, jointly and severally promise to pay to the order of Orelco Corporation, a Maryland Corporation, the sum of Two Thousand Six Hundred and no/100 DOLLARS, with interest until paid at the rate of Eight (8%) per centum per annum.

Said principal and interest payable in monthly installments of Thirty and no/100 ($30.00), or more, DOLLARS, on the 8 day of each and every month after date commencing on the 8 day of September 1970 and continuing up to and including the 8 day of AUGUST 1977, and on the 8 day of September 1977, the entire balance of said principal sum then remaining unpaid shall be and become due and payable; each installment, when so paid, to be applied: first, to the payment of the interest on the amount of principal remaining unpaid, and the balance thereof credited to the principal.

And it is expressly agreed that if default be made in the payment of any one of the aforesaid installments when and as the same shall become due and payable, then and in that event, the unpaid balance of the aforesaid principal sum and accrued interest shall at the option of the holder hereof at once become and be due and payable.

This is to certify that this is the note described in a Deed of Trust to the Trustees named hereon, and bearing even date herewith. Said Deed of Trust and note having been executed in my presence.

Paul M. Young

Judy Ann Parsons

Willie E. Parsons

Willie E. Parsons

Mable V. Parsons

Mable V. Parsons

Address RT #5 BRICK KILN Rd SALISBURY, MD 21801

Retain this note after payment that the Trustees may be satisfied as to its cancellation when a release is desired.

Payments on account of the above note, and interest, are acknowledged as follows:

DATE OF PAYMENT	INTEREST DUE	TO PRINCIPAL	BALANCE PRINCIPAL DUE	DATE OF PAYMENT	INTEREST DUE	TO PRINCIPAL	BALANCE PRINCIPAL DUE
19				19			

BOOK 045 PAGE 244

4

Pay to the order of

Joel S. Hulla and his wife, Vivian B. Hulla as trustees, not individually

With recourse to

Orelco Corporation

John J. Young, Pres.

Marion G. Young, Secretary

Deed of Trust Note

(INSTALLMENT)

_____

_____

$_____

Payable _____ *per month on the* _____ *day*

Interest at _____ *%, to be deducted out of each monthly payment and balance thereof applied to principal.*

Payments on account of the above note, and interest, are acknowledged as follows:

DATE OF PAYMENT	INTEREST DUE	TO PRINCIPAL	BALANCE PRINCIPAL DUE	DATE OF PAYMENT	INTEREST DUE	TO PRINCIPAL	BALANCE PRINCIPAL DUE
19				19			

C25 PAGE 275

FILED

AUG 10 10 11 AM '73

RECORDER

DEED OF TRUST NOTE—INSTALLMENT ( ) LIBER 045 PAGE 246 (Recorded by John J. Young 9/2/71) Blank No. 413-C

Lots 20&21 GIVEN FOR Deferred Purchase Money AND SECURED BY 1st DEED OF TRUST
ON LOT XX Block "D", Wieneke Subdivision, Queen Anne's County, Maryland
John J. Young AND Marion G. Young TRUSTEES.

$ 3400.00 May 8, 1971

For Value Received the undersigned doth promise to pay to the order of Orelco Corporation, a Maryland Corporation the sum of Three Thousand Four Hundred and no/100---------- DOLLARS, with interest until paid at the rate of Eight (8%) per centum per annum.

Said principal and interest payable in monthly installments of Fifty Three and no/100---------- ($53.00), or more, ---------- DOLLARS, on the 8 day of each and every month after date commencing on the 8 day of June 1971 and continuing up to and including the 8 day of May 1976, and on the 8 day of June 1976, the entire balance of said principal sum then remaining unpaid shall be and become due and payable; each installment, when so paid, to be applied: first, to the payment of the interest on the amount of principal remaining unpaid, and the balance thereof credited to the principal.

And it is expressly agreed that if default be made in the payment of any one of the aforesaid installments when and as the same shall become due and payable, then and in that event, the unpaid balance of the aforesaid principal sum and accrued interest shall at the option of the holder hereof at once become and be due and payable.

JO-AL LEISURE HOMES, INC.

Paul J. Bryan

This is to certify that this is the note described in a Deed of Trust to the Trustees named hereon, and bearing even date herewith. Said Deed of Trust and note having been executed in my presence.

Paul J. Bryan - President

Linnie A. Bryan - Secretary

Address

Retain this note after payment that the Trustees may be satisfied as to its cancellation when a release is desired.

Payments on account of the above note, and interest, are acknowledged as follows:

DATE OF PAYMENT	INTEREST DUE	TO PRINCIPAL	BALANCE PRINCIPAL DUE	DATE OF PAYMENT	INTEREST DUE	TO PRINCIPAL	BALANCE PRINCIPAL DUE
19				19			

Pay to the order of

[illegible]

[illegible]

With recourse to

Osco Co.

[illegible]

John J. Young

Manager

Mortgage Department

[illegible]

[illegible]

Manager

[illegible]

LIBER 045 PAGE 247

FILED

AUG 10 10 23 AM '73

RECORDED IN
LIBER NO.
L.R.
BY

IN THE CIRCUIT COURT FOR THE COUNTY OF SOMERSET, MARYLAND

JOSEPH S. GULLO
and
VIVIAN GULLO, HIS WIFE,

PETITIONERS

CHANCERY NO. 9377

IN RE: Wade D. Ward, Assignee For Purpose of Foreclosure and Collection in a Mortgage to Charles E. Webb and Billie Rae Webb, his wife, by assignment to Wade D. Ward For Foreclosure and Collection

JUDGMENT

Upon the Verified Petition herein filed on August 10, 1973, of Joseph S. Gullo , Petitioner in the above-entitled cause , attorney of record pro-se, and for Petitioner, Vivian Gullo, his wife, and it appearing from said verified petition that Orelco Corporation, Mortgager, in the proceedings herein, and John J. Young and Marian G. Young, his wife, owners of all of the stock in said Mortgager Orelco Corporation, owed petitioners, Joseph S. Gullo and Vivian Gullo, his wife, Grantees of said Mortgager Orelco Corporation, the sum of $ 11,776.20, on July 18, 1973, the amount due and owing petitioners on the unpaid and accrued interest on the promissory notes annexed and made part of said petitioners' verified petition herein filed on August 10, 1973, it is by the Court this ___day of _____, 1973, ADJUDGED as follows:

1. That petitioners, Joseph S. Gullo and Vivian Gullo, his wife, have and recover of said Orelco Corporation, John J. Young, Marian G. Young, his wife, the sum of $ 11,776.20, the amount due and owing plaintiffs on the unpaid principal and accrued interest on July 18, 1973, on the promissory notes annexed and made part of petitioners' verified; and petition herein.

2. Interest on said amount, $ 11,776.20, at 8 percent per annum from July 18, 1973, until paid, together with costs taxed at $ _____, and that petitioners have its execution; and

3. Petitioners have a lien ;(subject to Charles H. Webb and Billie Rae Webb his wife, ' s mortgage and mortgage note herein,)for the said amount $ 11,776.20, upon the mortgaged property in this proceedings.

_____
JUDGE

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Charles H. Webb and Billie Rae Webb, his wife, and by assignment to Wade D. Ward, for foreclosure and collection.	No. 9377 Chancery In the Circuit Court for Somerset County, State of Maryland

AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

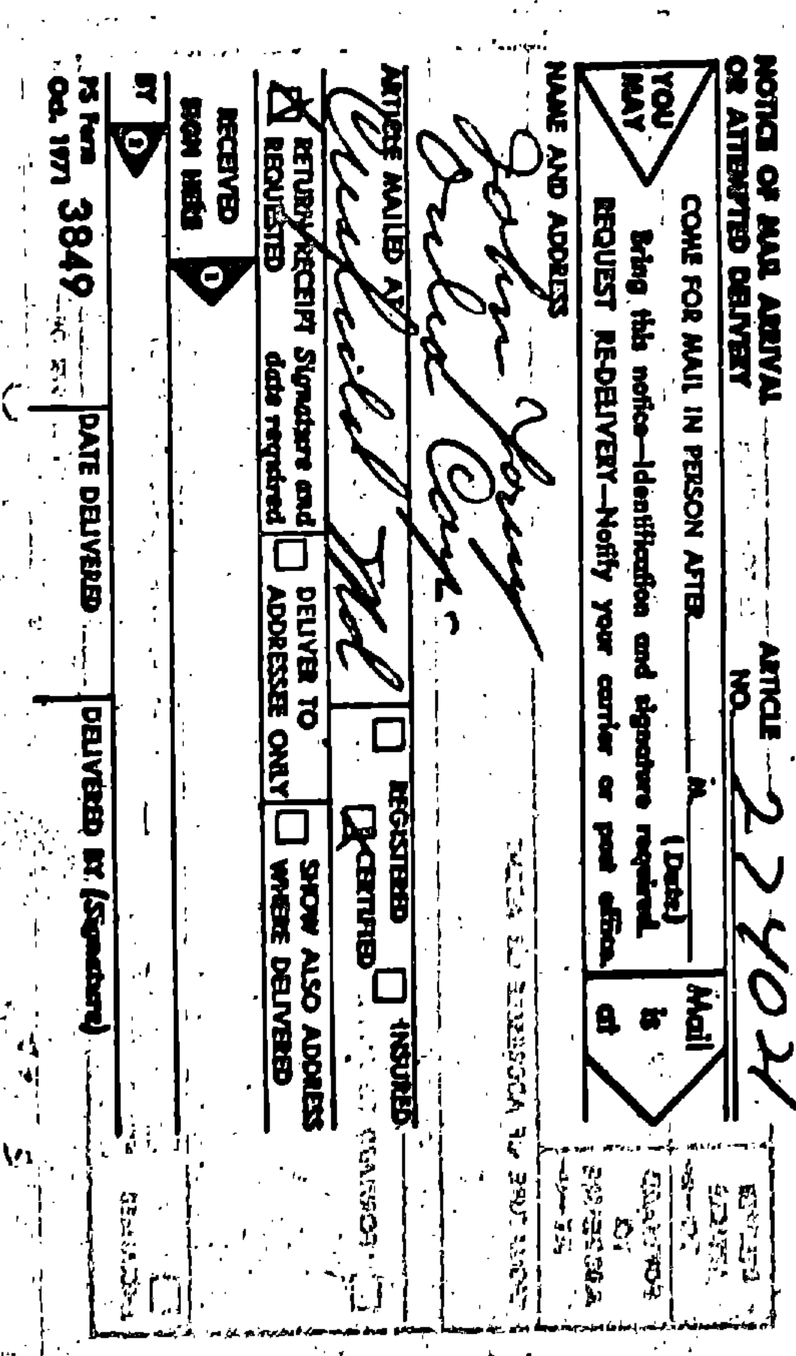
I HEREBY CERTIFY, that on this 15th day of August, 1973, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Wade D. Ward, and made oath in due form of law:

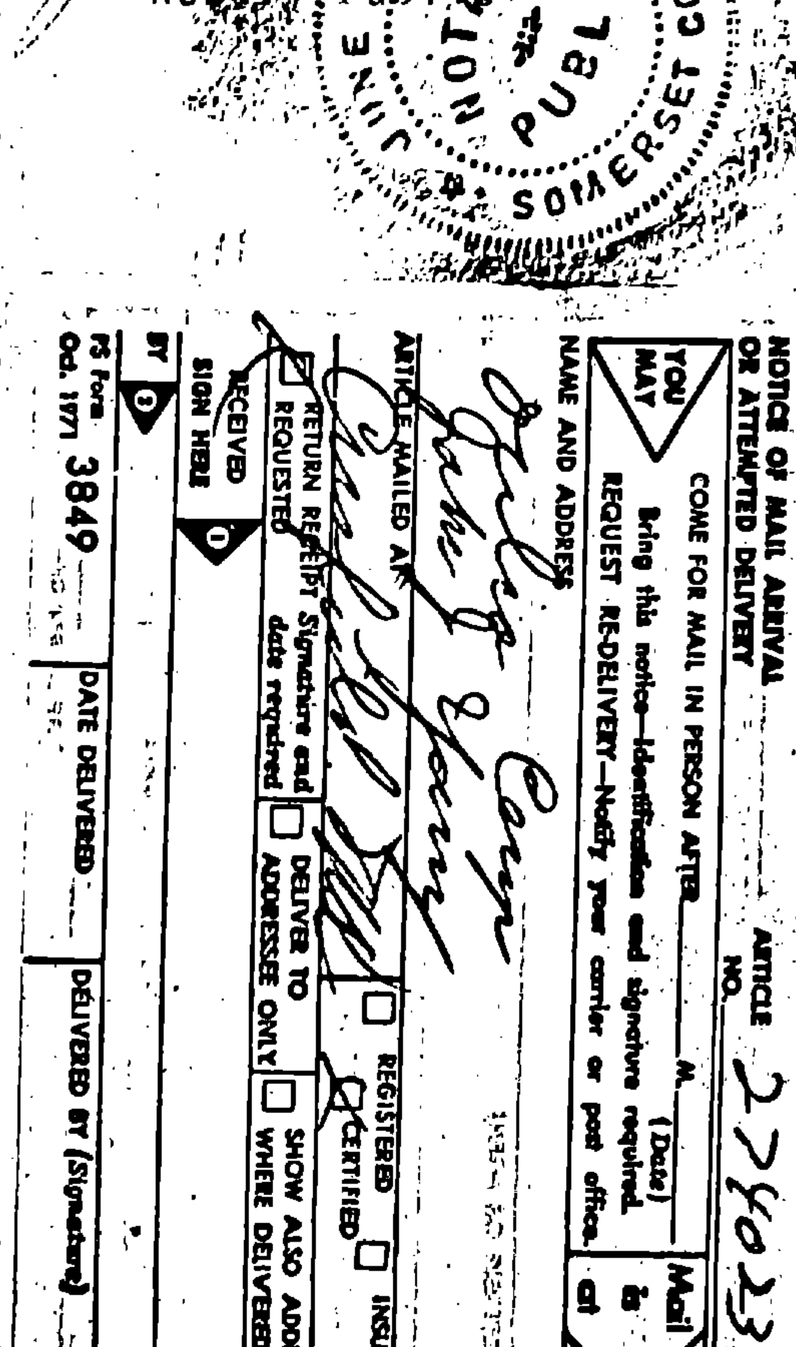
1. That the attached receipts and return envelopes were mailed by him ten (10) days prior to the sale.

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

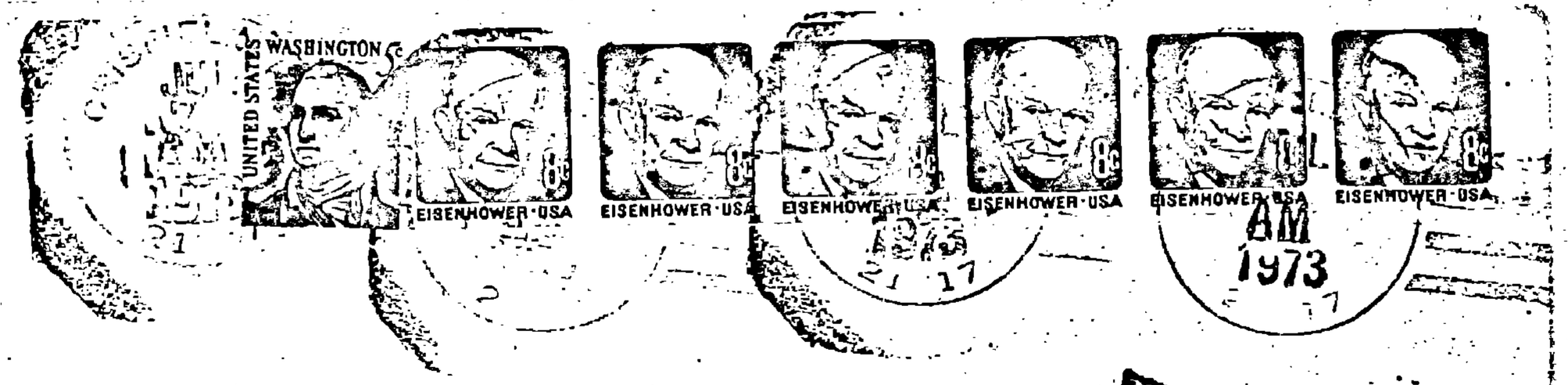
Notary Public

JUNE HOSTETTER NOTARY PUBLIC SOMERSET CO.





WADE D. WARD
ATTORNEY AT LAW
CRISFIELD, MD. 21817



Moved, left no address
No such number
Moved, not forwardable
Addressee unknown

Orelco Corporation
& John J. Young
6216 Baltimore Ave.
Riverdale, Maryland

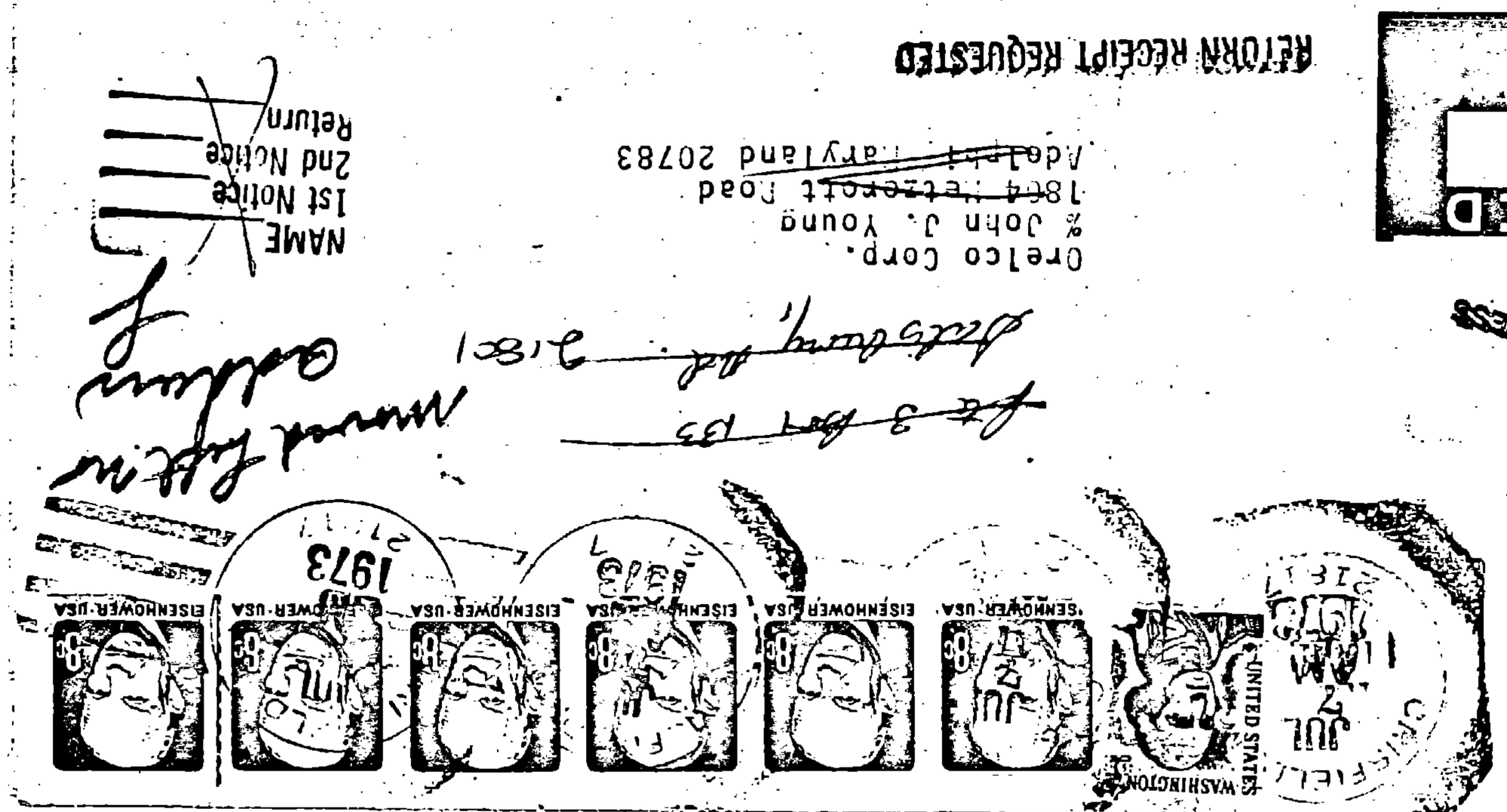
RETURN TO SENDER
REASON CHECKED
Unclaimed ..... Refused
Addressee unknown
Insufficient address
No such street ..... number
No such office in state
No mail in this area

CERTIFIED
No. 274023
MAIL

RETURN RECEIPT REQUESTED

JUL 25 1973

LIBER 0435 PAGE 250



WADE D. WARD
ATTORNEY AT LAW
CRISFIELD, MD. 21817

RETURN TO SENDER
MOVED, LEFT NO ADDRESS

CERTIFIED
No. 274022
MAIL

RETURN RECEIPT REQUESTED

Orelco Corp.
% John J. Young
1864 Westcott Road
Adelphi, Maryland 20783

NAME
1st Notice
2nd Notice
Return

WADE D. WARD
ATTORNEY AT LAW
CRISFIELD, MD. 21817

RETURNED TO WRITER

FORWARDING PERIOD EXP.

SALISBURY

EISENHOWER · USA 8c

F.P.E. L DEC

Mr. John Young
Orelco Corporation
8603 Springvale
Silver Spring, Maryland

RETURNED TO WRITER

FORWARDING PERIOD EXP.

CERTIFIED
No. 274021
MAIL

RETURN RECEIPT REQUESTED

JUL 24 1973

LIBER 045 PAGE 253

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Charles H. Webb and Billie Rae Webb, his wife, and by assignment to Wade D. Ward, for foreclosure and collection.	No. 9377 Chancery In the Circuit Court for Somerset County, State of Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 13th day of August, 1973, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Irving Lee Saltz, purchasor of the real estate in the above entitled proceedings and 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.

June Wharton
Notary Public

JUNE WHARTON NOTARY PUBLIC SOMERSET CO. MD.

Wade D. Ward, Att.

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Charles H. Webb and Billie Rae Webb, his wife, and by assignment to Wade D. Ward, for foreclosure and collection.

No. 9377 Chancery In the Circuit Court for Somerset County, State of 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 16th day of August, 1973, 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 6th day of August, 1973.

The report states that the amount of sale of $17,600.00.

L. Theodore Phoebus,
Clerk.

7-20-3t

CRISFIELD, MD. Aug. 16 1973

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 20 1973 and ending August 3 1973.

The Crisfield Times, Inc.
Publisher, THE CRISFIELD TIMES

By Jackie M. Bozman

LIBER 045 PAGE 253

LIBER 045 PAGE 254

CRISFIELD, MD. Aug. 16 19 73

THIS is to certify that the annexed NOTICE OF 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 NOTICE OF PUBLIC SALE for 4

weeks beginning with the issue of June 22 19 73

and ending July 13 19 73

The Crisfield Times, Inc.
Publisher, THE CRISFIELD TIMES

WADE D. WARD, Solicitor

PUBLIC SALE OF VALUABLE PROPERTY

By virtue of the power and authority contained in a mortgage from Orelco Corporation, a body corporate existing under the laws of the State of Maryland, dated June 16, 1970, recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 254, folio 467, which said mortgage has been duly assigned to the undersigned by Charles H. Webb and Billie Rae Webb, his wife, by assignment dated the 5th day of May, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 254, folio 467, for the purpose of foreclosure and collection, default having occurred under the conditions of said mortgage, I will sell at public auction the Post Office Steps, Crisfield, Maryland, on

SATURDAY
July 14, 1973

at or about the hour of 2:00 P.M., all that lot or parcel of land situate, lying and being in Lawson's Election District Somerset County, Maryland, and more particularly described as follows:

All that lot or parcel of land situate as aforesaid, bounded on the north and in part on the west by the Pennsylvania Railroad, bounded on the east by the county road known as Whites Road leading to St. Paul's Church, and also bounded in part on the east by the lands now or formerly owned by Hattie and Kendal Wilson, bounded in part on the south by the lands now or formerly owned by Smith Byrd, and bounded also on the south by the lands now or formerly owned by Leroy H. Jones, and bounded in part on the west by the lands now or formerly owned by Norman T. Whittington, Jr., containing 80 acres, more or less, and being the same and all that land conveyed unto the said Orelco Corporation, a body corporate as aforesaid, by Charles H. Webb, et ux. by deed dated June 16, 1970, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 256, folio 223.

Terms of sale: Cash, as prescribed by Mortgage. Title papers at the expense of the purchaser or purchasers.

Wade D. Ward, Attorney
Assignee of said Mortgage

6-22-4t

Wade D. Ward, Assignee for the purpose of foreclosure and collection in a mortgage to Charles H. Webb and Billie Rae Webb, his wife, and by assignment to Wade D. Ward, for foreclosure and collection.

No. 9377 Chancery

In the Circuit Court for Somerset County, State of Maryland

FINAL ORDER

Ordered by this Court this 22 day of August, 1973, 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 Dryden
Judge

LIBER 045 PAGE 255

JUNE MARTIN NOTARY PUBLIC SOMERSET CO.

IN THE CIRCUIT COURT FOR THE COUNTY OF SOMERSET , MARYLAND

JOSEPH S. GULLO and VIVIAN GULLO, HIS WIFE	:	
Petitioners	:	
vs.	:	CHANCERY NO. 9377
ORELCO CORPORATION and JOHN J. YOUNG and MARIAN G. YOUNG, HIS WIFE	:	In re: Wade D. Ward, Assignee For Purpose of Foreclosure and Collection in a Mortgage to Charles E. Webb and Billie Rae Webb, his wife.
Defendants	:	

JUDGMENT

Upon the Affidavit herein filed on August 10, 1973, and the Amended Verified Petition on Deeds of Trust Notes on land located in Maryland thereto filed on August 29, 1973, of Joseph S. Gullo, Petitioner in the above entitled cause, attorney of record, pro-se and for Petitioner Vivian Gullo, his wife; and it appearing from the said Affidavit and Amended Verified Petition that Orelco Corporation, Mortgagor, in the foreclosure proceedings herein, and John J. Young and Marian G. Young, his wife, owners of all of the stock in said Mortgagor Orelco Corporation, by their deeds of trust notes now over due owe petitioners $ 11,854.71, the unpaid principal amount and accrued interest on said deeds of trust notes annexed and made part of said petitioners' Affidavit and Amended Verified Petition, it is by the Court this ____ day of _____, 1973, ADJUDGED as follows:

1. That petitioners, Joseph S. Gullo and Vivian Gullo his wife, have and recover of said Orelco Corporation , John J. Young and Marian G. Young, his wife, the sum of $ 11,854.71, the amount due and owing petitioners on the unpaid principal amount and accrued interest on the deeds of trust notes, interest at 8% per cent and costs; and

2. That petitioners have a lien for the amount of judgment upon the mortgaged property in the proceedings herein subject to the mortgage and mortgage note held by Charles H. Webb and Billie Rae Webb , his wife.

_____
JUDGE

IN THE CIRCUIT COURT FOR THE COUNTY OF SOMERSET, MARYLAND

JOSEPH S. GULLO
and
VIVIAN GULLO, HIS WIFE
602 Arlington Trust Bldg.
1515 North Courthouse Road
Arlington, Virginia 22201

PETITIONERS

VS

CHANCERY NO. 9377
In re: Wade D. Ward, Assignee For Purpose of Foreclosure and Collection in a Mortgage to Charles E. Webb and Billie Rae Webb, his wife.

ORELCO CORPORATIN, A MARYLAND CORPORATION
3611 Rhode Island Avenue
Mt. Rainer, Prince George's County
Maryland.
and
JOHN J. YOUNG
Rte # 3,Box 133
Hobbs Road,
Salisbury, Maryland 20810
and
MARIAN G. YOUNG, HIS WIFE
Rte # 3 , Box 133
Hobbs Road
Salisbury, Maryland 20810

Defendants

: Principal Office and Last known
: Address of Register Agent, John J. Young.

Last known address of John J. Young
: and Marian G. Young, his wife

John J. Young is Register Agent and President and Marian G. Young his wife is Secretary of Orelco Corporation, wholly owned by them.

PRESENT ADDRESS UNKNOWN- MAKE PROCESS AGAINST DEFENDANTS ON MD. STATE DEPARTMENT OF ASSESSMENTS AND TAXATION UNDER " LONG-ARM-STATUTE "

Serve as above

AMENDED VERIFIED PETITION
ON DEEDS OF TRUST NOTES ON LAND
LOCATED IN MARYLAND

NOW come the petitioners and move the Court to permit them to file the following amendment to their Affidavit filed herein on August 16, 1973 with certified copies of Deeds of Trust Notes annexed thereto and made part hereof Marked Exhibits Numbers 1,2,3,4,and 5; said amendment reads as follows:

1. On August 16, 1973, Joseph S. Gullo, petitioner in the above-entitled proceedings, attorney pro-se and for petitioner, Vivian Gullo, his wife filed their Affidavit with certified copies of deeds of trust notes on land located in Maryland Marked Exhibits Numbers 1,2,3,4,and 5 annexed thereto . Petitioners are residents of Arlington County, Virginia and petitioner Joseph S. Gullo is a practicing attorney with offices at 602 Arlington Trust Building, 1515 North Court house Road, Arlington, Virginia 22201, Phone Area Code 703- 525 4900.

LIBER 643 PAGE 591

2. John J. Young, President and Resident Agent of Orelco Corporation certified to the State Department of Assessment and Taxation of the State of Maryland that the post office address of Orelco Corporation's principal office and of its resident agent , John J. Young, is 3611 Rhode Island Avenue, Mt. Rainer, Prince George's County, Maryland; that he is the President and Resident Agent and his wife, Marian G. Young, is the Secretary of Orelco Corporation; that they own all of the stock in said Orelco Corportion, a

Maryland Corporation. The last usual place of abode of said John J. Young and Marian G. Young, his wife, is Rte # 3, Box 133, Hobbs Road, Salisbury, Maryland; their present whereabouts are unknown to petitioners that petitioners have used due diligence to locate said John J. Young and Marian G. Young, his wife without success.

3. At the time of the above entitled proceedings and prior thereto said Orelco Corporation, John J. Young, and Marian G. Young, his wife, were engaged in the real estate business and matters related thereto in the State of Maryland, They maintained their place of business and domicile in Prince George's County, Md., and in the State of Maryland. The judgment demanded by petitioners on their deeds of turst notes herein arise from such real estate business and matters related thereto in the State of Maryland.

4. Defendants by their deeds of trust notes now over due owe petitioners $ 11,854.71, the unpaid principal amount and accrued interest on the said deeds of trust notes annexed to petitioners' Affidavit filed herein on August 16, 1973, as follows:

Note # 1	dated	October 2, 1969	$ 1,166.37	
" 2	"	September 16,1969	1060.30	
" 3	"	January 28,1970	3,493.39	
" 4	"	August 8,1970	2,673.35	
" 5	"	May 8, 1971	3,461.30	$ 11,854.71

Said defendants have been in default and continue to be in default in making their payments as provided for in said notes.

WHEREFORE petitioners demand judgment against said defendants jointly and severally for the sum of $ 11,854.71, interest and costs; and that petitioners have a lien for the said amount of judgment upon the said mortgaged property in the above entitled proceedings subject to the mortgage and mortgage note held by Charles H. Webb and Billie Rae Webb his wife.

Joseph S. Gullo

Joseph S. Gullo, Attorney pro-se & for petitioners
602 Arlington Trust Bldg.
1515 North Courthouse Road
Arlington, Virginia 22201 ; Phone: 703-525-4900

Subscribed and Sworn to before me this 27th day of August, 1973.
My commission expires 3/16/73

Rhema A. Fye
Notary Public , Arlington, Virginia

No. 9377 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Orelco Corporation, a Maryland Corporation
3611 Rhode Island Avenue
Mt. Rainer, Prince George's County
Maryland

AND

John J. Young
Rte #3, Box 133
Hobbs Road,
Salisbury, Maryland
20810

AND

Marian G. Young, his wife
Rte # 3, Box 133
Hobbs Road
Salisbury, Maryland 20810

SERVICE OF PROCESS UPON:
MD. STATE DEPARTMENT OF ASSESSMENTS AND TAXATION

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....October....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of

Joseph S. Gullo and
Vivian Gullo, his wife
602 Arlington Trust Bldg.
1515 North Courthouse Road
Arlington, Virginia 22201

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...5th...day of..September....., 19..73....

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.....October....., 19..73.. . 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)

Joseph S. Gullo, Attorney pro-se & for petitioners
Name
602 Arlington Trust Bldg.
1515 North Courthouse Road
Arlington, Virginia 22201
Address

L. Theodore Phoebus
Clerk

LIBER 045 PAGE 259

SERVICE ADMITTED
STATE DEPARTMENT OF
ASSESSMENTS AND TAXATION
G.W. Wark-Lyle
DIRECTOR
9/10/73 - $10 - rec'd.
12:50 P.M

LIBER 045 PAGE 250

SHERIFF'S RETURN

SUMMONED Orelco Corporation, Incorporated

A CORPORATION, BY SERVICE ON STATE DEPARTMENT OF ASSESSMENTS AND TAXATION OF MARYLAND AS TRUE AND LAWFUL ATTORNEY, BY SERVICE ON ALBERT W. WARD, DIRECTOR, AND COPIES OF ~~NAR AND NOTICE TO PLEAD~~ AMENDED PETITION ~~AND COPIES OF MOTION FOR A SUMMARY JUDGMENT AND AFFIDAVIT~~ WITH COPIES OF THE PROCESS IN DUPLICATE AND THE SUM OF TEN DOLLARS ($10.00) LEFT WITH SAID DIRECTOR.

September 10 1973
Harry Styer

Frank J. Pelz
SHERIFF

28-1187-4508

WADE D. WARD, ASSIGNEE, FOR THE PURPOSE OF FORECLOSURE AND COLLECTION OF A MORTGAGE TO CHARLES H. WEBB AND BILLIE RAE WEBB, HIS WIFE, BY ASSIGNMENT TO WADE D. WARD, FOR FORECLOSURE AND COLLECTION	:	NO. 9377 CHANCERY IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND IN EQUITY

CLAIM FOR PAYMENT OF SECOND DEED OF TRUST

TO THE HONORABLE, THE JUDGES OF SAID COURT:

THE CLAIM OF ALBERT L. VANN BY THOMAS S. SIMPKINS, HIS SOLICITOR, RESPECTFULLY REPRESENTS:

1. THAT THE LAND SOLD IN THESE PROCEEDINGS FOR $17,600.00 AND REFERRED TO IN THE REPORT OF SALE WAS ENCUMBERED BY THE LIEN OF A VALID SECOND DEED OF TRUST SECURING A NOTE HELD BY ALBERT L. VANN.

2. THAT THE SECOND DEED OF TRUST AND AFFIDAVIT OF DEBT ARE DULY FILED IN NO. 9333 CHANCERY IN THIS HONORABLE COURT.

3. THAT THERE ARE FUNDS AVAILABLE IN EXCESS OF THOSE REQUIRED TO PAY OFF THE FIRST MORTGAGE AND COST OF SALE IN THIS CAUSE.

4. THAT THERE IS PRESENTLY DUE THE SUM OF $3407.15 WITH INTEREST AT EIGHT PERCENTUM FROM SEPTEMBER 28, 1972 TO DATE ON THE SAID SECOND DEED OF TRUST NOTE.

5. THAT THE CLAIMANT IS ENTITLED TO SUCH PAYMENT OF HIS SAID CLAIM AS MAY BE RIGHT AND PROPER IN THE PREMISES.

THOMAS S. SIMPKINS, SOLICITOR
FOR CLAIMANT
51 N. MAIN STREET
PRINCESS ANNE, MARYLAND 21853

I HEREBY CERTIFY, THAT ON THIS 18th DAY OF SEPTEMBER, 1973, I DID MAIL A COPY OF THE AFOREGOING CLAIM FOR PAYMENT BY REGULAR

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 645 PAGE 252

U. S. MAIL, POSTAGE PREPAID, TO WADE D. WARD, ESQUIRE, ATTORNEY FOR THE MORTGAGEES AND ASSIGNEE NAMED HEREIN, TO HIS OFFICES AT CRISFIELD, MARYLAND.

THOMAS S. SIMPKINS, SOLICITOR
FOR CLAIMANT

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.

TELEPHONE 651-1400

Wade D. Ward, Assignee, For the Purpose of Foreclosure And Collection of a Mortgage To Charles H. Webb and Billie Rae Webb, His wife, By Assignment to Wade D. Ward, For Foreclosure and Collection	:	No. 9377 Chancery
	:	In The Circuit Court For
	:	Somerset County, Maryland
	:	In Equity

To the Honorable, the Judges of said Court:

The claim of Virgil R. Walker and Kathryn Walker, his wife, respectfully represents:

1. That the land sold in these proceedings for $17,600.00 and referred to in the Report of Sale was a part of a property that was conveyed to your Claimant by a deed dated August 24, 1970 and recorded in Liber I.T.P. No. 256 folio 735 consisting of five acres for the sum of $2,650.00, which said deed was subject to the existing mortgage as referred to in the Report of Sale.

2. That there are funds available in excess of those required to pay off the first mortgage and cost of sale in this cause.

3. That there is presently due the sum of $2,650.00 by reason of the said purchase price of your Claimants.

4. That the Claimants is entitled to such payment of the claim and may be right and proper in the premises.

Virgil R. Walker
Virgil R. Walker

Kathryn E Walker
Kathryn Walker, his wife

I hereby certify, that on this 18th day of February, 1974, I did mail a copy of the aforegoing claim for payment by regular U. S. Mail, postage prepaid, to Wade D. Ward, Esquire, Attorney for the mortgagees and assignee named herein, to his offices at Crisfield, Maryland.

Virgil R Walker
Virgil R. Walker

WADE D. WARD, Assignee of a Mortgage from ORELCO CORP.	*	NO. 9377 CHANCERY
	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND

****

PETITION OF EDWIN T. WILLIE FOR DISTRIBUTION OF SURPLUS PROCEEDS

Comes now, Edwin T. Willie, guardian for collection and benefit of Teresa Anne Willie and Daniel Alan Willie, Minors, by Perdue, Owrutsky & Whitehead, Professional Association, his attorneys, and says:

1. That the property herein sold at public auction comprised 83.82 acres of land, more or less, as set forth in the deed from Charles H. Webb and Billie Rae Webb to Orelco Corp. dated June 16, 1970 and recorded in Liber I.T.P. No. 256, Folio 223 and as set out on a plat made by G. Oliver Morrell, registered land surveyor, recorded in Liber I.T.P. No. 256, Folio 734 of the Land Records of Somerset County, Maryland.

2. That the said Orelco Corp. did bargain and sell unto Charles S. Teague and Lillian R. Teague, his wife, two parcels out of the said property consisting of 20 acres, more or less, and 5 acres, more or less, as same is described in the deed dated September 15, 1970 and recorded among the aforesaid Land Records in Liber I.T.P. No. 256, Page 732, a copy of which deed is attached hereto and marked "Exhibit A".

3. That the said Charles S. Teague and Lillian R. Teague, his wife, did execute a certain deed of trust dated September 25, 1970 unto John J. Young and Marion G. Young, Trustees for Orelco Corporation, in the amount of $4,599.19 representing first purchase money for ten acres of the said property, more or less, as described in the said deed of trust recorded in Liber I.T.P. No. 257, Folio 232, a copy of which is attached and marked "Exhibit B".

4. That the said deed of trust was secured by a deed of trust note to Orelco Corp. in the amount of $4,599.19, which said deed of trust note was duly assigned unto Edwin T. Willie, guardian for collection and benefit of Teresa Anne Willie and Daniel Alan Willie, Minors, your Petitioner, said note being attached hereto together with the assignment thereon and submitted as "Exhibit C" hereto.

5. That as a result of the aforesaid foreclosure, the security for the attached

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

deed of trust note marked "Exhibit C" has been wiped out, except for the excess proceeds arising out of the said sale.

6. That Petitioner is entitled to distribution of the excess proceeds of the sale to the extent of $ 5,196.08 , which Petitioner represents to be due and owing as of the date hereof, comprising $4282.48 principal and $913.60 accrued interest from October 21, 1971 to June 21, 1974.

WHEREFORE, Petitioner prays the passage of an appropriate Order.

PERDUE, OWRUTSKY & WHITEHEAD
Professional Association

BY: _____
Lloyd O. Whitehead, one of the
attorneys for Petitioner
212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

_____ (SEAL)
EDWIN T. Willie, GUARDIAN FOR COLLECTION AND BENEFIT OF TERISA ANN WILLIE and DANIEL ALAN WILLIE, minor DAUGHTER AND SON

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

STATE OF MARYLAND, WICOMICO COUNTY, MARYLAND, TO WIT:

I HEREBY CERTIFY, that on this 13th day of June, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared EDWIN T. Willie 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.

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

ELMER F. BLANCHARD
NOTARY PUBLIC
MY COMMISSION EXPIRES JULY 1, 1974

_____
NOTARY PUBLIC

My Commission Expires: 7/1/74

ORDER OF COURT

The aforegoing Petition having read and considered together with the Exhibits hereto, it is thereupon this 21 day of June, 1974, by the Circuit Court for Somerset County, Maryland, be considered by the Court Auditor of Somerset County, Maryland and be allowed in the order of its priority.

_____
JUDGE

CERTIFICATION OF MAILING

I hereby certify that on this 19th day of June, 1974, I mailed an exact copy of the aforegoing Petition to Wade D. Ward, Assignee, 946 West Main Street, Crisfield, Maryland, 21817, by regular U.S. mail, postage prepaid.

LLOYD O. WHITEHEAD

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

"EXHIBIT A"

THIS DEED, Made this 15th day of September in the year 1970, by ORELCO CORPORATION a corporation, of the State of Maryland hereafter called the "Corporation".

LIBER 256 PAGE 732

WITNESSETH: That in consideration of Five and no/100- - - - - - - - - Dollars, the said Corporation does grant in fee simple with special warranty unto Charles S. Teague and Lillian R. Teague, his wife, of Prince George's County, Maryland all ~~the~~ these pieces or parcels of land, together with the improvements, rights, privileges and appurtenances to the same belonging, situate in Somerset County, Maryland, described as follows, to wit:

Beginning for the same at a point North 57 degrees, 50 minutes, 00 seconds East 1060 feet from a concrete marker on the Southerly side of the Right of Way line of the New York, Philadelphi and Norfolk Railroad Co. and the Northeasterly corner of the N. Thomas Whittington property; thence running by and with said Railroad Right of Way line North 57 degrees, 50 minutes, 00 seconds East 600 feet to a point; thence South 29 degrees, 37 minutes, 04 seconds East 1403.77 feet to a point on the Northwesterly line of division of the Smith Byrd land; thence running by and with said line of division South 60 degrees, 34 minutes, 50 seconds West 655.50 feet to a point; thence North 27 degrees, 17 minutes, 23 seconds West 1375.61 feet to the place of beginning. Containing 20 acres of ground, more or less.

and the following parcel described as:

Beginning for the same at a point North 57 degrees, 50 minutes, 00 seconds East 1660 feet from a concrete marker on the Southerly side of the Right of Way line of the New York, Philadelphia and Norfolk Railroad Co. and the Northeasterly corner of the N. Thomas Whittington property; thence running by and with said Railroad Right of Way line North 57 degrees, 50 minutes 00 seconds East 150 feet to a point; ~~thence South 60 degrees, 34 minutes~~ thence South 30 degrees, 01 minute, 52 seconds East 1411.60 feet to a point on the Northwesterly line of division of the Smith Byrd land; thence running by and with said line of division South 60 degrees 34 minutes 50 seconds West 160.00 feet to a point; thence North 29 degrees 37 minutes 04 seconds West 1403.77 feet to the place of beginning. Containing 5 acres of ground, more or less.

Being part of the land conveyed to the within Grantor by Charles H. Webb and Billie Mae Webb, his wife, by deed dated June 16, 1970 and recorded among the Land Records of Somerset County, Maryland In Liber 256 page 223.

Subject to a timber deed.
Subject to a common right of way along the entire width of the Northwesterly line of aforesaid described property, being 100 feet in depth strip of land adjoining and running parallel with the Right of Way line of the New York, Philadelphia and Norfolk Railroad Company.

IN WITNESS WHEREOF, the said Corporation does hereby appoint John J. Young its true and lawful attorney in fact to acknowledge this instrument as the Deed of the Corporation, this Deed having the seal of the Corporation attached and being signed with the name of the Corporation, by its President or other officer.

ORELCO CORPORATION
(Name of Corporation)

(Corporate Seal)

BY: John J. Young
President
John J. Young

Attest:
Marion G. Young
Secretary
Marion G. Young

LIBER 256 PAGE 261

TAX $54.15 Paid # 3/72 OCT 6 '70
STATE PROPERTY TAX PAID

"EXHIBIT B"

MARYLAND DEED OF TRUST

LIBER 645 PAGE 255 20 PAGE 232

This Deed of Trust, made this 25th day of September, 19 70, by and between
CHARLES S. TEAGUE AND LILLIAN R. TEAGUE, his wife,
hereinafter referred to as "Grantor," and
John J. Young and Marion G. Young, hereinafter referred to as "Trustees";

Whereas, Grantor is justly indebted unto Orelco Corporation (a Maryland Corporation)
in the principal sum of
Four Thousand Five Hundred Ninety Nine and 19/100----------
Dollars ($4599.19), deferred purchase money
(Insert Type Of Transaction)
for which amount the Grantor has signed and delivered his promissory note of even date herewith
payable to the order of Orelco Corporation (a Maryland Corporation)
in the principal amount of
Four Thousand Five Hundred Ninety Nine and 19/100----------
Dollars ($4599.19) bearing interest at the rate of Eight percent (-8- %) per annum until paid, on the following terms and obligations:

PAYABLE in monthly installments of Fifty Four and 13/100- - - -

together with all the improvements in anywise appertaining, and all the estate, right, title, interest, and claim, either at law or in equity or otherwise however, of the Grantor, of, in, to, or out of the said land and premises;

In Trust to permit said Grantor to use and occupy the said described land and premises and to receive the rents, issues, and profits thereof, until default be made in the payment of any indebtedness hereby secured and in the performance of the conditions and obligations made and stipulated in the said promissory note or in the performance of any covenant or agreement contained in this trust; and upon the full payment of all of said note and any extensions or renewals thereof, and interest thereon, and all moneys advanced or expended as provided for in said promissory note or as herein provided, and all other costs, attorney's fees, charges, commissions, and expenses, at any time before the sale herein provided for to release and re-convey the said land and premises unto and at the cost of the Grantor or the party or parties then claiming under said Grantor.

The Grantor, for himself and his successors and assigns, covenants and agrees as a part of this trust, as follows:

1. That he will pay the indebtedness evidenced by the note secured hereby, all taxes and assessments relating to the land and premises herein described, ground rents, all charges against the property, and all other sums which are required to be paid by him under the terms of said promissory note or this Deed of Trust, including costs, expenses and attorney's fees incurred by the Trustees or the holder of said note with respect to this trust, the said note or the land and premises herein described, and in default of any such payment the holder of said note may pay the same, and any sum or sums so paid shall be added to the debt hereby secured, shall be payable on demand, shall bear full legal interest, and shall be secured by this Deed of Trust.

2. That he will keep the said premises in as good order and condition as they are now and will not commit or permit any waste thereof, reasonable wear and tear accepted; and that he will not act or fail to act in any manner which will jeopardize the lien of this Deed of Trust.

3. That he will keep the improvements now existing, or hereafter erected on said land, insured against loss by fire and other hazards, casualties and contingencies in such amounts and for such periods as may be required by the holder of said note, and will pay promptly, when due, any premiums on such insurance. All insurance shall be carried in companies approved by the holder of said note and the policies and renewals thereof shall be held by said holder and have attached thereto loss payable clauses in favor of and in form acceptable to the holder of said note. In event of loss he will give immediate notice by mail to the holder of said note, who may make proof of loss if not made promptly by the Grantor, and each insurance company concerned is hereby authorized and directed to make payment for such loss directly to and to the order of the holder of said note, and the insurance proceeds or any part thereof may be applied by such holder at his option either to the reduction of the indebtedness hereby secured or to the restoration or repair of the security property. In the event of sale under the terms of this Deed of Trust or other transfer of title to said security property in extinguishment of the indebtedness secured hereby, all right, title and interest of the Grantor in and to any insurance policies then in force shall pass to the purchaser or grantee.

4. That in the event the ownership of the security property becomes vested in a person other than Grantor, the holder of said note may, without notice to the Grantor, deal with such successor or successors in interest with reference to this instrument and the indebtedness secured hereby in the same manner as with Grantor, and any extension of the time of the payment of the indebtedness or any other modification of the terms of the indebtedness at the instance of the then owner shall not relieve the Grantor of his liability on the note hereby secured or from the performance of any of the covenants and agreements contained herein whether said extension or modification be made with or without the consent of the Grantor.

PAGE 237 PAGE 233

5. That the irrevocable power to substitute one or more of the trustees named herein or substituted therefor is expressly reserved to the holder of the note secured by this Deed of Trust to be

LIBER 045 PAGE 259

exercised any time hereafter no matter how often without notice and without specifying any reason therefor by filing for record among the land records where this instrument is recorded a Deed of Appointment, and thereupon all of the title and estate, powers, rights and duties of the trustee thus superceded shall terminate and shall be vested in the successor trustee or trustees. The Grantor and the Trustees herein named or that hereafter may be substituted hereunder expressly waive notice of the exercise of this power, the giving of bond by any trustee, and any requirement for application to any Court for the removal, substitution or appointment of a trustee hereunder.

6. That each Trustee acting hereunder shall be paid a fee of Five and no/100 Dollars ($5.00) for each document which he is required to execute under the terms of this Deed of Trust.

7. That his failure to perform any of his obligations under this Deed of Trust or under said note shall constitute a default and all indebtedness secured hereby shall immediately become due and payable at the option of the holder of said note. Any time thereafter, at the request of the holder of said note, the Trustees shall have the power and it shall be their duty to sell said land and premises or any part thereof at public auction, in such manner, at such time and place, upon such terms and conditions, and upon such public notice as the Trustees may deem best for the interest of all concerned, consisting of advertisement in a newspaper of general circulation in the county or city in which the security property is located for at least once a week for two successive weeks or for such period as applicable law may require and, in case of default of any purchaser, to re-sell with such postponement of sale or re-sale and upon such public notice thereof as the Trustees may determine, and upon compliance by the purchaser with the terms of sale, and upon judicial approval as may be required by law, convey said land and premises in fee simple to and at the cost of the purchaser, who shall not be liable to see to the application of the purchase money; and from the proceeds of sale: FIRST, to pay all proper costs and charges, including but not limited to court costs, advertising expenses, auctioneer's allowance, the expenses, if any, required to correct any irregularity in the title, premium for Trustees' bond, auditor's fee, attorney's fee, and all other expenses of sale incurred in and about the protection and execution of this trust, and all moneys advanced for taxes, assessments, insurance, and with interest thereon as provided herein, and all taxes due upon said land and premises at time of sale, and to retain as compensation a commission of five percent (5%) on the amount of said sale or sales; SECOND, to pay the whole amount then remaining unpaid of the principal of said note, and interest thereon to date of payment, whether the same shall be due or not, it being understood and agreed that upon such sale before maturity of the note the balance thereof shall be immediately due and payable; THIRD, to pay liens of record against the security property according to their priority of lien and to the extent that funds remaining in the hands of the Trustees are available; and LAST, to pay the remainder of said proceeds, if any, to the Grantor, his heirs, personal representatives, successors or assigns upon the delivery and surrender to the purchaser of possession of the said land and premises, less costs and expenses of obtaining possession.

8. That if the security property shall be advertised for sale, as hereinabove provided, and not sold, he will pay all costs in connection therewith including, but not limited to advertising, attorney's fees and a Trustees' commission of 2½% of the then unpaid principal balance of the indebtedness, and the same shall be secured in like manner as other charges and expenses relating to the execution of this trust and bear interest at the rate stated in said note.

9. That he warrants specially the property herein conveyed and that he will execute such further assurances thereof as may be requisite.

10. That by his execution of this Deed of Trust he certifies that prior to such execution he has received a fully executed agreement as to the contractual rate of interest relating to this transaction as required by Article 49 of the Annotated Code of Maryland, and a loan disclosure statement, as required by law.

The provisions of this Deed of Trust shall be binding upon and inure to the benefit of Grantor, his heirs, personal representatives, successors and assigns, the Trustees and any successor, or substitute trustee or trustees, and the holder of the note hereby secured. Whenever used herein, the singular shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

WITNESS the following signatures and seals.

Charles S. Toague ..... (SEAL)
Charles S. Toague

..... [SEAL]

Lillian R. Teague ..... (SEAL)
Lillian R. Teague

..... [SEAL]

Witness:
Paul L. Bond
as to both
PAUL L. BOND

STATE OF Maryland,
COUNTY OF Prince George's, } To Wit:

On this 25th day of September, 1970, before me, Paul M. Young the undersigned officer, personally appeared Charles S. Teague and Lillian R. Teague, his wife known to me (or satisfactorily proven) to be the persons whose names are subscribed to the within instrument and acknowledged that they executed the same for the purposes therein contained.

In Witness Whereof, I hereunto set my hand and official seal.

Paul M. Young
Notary Public
Paul M. Young

My commission expires: 7-1-74

STATE OF Maryland,
COUNTY OF Prince George's, } To Wit:

I Hereby Certify that on this 25th day of September 1970, before me, the subscriber, a notary public in and for the State and County aforesaid aforesaid, personally appeared John J. Young, Pres. of Orelco Corp. and made oath in due form of law that he is acting for the party secured by the foregoing Deed of Trust and that the consideration set forth in the foregoing Deed of Trust is true and bona fide as therein set forth; ~~and that~~ Referring Lender money

~~the amount of the loan which the foregoing Deed of Trust has been given to secure was~~ paid over and disbursed by the party secured to the borrower or to the person responsible for the disbursement of funds in the closing transaction at a time no later than the final and completion ~~execution of the foregoing Deed of Trust. Data not ascertainable~~

In Witness Whereof, I hereunto set my hand and official seal.

Paul M. Young
Notary Public
Paul M. Young

My commission expires: 7-1-74

Deed of Trust
MARYLAND

Charles S. Teague
Lillian R. Teague

TO

John J. Young
Marion G. Young
Trustees for
Orelco Corp.
Trustee

Received for Record on the ..... day of ..... A.D. 19 ..... at ..... o'clock ..... M., and recorded in Liber No. ..... at Folio ..... one of the Land Records for ..... County, State of Maryland.

Clerk.

Please return to:
Orelco Corp.
1807 Mezzanine
Rockville, Md
20853

DEED OF TRUST NOTE—INSTALLMENT

LIBER 045 PAGE 272

"EXHIBIT C" Blank No. 413-C

GIVEN FOR deferred purchase money AND SECURED BY 1st DEED OF TRUST
ON ~~xxx~~ 10 acre parcel Rt. 413 & ~~xxx~~ Whites Road, Somerset County, Maryland
John J.Young AND Marion Q. Young TRUSTEES.

$ 4599.19 September 25, 19 70

For Value Received we, the undersigned jointly and severally promise to pay to the order of Orelco Corporation (a Maryland Corp.) the sum of Four Thousand Five Hundred Ninety Nine and 19/100---------- DOLLARS, with interest until paid at the rate of Eight (8%) per centum per annum.

Said principal and interest payable in monthly installments of Fifty Four and 13/100- - - -

Pay to the order of:

Glenn T. Willis, Grantee
for Collection but Benefit
of Lewis Guy Willis
and Daniel Alan Willis
Minors

With recourse to

ORELCO CORPORATION

John G. Young, Pres.

Marion G. Young, Secretary

LIBER 643 PAGE 273

INVOICE

DATE July 10, 1973

To WADE D. WARD, ATTORNEY

PHILIP W. TAWES

Insurance of All Kinds

948 MAIN STREET — CRISFIELD, MD. 21817

PHONE 968-1300

LIBER 045 PAGE 274

MORTGAGEE:

RENEWAL DATE	POLICY NUMBER	COMPANY	PROPERTY AND COVERAGE	AMOUNT	PREMIUM
7/1-/74	1672	WESTERN	FORECLOSURE BOND*-- Charles Webb	6,000	18.00

William B. Daugherty

CONSTRUCTION AND REALTY COMPANY

AIRPORT ROAD, BOX 52 CRISFIELD, MARYLAND 21817 PHONE 966-1394

July 23, 1973

Wade D. Ward, Attorney-at-Law
Crisfield, Maryland 21817

Services rendered as auctioner at the sale of Charles and Billie Rae Webb. $ 75.00

Stat

ESTABLISHED 1887

The Crisfield Times

The Crisfield Times, Inc., Publishers
Maryland's Leading Weekly
CRISFIELD, MARYLAND 21817

Wade D. Ward, Esq.
Crisfield, Md.

June 22, 1973	NOTICE OF PUBLIC SALE	$65.00
July 20, 1973	ORDER NISI	20.00
(Charles and Billie Webb property)		$85.00

WADE D. WARD, Assignee of a Mortgage from ORELCO CORP.	*	NO. 9377 CHANCERY
	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND

* * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustee therein, states the following account:

He charges the Trustee with the amount of sale as reported by him, being the sum of seventeen thousand six hundred dollars and no cents ($17,600.00).

He has allowed the proper fees, costs and all other proper expenses amounting to one thousand five hundred seventy-four dollars and sixty-six cents ($1,574.66).

The balance then remaining amounts to sixteen thousand twenty-five dollars and thirty-four cents ($16,025.34).

To be distributed as follows:

To Charles E. Webb and Billie Rae Webb, mortgagees the sum of five thousand forty-two dollars and sixty cents ($5,042.60), (principal of $4,220.00 plus interest of $822.60).

To be divided among the various claimants the sum of ten thousand nine hundred eighty-two dollars and seventy-four cents ($10,982.74), as follows:

The Auditor recognizes the following claims:

(a) That of Joe S. Gullo and wife, in the amount of two thousand six hundred fifty dollars and no cents ($2,650.00).

(b) That of Albert L. Vann, in the amount of three thousand four hundred seven dollars and fifteen cents ($3,407.15).

(c) That of Edwin T. Willie, in the amount of four thousand two hundred eighty-two dollars and forty-eight cents ($4,282.48).

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

LIBER 040

(d) That of Virgil R. Walker and wife, in the amount of two thousand six hundred fifty dollars and no cents ($2,650.00).

> It is the Auditor's opinion the four claims should be honored on a prorated bases; i.e. the claims total twelve thousand nine hundred eighty-nine dollars and sixty-three cents ($12,989.63), and the Auditor has prorated each claim against the excess ($10,982.74) credited.

Therefore, distribution shall be as follows:

To Joe S. Gullo and wife, the sum of two thousand two hundred forty dollars and forty-eight cents ($2,240.48).

To Albert L. Vann, the sum of two thousand eight hundred eighty dollars and seventy-seven cents ($2,880.77).

To Edwin T. Willie, Guardian, the sum of three thousand six hundred twenty-one dollars and one cent ($3,621.01).

To Virgil R. Walker and wife, the sum of two thousand two hundred forty dollars and forty-eight cents ($2,240.48).

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

Amount of Sale			$17,600.00
Expenses, Costs and Fees			
I. T. Phoebus, Clerk of Court		$ 46.00	
Bond Premium - Philip W. Tawes Agency		18.00	
Crisfield Times			
Notice of Sale	$65.00		
Order Nisi	20.00		
	$85.00	85.00	
Auctioneer - Wm B. Daugherty		75.00	
Taxes - Carlos Bozman		245.66	
Auditor - Logan C. Widdowson		75.00	
Trustee - Wade D. Ward		$1,030.00	
TOTAL			1,574.66
Balance of funds to be distributed			$16,025.34

Statement of Debt

Principal	$4,220.00	
Interest	822.60	
	$5,042.60	5,042.60
Excess		$10,982.74

Total claims allowed $12,989.63

Willie	$ 4,282.48
Walker	2,650.00
Vann	3,407.15
Gullo	2,650.00
	$12,989.63

Distribution:

To Edwin T. Willie, Guardian	$3,621.01	
To Virgil R. Walker, and wife	2,240.48	
To Albert L. Vann	2,880.77	
To Joe S. Gullo, and wife	2,240.48	
TOTAL DISTRIBUTION		$10,982.74

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

LIBER 645 PAGE 277

WADE D. WARD, Assignee of a Mortgage from ORELCO CORP.	*	NO. 9377 CHANCERY
	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND

* * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on August 22, 1974, with the Clerk of Circuit Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that Rule 595 G2 of the Maryland Rules of Procedure, 1971 Replacement Volume, has been complied with by mailing on the date of the filing of this audit, notice of this Report to the following parties:

Lloyd O. Whitehead, Esquire
Attorney to Edwin Willie
212 East Main Street
Salisbury, Maryland 21801

Virgil R. Walker
Kathryn Walker, his wife
11306 Stephen Lane
Beltsville, Maryland

Thomas S. Simpkins, Esquire
Attorney to Albert L. Vann
51 N. Somerset Avenue
Princess Anne, Maryland 21853

Joseph S. Gullo
Vivian Gullo, his wife
602 Arlington Trust Building
1515 North Courthouse Road
Arlington, Virginia 22201

Wade Ward, Esquire
Trustee
Main Street
Crisfield, Maryland 21817

Orelco Corporation
3611 Rhode Island Avenue
Mt. Rainer, Maryland

John J. Young
Marian G. Young, his wife
Rt. 3, Box 133
Hobbs Road
Salisbury, Maryland 21801

Logan C. Widdowson, Auditor

August 27, 1974

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

No. 9377 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 22nd day of August, 19 74 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 11th day of September, 19 74.

L. Theodore Phillips
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 _____ day of _____, 19_____ that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

_____
CLERK

WADE D. WARD, ASSIGNEE
OF A MORTGAGE FROM
ORELCO CORP.

NO. 9377 Chancery
IN THE CIRCUIT COURT
FOR SOMERSET COUNTY
STATE OF MARYLAND.

LIBER 643 PAGE 290

EXCEPTIONS TO FIRST AND FINAL AUDITOR'S REPORT

Now comes Joe S. Gullo and Vivian B. Gullo, his wife, petitioners in the above entitled cause and take exceptions to the First and Final Auditor's Report filed in this cause on August 27, 1974, with a copy thereof mailed to said petitioners and for reasons therefor state:

1. There is now pending petitioners' Motion and Affidavit with points and authorities therein in support of said motion filed in this cause on July 13, 1973, with copies thereof duly served upon Wade D. Ward, Esq., Trustee, et-al. Petitiomers' cashier's check, $ 5,500.00, dated July 10, 1973, was tendered and paid to mortgagees, Charles H. Webb and Billie Rae Webb, his wife, with copy thereof annexed to said Peitioners' Motion and Affidavit filed on July 13, 1973.

2. The said First and Final Auditor's Report is contrary to Maryland law and is null and void.

3. The Foreclosure Sale had on July 14, 1973, is illegal and contrary to Maryland law.

4. See copy of petitioners' letter dated August 16,1974, to I.C.Phoebus, Clerk of Court relating to Hearing and Notice of Hearing on said Motion and Affidavit annexed hereto.

Joseph S. Gullo & Vivian B. Gullo
Joseph S. Gullo and Vivian B. Gullo, his wife, Petitioners
By Counsel : Joseph S. Gullo, pro-se and for Vivian B. Gullo
Joseph S. Gullo

Certificate of Service

I certify that a copy of the foregoing was mailed, posta ge prepaid, this 28 day of August, 1974, to :

Lloyd O. Whitehead,Esq.,atty for Edwin Willie-212 East Main St.Salisbury,Md.21801
Virgil Walker & Kathryn Walker,his wife, 11306 Stephen Lane, Beltsville, Md.
Thomas S. Simpkins, Esq.,Atty fo.Albert L. Vann, 51 N. Somerset Ave., Princess Anne , Maryland. 21853.
Wade Ward, Esq., Trustee, Main St., Crisfield, Maryland, 21817
Logan C. Widdowson, Esq., 11 N. Somerset Ave., Princess Anne , Md., 21853

Joseph S. Gullo

Joseph S. Gullo,Attorney, 305 Virginia National Bank Bldg.,
2201 Wilson Blvd., Arlington, Virginia 22201
Phone: (703) 525 0177

GULLO AND LOWE
ATTORNEYS AT LAW
305 VIRGINIA NATIONAL BANK BUILDING
2201 WILSON BOULEVARD
ARLINGTON, VIRGINIA 22201

JOSEPH S. GULLO
JEROME A. LOWE
MEMBERS
VIRGINIA BAR
DISTRICT OF COLUMBIA BAR

703 - JA 5-0177
703 - JA 5-0178

August 16, 1974

I.C. Phoebus, Clerk Circuit Court
Somerset County, Maryland
Court house
Princes Anne, Maryland 21853

Re: Chancery No. 9377, Foreclosure Sale July 14,1973
Liber 254 Folio 467, Mortgagees, Charles H. Webb
and Billie Rae Webb, his wife.

Dear Mr. Phoebus:

Please let me know as soon as you can the time and day of week when hearings may be had pursuant to Notice duly filed and served upon interested parties, which I intend to do in the above cause.

Reference is made to my Affidavit in support of my Motion filed on July 13, 1973, and duly served upon W.D. Ward, Esq., attorney for mortgagees prior to the foreclosure sale had on July 14, 1973, against my opposition thereto, In my motion I asked for an order to compel mortgagees to accept my cashier check, $ 5,500.00, tendered to them on July 10, 1973, and to execute and assign the mortgage and paid note to me as is more fully set forth in my motion and affidavit.

Under Maryland law, Kent Bldg. & Loan Co vs. Middleton et-al, 112 Md. 10, 75 A 967, , it is the duty of the mortgagee to accept my cashier check, $ 5,500.00(which is in excess of the mortgage debt and costs) and assign the mortgage to me and my wife, we having a deed to said property, Liber 256 Folio 730, and also having a judgment, $ 12,093.38, against the mortgagor, Civil case No. 4332 Liber I.T.P. No. 6 Folio 82 recorded in the appropriate books of your county.

A prompt reply is appreciated.

Very truly yours,
Joseph S. Gullo
Joseph S. Gullo

IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND
Sitting as a Court of Equity

Wade D. Ward, assignee for purpose of foreclosure and collection of a Mortgage to Charles H. Webb and Billie Rae Webb, his wife, by assignment to Wade D. Ward, for foreclosure and collection	:	Equity 9377

STATEMENT OF CLAIM

TO THE HONORABLE JUDGES OF SAID COURT:

The Claimant, MARY A. H. BALLARD, by her attorney, J. WILLARD NALLS, JR., asserts a claim against the surplus of the proceeds of sale in this cause and as reason therefore states:

1. That on February 19, 1972 at 1:00 p.m., the Claimant, MARY A. H. BALLARD, purchased at foreclosure sale the property involved in this cause of action pursuant to the terms of the Deed of Trust recorded among the Land Records of Somerset County, Maryland in Liber 257, folio 236 and said sale was duly reported and ratified in Equity 9144 in the Circuit Court for Somerset County.

2. That the Claimant has paid the taxes on said land for tax years 1971-1972 and 1972-1973 in the amounts of $189.81 and $178.06 respectively.

3. That your Claimant paid $2,000.00 at said foreclosure sale for said property and believes that she is the owner of the Equity Redemption in this cause of action since she is the owner of the land pursuant to the foreclosure in Equity 9144.

4. That if there are any proceeds of sale in this action, your Claimant would be entitled to said proceeds.

I do solemnly declare and affirm under the penalties of perjury that the contents of the foregoing document are true and correct

Mary A. H. Ballard
MARY A. H. BALLARD

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of November, 1974, a copy of the foregoing Statement of Claim was mailed, postage prepaid, to WADE D. WARD, Esquire, 946 West Main Street, Crisfield, Maryland 21817.

J. WILLARD NALLS, JR.

J. WILLARD NALLS, JR.
Attorney for Claimant
4400 East West Highway
Bethesda, Maryland
301 654-4626

IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND
Sitting as a Court of Equity

Wade D. Ward, assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb and Billie Rae Webb, his wife, by assignment to Wade D. Ward for foreclosure and collection	:	Equity No. 9377

SUPPLEMENTAL CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of November 1974, a copy of the Statement of Claim heretofore filed herein on behalf of Mary A. H. Ballard and served on Wade D. Ward, Esquire by Certificate of Service dated November 15, 1974, was mailed by ordinary mail, postage prepaid, to Lloyd O. Whitehead, Esquire, attorney for Edwin Willie, 212 East Main Street, Salisbury, Maryland 21801, Virgil and Kathryn Walker, 11306 Stephen Lane, Beltsville, Maryland, Thomas S. Simpkins, Esquire, attorney for Albert L. Van, 51 N. Somerset Avenue, Princess Anne, Maryland 21853, Logan C. Widdowson, Esquire, Auditor, 11 N. Somerset Avenue, Princess Anne, Maryland 21853, Joseph S. Gullo, Esquire, 305 Virginia National Bank Building, 2201 Wilson Boulevard, Arlington, Virginia 22201, Orelco Corporation, 3611 Rhode Island Avenue, Mount Rainier, Maryland and to John J. and Marian G. Young, Route 3, Box 133, Hobbs Road, Salisbury, Maryland 21801.

J. Willard Nalls

J. WILLARD NALLS, JR.
Attorney for Claimant
4400 East West Highway
Bethesda, Maryland 20014
654-4626

IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND
Sitting as a Court of Equity

Wade D. Ward, assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb and Billie Rae Webb, his wife, by assignment to Wade D. Ward for foreclosure and collection	:	Equity No. 9377

EXCEPTIONS TO FIRST AND FINAL
AUDITOR'S REPORT

Comes now MARY A. H. BALLARD, by her attorney, J. WILLARD NALLS, JR., and excepts to the First and Final Auditor's Report filed in this cause on August 27, 1974, and as reason therefore, states:

1. That your Petitioner, MARY A. H. BALLARD, is the owner of ten (10) acres near the northeasterly corner of N. Thomas Whittington property, as more particularly described in a deed of trust recorded among the Land Records of Somerset County in Liber 257 at Folio 236.

2. That your Petitioner acquired the title to said property by virtue of a deed from Michael T. Nalls and Ruth M. Brooks, substituted Trustees, following a foreclosure sale held on Saturday, February 19, 1972 at 1:00 p. m., under and by virtue of the authority contained in the deed of trust recorded in Liber 257 at Folio 236, dated September 25, 1970 and recorded on October 6, 1970 at 3:40 p. m.

3. That the aforesaid sale was ratified by an Order of this Honorable Court in Equity No. 9144 on April 17, 1972, and that your Petitioner, by virtue of said foreclosure sale, became the owner of said property subject only to liens affecting said property arising prior to September 25, 1970 or October 6, 1970 at 3:40 p. m.

4. That the aforesaid ten (10) acres of ground owned by your Petitioner is apparently included within the eighty (80) acres of ground, more or less, being the same land as described in deed dated July 16, 1970 and recorded in Liber I.T.P. No. 256 at Folio 223, and which has been sold in this cause on July 14,

LIBER 045 PAGE 256

1973 at 2:00 p. m.

5. That your Petitioner is informed and verily believes the foreclosure sale reported to this Honorable Court in this cause on July 16, 1973 by Wade D. Ward, attorney and assignee for foreclosure, was not made in accordance with the existing law of the State of Maryland and that the Order of Ratification of said sale entered in this cause on August 22, 1973, was entered by mistake and should be declared void and of no effect.

6. That the First and Final Auditor's Report heretofore filed in this cause makes no provision whatsoever for the ownership interest of your Petitioner in the aforesaid ten (10) acre parcel of land and makes no determination of the relative priorities of the claimants to the proceeds of sale.

WHEREFORE, your Petitioner prays:

1. That the Order of this Honorable Court entered in this cause on August 22, 1973, ratifying the sale made herein, be declared null and void and set aside.

2. That the First and Final Auditor's Report filed in this cause on August 27, 1974 not be ratified by this Honorable Court.

3. That this cause be set down for hearing at a time to be assigned by this Court on these exceptions and the Petitioner's prayers.

I do solemnly declare and affirm under the penalties of perjury that the contents of the foregoing document are true and correct.

Mary A. H. Ballard

MARY A. H. BALLARD, Petitioner

J. Willard Nalls

J. WILLARD NALLS, JR.
Attorney for Petitioner
4400 East West Highway
Bethesda, Maryland 20014
654-4626

POINTS AND AUTHORITIES

1. As stated in the foregoing exceptions.

2. Maryland Rules of Procedure, Rule 595 (g)(2). If exceptions to an Auditor's Report are filed within 15 days after the Order Nisi thereon, the court shall take such action as may be appropriate.

3. Maryland Rules of Procedure, Rule 625 a. The court shall have revisory, repower and control over a judgment after the expiration of 30 days in the case of fraud, mistake or irregularity.

4. Maryland Rules of Procedure, Rule W 75 (a). A person claiming an interest in the equity of redemption may apply to the court ratifying the sale to have the surplus of the proceeds of sale paid over to such claimant.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of November 1974, a copy of the foregoing Exceptions to First and Final Auditor's Report, was mailed by ordinary mail, postage prepaid, to Wade D. Ward, Esquire, 946 West Main Street, Crisfield, Maryland 21817, Lloyd O. Whitehead, Esquire, attorney for Edwin Willie, 212 East Main Street, Salisbury, Maryland 21801, Virgil and Kathryn Walker, 11306 Stephen Lane, Beltsville, Maryland, Thomas S. Simpkins, Esquire, attorney for Albert L. Van, 51 N. Somerset Avenue, Princess Anne, Maryland 21853, Logan C. Widdowson, Esquire, Auditor, 11 N. Somerset Avenue, Princess Anne, Maryland 21853, Joseph S. Gullo, Esquire, 305 Virginia National Bank Building, 2201 Wilson Boulevard, Arlington, Virginia 22201, Orelco Corporation, 3611 Rhode Island Avenue, Mount Rainier, Maryland and to John J. and Marian G. Young, Route 3, Box 133, Hobbs Road, Salisbury, Maryland 21801.

J. Willard Nalls, Jr.

J. WILLARD NALLS, JR.

LIBER 045 PAGE 258

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

PAID

DEC 13 1973

08 146551

CARLOS BOZMAN
RECEIPT
TREASURER

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
			2.20	.21	
150	0	150	3.30	.32	$3.62

12/73	.08
	.01
	3.69

A57-21-136 ORELEO CORPORATION
256/223 8603 SPRINGVALE RD
SILVER SPRING, MD.
C/O MR. JOHN YOUNG, PRES.

LOT 5-3.8 ACRES
S/S RT 413 AND RR
MARION

BACK TAXES DUE
AND MUST BE PAID BEFORE
COUNTY TREASURER'S OFFICE CLOSED SATURDAY

PG. 701

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.
TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

08-D 14655 1

RECEIPT

SOMERSET COUNTY

TAX BILL FOR 1972-73

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	
			2.30	.21	
150	0	150	3.45	.32	$3.77

DATE		
12/73	COUNTY INTEREST	.35
	STATE INTEREST	.03
	PENALTY	
	TOTAL	4.15

A-57-21-136 ORELEO CORPORATION
256/223 8603 SPRINGVALE RD
SILVER SPRING, MD.
C/O MR. JOHN YOUNG, PRES.

LOT 5-3.8 ACRES
S/S RT 413 AND RR
MARION

PAID
DEC 13 1973
CARLOS BOZMAN
TREASURER

PG. 690

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

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TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

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PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

PAID

DEC 13 1973

08 152268

CARLOS BOZMAN

RECEIPT

TREASURER

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR. INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	
			2.20	.21	
600	0	600	13.20	1.26	814.46

DATE		
12/73		.26
		.03
		14.75

A-57-21-280 WICOMICO MODULAR HOMES CORP.
ITP 264/498 ROUTE 2, BOX 464
KING GEORGE, VA. 22485

LOTS 2-3-6/15 ACRES
S/S RT 413 AND RR
MARION

BACK TAXES DUE AND MUST BE PAID BEFORE PAYING THIS BILL. PG. 740

PLEASE MAIL OR BRING THIS BILL WITH YOU.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
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IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

08-D 15226 8

RECEIPT

PAID

DEC 13 1973

CARLOS BOZMAN

TREASURER

SOMERSET COUNTY

TAX BILL FOR 1972-73

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR. INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	
			2.30	.21	
600	0	600	13.80	1.26	815.06

DATE		
12/73	COUNTY INTEREST	1.38
	STATE INTEREST	.13
	PENALTY	
	TOTAL	16.57

A-57-21-280 WICOMICO MODULAR HOMES CORP.
ITP 264/498 ROUTE 2, BOX 464
KING GEORGE, VA. 22485

LOTS 2-3-6/15 ACRES
S/S RT 413 AND RR
MARION

PG. 728

PLEASE MAIL OR BRING THIS BILL WITH YOU.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

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IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

LIBER 045 PAGE 259

LIBER 045 PAGE 250

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

DB 149151

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
4,200	0	4,200	2.20	.21	
			92.40	8.82	$101.22

RECEIPT

12/73		1.85
		.17
		103.24

457-21-492
256/732

TEAGUE, CHARLES S. AND
LILLIAN L.
C/O JOHN J. YOUNG
6216 BALTIMORE AVENUE
RIVERDALE, MD. 20804

LOTS 7,8,9,10, [illegible] ACRES
S/S RT 413
NEAR MARION

PAID
DEC 18 1973
CARLOS BOZMAN
TREASURER

PG. 721

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

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PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

DB 149240

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
1,200	0	1,200	2.20	.21	
			26.40	2.52	$28.92

RECEIPT

12/73		.53
		.05
		29.50

457-21-153
262/382

VAIN, NEAL J.
6913 PACIFIC AVENUE
ANNANDALE, PA.

30 AC
6/SIDE RT 13 AND R.R.
MARION

PAID
DEC 18 1973
CARLOS BOZMAN
TREASURER

PG. 725

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

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NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

PAID DEC 13 1973

08 151393

CARLOS BOZMAN
TREASURER

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	AMOUNT DUE	
			2.20	.21		
1,500	0	1,500	33.00	3.15	$36.15	
				12/73		.66
						.07
						36.88

A57-21-490 WALKER, VIRGIE R. AND KATHRYN
256/735 11306 STEPHEN LANE
BELTSVILLE, MD. 20705

LOT 1-5 ACRES
S/SIDE RT 413
NEAR MARION

$1,245.66 PG. 725

PLEASE MAIL OR BRING THIS BILL WITH YOU.

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

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NOTE:
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045 PAGE

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

08 143048

RECEIPT

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	AMOUNT DUE	
			2.20	.21		
1,500	0	1,500	33.00	3.15	$36.15	
				12/73		.66
						.07
						36.88

A57-21-491 GULLO, JOE S. AND VIVIAN
256/730 ARLINGTON TRUST BLDG.
ROOM 602
ARLINGTON, VA.

LOT #4-5 ACRES
S/SIDE RT. 413
MARION

PAID DEC 13 1973 CARLOS BOZMAN TREASURER

PG. 669

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

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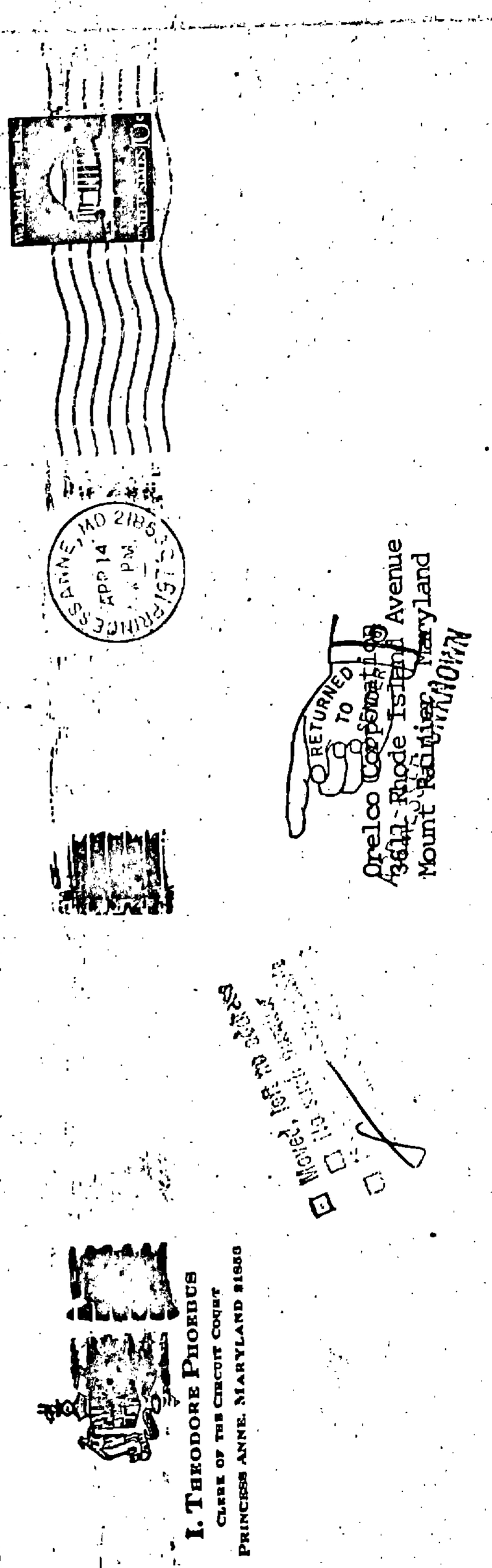
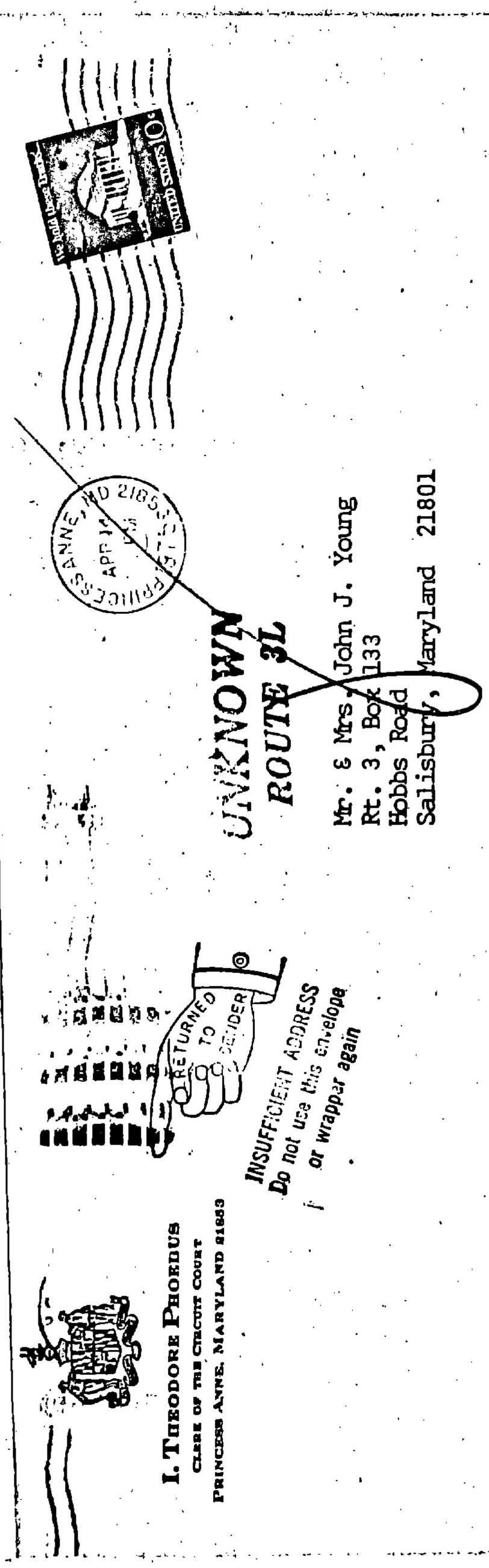
TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST, OR PENALTY.

LIBER 045 PAGE 292





I. THEODORE PHOEBUS
CLERK OF THE CIRCUIT COURT
PRINCESS ANNE, MARYLAND 21853

PRINCESS ANNE, MD 21853
JAN 27
PM

UNITED STATES 10¢

RETURNED TO SENDER
ADDRESSEE UNKNOWN

Ameco Corporation
3611 Rhode Island Avenue
Mt. Rainer, Maryland

Not at this address

LIBER 045 PAGE 293

I. THEODORE PHOEBUS
CLERK OF THE CIRCUIT COURT
PRINCESS ANNE, MARYLAND 21853

PRINCESS ANNE, MD 21853
FEB
PM

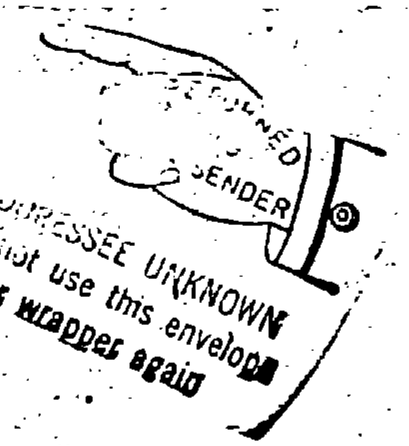
RETURNED TO SENDER
ADDRESSEE UNKNOWN

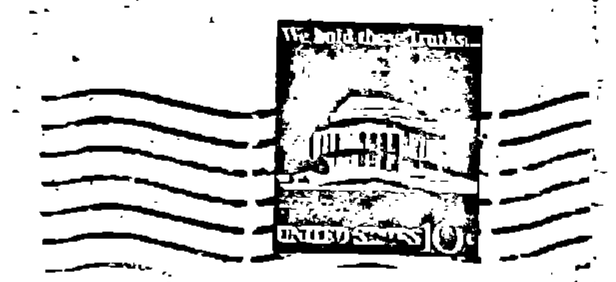
Ameco Corporation
3611 Rhode Island Avenue
Mt. Rainer, Maryland

- [ ] Moved, left no address
- [ ] No such number
- [ ] Moved, not forwardable
- [x] Addressee unknown

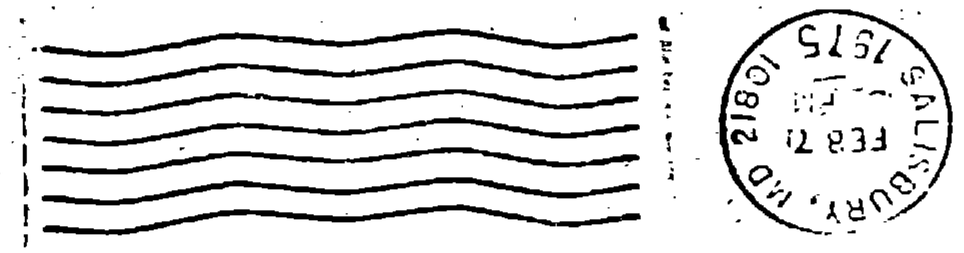
LIBER 045 PAGE 294

I. THEODORE PHOEBUS
CLERK OF THE CIRCUIT COURT
PRINCESS ANNE, MARYLAND 21853





Mr. & Mrs. John J. Young
Rt. 3, Box 133
Hobbs Road
Salisbury, Maryland 21801



OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. January 27, 1975

TO: Joseph S. Gullo, Esq.
Arlington, Virginia 22201

J. Willard Nalls, Jr., Esq.
Bethesda, Maryland 20014

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

The above case has been *scheduled* as follows:
Argument on Exceptions for First and Final Auditor's Report on Wednesday, February 26, 1975, at 10:00 A.M.

The *Court* has directed me to inform *Counsel* that unless application for postponement of the *Trial* or *Hearing* is made within *five (5)* days after receipt of this notice or an emergency has occurred thereafter, the aforementioned *trial* or *hearing* will be held as scheduled.

Requests for postponements and suggested new date *must* be in writing with copies to all attorneys.

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Counsel will file with the *Clerk* orders for *summonses* of *witnesses* at least *seven* days prior to the date of *trial*.

Please confirm this date by *filling* in the form below and returning it to this office.

Very truly yours,

(Mrs.) Alice C. Webster
Assignment Clerk

RE: No. 9377 Chancery - Wade D. Ward, Assignee, etc.

Wed., Feb. 26, 1975, at 10:00 A.M.

Receipt of *trial* date is hereby acknowledged for the date of _____

DATE _____ ATTORNEY _____

LIBER 045 PAGE 296

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. January 27, 1975

TO: Wade D. Ward, Esq
Crisfield, Md.

Lloyd O. Whitehead, Esq.
Perdue, Owrutsky & Whitehead
Salisbury, Md.

Thomas S. Simpkins, Esq.
Princess Anne, Md.

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

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DATE _____ ATTORNEY _____

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. January 27, 1975

TO: Virgil R. Walker, Kathryn Walker, Beltsville, Md.
Orelco Corporation, 3611 Rhode Island Avenue, Mt. Rainer, Maryland
John J. Young, Marian G. Young, Rt. 3, Box 133, Hobbs Rd., Salisbury, Md.

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

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Very truly yours,

(Mrs.) Alice C. Webster
Assignment Clerk

LIBER 043 PAGE 251

RE: No. 9377 Chancery - Wade D. Ward, Assignee, etc.

Receipt of *trial* date is hereby acknowledged for the date of Wed., Feb. 26, 1975, at 10:00 A.M.

DATE _____ ATTORNEY _____

LIBER 045 PAGE 298

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. January 27, 1975

TO: Wade D. Ward, Esq
Crisfield, Md.

Lloyd O. Whitehead, Esq.
Perdue, Owrutsky & Whitehead
Salisbury, Md.

Thomas S. Simpkins, Esq.
Princess Anne, Md.

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

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Very truly yours,

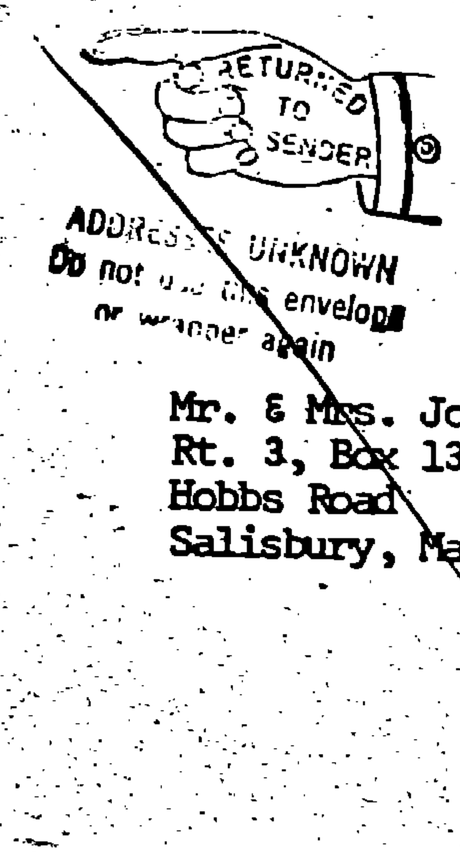
(Mrs.) Alice C. Webster
Assignment Clerk

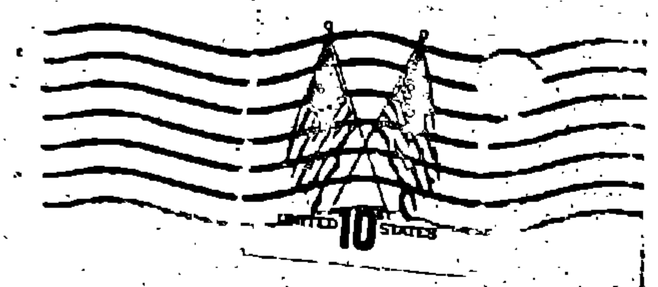
RE: No. 9377 Chancery - Wade D. Ward, Assignee, etc.

Receipt of *trial* date is hereby acknowledged for the date of Wed., Feb. 26, 1975 at ~~10:00 A.M.~~

DATE 1/28/75 ATTORNEY [signature]

I. THEODORE PHORDUS
CLERK OF THE CIRCUIT COURT
PRINCESS ANNE, MARYLAND 21853





Mr. & Mrs. John J. Young
Rt. 3, Box 133
Hobbs Road
Salisbury, Maryland 21801

LIBER 0.3 PAGE 799

LIBER 045 PAGE 300

GULLO AND LOWE

ATTORNEYS AT LAW

305 VIRGINIA NATIONAL BANK BUILDING

2201 WILSON BOULEVARD

ARLINGTON, VIRGINIA 22201

JOSEPH S. GULLO
JEROME A. LOWE
MEMBERS
VIRGINIA BAR
DISTRICT OF COLUMBIA BAR

703 - JA 5-0177
703 - JA 5-0178

January 29, 1975

I. Theordore Phoebus, Esquire
Clerk of the Circuit Court
Princess Anne
Maryland 21859

Re: No. 9377 Chancery Case- Wade D. Ward, Assignee for Purpose of Foreclosure a nd Collection of Mortgage to Charles H. Webb, et ux.

Dear Mr. Phoebus:

I hereby acknowledge your letter dated January 27, 1975, relating to the above cause, set for hearing February 26, 1975.

Please have the hearing postponed to Wednesday, March 5, 1975, at 10:00 A.M. I presume my motions and all motions will be heard then.

Thank you.

Very truly yours,

Joseph S. Gullo

Joseph S. Gullo

Certificate of Service

I hereby certify that a copy of the foregoing was mailed, postage prepaid, this 30th day of January, 1975, to J.Willard Naylor Jr., Esq., Bethesda, (4400 East-High Way Maryland 20014; Wade D. Ward, Esq., 946 W. Main Street, Crisfield, Maryland 21817; LLoyd O, Whitehead, Esq., 212 East Main Street, Salisbury, Md., 21801; Thomas S. Simpkins, Esq., 51 N. Somerset Ave., Princess Anne, Md.,21853; Logan C. Widdowson, Esq., 11 N. Somerset Ave., Princess Anne, Md. 21853; Virgil Walker 11306 Stephen Lane, Beltsville, Md..

Joseph S. Gullo

Joseph S. Gullo

NOTE To Clerk:

Please summon all parties claiming or making claims against the property since such claims are based on fraud and lack of consideration to defeat rightful owners, which is apparent on the face of the documents recorded .

Joseph S. Gullo

Joseph S. Gullo

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. January 27, 1975

TO: Joseph S. Gullo, Esq.
Arlington, Virginia 22201

J. Willard Nalls, Jr., Esq.
Bethesda, Maryland 20014

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

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Counsel will file with the *Clerk* orders for *summonses* of *witnesses* at least *seven* days prior to the date of *trial*.

Please confirm this date by *filling* in the form below and returning it to this office.

Very truly yours,

(Mrs.) Alice C. Webster
Assignment Clerk

RE: No. 9377 Chancery - Wade D. Ward, Assignee, etc. Wed., Feb. 26, 1975, at 10:00 A.M.

Receipt of *trial* date is hereby acknowledged XXXXXXXXXXXXXXXX See Note below

DATE January 30, 1975 ATTORNEY Joseph S. Gullo

PLEASE HAVE HEARING CONTINUED TO MARCH 5, 1975, at 10:00 A.M.. NOTICE HAS been given per copy attached hereto and filed herein.

Joseph S. Gullo

LIBER C [illegible]

Re Set Mar. 20, 1975

I. THEODORE PHOEBUS
CLERK OF THE CIRCUIT COURT
PRINCESS ANNE, MARYLAND 21853

February 14, 1975

LIBER 045 PA 302

Joseph S. Gullo, Esquire
Attorney at Law
305 Virginia National Bank Building
2201 Wilson Boulevard
Arlington, Virginia 22201

Re: No. 9377 Chancery Case
Wade D. Ward, Assignee, etc.

Dear Mr. Gullo:

At the bottom of your letter to me of January 29, 1975, you asked me to summon all parties claiming or making claims against the property, etc. It is not the responsibility of the Clerk's office to decide who should be summonsed as witnesses for a hearing. It is the responsibility of the attorneys involved in the case. If you desire to have certain persons summonsed as witnesses, please complete the form enclosed herewith, showing the names and addresses of the persons you wish summonsed. Upon receipt of same, summonses will be issued.

Very truly yours,

I. Theodore Phoebus

ITP/aw

Enc. 1

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. February 6, 1975

TO: Joseph S. Gullo, Esq.
Arlington, Virginia 22201

J. Willard Nalls, Jr., Esq.
Bethesda, Maryland 20014

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

The above case has been *scheduled* as follows: RESET
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Very truly yours,

(Mrs.) Alice C. Webster
Assignment Clerk

RE: No. 9377 Chy - Wade D. Ward, Assignee, etc.

Receipt of *trial* date is hereby acknowledged for the date of Thurs., Mar. 20,197 at 10:00 A.M.

DATE 2/7/75 ATTORNEY J Willard Nalls

LIBER 045 PAGE 304

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. February 6, 1975

TO: Joseph S. Gullo, Esq.
Arlington, Virginia 22201

J. Willard Nalls, Jr., Esq.
Bethesda, Maryland 20014

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

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Very truly yours,

(Mrs.) ALice C. Webster
Assignment Clerk

RE: No. 9377 Chy - Wade D. Ward, Assignee, etc.

Receipt of *trial* date is hereby acknowledged for the date of Thurs., Mar. 20,1975, at 10:00 A.M.

DATE February 8, 1975 ATTORNEY Joseph S. Gullo

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. February 6, 1975

TO: Wade D. Ward, Esq.
Crisfield, Md.

Lloyd O. Whitehead, Esq.
Perdue, Owrutsky & Whitehead
Salisbury, Md.

Thomas S. Simpkins, Esq.
Princess Anne, Md.

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

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Assignment Clerk

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DATE 2/7/75 ATTORNEY Lloyd O. Whitehead

LIBER 045 PAGE 306

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. February 6, 1975

TO: Virgil R. Walker
Kathryn Walker
Beltsville, Md.

Orelco Corporation
3611 Rhode Island Avenue
Mt. Rainer, Maryland

John J. Young
Marian G. Young
Rt. 3, Box 133, Hobbs Rd., Salisbury, Md.

RE: No. 9377 Chancery Case - Wade D. Ward, Assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb, et ux, by assignment to Wade D. Ward for foreclosure and collection

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LIBER 045 PAGE 059 (Mrs.) Alice C. Webster
Assignment Clerk

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DATE _____ ATTORNEY _____

LIBER 045 PAGE 308

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. February 6, 1975

TO: Joseph S. Gullo, Esq.
Arlington, Virginia 22201

J. Willard Nalls, Jr., Esq.
Bethesda, Maryland 20014

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RE: No. 9377 Chy - Wade D. Ward, Assignee, etc.

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DATE _____ ATTORNEY _____

HGMBALA BAL
<2-030035 0073 03/19/75
ICS IPMMTZZ CSP
7036712592 MGM TDMT ARLINGTON VA 203 03-19 05MP EST
ZIP

Western Union Mailgram

UNITED STATES POSTAL SERVICE

THIS MAILGRAM WAS TRANSMITTED ELECTRONICALLY BY WESTERN UNION TO A POST OFFICE NEAR YOU FOR DELIVERY

I C PHOEBUS CLERK CIRCUIT COURT SOMERSET
COUNTY, DUPLICATE
COURTHOUSE
PRINCESS ANNE MD 21853

PLEASE ADVISE COURT THAT BECAUSE OF THREATENED TORNADO STORM THE UNDERSIGNED PETITIONER WILL NOT MAKE APPEARANCE FOR HEARING RE NO. 9377 CHANCERY CASE, WADE D WARD, ASSIGNEE, ET-AL SET FOR TRIAL MARCH 20 1975 AT 10 O'CLOCK AM

PETITIONER ASKS HIS MOTION BE DETERMINED UPON HIS PLEADINGS AFFIDAVIT, AND EXHIBITS ANNEXED THERETO, SPECIFICALLY:
1. MOTION TO COMPEL ASSIGNMENT OF MORTGAGE WITH COPY OF CERTIFED CHECK $5500 NEXT THERETO FILED JULY 11 1973.
2. AFFIDAVIT IN SUPPORT OF THE SAID MOTION BY AUGUST 9 1971.
3. PETITIONERS LETTER DATED AUGUST 14 1973 TO I. C. PHOEBUS CLERK WITH ENCLOSED COPY OF JUDGMENT $12,933.38 AGAINST ORELCO CORPORATION FOR ENTRY IN THIS CASE FILED IN THE RECORDS OF SOMERSET COUNTY.
4. PETITIONERS ACCEPTION TO FIRST AND FINAL AUDITORS REPORT FILED AUGUST 28 1974. AUDITORS REPORT NOT SUPPORTED BY LAND RECORDS OF SOMERSET COUNTY.

PLEASE MAIL ME ORDER OF THE COURT TO ALLOW FOR TIMELY APPEAL FROM ANY ADVERSE RULINGS OF THE COURT
JOSEPH S GULLO, PRO-SE AND VIVIAN B GULLO HIS WIFE, PETITIONERS
BY COUNCIL JOSEPH S GULLO 2201 WILSON BLVD SUITE 305 ARLINGTON
VA 22201 PHONE 703-525-0177

1514 EST

HGMBALA BAL

LIBER 045 PAGE 309

REPLY BY MAILGRAM - SEE REVERSE SIDE FOR WESTERN UNION'S TOLL - FREE PHONE NUMBERS

CB (GAM) OR (CB 9200)

Western Union Telegram

TBD422(1615)(2-029904E078)PD 03/19/75 1509

ICS IPMMTZZ CSP

7036712352 TDMT ARLINGTON VA 164 03-19 0309P EST

LIBER 045 PAGE 310

FON 3015551212 651-1555

I C PHOEBUS CLERK CIRCUIT COURT SOMERSET COUNTY, FONE ASAP BEFORE 430PM

COURTHOUSE

PRINCESS ANNE MD 21853

PLEASE ADVISE COURT THAT BECAUSE OF THREATENED TORNADO STORM THE UNDERSIGNED PETITONER WILL NOT MAKE APPEARANCE FOR HEARING RE NO. 9377 CHANCERY CASE, WADE D WARD, ASSIGNEE, ET-AL SET FOR TRIAL MARCH 20 1975 AT 10 O'CLOCK AM

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SF-1201 (R5-69)

Western Union Telegram

CHECK $5500 NEXT THERETO FILED JULY 11 1973.

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JOSEPH S GULLO, PRO-SE AND VIVIAN B GULLO HIS WIFE, PETITIONERS BY COUNCIL JOSEPH S GULLO 2201 WILSON BLVD SUITE 305 ARLINGTON

SF-1201 (R5-69)

western union

Telegram

VA 22201 PHONE 703-525-0177

NNNN

FILED

MAR 24 9 14 AM '74

RECORDED IN
LIBER 045 FOLIO 311
J. THOMAS C. DIX, CLK. CT. CT.
BY ..... CLERK

B- 9370

SF-1201 (R5-69)

LIBER 045 PAGE 311

LIBER 045 PAGE 312

Wade D. Ward, assignee for purpose of foreclosure and collection of a mortgage to Charles H. Webb and Billie Rae Webb, his wife, by assignment to Wade D.Ward for foreclosure and collection

No. 9377
IN THE CIRCUIT COURT FOR SOMERSET COUNTY, STATE OF MARYLAND

ORDER

Upon hearing duly held on March 20, 1975, at which time Council for the Petitioner, Mary A. H. Ballard, and the Assignee were present and heard, it is therefore ORDERED this 11 day of april ,1975 that the exceptions and petitions of Mary A. H. Ballard, Joseph S. Gullo and Vivian B. Gullo heretofore filed in this case be and same hereby are dismissed and the audit as filed is hereby approved.

E. M. Master Duer
Judge

DEC. 10 1975

FEB 21-75 A 528969 *****25.00

Alexander G. Jones, Assignee, Ex Parte under power contained in Mortgage from Kevin Turley and Constance Turley, his wife, to George D. Apsley and Carolyn Apsley, his wife	:	No. 9686 Chancery In the Circuit Court for Somerset County, Maryland

Mr. Clerk:

Please record the assignment of the above entitled mortgage, docket the above entitled suit and file the original mortgage among the papers therein.

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

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

LIBER 645 PAGE 313

LIBER 045 PAGE 314

Alexander G. Jones, Assignee, Ex Parte	:	No. 9686 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Kevin Turley and Constance Turley, his	:	Somerset County, Maryland
wife, to George D. Apsley and Carolyn	:	
Apsley, his wife	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 21st day of February, 1975, before me, the undersigned officer, personally appeared George D. Apsley, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $7057.25 with interest from July 11, 1974, 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.

JANET T. BUSLOVICH NOTARY PUBLIC SOMERSET COUNTY, MD.

Notary Public

For Original Mortgage See Liber No. 265, Folio 222.
For Assignment see Liber No. 285, Folio 347.
For Bond see Bond Book No. 10, Folio 55.

Alexander G. Jones, Assignee, Ex Parte	:	No. 9686 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Kevin Turley and Constance Turley, his wife,	:	Somerset County, Maryland
to George D. Apsley and Carolyn Apsley,	:	
his wife	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Assignee of a mortgage made and executed by Kevin Turley and Constance Turley, his wife, to George D. Apsley and Carolyn Apsley, his wife, dated January ___ 1972 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 265, folio 222, 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 in 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 reposed in him as Assignee of 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 1st day of April, 1975, 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 St. Peters Election District, Somerset County, Maryland, described in said mortgage as lying and binding on the north side of the County Road leading through the Village of Oriole, adjoining the lands of George Smith's heirs, Meta Nutter and the land formerly owned by Jefferson Walker, and containing one acre of land, more or less, and being the same and all the land conveyed unto the said Kevin Turley and Constance Turley by George D. Apsley and Carolyn Apsley by deed dated November 11, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 269; said land is described on the 1974-75 Tax Assessment Maps of Somerset County, Maryland on Map 21, Block 12 as Parcel 111, described as located on the south side of but not adjacent to Maryland Route 363

leading through the community of Monie and lying and binding on the north side of the county road known as Jerusalem Road leading in a westerly and northerly direction from Oriole to Maryland Route 363, and being bounded on the north and east by the land assessed to Norman A. Sharpless, Jr. (B.L.B. No. 162, folio 114), on the west in part by the land assessed to Edwin C. Adrian and Elizabeth M. Adrian (I.T.P. No. 256, folio 761), and bounded on the west in part by the land assessed to Paul J. Lawrence (S.F.D. No. 65, folio 28, assessed as containing one acre of land, and sold the same to John T. Loeffler and Frances R. Loeffler, his wife, at and for the sum of seventy-eight hundred dollars ($7800.00), 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		$7,800.00
To Clerk of the Circuit Court for assignment of mortgage	$5.00	
To Clerk of the Circuit Court for costs	72.00	
To Marylander & Herald, advertising and order nisi	95.00	
To Bond premium	32.00	
To Solicitor's fee	25.00	
To Auctioneer	50.00	
To cost of certified mail	.45	
To Marylander & Herald, reprints	7.00	
To notary fees	4.00	
To Assignee as commission	540.00	
To balance to be distributed	6,969.55	
	$7,800.00	$7,800.00
Balance to be distributed		$6,969.55
To George D. Apsley and Carolyn Apsley, mortgage principal	$7,057.25	
To George D. Apsley and Carolyn Apsley, interest	328.62	7,385.87
Balance due on mortgage --------		$416.32

Respectfully submitted,

Assignee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 1st day of April, in the year nineteen hundred and seventy-five, 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.

JANET T. BRIGHT NOTARY PUBLIC SOMERSET COUNTY, MD.

Notary Public

ORDER NISI

Alexander G. Jones, Assignee, Ex Parte	:	No. 9686 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Kevin Turley and Constance Turley, his	:	Somerset County, Maryland
wife, to George D. Apsley and Carolyn	:	
Apsley, his wife	:	

ORDERED by the Circuit Court for Somerset County this 2nd day of April, in the year nineteen hundred and seventy-five, 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 5th day of May, 1975, provided a copy of this order be inserted in some newspaper published in Somerset County once in each of four successive weeks before the 28th day of April, 1975.

S. Theodore Sheehan
Clerk of the Circuit Court for
Somerset County, Maryland

Alexander G. Jones, Assignee, Ex Parte	:	No. 9686 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Kevin Turley and Constance Turley, his	:	Somerset County, Maryland
wife, to George D. Apsley and Carolyn	:	
Apsley, his wife	:	

ORDERED by the Circuit Court for Somerset County, in Equity, this 6th day of May, in the year nineteen hundred and seventy-five, 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.

E. McMaster Dryden
Judge

Alexander G. Jones, Assignee, Ex Parte under power contained in Mortgage from Kevin Turley and Constance Turley, his wife, to George D. Apsley and Carolyn Apsley, his wife	:	No. 9686 Chancery In the Circuit Court for Somerset County, Maryland

Purchasers' Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 1st day of April, 1975, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared John T. Loeffler and Frances R. Loeffler, his wife, the 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 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

LIBER 045 PAGE 313

LIBER 645 PAGE 320

Jones and Jones
Attorneys

ASSIGNEE'S SALE

OF VALUABLE RESIDENTIAL PROPERTY

Under and by virtue of the power of sale contained in a mortage from Kevin Turley and Constance Turley, his wife, recorded January 11, 1972 among the Land Records of Somerset County in Liber I.T.P. No. 265, folio 222, default having occurred in said mortgage, the undersigned as assignee for the purpose of foreclosure of said mortgage, will offer at public sale in front of the Courthouse door in Princess Anne, Somerset County, Maryland on

TUESDAY
APRIL 1, 1975

at or about the hour of 2:00 o'clock P.M., all that lot or parcel of land situate in St. Peters Election District, Somerset County, Maryland, described in said mortgage as lying and binding on the north side of the County Road leading through the Village of Oriole, adjoining the lands of George Smith's heirs, Meta Nutter and the land formerly owned by Jefferson Walker, and containing one acre of land, more or less, and being the same and all the land conveyed unto the said Kevin Turley and Constance Turley by George D. Apsley and Carolyn Apsley by deed dated November 11, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 269; said land is described on the 1947-75 Tax Assessment Maps of Somerset County, Maryland on Map 21, Block 12 as Parcel 111, described as located on the south side of but not adjacent to Maryland Route 363 leading through the community of Monie and lying and binding on the north side of the county road known as Jerusalem Road leading in a westerly and northerly direction from Oriole to Maryland Route 363, and being bounded on the north and east by the land assessed to Norman A. Sharpless, Jr. (B.L.B. No. 162, folio 114), on the west in part by the land assessed to Edwin C. Adrian and Elizabeth M. Adrian (I.T.P. No. 256, folio 761), and bounded on the west in part by the land assessed to Paul J. Lawrence (S.F.D. No. 65, folio 28), assessed as containing one acre of land.

This property is improved by a two-story frame dwelling in fair condition, consisting of eight rooms and bath with electric heat. Said property is also improved by two storage buildings, one in good condition and the other in poor condition.

Terms of Sale: 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 assignee, payable prior to ratification of said sale by the Circuit Court, with interest from date of sale at the rate of six per cent per annum.

All public taxes and assessments will be prorated to date of sale. Title papers, documentary stamps, transfer tax and recording costs at expense of purchaser or purchasers.

Alexander G. Jones
Assignee

46-4tc

PRINCESS ANNE, MD., April 3 1975

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 Notice

Dates Inserted: Mar 6 13 20 27

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

Kevin and Constance Turley

Jones and Jones,
Attorneys at Law,
Princess Anne, Maryland 21853

ORDER NISI

Alexander G. Jones, Assignee, Ex Parte under power contained in Mortgage from Kevin Turley and Constance Turley, his wife, to George D. Apsley and Carolyn Apsley, his wife

No. 9836 Chancery In the Circuit Court for Somerset County, Maryland

ORDERED by the Circuit Court for Somerset County this 2nd day of April in the year nineteen hundred and seventy-five, that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereon 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 5th day of May, 1975; provided a copy of this order be inserted in some newspaper published in Somerset County once in each of four successive weeks before the 26th day of April, 1975.

s/I. THEODORE PHOEBUS
Clerk of the Circuit Court for
Somerset County, Maryland

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk
4-10-4t

PRINCESS ANNE, MD., May 5 1975

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: April 3-10-17 and 24, 1975

James E. Boyd Jr
Business Manager MARYLANDER and HERALD

LIBER 625 PAGE 321

Alexander G. Jones, Assignee, Ex Parte	:	No. 9686 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
Kevin Turley and Constance Turley, his	:	Somerset County, Maryland
wife, to George D. Apsley and Carolyn	:	
Apsley, his wife	:	

ATTORNEY'S AFFIDAVIT AS TO NOTICE TO MORTGAGORS

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 3rd day of April, in the year nineteen hundred and seventy-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones, pursuant to the provisions of Rule W-74 a 2 (b) and made oath in due form of law that he was and is the assignee for foreclosure and collection of the mortgage in the above entitled proceeding filed for foreclosure and collection, that on March 12, 1975 pursuant to said rule he mailed a notice of the pending foreclosure proceeding to Mr. and Mrs. Kevin Turley, 16 Love Lane, Norwook, Pennsylvania 21874 (Post Office receipt No. 795143 by certified mail; and that the letter was returned to him by the Post Office Department marked "Unclaimed".

The aforesaid post office receipt, returned letter and copy of letter are attached hereto to be filed in this proceeding.

Alexander G. Jones

Notary Public

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

RETURNED TO WRITER
REASON CHECKED
Unclaimed
Refused
Address Unknown
No Such Street
No Such Number
No Such Office
Not Stated Reason for Delay
Not Delivered in This Envelope

Mr. and Mrs. Kevin Turley
16 Love Lane
~~Norwood, Pennsylvania 21874~~

3/17/75
Second notice 3/22/75

RETURN RECEIPT REQUESTED
CERTIFIED
No 795143
MAIL

LIBER 645 PAGE 322

R.W.

LIBER 045 PAGE 323

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1898-1972)
ALEXANDER G. JONES

AREA CODE 301
TELEPHONE 651-2747

March 12, 1975

Mr. and Mrs. Kevin Turley
16 Love Lane
Norwood, Pennsylvania 21874

Dear Mr. and Mrs. Turley:

Pursuant to Rule W-74 a 2 (a) (ii) (b), this is to inform you that proceedings have been filed in No. 9686 Chancery in the Circuit Court for Somerset County, Maryland, for the foreclosure of a certain mortgage from Kevin Turley and Constance Turley to George D. Apsley and Carolyn Apsley recorded among the Land Records of Somerset County in Liber I.T.P. No. 265, folio 222. The foreclosure sale is currently being advertised in the Marylander & Herald, a newspaper published in Princess Anne, Somerset County, Maryland. The property described in the mortgage will be offered for sale at 2:00 o'clock P.M., on Tuesday, April 1, 1975 in front of the Court House door in Princess Anne, Maryland. Terms of Sale: 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 assignee, payable prior to ratification of sale by the Circuit Court, with interest from date of sale at the rate of six per cent per annum. A copy of the advertisement is attached to this letter for your convenience.

Very truly yours,

/s/ Alexander G. Jones

Alexander G. Jones
Assignee for Foreclosure and Collection

AGJ:b

Certified Mail - Return Receipt Requested

COPY

No. 795143

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
Mr. and Mrs. Kevin Turley

STREET AND NO.
16 Love Lane

P.O., STATE AND ZIP CODE
Norwood, Pennsylvania 21874

POSTMARK OR DATE
MAR 12 1975 USPO

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered ..... 25¢
With delivery to addressee only ..... 65¢

DELIVER TO ADDRESSEE ONLY ..... 50¢
SPECIAL DELIVERY (2 pounds or less) ..... 45¢

POD Form 3800
July 1969

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

DEC 10 1975

LIBER 045 PAGE 325

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9705 Chancery MAR 18-75 A 929440 *****25.00 In the Circuit Court
-vs-	*	For Somerset County,
RALPH J. SMITH and CATHERINE J. SMITH, his wife, Route 1, Box 256 M Westover, Maryland	*	State of Maryland

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated June 8, 1971, from Ralph J. Smith and Catherine J. Smith, his wife, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 263, Folio 151; Lloyd O. Whitehead and Donald C. Davis having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

For Deed of Trust See Liber No. 263, Folio 151.
For Bond See Bond Book No. 10, Page 56.

LAW OFFICES, POCOCK, CEMETERY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. _____ Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
RALPH J. SMITH and CATHERINE J. SMITH, his wife Route 1, Box 256 M Westover, Maryland	*	State of Maryland
	*	
	*	

****

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 14th day of March, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Homes, Inc., in accordance with the provisions of a Deed of Trust from Ralph J. Smith and Catherine J. Smith, his wife, dated June 8, 1971, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 263, Folio 151; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $9,520.00 is now due and owing.

2. That the 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.

3. That the last known Post Office Address of the Defendant is Route 1, Box 256M, Westover, Maryland.

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Beverly A. Tilghman
Notary Public

My Commission Expires: July 1, 1978.

LAW OFFICES, TRIBUE, OWINGS & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 327

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9705 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
RALPH J. SMITH and CATHERINE J. SMITH, his wife, Route 1, Box 256 M Westover, Maryland	*	State of Maryland

****

AFFIDAVIT OF COMPLIANCE - RULE W. 74 a 2b

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, make oath that we mailed to the Mortgagor, Ralph J. Smith and/or Catherine J. Smith, his wife, at the Mortgagors last known address at Route 1, Box 256 M Westover, Maryland, by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on March 25, 1975. Also attached is Return Receipt showing the said Mortgagor duly received the same.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 11th day of April, 1975 before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC

My Commission Expires: July 1, 1978

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
NORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
749-2211

EASTON OFFICE
16 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1888

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-6408

March 25, 1975

Mr. Ralph J. Smith and/or
Mrs. Catherine J. Smith
Route 1, Box 256 M
Westover, Maryland

Dear Mr. and/or Mrs. Smith

This letter will advise you that the Deed of Trust executed by you to Jim Walter Homes, Inc. of June 8, 1971, and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 263, folio 151, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald beginning March 20, 1975. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on Friday, April 11, 1975 at or about 10:00 o'clock A.M.. The Terms of Sale will be $1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Homes, Inc. and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

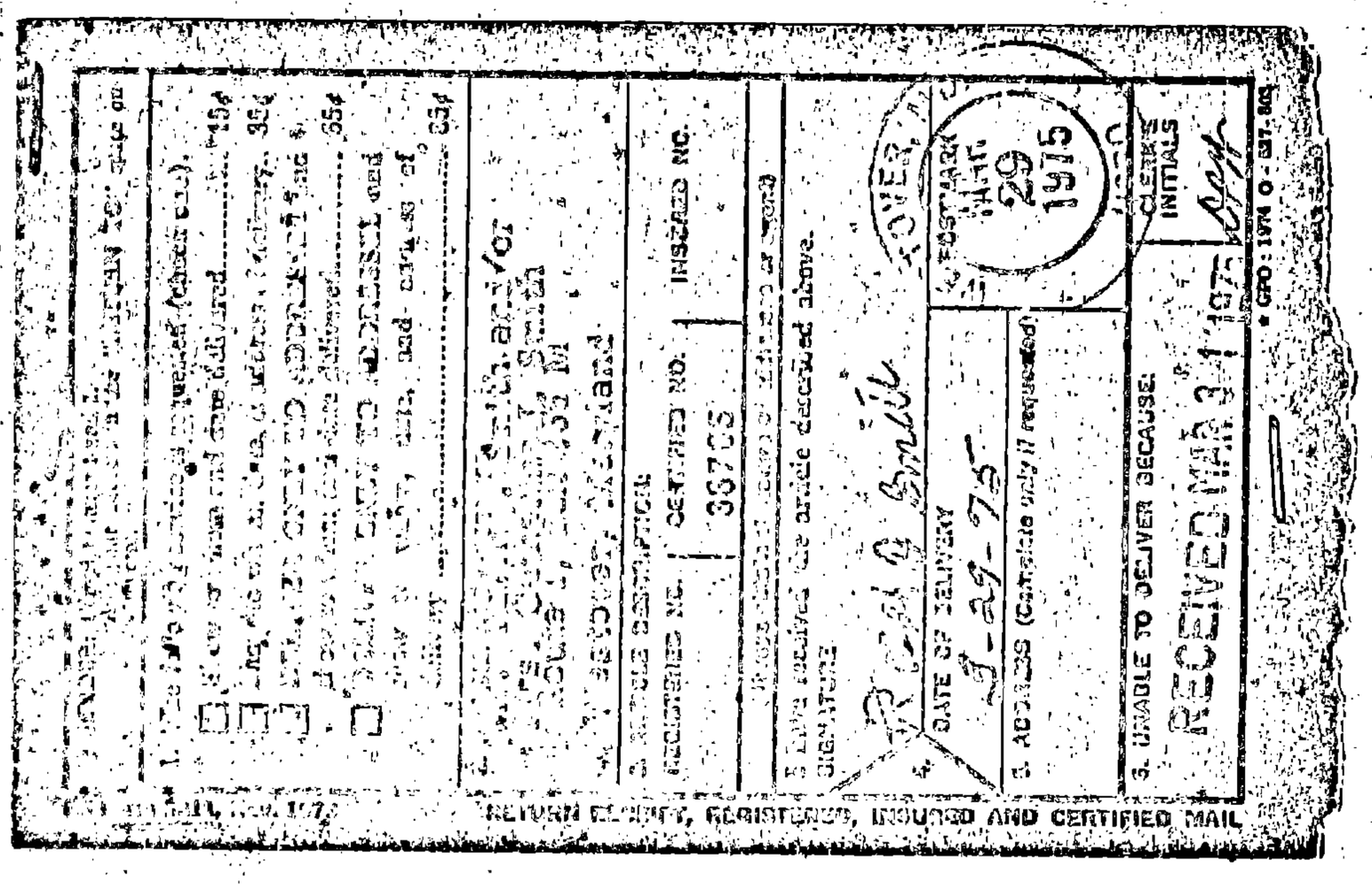
If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 19437

CERTIFIED MAIL, RETURN RECEIPT REQUESTED.



LIBER 045 PAGE 328

LIBER 043 PAGE 329

PRINCESS ANNE, MD., April 10 19 75

This is to certify that the annexed Trustees' 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 Notice

Dates Inserted: Mar 20 27 Apr 3 10

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

Possession of said property will be given upon ratification of sale.

TERMS OF SALE: $1,000.00 in cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of said County, the unpaid portion to bear interest at the rate of 6% per annum and to be secured to the satisfaction of said Trustees.

Taxes and other public charges to be paid and adjusted to date of sale. Title examination, if desired, title papers, revenue stamps, transfer tax and costs of recording at the expense of the purchaser or purchasers.

Lloyd O. Whitehead
and
Donald C. Davis

Substitute Trustees

212 East Main Street
Salisbury, Maryland 21801
Telephone: 749-2211

48-4tc

due, Owrutsky & Whitehead
Professional Association
212 East Main Street
Salisbury, Maryland 21801

TRUSTEES' SALE

OF VALUABLE HOME AND LOT

AT OR NEAR WESTOVER MARYLAND

By virtue of the Power of Sale and authority contained in a Deed of Trust executed by Ralph J. Smith and Catherine J. Smith, his wife, to Jim Walter Homes, Inc., dated June 8, 1971, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 263, folio 161, default having occurred in the terms, covenants, and agreements of the said Deed of Trust, the undersigned will sell, at PUBLIC AUCTION,

AT THE FRONT DOOR OF THE COURTHOUSE AT PRINCESS ANNE, MD. ON

FRIDAY
APRIL 11, 1975

AT 10 O'CLOCK A.M.,

All of the following described land and premises situate in the County of Somerset, in the State of Maryland, and more particularly described as follows:

ALL that lot or parcel of land situate in Dublin Election District, Somerset County, State of Maryland, on the Southeasterly side of and binding upon Cottage Grove County Road, and more particularly described as follows: BEGINNING for the same at a point formed by the intersection of the Northeasterly line of a dirt lane with the Southeasterly line of said County Road, thence (1) by and with the Southeasterly line of said County Road N 68° 30 min. E for a distance of 100' to a stake; thence (2) by and with other lands of the Grantors S 45° 30 min. E for a distance of 300' to a stake; thence (3) by and with other lands of the Grantors S 38° 30 min. W for a distance of 100' to a stake on the Northeasterly line of said dirt lane; thence (4) by and with the Northeasterly line of said dirt lane N 45° 30 min. W for a distance of 300' to the place of beginning; being in all respects a part of the same land conveyed unto the said Leon Preston Smith and Romenetta Ayers Smith by Deed from Arsie Smith, et al, dated June 16, 1964, and recorded among the Land Records for Somerset County, Maryland in Liber 222, Folio 199.

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	* *	No. 9705 Chancery In the Circuit Court
-vs-	*	For Somerset County,
RALPH J. SMITH and CATHERINE J. SMITH, his wife Route 1, Box 256 M, Westover, Maryland 21	* * * *	State of Maryland

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated June 8, 1971, from Ralph J. Smith and Catherine J. Smith, his wife, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P 263 Folio 151 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, , Maryland, prior to April 11, 1975, , and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on Friday, April 11, 1975, at 10:00 o'clock A.M., attend at the front door of the Court House in 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 Ralph J. Smith and Catherine J. Smith, said property being more particularly described as follows:

LIBER 045 PAGE 030

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

All of the following described land and premises situate in the County of Somerset, in the State of Maryland, and more particularly described as follows:

ALL that lot or parcel of land situate in Dublin Election District, Somerset County, State of Maryland, on the Southeasterly side of and binding upon Cottage Grove County Road, and more particularly described as follows: BEGINNING for the same at a point formed by the intersection of the Northeasterly line of a dirt lane with the Southeasterly line of said County Road, thence (1) by and with the Southeasterly line of said County Road N 38° 30 min. E for a distance of 100' to a stake; thence (2) by and with other lands of the Grantors S 45° 30 min. E for a distance of 300' to a stake: thence (3) by and with other lands of the Grantors S 38° 30 min. W for a distance of 100' to a stake on the Northeasterly line of said dirt lane: thence (4) by and with the Northeasterly line of said dirt lane N 45° 30 min. W for a distance of 300' to the place of beginning: being in all respects a part of the same land conveyed unto the said Leon Preston Smith and Romenetta Ayres Smith by deed from Arzie Smith, et al, dated June 16, 1964, and recorded among the Land Records for Somerset County, Maryland, in Liber 222, Folio 199: being in all respects the same property conveyed unto Ralph J. Smith and Catherine C. Smith, his wife, by Leon Preston Smith, et al, by Deed recorded on September 9, 1971, among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 262, Folio 385.

LAW OFFICES, PERDUE, GWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

File No. 19437

AND your Trustees sold the aforedescribed property to MID-STATE HOMES, INC., a body corporate of the State of Florida,

at and for the sum of $ 9000.00, it at that sum, being the highest bidder therefor, and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead, Substitute Trustee

Donald C. Davis, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 11th day of April, 19 75, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, 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.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC

My Commission Expires: July 1, 1978.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ORDER NISI

LIBER 645 PAGE 333

ORDERED by the Circuit Court of Somerset County, Maryland, in Equity on this 11th day of APRIL, 1975, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Ralph J. Smith and Catherine J. Smith, 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 11th day of MAY, 1975; 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 5th day of May, 1975.

The report states the amount of the sale to be $ 9000.00.

J. Theodore Phachus
Clerk

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, this 15th day of May, 1975, 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 commission.

E. Moore Duer
JUDGE

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9705 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County,
RALPH J. SMITH and CATHERINE J. SMITH, his wife Route 1, Box 256 M Westover, Maryland.	* *	State of Maryland

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 11th day of April, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD, 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 MID-STATE HOMES, INC. a body corporate of the State of Florida.

2. That there are no other parties than MID-STATE HOMES, INC. interested in the purchase of the said real estate as principals.

3. That he, as agent for MID-STATE HOMES, INC. did not directly or indirectly discourage anyone from bidding for said property.

Lloyd O. Whitehead
Affiant

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

Beverly A. Leighton
NOTARY PUBLIC

My Commission Expires: July 1, 1978.

LAW OFFICES, PERDUE, OWINGS & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 045 PAGE 334

LIBER 045 PAGE 035

Perdue, Cwrutsky & Whitehead
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

ORDER NISI

Lloyd O. Whitehead and
Donald C. Davis,
Substitute Trustees

— vs —

Ralph J. Smith and
Catherine J. Smith, his wife,
Route 1, Box 256 M,
Westover, Maryland

No. 9705 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 11th day of April, 1975, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Ralph J. Smith and Catherine J. Smith, 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 11th day of May, 1975; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 5th day of May, 1975.

The Report states the amount of the sale to be $9000.00.

s/L. THEODORE PHOEBUS
Clerk

TRUE COPY, TEST:
L. Theodore Phoebus, Clerk

52-314

PRINCESS ANNE, MD., May 13 1975

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 Notice

Dates Inserted: Apr. 17, 24 May 1

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

No.
Ralp

LLOYD O. WHITEHEAD DONALD C. DAVIS Substitute Trustees	*	NO. 9705 CHANCERY IN THE CIRCUIT COURT FOR SOMERSET COUNTY STATE OF MARYLAND IN EQUITY
VS.	*	
RALPH J. SMITH CATHERINE J. SMITH, his wife Route 1, Box 256 M. Westover, Maryland 21871	* * *	

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he had made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them, being the sum of nine thousand dollars.

He has allowed the proper fees, costs and all other proper expenses amounting to five hundred fifty-eight dollars and thirty-eight cents ($558.38).

The balance then remaining amounts to eight thousand four hundred forty-one dollars and sixty-two cents ($8,441.62) to be distributed to Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees.

Amount of Sale		$9.000.00
Expenses, Costs and Fees		
Clerk of Court	80.50	
Maryland and Herald Advertising 77.50 Order Nisi 20.00	97.50	
Orren J. Brittingham Auctioneer	25.00	
Carlos Bozman - Taxes	70.88	
Gray Insurance Agency, Bond Premium	40.00	
Notary Fees	2.00	
Trustees' Commission	200.00	
Postage	2.50	
Logan C. Widdowson Auditor	40.00	
TOTAL		558.38
Balance of Funds to be distributed		$8,441.62

Statement of Debt	9,520.00
Funds to be Distributed	8,441.62
Deficency	1,078.38

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

db-23

LIBER 643 PAGE 330

LIBER 645 PAGE 537

LLOYD O. WHITEHEAD DONALD C. DAVIS Substitute Trustees	*	NO. 9705 CHANCERY IN THE CIRCUIT COURT FOR SOMERSET COUNTY STATE OF MARYLAND IN EQUITY
VS.	*	
RALPH J. SMITH CATHERINE J. SMITH, his wife Route 1, Box 256 M Westover, Maryland 21871	*	

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on May 23rd, 1975, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U.S. mail, postage prepaid:

Lloyd O. Whitehead, Esquire
Donald C. Davis, Esquire
212 East Main Street
Salisbury, Maryland 21801

Ralph J. Smith
Route 1, Box 256 M
Westover, Maryland 21871

Catherine J. Smith
Route 1, Box 256 M
Westover, Maryland 21871

Logan C. Widdowson, Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

No. 9705 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 23rd day of May, 1975 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 June, 1975.

L. Theodore Thoebus
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 June, 1975, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Thoebus
CLERK

LIBER 045 PAGE 338

DEC 10 1975

APR 24-75 A 92 171 ****25.00

LIBER 045 PAGE 039

Alexander G. Jones, Attorney, Ex Parte:	No. 9721 Chancery
under power contained in Mortgage from:	In the Circuit Court for
Charles L. Disharoon 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. 9721 Chancery
under power contained in Mortgage from:	In the Circuit Court for
Charles L. Disharoon to the Bank of :	Somerset County, Maryland
Somerset, a body corporate :	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 23rd day of April, 1975, before me, the undersigned officer, personally appeared Morris A. Bozman, Commerical Loan Manager and 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 $8,867.38 as of April 21, 1975 with interest in the amount of $603.47 as of April 21, 1975, with a per diem rate of interest thereafter of $2.46, 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.

As witness my hand and Notarial Seal.

Patsy E. Ake
Notary Public

FOR ORIGINAL MORTGAGE SEE LIBER NO. 280, FOLIO 201
FOR BOND SEE BOND BOOK NO. 10, FOLIO 62.

LIBER 045 PAGE 340

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

LIBER 045 PAGE 341

Alexander G. Jones, Attorney, Ex Parte:	No. 9721 Chancery
under power contained in Mortgage from:	In the Circuit Court for
Charles L. Disharoon to the Bank of :	Somerset County, Maryland
Somerset, a body corporate :	

ATTORNEY'S AFFIDAVIT AS TO NOTICE TO MORTGAGOR

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 19th day of May, in the year nineteen hundred and seventy-five, before me, the subscriber, a Notary Public of the State of Maryland, in and For Somerset County aforesaid, personally appeared Alexander G. Jones, pursuant to the provisions of Rule W-74 a 2 (b) and made oath in due form of law that he was and is the attorney named in the mortgage in the above entitled proceeding filed for foreclosure and collection, that on May 8, 1975 pursuant to said rule he mailed a notice of the pending foreclosure proceeding to Charles L. Disharoon, Keenwick Road, Selbyville, Delaware 19975 (Post Office receipt No. 795148) by certified mail; that as indicated by post office receipt said letter was delivered to Mr. Disharoon on May 16, 1975.

The aforesaid post office receipt, copy of letter and copy of advertisement are attached hereto to be filed in this proceeding.

Alexander G. Jones

Patsy E. Pike
Notary Public

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

No. 795148

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
Mr. Charles L. Disharoon
STREET AND NO.
Keenwick Road
P.O., STATE AND ZIP CODE
Selbyville, Delaware 19975

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN RECEIPT SERVICES	1. Shows to whom and date delivered	15¢
	With delivery to addressee only	85¢
	2. Shows to whom, date and where delivered	35¢
	With delivery to addressee only	85¢
DELIVER TO ADDRESSEE ONLY		50¢
SPECIAL DELIVERY (2 pounds or less)		45¢

POSTMARK OR DATE
MAY 8 1975

POD Form 3800
July 1969

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

Jones and Jones, Attorneys
Princess Anne, Maryland

ATTORNEY'S SALE

OF VALUABLE

RESIDENTIAL PROPERTY

Under and by virtue of the power of sale contained in a mortgage from Charles L. Disharoon, dated May 10, 1974 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 280, folio 201, default having occurred in said mortgage, the undersigned as attorney in said mortgage, will offer at public sale in front of the Courthouse door in Princess Anne, Somerset County, Maryland, on

TUESDAY MAY 27, 1975

at or about the hour of 2:00 o'clock P.M., all that lot or parcel of land situate in Deal Island Election District, Somerset County, Maryland, beginning at a point on the north side of the county road leading to Tangier Sound from the main county or state road leading through Deal Island and located 12 feet east from the southeast corner of the land of Henry Hartshorne Stabler and wife, thence North 20° 30' East 50 feet to a stake; thence in an easterly direction South 68° 30' East 80 feet to another stake; thence in a southerly direction South 20° 30' West 50 feet to a stake on the north side of the said county road; thence in a westerly direction by and with said county road North 68° 30' West 80 feet to the place of beginning, containing 4,000 sq. feet of land, more or less, being the same and all the land conveyed unto the said Charles L. Disharoon by Jane S. Ray and Dianne R. Cassis, joint tenants by deed dated January 23, 1965 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 226, folio 113, the dower interest of Jean C. Disharoon, wife of Charles L. Disharoon having been released by deed dated January 23, 1965 and recorded among the aforesaid Land Records in Liber I.T.P. No. 226, folio 111, together with the right of way over the twelve foot lane to the west of the land hereby conveyed running from the county road to the shore side.

This property is improved by a one story frame dwelling with asbestos siding consisting of a living room, three bedrooms, kitchen and bathroom in good condition.

TERMS OF SALE: 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 attorney, payable prior to ratification of said sale by the Circuit Court, with interest from date of sale at the rate of six per cent per annum.

All public taxes and assessments will be pro rated to date of sale. Title papers, documentary stamps, transfer tax and recording costs at expense of purchaser or purchasers.

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

2-4tc

LIBER 045 PAGE 342

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1892-1972)
ALEXANDER G. JONES

AREA CODE 301
TELEPHONE 651-2747

May 8, 1975

LIBER 645 PAGE 343

Mr. Charles L. Disharoon
Keenwick Road
Selbyville, Delaware 19975

Dear Mr. Disharoon:

Pursuant to Rule W-74a 2 (a) (ii) (b), this is to inform you that proceedings have been filed in No. 9721 Chancery in the Circuit Court for Somerset County, Maryland, for the foreclosure of a certain mortgage from Charles L. Disharoon to the Bank of Somerset dated May 16, 1974 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 280, folio 201. The foreclosure sale is currently being advertised in the Marylander & Herald, a weekly newspaper published in Princess Anne, Somerset County, Maryland. The property described in the mortgage will be offered for sale at 2:00 o'clock P.M., Tuesday, May 27, 1975 in front of the Court House door in Princess Anne, Maryland. Terms of Sale: 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 attorney, payable prior to ratification of said sale by the Circuit Court, with interest from date of sale at the rate of six per cent per annum. A copy of the advertisement is attached to this letter for your convenience.

COPY

Very truly yours,

Alexander G. Jones
Attorney for Foreclosure and Collection

AGJ:pea

Certified mail - Return Receipt Requested

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show address where delivered ☐ Deliver ONLY to addresses

RECEIPT
Received the numbered article described below

REGISTERED NO.

CERTIFIED NO. 705148

INSURED NO.

DATE DELIVERED 5/16/75

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
Charles L. Disharoon

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

ADDRESS (Only if requested, and include ZIP Code)

Alexander G. Jones, Attorney, Ex Parte:	No. 9721 Chancery
under power contained in Mortgage from:	In the Circuit Court for
Charles L. Disharoon 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 Charles L. Disharoon to the Bank of Somerset, a body corporate, dated May 16, 1974 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 280, folio 201, 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 in 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 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 27th day of May, 1975, 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 Deal Island Election District, Somerset County, Maryland, beginning at a point on the north side of the county road leading to Tangier Sound from the main county or state road leading through Deal Island and located 12 feet east from the southeast corner of the land of Henry Hartshorne Stabler and wife; thence North 20° 30' East 50 feet to a stake; thence in an easterly direction South 68° 30' East 80 feet to another stake; thence in a southerly direction South 20° 30' West 50 feet to a stake on the north side of the said county road; thence in a westerly direction by and with said county road North 68° 30' West 80 feet to the place of beginning,

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

containing 4,000 square feet of land, more or less, being the same and all the land conveyed unto Charles L. Disharoon by Jane S. Ray and Dianne R. Cassis, joint tenants, by deed dated January 23, 1965 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 226, folio 113; the dower interest of Jean C. Disharoon, wife of Charles L. Disharoon having been released by deed dated January 23, 1965 and recorded among the aforesaid Land Records in Liber I.T.P. No. 226, folio 111, together with the right of way over the twelve foot lane to the west of the land hereby conveyed running from the county road to the shore side, and sold the same to Nancy A. Goldsmith at and for the sum of eleven thousand one hundred dollars ($11,100.00), she being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of said Attorney and said Attorney has distributed the proceeds, as follows:

Total Sales		$11,100.00
To Clerk of Circuit Court for costs	$65.00	
To Marylander & Herald, advertising & nisi	90.00	
To Marylander & Herald, reprints	5.00	
To Bond premium	44.00	
To Solicitor's fee	75.00	
To Auctioneer	50.00	
To 1974-75 taxes - $100.62 (11 mos.)	92.23	
To Attorney as commission	705.00	
To Balance to be distributed	9,973.77	
	$11,100.00	$11,100.00
Balance to be distributed		$ 9,973.77
To Bank of Somerset, mortgage principal	8,867.38	
To Bank of Somerset, interest	692.03	
To Charles L. Disharoon	414.36	
	$9,973.77	$ 9,973.77

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 27th day of May, in the year nineteen hundred and seventy-five, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alexander G. Jones, Attorney named in the aforegoing report of sale, and made oath in due fomof 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

Patsy E. Ake
Notary Public

PRINCESS ANNE, MD., May 26 19 75

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 Notice

Dates Inserted: May 1 8 15 & 22

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

Dis

road to the shore side.

This property is improved by a one story frame dwelling with asbestos siding consisting of a living room, three bedrooms, kitchen and bathroom in good condition.

TERMS OF SALE: 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 attorney, payable prior to ratification of said sale by the Circuit Court, with interest from date of sale at the rate of six per cent per annum.

All public taxes and assessments will be pro rated to date of sale. Title papers, documentary stamps, transfer tax and recording costs at expense of purchaser or purchasers.

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

2-4tc

s and Jones, Attorneys
rincess Anne, Maryland

ATTORNEY'S SALE

OF VALUABLE RESIDENTIAL PROPERTY

Under and by virtue of the power of sale contained in a mortgage from Charles L. Disharoon, dated May 16, 1974 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 280, folio 201, default having occurred in said mortgage, the undersigned as attorney in said mortgage, will offer at public sale in front of the Courthouse door in Princess Anne, Somerset County, Maryland, on

TUESDAY MAY 27, 1975

at or about the hour of 2:00 o'clock P.M., all that lot or parcel of land situate in Deal Island Election District, Somerset County, Maryland, beginning at a point on the north side of the county road leading to Tangier Sound from the main county or state road leading through Deal Island and located 12 feet east from the southeast corner of the land of Henry Hartshorne Stabler and wife, thence North 20° 30' East 50 feet to a stake; thence in an easterly direction South 68° 30' East 80 feet to another stake; thence in a southerly direction South 20° 30' West 50 feet to a stake on the north side of the said county road; thence in a westerly direction by and with said county road North 68° 30' West 80 feet to the place of beginning, containing 4,000 sq. feet of land, more or less, being the same and all the land conveyed unto the said Charles L. Disharoon by Jane S. Ray and Dianne R. Cassis, joint tenants by deed dated January 23, 1965 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 226, folio 113, the dower interest of Jean C. Disharoon, wife of Charles L. Disharoon having been released by deed dated January 23, 1965 and recorded among the aforesaid Land Records in Liber I.T.P. No. 226, folio 111, together with the right of way over the twelve foot lane to the west of the land hereby conveyed running from the county

Alexander G. Jones, Attorney, Ex Parte:	No. 9721 Chancery
under power contained in Mortgage from:	In the Circuit Court for
Charles L. Disharoon 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 27th day of May, 1975, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Nancy A. Goldsmith, the purchaser of the real estate in the above entitled proceeding 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.

Patsy E. Ake
Notary Public

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

Order Nisi

Alexander G. Jones, Attorney, Ex Parte:	No. 9721 Chancery
under power contained in Mortgage from:	In the Circuit Court for
Charles L. Disharoon to the Bank of :	Somerset County, Maryland
Somerset, a body corporate :	

Ordered by the Circuit Court for Somerset County this 27th day of May, in the year nineteen hundred and seventy-five, 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 27th day of June, 1975, provided a copy of this order be inserted in some newspaper published in said Somerset County once in each of ~~four~~ THREE successive weeks before the 23rd day of June, 1975.

The report states the amount of sales to be $11,100.00.

L. Theodore Disharoon
Clerk of the Circuit Court for
Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte:	No. 9721 Chancery
under power contained in Mortgage from:	In the Circuit Court for
Charles L. Disharoon to the Bank of :	Somerset County, Maryland
Somerset, a body corporate :	

Ordered by the Circuit Court for Somerset County, in Equity, this 30 day of June, in the year nineteen hundred and seventy-five, 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. Emmett Dize
Judge

IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

Alexander G. Jones, Attorney, Ex Parte, under power contained in Mortgage from Charles L. Disharoon to the Bank of Somerset, a body corporate	:	No. 9721 Chancery

APPLICATION OF SANDY SPRING NATIONAL BANK
AND SAVINGS INSTITUTION AS JUDGMENT CREDITOR
FOR PAYMENT OVER OF SURPLUS OF PROCEEDS OF FORECLOSURE SALE

Sandy Spring National Bank and Savings Institution, by and through its attorney, Jody S. Kline, makes claim upon the proceeds of the subject foreclosure and for cause says:

1. That on December 28, 1973, Charles L. Disharoon was indebted to Applicant in the amount of Ten Thousand Dollars ($10,000.00) and on said date executed, with his wife, Jean C. Disharoon, a Promissory Note in the amount of Ten Thousand Dollars ($10,000.00).

2. That Charles L. Disharoon and Jean C. Disharoon failed to make payments of interest and made no payments on the said principal amount of Ten Thousand Dollars ($10,000.00) owing to Applicant; that as a consequence thereof, on March 5, 1975, Applicant filed in the Circuit Court for Montgomery County, Maryland, judgment by consent in accordance with the confessed judgment provisions contained in said Promissory Note; that on the same date, judgment was entered for Applicant against Charles L. Disharoon and Jean C. Disharoon in the amount of Ten Thousand Dollars ($10,000.00), plus interest in the amount of $145.20 from January 10, 1975 to date of judgment, and costs in the amount of $28.00.

3. That a certified copy of the said judgment was recorded with the Clerk for Somerset County, Maryland, as Civil Case No. 4408 and is found at Civil Docket No. 6, page 120.

LAW OFFICES
MILLER, MILLER & CANBY
200 MONROE STREET
ROCKVILLE, MARYLAND
TELEPHONE 762-5212

LIBER 645 PAGE 350

4. That, to date, no payment has been made on the judgment award by the judgment debtors.

5. That on May 27, 1975, the subject foreclosure sale took place; that as a result thereof, the sale brought proceeds in the amount of Eleven Thousand One hundred Dollars ($11,100.00); that after accounting for the debt owed the Bank of Somerset and costs of sale, the report of sale indicates a surplusage to Charles L. Disharoon in the amount of $414.36.

WHEREFORE, Sandy Spring National Bank and Savings Institution makes claim against the surplusage to be applied first against the unpaid interest and costs of suit against Charles L. Disharoon and any remainder against the principal sum of Ten Thousand Dollars.

Sandy Spring National Bank
and Savings Institution

By Jerome B. Schaufenbuel
Jerome B. Schaufenbuel
Assistant Vice President

Jody S. Kline
Jody S. Kline
200 Monroe Street
Rockville, Maryland 20850
762-5212
Attorney for Claimant

STATE OF MARYLAND)
) SS:
COUNTY OF MONTGOMERY)

I HEREBY CERTIFY that on the 4th day of June, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared JEROME B. SCHAUFENBUEL, who acknowledged that he is the Assistant Vice President of Sandy Spring National Bank and Savings Institution and that he as such, being authorized to do so, executed the aforegoing instrument for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

[NOTARY SEAL]

Janice H. Bozzi
Notary Public
My Commission Expires: 7-1-78

LAW OFFICES
MILLER, MILLER & CANBY
200 MONROE STREET
ROCKVILLE, MARYLAND
TELEPHONE 762-5212

PRINCESS ANNE, MD., June 30 197

This is to certify that the annexed Order Nisi

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

Dates Inserted: May 29, June 5, 12

J. Bryan Byrd

Business Manager MARYLANDER and HERAL

ORDER NISI

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from Charles L. Disharoon to the Bank of Somerset, a body corporate

No 9721 Chancery In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County this 27th day of May, in the year nineteen hundred and seventy-five, 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 27th day of June, 1975, 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 23rd day of June, 1975.

The report states the amount of sales to be $11,100.00.

s/I. THEODORE PHOEBUS
Clerk of the Circuit Court
for Somerset County, Maryland

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

6-3tc

LIBER 043 PAGE 352

LIBER 043 PAGE 353

IN THE CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

Alexander G. Jones, Attorney, Ex Parte, under power contained in Mortgage from Charles L. Disharoon to the Bank of Somerset, a body corporate	:	No. 9721 Chancery

ORDER

UPON CONSIDERATION of the Application of Sandy Spring National Bank and Savings Institution as Judgment Creditor for Payment Over of Surplus of Proceeds of Foreclosure Sale, and the report of sale, filed herein, it is this 30th day of June, 1975, by the Circuit Court for Somerset County, Maryland, Sitting as a Court of Chancery,

ORDERED, that the surplus of the proceeds of sale in the amount of $414.36 be distributed and paid over to the Applicant, Sandy Spring National Bank and Savings Institution.

E. Norris Dun
JUDGE, CIRCUIT COURT FOR SOMERSET COUNTY, MARYLAND

LAW OFFICES
MILLER, MILLER & CANBY
200 MONROE STREET
ROCKVILLE, MARYLAND
TELEPHONE 762-5212

DEC. 10 1975

MAY 16-75 A 92 891 *****25.00

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection.	*	NO. CHANCERY CASES 9734
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	

Mr. Clerk:

Please file the attached mortgage and enter the appearance of Logan C. Widdowson for the purpose of foreclosure and collection.

Logan C. Widdowson
Assignee

FOR ORIGINAL MORTGAGE SEE LIBER NO. 282, FOLIO 420.
FOR ASSIGNMENT SEE LIBER NO. 286, FOLIO 815.
FOR BOND SEE BOND BOOK NO. 10, FOLIO 65.

LIBER 645 PAGE 354

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection.	*	NO. _____ CHANCERY CASES IN THE CIRCUIT COURT FOR SOMERSET COUNTY STATE OF MARYLAND IN EQUITY

AFFIDAVIT

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 15th day of May, 1975, before me, the subscriber, a Notary Public of the State and County, aforesaid, personally appeared Champ Clark Kirwin, mortgagee, and he made oath in due form of law that the total amount due and owing is now $8,356.97:

Principal	8,000.00	
10/16/75	29.12	/ principal payment
	7,970.88	
5/15/75 Interest Due	386.09	221 days @ 1.74/day
TOTAL	8,356.97	

That the 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.

That the last known address of the defendant is Wenona, Maryland 21870.

Champ Clark Kirwin
Champ Clark Kirwin
Mortgagee

Subscribed and sworn before me on this 15th day of May, 1975.

DENISE A. BOZMAN NOTARY PUBLIC SOMERSET CO.

Denise B. Muir, Notary
Denise B. Muir, Notary

My Commission Expires:
July 1st, 1978

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 355

LIBER 045 PAGE 030

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection.	*	NO. CHANCERY CASES 9234
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	

AFFIDAVIT OF SERVICE OF PROCESS BY REGISTERED MAIL
IN COMPLIANCE WITH MARYLAND RULE W742(b)

Comes now, Logan C. Widdowson, pursuant to Maryland Rules of Procedures, and states the following:

That a letter notifying Helen Evans, Trustee of the Sale of Real Estate in this matter was mailed to Helen Evans by registered mail; delivery restricted to the addressee.

That the aforesaid letter was, in fact, received by Helen Evans, as evidenced by her signature on the original return receipt which is attached hereto and incorporated herein.

Logan C. Widdowson
Attorney for the Trustee

SUBSCRIBED and SWORN to before me, this 23rd day of May, 1975.

DENISE A. BUZZUN NOTARY PUBLIC SOMERSET CO., MD.

Denise B. Muir, Notary Public

CONSIDER: Do care to follow [illegible]

PLEASE FURNISH SERVICE(S) INDICATED BY CHECK [illegible]
(Additional charges required for these services)

☐ Show address where delivered

RECEIPT
Received the numbered article described below

REGISTERED NO.	SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
CERTIFIED NO. 616310	Helen Evans
INSURED NO.	SIGNATURE OF ADDRESSEE'S AGENT
DATE DELIVERED 5/21/75	SHOW WHERE DELIVERED (Only if requested)

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

May 20, 1975

Helen Faye Evans
Wenona
Maryland 21870

RE: Mortgage - Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans and Spencer Troy Evans

Dear Mrs. Evans:

This letter will advise you that the mortgage executed by you to Champ Clark Kirwan on the 9th day of September, 1974, and recorded among the Land Records for Somerset County, Maryland, in I. T. P. Liber 282, page 420, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, in Princess Anne, Maryland.

The advertisement, "For Sale," will appear in the Marylander and Herald beginning May 14, 1975.

This property will be sold at the front door of the Courthouse in Princess Anne, Maryland, on Friday, June 6, 1975, at or about 1:30 p.m. The terms of the sale will be $1,000 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustee appointed by Champ Clark Kirwan and will be payable upon final ratification of the sale by the Circuit Court of Somerset County, Maryland.

You may redeem this property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said mortgage and any other costs justly chargeable under the mortgage. Payment must be made in full for all the said delinquencies and costs and must be in cash, certified check, cashier's check or money order, paid at my Office anytime up until the time of the sale. The total amount necessary to redeem this property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Regards,

LCW/dd

Logan C. Widdowson

LIBER 045 PAGE 358

Logan C. Widdowson
11 North Somerset Ave.
Princess Anne, Maryland 21853

PUBLIC SALE

OF VALUABLE

HOME AND LOT

AT OR NEAR
WENONA, MARYLAND

By virtue of the Power of Sale and authority contained in a Mortgage executed by Helen Faye Evans, Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, dated September 9, 1974, and recorded among the Land Records of Somerset County, Maryland in I.T.P. Liber [illegible], page 420 et seq., the undersigned will sell at Public Auction.

At the front door of the Courthouse at Princess Anne, Maryland on

FRIDAY
JUNE 6, 1975
AT OR ABOUT 1:30 P.M.

all the following described real estate: All that lot or parcel of land situate in Deal Island Election District, Somerset County, Maryland, binding on the main county road that runs through the district of Wenona; and being bound on the north by the land now or formerly of William C. Dashiell; on the east by the land now or formerly of Theodore White; and on the south by the land now or formerly of Alfred Dashiell; containing one-fourth acre, more or less. This being the same land that was inherited by Paul Benton, Sr., Ronald E. Benton, and Alva White under the Will of Ila Benton Jarrett, probated in the Orphans' Court of Somerset County on July 2, 1955, and recorded in the Register of Wills' office in Liber E.L.F. No. 36, folio 1. This also being only a part of all that lot or parcel of land that Ila Benton Jarrett received from H. C. Dashiell, Trustee, by deed dated September 16, 1924, and recorded in the Land Records of Somerset County in Liber 91, folio 126. Also being shown on the Somerset County Tax Assessment Map 28 as Block 17 Parcel 133 and being described thereon as containing one acre.

Being the same and all that parcel conveyed to Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, by a deed dated September 9, 1974 and recorded among the Land Records of Somerset County in I.T.P. Liber [illegible], page 418 et seq.

Executed by Helen Faye Evans

PRINCESS ANNE, MD., June 11 19 75

This is to certify that the annexed Public 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 Notice

Dates Inserted: May 15, 22, 29 June 5

Business Manager MARYLANDER and HERALD

Possession of said property will be given upon ratification of sale.

Terms of Sale: $1,000.00 cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of Somerset County, the unpaid portion to bear interest at the rate of 6 percent per annum and to be secured to the satisfaction of said Attorney.

Taxes and other public charges to be paid and adjusted to date of sale.

Title examination, if desired, title paper, revenue stamps, transfer tax, and costs of recording at the expense of the purchaser(s).

Logan C. Widdowson
11 N. Somerset Avenue
Princess Anne, Maryland 21853
Phone: 651-[illegible]

5-4tc

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection	*	NO. CHANCERY CASES 9734
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The report of sale of Logan C. Widdowson, Assignee of a mortgage made and executed by Helen Faye Evans, as Trustee for William J. Evans, et al., and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 282, page 420, 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 Maryland & Herald, 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 on the Court House steps in Princess Anne, Maryland, on Friday, June 6, 1975, at 1:30 p.m., then and there proceed to sell the property described in said mortgage, to wit: All that lot or parcel of land situate in Deal Island Election District, Somerset County, Maryland, binding on the main county road that runs through the district of Wenona; and being bound on the north by the land now or formerly of William C. Dashiell; on the east by the land now or formerly of Theodore White;

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

and on the south by the land now or formerly of Alfred Dashiell; containing one-fourth acre, more or less. This being the same land that was inherited by Paul Benton, Sr., Ronald E. Benton, and Alva White under the Will of Ila Benton Jarrett, probated in the Orphans' Court of Somerset County on July 2, 1955, and recorded in the Register of Wills' office in E.L.F. #36, folio 1. This also being only a part of all that lot or parcel of land that Ila Benton Jarrett received from H. C. Dashiell, Trustee, by deed dated September 16, 1924, and recorded in the Land Records of Somerset County, in Liber 91, folio 126. Also being shown on the Somerset County Tax Assessment Map 28 as Block 17 Parcel 133 and being described thereon as containing one acre.

Being the same and all that parcel conveyed to Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, by a deed dated September 9, 1974 and recorded among the Land Records of Somerset County in I.T.P. Liber 282, page 418 et seq.

And the said property was sold to Champ Clark Kirwin, he being then and there the highest bidders therefor, at and for the sum of forty-five hundred dollars ($4,500.00), and the purchaser has complied with the terms of sale.

Respectfully Submitted,

Logan C. Widdowson, Attorney

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3900

STATE OF MARYLAND, SOMERSET COUNTY, TO WIT:

I HEREBY CERTIFY that on this 6th day of June, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Logan C. Widdowson, who 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 his 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.

DENISE A. BOZMAN NOTARY PUBLIC SOMERSET CO., MD.

Denise B. Bozman
Notary Public

My Commission Expires: 7/1/78

LIBER 645 PAGE 352

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection	*	NO. CHANCERY CASES 9734
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	

PURCHASERS' AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 6th day of June, 1975, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Champ Clark Kirwin, purchaser of the real estate in the above entitled proceedings and 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.

Denise B. Bozman
Notary Public

DENISE A. BOZMAN NOTARY PUBLIC SOMERSET CO., MD.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection	*	NO CHANCERY CASES 9734
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	

ORDER NISI

ORDERED that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof be ratified and confirmed unless cause to the contrary thereof be shown on or before the 14th day of July, 1975, 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 7th day of July, 1975.

The report states the amount of sale of four thousand five hundred dollars ($4,500.00).

I. Theodore Phoebus, Clerk

ORDER NISI

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection

ORDER NISI

No Chancery Cases 9734
In The Circuit Court for
Somerset County
State of Maryland
In Equity

ORDERED that the sale of the property mentioned in these proceedings and the distribution of the proceeds thereof be ratified and confirmed unless cause to the contrary thereof be shown on or before the 14th day of July, 1975, 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 7th day of July, 1975.

The report states the amount of sale of four thousand five hundred dollars ($4,500.00).

I. Theodore Phoebus, Clerk
True Copy, Test:
I. Theodore Phoebus, Clerk
8 t.c.

PRINCESS ANNE, MD., July 9 1975

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 Notice

Dates Inserted: June 19, 26 July 3

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

No. 9734 Chancery - Evans

LIBER 045 PAGE 353

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LIBER 045 PAGE 084

Logan C. Widdowson, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Helen Faye Evans, as Trustee for William J. Evans, Barney S. Evans, Jr., Vaughn J. Evans, Norris W. Evans, and Spencer Troy Evans, and then by assignment to Logan C. Widdowson for foreclosure and collection	*	NO. CHANCERY CASES 9734
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY
	*	

FINAL ORDER

Ordered by this Court this 22 day of July, 1975, 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

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Logan C. Widdowson, Assignee Ex Parte for the Purpose of Foreclosure and Collection Under Power Contained in a Mortgage from Helen Faye Evans, as Trustee for William J. Evans, Et Al, and Then by Assignment to Logan C. Widdowson for Foreclosure and Collection	* * * *	No. 9734 Chancery Cases In the Circuit Court for Somerset County, Maryland In Equity

PETITION FOR REFERRAL TO SPECIAL AUDITOR

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Logan C. Widdowson, Assignee, named in the above-captioned proceedings, respectfully represents:

1. That the property referred to in the above-entitled cause has been sold and the proceedings paid; and if there are no objections to the ratification of said sale, the proceedings will be ready for auditing following final ratification of the report of sale by this Court.

2. That Logan C. Widdowson is the Standing Auditor of this Court, and it would be improper for him to audit this cause.

WHEREFORE, your Petitioner requests the appointment of a Special Auditor to file an audit in these proceedings.

Logan C. Widdowson

ORDER OF COURT

The aforegoing Petition having been read and considered, it is, thereupon this 25th day of July, 1975, by the Circuit Court for Somerset County, Maryland, ORDERED and DECREED that Dawn M. Dryden be and she is hereby appointed Special Auditor to examine and account the proceedings in this cause in conformity with the Laws of Maryland and the Maryland Rules of Procedure.

E. McMaster Dun
Judge

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LIBER 045 PAGE 353

Logan C. Widdowson, Assignee Ex Parte for the Purpose of Foreclosure and Collection Under Power Contained in a Mortgage from Helen Faye Evans, as Trustee for William J. Evans, Et Al, and Then by Assignment to Logan C. Widdowson for Foreclosure and Collection	* * * *	No. 9734 Chancery Cases In the Circuit Court for Somerset County, Maryland In Equity

FIRST AND FINAL AUDITOR'S REPORT

Dawn M. Dryden, Special Auditor, duly appointed by this Court, reports that she has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished her by the Assignee therein, states the following account:

She charges the Assignee with the amount of sale as reported by him, being the sum of four thousand, five hundred dollars ($4,500.00).

She has allowed the proper fees, costs and all other proper expenses amounting to one thousand twenty-three dollars and ninety-four cents ($1,023.94)

The balance then remaining amounts to three thousand four hundred seventy-six dollars and six cents ($3,476.06) to be distributed to Champ Clark Kirwan, Mortgagee.

Amount of Sale		$4,500.00
Expenses, Costs and Fees:		
Clerk of Court	$ 83.00	
Marylander & Herald		
Advertising - $75.00		
Order Nisi - $20.00	95.00	
Edwin Muir, Auctioneer	50.00	
Carlos Bozman - Taxes	39.01	
Henderson Insurance Agency		
Bond Premium	30.00	
Notary Fees	3.00	
Assignee's Commission	375.00	
Postage	2.00	
Dawn M. Dryden, Special Auditor	40.00	
Daily Times	89.93	
Mowing Lawn, Trash Removal, Incidental Repairs in Preparation of Sale	217.00	
TOTAL		$1,023.94
Balance of Funds to be Distributed		$3,476.06

Statement of Mortgage Debt -	$8,356.97
Plus Interest to Sale Date	38.28
Total Debt	$8,395.25
Less Proceeds of Sale	3,476.06
Deficit	$4,919.19

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

Logan C. Widdowson, Assignee Ex Parte for the Purpose of Foreclosure and Collection Under Power Contained in a Mortgage from Helen Faye Evans, as Trustee for William J. Evans, Et Al, and Then by Assignment to Logan C. Widdowson for Foreclosure and Collection	* * * * *	No. 9734 Chancery Cases In the Circuit Court for Somerset County, Maryland In Equity

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on July 28th, 1975, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Dawn M. Dryden
Dawn M. Dryden
Special Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties:

Mrs. Helen Faye Evans
Wenona
Maryland 21870

Logan C. Widdowson, Esq.
11 North Somerset Avenue
Princess Anne, Maryland 21853

Dawn M. Dryden
Dawn M. Dryden
Special Auditor

LIBER 645 PAGE 357

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 358

No. 9734 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 28th day of July, 1975 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 12th day of August, 1975.

J. 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 15th day of August, 1975, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

J. Theodore Phoebus
CLERK

DEC. 10 1975

Susie Landon LeCates Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates Beckford Avenue Princess Anne, Somerset County, Maryland 21853	*	No. 9490 Chancery In The Circuit Court For Somerset County, State of Maryland.
Susie Landon LeCates Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates Beckford Avenue Princess Anne, Somerset County, Maryland 21853 Complainants	*	
vs	*	
Matilda LeCates Robertson Benita Avenue Salisbury, Wicomico County, Maryland 21801 Respondent	*	

To The Clerk of the Circuit Court for Somerset County:

Dear Mr. Clerk:

Please file the within Bill of Complaint and issue a Writ of Subpoena for the Respondent named therein.

JONES & JONES

By _____
Attorneys for Complainants
Princess Anne, Maryland
Telephone 651-2747

LIBER 045 PAGE 369

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

Susie Landon LeCates, Personal Representative, et al	*	No. 9490
	*	In the Circuit Court
vs.	*	For Somerset County,
	*	
Matilda LeCates Robertson	*	State of Maryland.

BILL OF COMPLAINT FOR PARTITION

To The Honorable, the Judge of said Court:

Your orators, complaining say:

1. That this Bill of Complaint for Partition is filed pursuant to the provisions of Article 16, Section 154 of the Annotated Code of Maryland and pursuant to the Maryland Rules of Procedure.

2. That the Complainants and the Respondent are seized and possessed as tenants in common of the hereinafter described real estate in the shares hereinafter set forth:

All that lot or parcel of land situate lying and being in West Princess Anne Election District on the west side of but not adjacent to U.S. Route 13 known as the Princess Anne By-Pass and on the west side of but not adjacent to the Manokin River and lying and binding on the south side of Maryland Route 363 leading from Princess Anne to Deal Island and bounded on the east by the land of Susie L. LeCates (Deed Reference G.J.B. No. 215, folio 298 and I.T.P. No. 273, folio 432), bounded on the south in part by the land of Annie White McDowell and Rufus McDowell (Deed Reference I.T.P. No. 249, folio 181) and bounded on the south in part by the land of William H. White and Sarah T. White (Deed Reference O.T.B. No. 25, folio 547), (the aforesaid McDowell land and White land being laid down and described on a plat by G. Oliver Morrell dated July 1, 1969 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 249, folio 180); and bounded on the west by the lands of John L. Bond and Naudain Bond (Deed Reference I.T.P. No. 262, folio 198, and B.L.B. No. 182, folio 112);

The land above described being a part only and the residue of the land which was conveyed by Mary A. Newman and Henry M. Newman by deed dated June 7, 1887 and recorded among the aforesaid Land Records in Liber H.F.L. No. 5, folio 206, unto

John F. LeCates, Charles H. LeCates and Edward M. LeCates and which descended by operation of law unto Franklin LeCates, Elizabeth LeCates and Matilda LeCates Robertson, the only children and only heirs at law of John F. LeCates and his widow, Gertrude LeCates, deceased.

3. That the said Franklin M. LeCates died on August 11, 1972, intestate, survived by no children and his widow, Susie Landon LeCates, his only heir at law, who was subsequently appointed and qualified as Personal Representative of the Estate of Franklin M. LeCates in Estate No. 1802 in the Orphans Court for Somerset County, Maryland.

4. That the said Elizabeth G. LeCates died on October 20, 1973, testate, leaving Susie Landon LeCates as the sole beneficiary under her Last Will and Testament dated May 24, 1957 and the said Susie Landon LeCates was subsequently appointed and qualified as Personal Representative of the Estate of Elizabeth G. LeCates in Estate No. 1800 in the Orphans Court for Somerset County, Maryland.

5. That the said Matilda L. Robertson, who survived her brother, Franklin M. LeCates and her sister Elizabeth G. LeCates, is the owner of an undivided one-third interest as tenant in common of the land hereinbefore described and that the said Susie Landon LeCates, as Personal Representative of the Estate of Franklin M. LeCates is the owner of an undivided one-third interest, and the said Susie Landon LeCates, as Personal Representative of the Estate of Elizabeth G. LeCates is the owner of an undivided one-third interest and the said Susie Landon LeCates is the sole beneficiary, under law, of the Estate of Franklin M. LeCates and the Estate of Elizabeth G. LeCates.

6. That in proceeding filed in No. 4319 Civil Docket, described as Item No. 64624, the Maryland State Highway Administration seeks to acquire in fee simple a small strip of land containing approximately 2591 square feet described in said proceeding and on State Highway Administration Plat No. 43934 revised August 2, 1973, being a portion only of the land hereinbefore described, for improvements to Maryland Route 363 and the parties hereto have executed an Option Agreement with the Maryland State Highway Administration consenting to such acquisition. It is

anticipated that in the near future the parties to this proceeding will execute a deed conveying said land to the Maryland State Highway Administration.

7. That the residue of the above described property, being all of said land except so much thereof as is to be conveyed to the Maryland State Highway Administration, is not susceptible to partition without material loss and injury to the parties entitled to interest therein as said parcel of land, containing approximately one acre is located in a residential district and is improved by a substantial dwelling house recently used as a residence by the said Susie Landon LeCates, Franklin M. LeCates and Elizabeth G. LeCates.

8. That it would be to the advantage of the parties hereto, by increasing the value of said property, that the same be surveyed by a competent registered surveyor for the purpose of determining the location of the acquisition by the Maryland State Highway Administration and the boundary lines of the land subject of this proceeding.

9. That the Complainants and the Respondent are all adults, the Complainants reside at Beckford Avenue, Princess Anne, Somerset County, Maryland, 21853 and the Respondent resides at Benita Avenue, Salisbury, Wicomico County, Maryland 21801.

TO THE END, THEREFORE,

a. That a decree may be passed by this Court for the appointment of a Trustee for the sale of the real estate described in the above Petition, that said Trustee be authorized to obtain a survey of said land by a competent professional surveyor and a division of the money arising from said sale may be made among the parties according to their respective rights, after payment of all costs incident to this proceeding.

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

May it please your Honor to grant unto your orators the Writ of Subpoena directed to the said Matilda L. Robertson, Salisbury, Maryland, Respondent herein, commanding her to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound,

JONES & JONES

By _____

Attorneys for Complainants

Susie Landon LeCates Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates Beckford Avenue Princess Anne, Somerset County, Maryland 21853	:	No. 9490 Chancery In the Circuit Court
Susie Landon LeCates Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates Beckford Avenue Princess Anne, Somerset County, Maryland 21853	:	For Somerset County
Complainants	:	State of Maryland
vs.	:	
Matilda LeCates Robertson Benita Avenue Salisbury Wicomico County, Maryland 21801	:	
Respondent	:	

ANSWER TO COMPLAINANTS' BILL OF COMPLAINT FOR PARTITION

To The Honorable, the Judge of said Court:

Your Respondent, Matilda LeCates Robertson, by her attorneys, Long, Laws, Hughes & Bahen, answering Bill of Complaint for Partition, says:

1. That she admits the matters and facts alleged in Paragraph One.

2. That she admits the matters and facts alleged in Paragraph Two.

3. That she admits the matters and facts alleged in Paragraph Three.

4. That she admits the matters and facts alleged in Paragraph Four.

5. That she admits the matters and facts alleged in Paragraph Five.

6. That she admits the matters and facts alleged in Paragraph Six.

7. That she admits the matters and facts alleged in

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

Paragraph Seven.

8. That she is without knowledge as to the matters and facts alleged in Paragraph Eight.

9. That she admits the matters and facts alleged in Paragraph Nine.

10. That your Respondent requests that a co-trustee be appointed for the sale of the real estate described in the Complainants' Partition.

LONG, LAWS, HUGHES & BAHEN

By _____
Denis P. Casey
124 East Main Street
Salisbury, Maryland 21801
Phone: 301-749-2356
Attorneys for Respondent

I HEREBY CERTIFY that a copy of the aforegoing Answer to Complainants' Bill of Complaint for Partition was mailed postage prepaid this 4th day of February 1974, to Alexander G. Jones, Esq., Jones & Jones, Princess Anne, Maryland.

_____

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

No. 9490 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland, Somerset County, to wit:

TO *Matilda LeCates Robertson*
Benita Avenue
Salisbury
Wicomico County, Maryland 21801

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 *Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates, Beckford Avenue, Princess Anne, Somerset County, Maryland*
Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates, Beckford Avenue, Princess Anne, Somerset County, Maryland 21853

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 *29th* day of *January*, 19*74*.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the *19th* day of *February*, 19*74*. 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

L. Theodore Gaeline
Clerk

Summoned Matilda LeCates Robertson and copy of Subpoena and Process left with her, this 31st day of January, 1974.

William E Shockley
Sheriff of Wicomico County

Sheriff's cost $4.00

LIBER 045 PAGE 376

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates	:	No. 9490 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates	:	
vs	:	
Matilda LeCates Robertson	:	

WAIVER OF TIME AND NOTICE

To the Honorable, the Judge of said Court:

The Respondent, Matilda LeCates Robertson, by her attorneys, Long, Laws Hughes & Bahen, hereby voluntarily waives all requirements of time and notice for the taking and filing of testimony and the entry of any decrees or orders in the above entitled proceeding which are required by the Laws of the State of Maryland or by the Maryland Rules of Procedure.

LONG, LAWS, HUGHES & BAHEN

By Denis P. Casey
Denis P. Casey

I hereby certify, that a copy of the aforegoing Waiver of Time and Notice was mailed to Alexander G. Jones, Esq., Jones & Jones, Princess Anne, Maryland, by first-class U.S. mail, postage prepaid, this 5th day of February, 1974.

Denis P. Casey
Denis P. Casey

Susie Landon LeCates Personal Representative, et al	*	No. 9490 Chancery
vs	*	In the Circuit Court for
Matilda LeCates Robertson	*	Somerset County, Maryland

On behalf of the Complainants in the above entitled cause, the DefendAnt having been duly summonsed and having filed an Answer to the Bill of Complaint heretofore filed in this proceeding, the following testimony was taken in the above entitled proceeding by me, Logan C. Widdowson, a Standing Examiner of the Circuit Court for Somerset County, Maryland. I do hereby certify that on this 20thday of February, 1974, in the law offices of Jones & Jones, Princess Anne, Maryland, I did take the following testimony, to wit:

Susie Landon LeCates, a witness of lawful age produced on the part of the Plaintiff, being first duly sworn, deposes and says:

Int. 1 Please state your name, age, residence and occupation.

Ans. My name is Susie Landon LeCates and I am 69 years of age. I reside on Beckford Avenue, Princess Anne, Maryland. I am unemployed.

Int. 2 Are you the Complainant in this proceeding?

Ans. Yes, in my capacity as Personal Representative and sole beneficiary of the Estates of Franklin M. LeCates and Elizabeth G. LeCates.

Int. 3 What is your relationship to the Defendant, Matilda LeCates Robertson?

Ans. Mrs. Robertson is the sister of my deceased husband, Franklin M. LeCates.

Int. 4. Mrs. LeCates, I hand you a document and ask you if you can identify it?

Ans. Yes, This document is a certified copy of Letters of Administration issued by the Register of Wills of Somerset County, Maryland showing that on 13th day of November, I was appointed Personal Representative of the Estate of Franklin M. LeCates. (This document was handed to the Court Examiner to be attached to the testimony of the witness as Complainant's Exhibit No. 1.)

Int. 5 Mrs. LeCates, I hand you another document and ask if you can identify it?

Ans. Yes. This document is a certified copy of Letters of Administration issued by the Register of Wills of Somerset County, Maryland showing that on 6th day of November, I was appointed Personal Representative of the Estate of Elizabeth G. LeCates. (This document was handed to the Court Examiner to be attached to the testimony of the witness as Complainant's Exhibit No. 2.)

Int. 6 Mrs. LeCates, Where are these Estates being administered?

Ans. Both Estates are being administered in the Orphans Court for Somerset County, Maryland. The Estate of Franklin M. LeCates is filed as Estate No. 1082, and the Estate of Elizabeth G. LeCates is filed as Estate No.1800.

Int. 7 Please state when Franklin M. LeCates and Elizabeth G. LeCates died?

Ans. Franklin M. LeCates died on August 11, 1972 and Elizabeth G. LeCates died on October 20, 1973.

Int. 8 Did either of them leave a will?

Ans. Yes. Elizabeth G. LeCates left a Will dated May 24, 1957 which has been filed in the proceeding. She left everything she owned to her brother (my late husband), Franklin M. LeCates and me. She was unmarried and had no children. She was also survived by Mrs. Matilda LeCates Robertson, her sister, who is the Defendant in this proceeding. My husband, Franklin M. LeCates did not leave a will; he had no children and I am his widow and only heir at law. He was also survived by his sister, Mrs. Robertson.

Int. 9 Did Franklin M. LeCates and Elizabeth G. LeCates own any real estate?

Ans. Yes. They were co-owners, as tenants in common, with their sister Matilda Robertson of a residential property in West Princess Anne Election District, Somerset County, Maryland.

Int. 10 Mrs. LeCates, I show you a document entitled "Bill of Complaint for Partition" which has been filed in this proceeding and direct your attention to Paragraph Two beginning on the first page. Please read it and tell me if the statement set forth contains an accurate description of the land and of the source of title. (The witness, as requested, read the document.)

Ans. Yes, as far as I know. I am not familiar with the deed references contained in this paper, but I am familiar with the location of the property and it is as described. The references to the ancestors of Franklin M. LeCates and Elizabeth LeCates and Matilda LeCates Robertson are correct.

Int. 11 Mrs. LeCates, in your Bill of Complaint, you asked that a Trustee be appointed and that the Trustee be authorized to obtain a survey of the land by a competent professional surveyor. Do you wish to comment on this?

Ans. Yes. I was advised by my attorney that the LeCates property apparently had never been surveyed and that only one of theproperties adjacent to it had been surveyed according to his research of the Land Records. I know that my own property which lies to the east of the LeCates property and adjacent to it has never been surveyed. My attorney advised me, that in his opinion, it would increase the value of the LeCates property and would eliminate a number of problems concerning its description if it were properly surveyed. He also informed me that he had discussed this subject with Mrs. Robertson's attorney who agreed with my attorney. I was told by my attorney that the Court would probably authorize the survey under the circumstances and if there were no objections. In anticipation of this, and in order to save time, I authorized my attorney to have a survey made by a competent professional surveyor and he did so.

Int. 12 Mrs. LeCates, I hand you a document and ask if you can identify it?

Ans. Yes. This is a copy of a survey entitled "Franklin M. LeCates et al" prepared by P. J. Hannon Associates dated December 21, 1973. (This document was handed to the Court Examiner to be attached to the testimony of the witness as Complainant's Exhibit No. 3.)

Int. 13 Mrs. LeCates, Would you identify from this plat the land subject of this litigation?

Ans. Yes. The land described on the plat as "Parcel A" contains 39,106.42 square feet and is lying and binding on the south side of Maryland Route 363 known as the Deal Island Road.

Int. 14 What is the land described as Parcel B?

Ans. The land described as Parcel B lies to the east of Parcel A and on the south side of Maryland Route 363. I own this property in my own name and it has nothing to do with this litigation.

Int. 15 I hand you a document and ask you to identify it?

Ans. This is a statement from P. J. Hannon and Associates dated January 25, 1974 to "Personal Rep. of Estate of Franklin LeCates, Personal Rep. of Elizabeth G. LeCates, Matilda LeCates Robertson" for the survey of the land known as Parcel A in the amount of $300. (This document was handed to the Court Examiner to be attached to the testimony of the witness as Complainant's Exhibit No. 4.)

Int. 16 Has this statement been paid?

Ans. No, but I have paid to P. J. Hannon Associates their statement for the survey of Parcel B which belongs to me.

Int. 17 Has there been any litigation concerning this property known as Parcel A?

Ans. Yes. A Petition was filed in the Circuit Court for Somerset County in No. 4319 Civil Docket by the Maryland State Highway Administration. The State wanted to acquire a portion of the LeCates land in connection with the widening of Route 363. This matter was described as Item 64624 and involved the acquisition of 2591 square feet as described on State Highway Administration plat No. 43934 revised August 2, 1973. All of the owners signed an option consent to the acquisition but the deed has not yet been signed or recorded.

Int. 18 Was this matter taken into consideration by P. J. Hannon Associates in the survey?

Ans. Yes. The plat shows that this was considered, so the land described as "Parcel A" on the plat is the residue of the LeCates land which I am asking to be sold.

Int. 19 Can you describe the condition of the land referred to as Parcel A and any improvements on it?

Ans. Yes. It is high land, well drained and is improved by a residence. The residence is covered with aluminum siding and municipal water and sewer services are available to it. The house includes a front porch, living room, hall, kitchen, dining room and back porch on the first floor and a bathroom, two large bedrooms and one small bedroom on the second floor and a large attic. There is no basement. The house is in fairly good condition but needs work.

Int. 20 What is your estimate of the value of this property?

Ans. The property was recently appraised in the Estates of Franklin and Elizabeth LeCates at $16,000.00 which I believe to be a fair figure.

Int. 21 Can the property be equitably divided among the various owners?

Ans. There is no practical way to do this.

Int. 22 Are all parties to this suit adults?

Ans. Yes.

Int. 23 Are any of the parties inthe military service?

Ans. No.

Int. 24 What relief do you seek from this Court?

Ans. I would like to have a Trustee appointed by the Court to sell the property; I would like the Court to approve the survey and the payment of the surveyor's fee and all other costs and fees from the proceeds of the sale of the land and a division of the net proceeds of the sale to the parties entitled to it. It is my understanding that Mrs. Robertson has filed an Answer agreeing to this procedure except as to the matter of the survey of which she says she has no knowledge. However, her attorney has agreed, I am told.

Court Question:

Ans. Nothing further.

Susie Landon LeCates

Susie Landon LeCates

Jackson Lee Cook, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn, deposes and says:

Int. 1 Please state your name, age, residence and occupation.

Ans. My name is Jackson Lee Cook. I am 44 years of age. I am a licensed real estate broker and reside at Fairmount, Maryland.

Int. 2 How long have you been involved in the real estate business and what is your experience?

Ans. I have been a real estate salesman and later a real estate broker since 1961 and have sold and appraised many properties in Somerset County, Maryland.

Int. 3 Are you familiar with the property described as Paragraph Two of the Bill of Complaint filed in this proceeding?

Ans. Yes.

Int. 4 What is your connection with the property?

Ans. I appraised the property as one of the appraisers in the Estate of Franklin M. LeCates and as one of the appraisers in the Estate of Elizabeth G. LeCates and made an appraisal of the property on December 18, 1973.

Int. 5 I show you a survey introduced as Complainant's Exhibit No. 3 and ask you if you can identify the property subject of this suit?

Ans. Yes. The land described on the survey as "Parcel A" describes the property in this proceeding which is the property I appraised for the Estates.

Int. 6 Did you make a physical inspection of the property and improvements?

Ans. Yes. The property is improved by a two story frame house with aluminum siding, no basement, a large attic and contains three bed rooms and bath on the second floor and two porches, a living room, dining room, hall, kitchen on the first floor. Water and sewer services are available but not connected.

Int. 7 What is your appraisal of the property at this time?

Ans. It is the same as my appraisal of the property in the Estate, namely, $16,000.00.

Int. 8 Do you have any interest in this proceeding?

Ans. None at all except as appraiser.

Court Question:

Ans. Nothing further.

Jackson Lee Cook

Jackson Lee Cook

Woodrow Wilson Nelson, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn, deposes and says:

Int. 1 Please state your name, age, residence and occupation.

Ans. My name is Woodrow Wilson Nelson and I am 59 years of age. My address is Main Street, Princess Anne, Maryland and I am a licensed real estate broker.

Int. 2 What are your qualifications as appraiser of real estate in this area?

Ans. I have been actively engaged in the real estate business in this area for many years and have made hundreds of sales and appraisals. I have served as an appraiser in the Circuit Court for Somerset County and in a number of estates in the Orphans Court for Somerset County.

Int. 3 Mr. Nelson, are you familiar with the property described in Paragraph Two of the Bill of Complaint?

Ans. Yes. I served as an appraiser in the Estate of Franklin M. LeCates and Elizabeth G. LeCates, each of which owned an interest in this property.

Int. 4 I show you Complainants Exhibit No. 3 and ask you if you can identify this property?

Ans. Yes. The property is described as "Parcel A" on the Plat by P. J. Hannon Associates.

Int. 5 I show you the testimony of Mrs. Susie Landon LeCates and Mr. Jackson Lee Cook and ask you to read it and tell me if their descriptions of the property are correct? (The witness, as requested, read the document.)

Ans. Yes. I have personally inspected the property and I agree with the description.

Int. 6 What is your appraisal of the property at this time?

Ans. I believe the property to be worth what it was when I appraised it in the estates at a figure of $16,000.00.

Court Question:

Ans. Nothing further.

Woodrow Wilson Nelson

Alexander G. Jones, a witness of lawful age, produced on the part of the Plaintiffs, being first duly sworn, deposes and says:

Int. 1 Mr. Jones. Are you the attorney who represents the Complainant in this proceeding?

Ans. Yes.

Int. 2 I ask you to read the testimony of Susie Landon LeCates, Jackson Lee Cook and Woodrow Wilson Nelson and tell me if you believe it to be accurate? (Testimony shown to witness.)

Ans. Yes. I believe all of this testimony to be accurate. I am currently serving as attorney for Mrs. Susie Landon LeCates in her capacity as Personal Representative of the Estate of Franklin M. LeCates and Elizabeth G. LeCates both in the Orphans Court for Somerset County, Maryland and in this proceeding.

Int. 3 Did you do the research of the Land Records of Somerset County to determine the description of the property and source of title as set forth in Paragraph Two of the Bill of Complaint?

Ans. Yes. I prepared the Bill of Complaint for my client based upon my research in her behalf. Mrs. LeCates' testimony concerning the survey is also accurate.

Court Question:

Ans. Nothing further.

Alexander G. Jones

There being no further witnesses produced for examination by me, and at the request of attorneys for the Complainants, I hereby return the above testimony to Court under my hand and seal and do hereby certify that I read over the testimony verbatim to the witnesses and thereupon they signed the same in my presence and that all requirements of the Maryland Rules of Procedure relating to such testimony have been complied with.

Given under my hand and seal this 20th day of February, 1974.

(SEAL)
Logan C. Widdowson, Examiner

Complainant's Exhibit No. 1

State of Maryland

LETTERS OF ADMINISTRATION

Estate No. 1802

To all persons who may be interested in the Estate of FRANKLIN M. LECATES, deceased:

Administration of the Estate of the deceased has been granted on NOVEMBER 13, 1973

to SUSIE LANDON LECATES

The appointment is in full force and effect as of this date FEBRUARY 20, 1974.

WITNESS:

DATED: FEBRUARY 20, 1974

Register of Wills for Somerset County

VALID ONLY WITH IMPRINTED SEAL

RW 5 (Rev. 7-1-71)

THE PAUL CO. BALTO.

Complainant's Exhibit No. 2

State of Maryland

LETTERS OF ADMINISTRATION

Estate No. 1800

To all persons who may be interested in the Estate of ELIZABETH G. LECATES, deceased:

Administration of the Estate of the deceased has been granted on NOVEMBER 6, 1973

to SUSIE LANDON LECATES

(and the Will of the deceased was probated on NOVEMBER 6, 1973.)

and the above appointment is still in full force and effect.

WITNESS:

DATED: FEBRUARY 20, 1974

Register of Wills for Somerset County

VALID ONLY WITH IMPRINTED SEAL

RW 5 (1-1-70)

The Paul Co.

Complainants Exhibit No. 4
No. 9490 Chancery

PLANNING - SURVEYING

P. J. Hannon Associates

P. O. Box 2104 • 106A North Division Street • SALISBURY, MARYLAND 21801 742-7588

January 25, 1974

Personal Rep. of Estate of Franklin Lecates
Personal Rep. of Estate of Elizabeth G. Lecates
Matilda Lecates Robinson

FOR PROFESSIONAL SERVICES:

P 857 S Survey of land, Parcel A, located on Deal Island Road, West Princess Anne Election District, Somerset County, Maryland.

$ 300.00

Thank you,

P. J. HANNON ASSOCIATES

By: P. J. Hannon

PJH/sla

FOR COMPLAINANTS' EXHIBIT NO. 4, SEE PLAT BOOK NO. 9, FOLIO 51.

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates; and Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates	:	No. 9490 Chancery In the Circuit Court for Somerset County, Maryland
vs	:	
Matilda LeCates Robertson	:	

This cause standing ready for hearing and being submitted on the Bill of Complaint and the Answer of the respondent, the said respondent having filed a waiver of time and notice, and the testimony having been heretofore filed in this proceeding, and all documents filed in this proceeding having been read and considered:

It is thereupon, this 21st day of February, 1974, by the Circuit Court for Somerset County, Maryland, ADJUDGED, ORDERED and DECREED that the property mentioned in the proceedings be sold; that Alexander G. Jones and Denis P. Casey, 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 $16,000.00, conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement, inserted in such weekly newspaper or newspapers published in Somerset County, Maryland, and published elsewhere, as they shall think proper, of the time, place, manner and terms of sale, which terms shall be one-third cash, on day of sale, and balance to paid upon the ratification of sale, or all cash, at the option of the purchaser or purchasers, the credit portion to bear interest at the rate of six per cent (6%) 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 claims of the parties hereto, plaintiffs and defendant, and those claiming by, from or under them or either of them; and the said trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit, including the cost of the survey referred to in the testimony and the recording of the plat, and such commission to the said trustees as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

E. McMaster Duer
Judge

FOR BOND SEE BOND BOOK NO. 9, FOLIO 622

BOR 045 PAGE 389

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates; and Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates	:	No. 9490 Chancery In the Circuit Court for Somerset County, Maryland
vs	:	
Matilda LeCates Robertson	:	

To the Honorable, the Judges of said Court:

The report of Alexander G. Jones and Denis P. Casey, Trustees appointed by a decree of this Court, passed in the above entitled cause, dated the 21st day of February, in the year nineteen hundred and seventy-four, 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 at the Court House in Princess Anne, they did, pursuant to said notice, attend on the premises hereinafter described, on the 26th day of March, 1974, 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 situate in West Princess Anne Election District, Somerset County, Maryland, lying and binding on the south side of Maryland Route 363 west of Princess Anne known as the Deal Island Road, and fronting 225.89 feet on the south side thereof, bounded on the west by the land of John L. Bond and Naudain Bond, bounded on the south by the land of William H. White and Sarah T. White and the land of Annie White McDowell and Rufus McDowell, and bounded on the east by the land of Susie L. LeCates, and having a depth of 209.68 feet on the west side and a depth of 194.28 feet on

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

the east side, and a width of 188.75 feet on the south side; said parcel of land contains 39,106.42 square feet, and is accurately laid down and described as Parcel A on a plat prepared by P.J. Hannon Associates, dated December 21, 1973 and filed in said Chancery proceeding and also among the Land Records of Somerset County in Plat Book I.T.P. No. 9, folio 51, and being the residue of the land owned or formerly owned by Franklin LeCates, Elizabeth LeCates and Matilda LeCates Robertson, as tenants in common.

And sold same to Leon Johnson and Janie T. Johnson, his wife, for Fifteen Thousand Five Hundred dollars ($15,500.00), they being then and there the highest bidders therefor and the purchasers have complied with the terms of sale.

Respectfully submitted,

Alexander G. Jones

Denis P. Casey

Denis P. Casey
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 26th day of March, 1974, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones and Denis P. Casey, Trustees named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true and correct 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.

Patsy E. Ake
Notary Public

NOTARY PUBLIC SOMERSET COUNTY

Order Nisi

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates; and Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates	:	No. 9490 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs	:	
Matilda LeCates Robertson	:	

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 Denis P. Casey, 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 3rd day of May, 1974, 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 30th day of April, 1974.

The report states the amount of sale to be $15,500.00.

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

Final Order

Ordered by the Circuit Court for Somerset County, this 7th day of May, 1974, 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 give 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

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates; and Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates	:	No. 9490 Chancery In the Circuit Court for Somerset County, Maryland
vs	:	
Matilda LeCates Robertson	:	

PURCHASERS' AFFIDAVIT

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 26th day of March, 1974, before me, the subscriber, a Notary Public of the State of Maryland, in and For Somerset County aforesaid, personally appeared Leon Johnson and Janie T. Johnson, his wife, purchasers of the real estate in the above entitled proceeding and they made oath in due form of law:

1. That in making said purchase they were not acting as agent 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 Notarial Seal the day and year above written.

Patsy E. Oke
Notary Public

NOTARY PUBLIC SOMERSET COUNTY

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

LIBER 045 PAGE 394

PRINCESS ANNE, MD., April 26 1974

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 Notice

Dates Inserted: April 4 11 18 25

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

Estat
LeCat

Jones and Jones
Princess Anne, Maryland

Long, Laws, Hughes & Bahen
Salisbury, Maryland

ORDER NISI

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates; and Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates

vs

Matilda LeCates Robertson
No. 9490 Chancery In the Circuit Court for 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 Denis P. Casey, 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 3rd day of May, 1974, provided a copy of this order be inserted in some weekly newpaper printed in Somerset County once in each of four successive weeks on or before the 30th day of April, 1974.

The report states the amount of sale to be $15,500.00.

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

True Copy, Test:
I. Theodore Phoebus, Clerk

50-4tc

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates; and Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates	*	No. 9490 Chancery
	*	In the Circuit Court for
	*	Somerset County
Vs.	*	
Matilda LeCates Robertson		State of Maryland

* * * * * * *

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them, being the sum of fifteen thousand, five hundred dollars ($15,500.00).

He has allowed the proper fees, costs and all other proper expenses amounting to one thousand, seven hundred thirty-nine dollars and thirty-nine cents ($1,739.39).

The balance then remaining amounts to thirteen thousand, eight hundred forty-six dollars and ninety-three cents ($13,846.93) to be distributed to the owners of the property as their interest may appear.

LIBER 045 PAGE 395

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Amount of Sale		$15,500.00	
Interest on Purchase Price		66.67	
Refund of Pro Rata Share of State & County Taxes		19.65	
			$15,586.32
Expenses, Costs and Fees:	$		
Clerk of Circuit Court Costs		126.00	
Advertising			
Daily Times	49.50		
Marylander & Herald	85.00	134.50	
Order Nisi			
Marylander & Herald		20.00	
Postage		2.00	
Clerk of Court to Record Plat		5.00	
Auctioneer, Edwin B. Muir		75.00	
Survey, P. J. Hannon Assocs.		300.00	
Somerset County Sanitary Dist.		19.25	
Fidelity & Deposit Co. of Md. (Bond)		64.00	
Reprints			
Marylander & Herald		3.64	
Standing Examiner, Testimony		10.00	
Auditor's Fee		35.00	
Solicitors' Fees			
Complainant's		10.00	
Respondent's		10.00	
Trustee's Commission		925.00	
Total			$ 1,739.39
Balance of Funds to be Distributed to the Owners as their Interest May Appear			$13,846.93

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Franklin M. LeCates; and Susie Landon LeCates, Personal Representative and Sole Beneficiary of the Estate of Elizabeth G. LeCates	*	No. 9490 Chancery
	*	In the Circuit Court for
	*	Somerset County
Vs.	*	
Matilda LeCates Robertson		State of Maryland

* * * * * * *

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on May 14, 1974, with the Clerk of the Circuit Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson, Auditor

Your Auditor hereby certifies that Rule 595 G2 of the Maryland Rules of Procedure, 1971 Replacement Volume, has been complied with by mailing on the date of the filing of this audit, notice of this Report to the following parties:

Alexander G. Jones, Esq.
Jones & Jones
Princess Anne, Maryland 21853

Susie Landon LeCates
Beckford Avenue
Princess Anne, Maryland 21853

Dennis P. Casey
124 E. Main Street
Salisbury, Maryland 21801

Matilda LeCates Robertson
Benita Avenue
Salisbury, Maryland 21801

Logan C. Widdowson, Auditor

May 14, 1974

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LIBER 045 PAGE 398

No. 9490 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 14th day of May, 19 74 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 29th day of May, 19 74.

L. 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 30th day of May, 19 74 that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

OCT. 6 1978

APR -4-74 A 921199 ****20.00
APR -4-74 A 921198 ****25.00

Computer Procedures Company,
A Maryland Corporation

Vs.

Nelson Fontaine Heirs

Madge Clendenon
1348 N. 51st Street
Philadelphia, Pa.

Anne Outterbridge
51 N. 61st Street
Philadelphia, Pa.

Henriette Goodwin
51 N. 61st Street
Philadelphia, Pa.

Elliott Fontaine
484 Convent Avenue
New York, New York

Kenneth Fontaine
Manokin
Maryland

&

Myrtie Bozman
Oriole
Maryland

No. 9538 Chancery Cases

In the Circuit Court for

Somerset County

State of Maryland

In Equity

* * * * * * * * * * *

Computer Procedures Company,
A Maryland Corporation

Vs.

The Bank of Crisfield
Crisfield
Maryland

Fannie B. Galloway Heirs

Ella Chelton
Crisfield
Maryland

Francine Hartline
Vivian
Louisiana

Ella Mae Shultz
Miami
Florida

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LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 400

Carol Ann Allan *
Ogus
Florida *

& *

David W. Rice *
Crisfield
Maryland *

AND ALL PERSONS having or claiming any interest in certain real property described as follows:

1. All that lot or parcel of land one-half acre, more or less, off Fairmount Road on the east side of Upper Hill, Maryland, bearing Tax Map #3-9-107--heretofore assessed in the name of Nelson Fontaine.

2. All that lot or parcel of land 120 feet by 200 feet binding on the north side of Cove Street, Crisfield, Maryland, bearing Tax Map #CR 3-34-24, deed references 85/46 and 228/327--heretofore assessed to Fannie B. Galloway Heirs and Dayid Rice.

BILL OF COMPLAINT

Your Complainant, Computer Procedures Company, by Logan C. Widdowson, its Attorney, respectfully represents:

1. That your Complainant is a Maryland Body Corporate.

2. That on the 4th day of April, 1972, there was issued to the Complainant by Carlos Bozman, Collector of Taxes and Treasurer for Somerset County, Maryland, the following Certificates of Sale:

a. A Certificate of Sale showing payment made by the Complainant to said Treasurer and Collector for the sum of $76.54 and the sale to the Complainant on said date of "all that lot of land one-half acre off Fairmount Road, on the east side of Upper Hill, Maryland, bearing Tax Map #39-9-107; deed reference 198/178 and assessed to Nelson Fontaine."

b. A Certificate of Sale showing payment made by the Complainant to said Treasurer and Collector of the sum of $254.95 and the sale to the

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Complainant on said date of "all that lot of land 120 feet by 200 feet binding on the north side of Cove Street, bearing Tax Map #CR 3-34-24; deed references 85/46 and 228/327 and assessed to Fannie B. Galloway Heirs and David Rice."

3. That the above properties have not been redeemed by any party of interest, although more than one year from the date of the sales has expired.

4. That your Complainant has caused the Land & Testamentary Records of Somerset County to be examined by Logan C. Widdowson, a member of the Bar of the State of Maryland, whose Affidavit is attached hereto and in reliance upon which your Complainant alleges and avers that the said Fannie B. Galloway has never conveyed, according to the Records, any of the real estate standing in her name; that there is a mortgage on said property held by the Bank of Crisfield; and further, that the said Fannie B. Galloway is deceased and her heirs are named as parties to this action as is David W. Rice, who purchased an interest in said property from an heir. And, further that the interest of Nelson Fontaine was sold to Myrtie Bozman in a mortgage foreclosure sale in Chancery Case No. 7845. However, a deed was never entered in the Land Records completing said sale.

5. That the amounts necessary to redeem the respective properties are the amounts shown on the respective Certificates aforesaid, plus interest due on taxes, Court costs, and a reasonable Attorney's fee.

WHEREFORE, your Complainant prays:

A. That subpoenas be issued for:

Kenneth Fontaine
Manokin
Maryland

Myrtie Bozman
Oriole
Maryland

F. Doyle Tyler, President
Bank of Crisfield
Crisfield, Maryland

LIBER 045 PAGE 401

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

Ella Chelton
Crisfield
Maryland

LIBER 045 PAGE 402

David W. Rice
Crisfield
Maryland

B. That your Honor may grant unto the Complainant the Order of Publication directed to the said named Respondents and all persons having or claiming any interest in the aforesaid properties.

C. That this Honorable Court pass a final decree foreclosing all rights of redemption of the Respondents and any of them or any other person having or claiming an interest in the aforesaid properties.

D. That your Complainant may have such other and further relief as his case may require.

AND, AS IN DUTY BOUND, ETC.

Computer Procedures Company

by Irving Saltz
Irving Saltz, President

Logan C. Widdowson
Solicitor for the Complainant

STATE OF MARYLAND, COUNTY OF SOMERSET, TO WIT:

I hereby certify that on this 3rd day of April, 1974, before me, the subscriber, a Notary Public in and for the State & County aforesaid, personally appeared Irving Saltz, President of Computer Procedures Company, the above-named Complainant, and made oath in due form that the matters and things set forth in the foregoing Bill of Complaint are true to the best of his knowledge, information and belief.

In witness whereof, I have hereunto set my hand and Notarial Seal.

Dawn M. Dryden, Notary Public

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

AFFIDAVIT OF SOLICITOR

STATE OF MARYLAND
COUNTY OF SOMERSET

I hereby certify that on this 3rd day of April, 1974, before me, the subscriber, a Notary Public in and for the State & County aforesaid, personally appeared Logan C. Widdowson, of Princess Anne, Maryland, personally known to me and being duly sworn to depose and say:

1. That he is a member of the Bar of the State of Maryland, having been admitted thereto on June 22, 1970, and that he made an examination of the public records of Somerset County in regard to the following properties:

a. All that lot of land one-half acre off Fairmount Road, on the east side of Upper Hill, Maryland, bearing Tax Map #39-9-107, deed reference 198/178 and assessed to Nelson Fontaine.

b. All that lot of land 120 feet by 200 feet binding on the north side of Cove Street, bearing Tax Map #CR 3-34-24 deed references 85/46 and 228/327 and assessed to Fannie B. Galloway Heirs and David Rice.

2. That he found no conveyance by Fannie B. Galloway; however, he did discover Estate No. 733, being that of Fannie B. Galloway. He further discovered a mortgage from the said Fannie B. Galloway to the Bank of Crisfield (reference 83/18), which has not been released. He further stated he found no off-conveyance or liens against this property regarding David Rice.

He also stated he found Estate No. 780 being that of Nelson Fontaine and that the property which is the object of this action was sold as a result of a mortgage foreclosure (Chancery No. 7845) to Myrtie Bozman; however, a deed was never recorded in the Land Records conveying said property.

FURTHERMORE, all heirs listed in both Estates herein referred to have been named as Respondents in these proceedings.

Logan C. Widdowson, Affiant

Subscribed and sworn to before me this 3rd day of April, 1974.

Dawn M. Dryden, Notary Public

DAWN M. DRYDEN NOTARY PUBLIC SOMERSET CO., MD.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

ORDER OF PUBLICATION

The object of these proceedings is to secure the foreclosure of all rights of redemption in and to the properties above-described, all lying and being in Somerset County, Maryland, and sold by Carlos Bozman, Treasurer of Somerset County, Maryland, and Collector of State and County Taxes therein

The Bill of Complaint states, among other things, that the amounts necessary for the redemption of the aforesaid properties have not been paid, although more than a year and a day from the date of sale, April 4th, 1972, have expired:

IT IS, THEREUPON, this 3rd day of April, 1974, by the Circuit Court for Somerset County, Maryland, ORDERED that notice be given by publication by insertion of a copy of this Order in some newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested in said properties, or either of them, to be and appear in this Court by the 3rd day of June, 1974, and redeem the properties and answer the Bill of Complaint, or thereafter, a final decree will be rendered foreclosing the right of redemption in said properties, or either of them, and vesting in the Complainant a title to said properties, free and clear of all claims or encumbrances.

E. McMaster Duer

E. McMaster Duer
Chief Judge

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

No. 9538 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Kenneth Fontaine
Manokin, Maryland

Myrtie Bozman
Oriole, Maryland

F. Doyle Tyler, President
The Bank of Crisfield
Crisfield, Maryland

Ella Chelton
Crisfield, Maryland

David W. Rice
Crisfield, Maryland

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 Computer Procedures Company, a Maryland Corporation

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 3rd day of April, 1974.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 3rd day of June, 1974. 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)

Name: Logan C. Widdowson
Address: 11 N. Somerset Ave.
Princess Anne, Md. 21853

L. Theodore Phoebus
Clerk

Writ of Subpoena Bill of Complaint, Affidavit, and affidavit of Solicitor left with President Bank of Crisfield & Ella Chelton, Returned Mortuus Est as to: David W. Rice, April 4, 1974 Edwin L. Sterling Deputy Sheriff

( ) LIBER 045 PAGE 406 ( )

No. 9538 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Kenneth Fontaine
Manokin, Maryland

Myrtie Bozman
Oriole, Maryland

F. Doyle Tyler, President
The Bank of Crisfield
Crisfield, Maryland

Ella Chelton
Crisfield, Maryland

Mortimer Eat
David W. Rice
Crisfield, Maryland

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 Computer Procedures Company, a Maryland Corporation

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 3rd day of April, 19 74.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 3rd day of June, 19 74. 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)

Logan C. Widdowson
Name
11 N. Somerset Ave.
Princess Anne, Md. 21853
Address

s/ L. Theodore Phoebus
Clerk

Summoned + copy of Summons left with Kenneth Fontaine April 4, 1974.

4/4/74 E.P.M.

Computer Procedures Company, A Maryland Corporation	*	No. 9538 Chancery Cases
	*	In the Circuit Court for
Vs.	*	Somerset County, Maryland
Nelson Fontaine Heirs, Et Al		

* * * * * * * * * *

AFFIDAVIT OF SERVICE OF PROCESS BY CERTIFIED MAIL

Comes now, Logan C. Widdowson, pursuant to Maryland Rule 105, and states the following:

1. That a copy of the Order of Publication, together with a copy of the Bill of Complaint in the above-captioned case, were mailed to Anne Outterbridge by Certified Mail, delivery restricted to the addressee.

2. That the aforesaid copies were, in fact, received by the Defendant, as evidenced by her signature on the original return receipt, which is attached hereto and incorporated herein.

Logan C. Widdowson
Logan C. Widdowson
Attorney for the Complainant

SUBSCRIBED AND SWORN to before me, this 10th day of April, 1974.

Dawn M. Dryden
Dawn M. Dryden, Notary Public

NOTARY PUBLIC DAWN M. DRYDEN SOMERSET CO., MD.

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address where delivered ☒ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO.

CERTIFIED NO. 968175

INSURED NO.

DATE DELIVERED 4-6-74

(1) SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in): Anne Outterbridge

(2) SIGNATURE OF ADDRESSEE'S AGENT, IF ANY: [illegible]

(3) SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

Computer Procedures Company, A Maryland Corporation	*	No. 9538 Chancery Cases
	*	In the Circuit Court for
Vs.	*	Somerset County, Maryland
Nelson Fontaine Heirs, Et Al		

* * * * * * * * *

AFFIDAVIT OF SERVICE OF PROCESS BY CERTIFIED MAIL

Comes now Logan C. Widdowson, pursuant to Maryland Rule 105, and states the following:

1. That a copy of the Order of Publication, together with a copy of the Bill of Complaint in the above-captioned case, were mailed to Elliott Fontaine and Francine Hartline, delivery restricted to the addressees.

2. That the aforesaid copies were, in fact, received by the Defendants, as evidenced by their signatures on the original return receipts, which are attached hereto and incorporated herein.

Logan C. Widdowson
Attorney for the Complainant

SUBSCRIBED AND SWORN to, before me, this 22nd day of April, 1974.

Dawn M. Dryden
Dawn M. Dryden, Notary Public

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address where delivered

☒ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO.

CERTIFIED NO. 968174

INSURED NO.

(1) SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

Everett Fortune

(2) SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED

(3) SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)

☐ Show to whom, date and address where delivered

☒ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO.

CERTIFIED NO. 968176

INSURED NO.

(1) SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

Francine Hartline

(2) SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

DATE DELIVERED 4-16-74

(3) SHOW WHERE DELIVERED *(Only if requested, and include ZIP Code)*

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 409

PRINCESS ANNE, MD., June 1 1974

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 Notice

Dates Inserted: April 11 18 25 May 2

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

Order of Publication
Computer Procedures Co.

Logan C. Widdowson
Attorney at Law
Princess Anne, Maryland

ORDER OF PUBLICATION

Computer Procedures Company
A Maryland Corporation

Vs.

Nelson Fontaine Heirs
Madge Clendenon
1348 N. 51st Street
Philadelphia, Pa.

Anne Outterbridge
51 N. 61st Street
Phildelphia, Pa.

Henriette Goodwin
51 N. 61st. Street
Philadelphia, Pa.

Elliott Fontaine
484 Convent Avenue
New York, New York
Kenneth Fontaine
Manokin
Maryland

&

Myrtie Bozman
Oriole
Maryland

Computer Procedures Company
A Maryland Corporation

Vs.

The Bank of Crisfield
Crisfield
Maryland

Fannie B. Galloway Heirs

Ella Chelton
Crisfield
Maryland

Francine Hartline
Vivian
Louisiana

Ella Mae Shultz
Miami
Florida

Carol Ann Allan
Ogus
Florida

&

David W. Rice
Crisfield
Maryland

No. 9538 Chancery Cases

In the Circuit Court for

Somerset County

State of Maryland

In Equity

AND ALL PERSONS having or claiming any interest in certain real property described as follows:

1. All that lot or parcel of land one-half acre, more or less, off Fairmount Road on the east side of Upper Hill, Maryland, bearing Tax Map No. 3-9-107—heretofore assessed in the name of Nelson Fontaine.

2. All that lot or parcel of land 120 feet by 200 feet binding on the north side of Cove Street, Crisfield, Maryland, bearing Tax Map No. CR 3-34-24, deed references 85|46 and 228|327—heretofore assessed to Fannie B. Galloway Heirs and David Rice.

LIBER 045 PAGE 410

ORDER OF PUBLICATION

The object of these proceedings is to secure the foreclosure of all right: of redemption in and to the properties above-described, all lying and being in Somerset County, Maryland, and sold by Carlos Bozman, Treasurer of Somerset County, Maryland, and Collector of State and County Taxes therein

The Bill of Complaint states, among other things, that the amounts necessary for the redemption of the aforesaid properties have not been paid, although more than a year and a day from the date of sale, April 4th, 1972, have expired:

IT IS, THEREUPON, this 3rd day of April, 1974, by the Circuit Court for Somerset County, Maryland, ORDERED that notice be given by publication by insertion of a copy of this Order in some newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested in said properties, or either of them, to be and appear in this Court by the 3rd day of June, 1974, and redeem the properties and answer the Bill of Complaint or thereafter, a final decree will be rendered foreclosing the right of redemption in said properties, or either of them, and vesting in the Complainant a title to said properties free and clear of all claims or encumbrances.

E. McMaster Duer
Chief Judge

True Copy, Test:
I. Theodore Phoebus, Clerk

51-4tc

Computer Procedures Company,
A Maryland Corporation

Vs.

Nelson Fontaine Heirs, Et Al

* No. 9538 Chancery Cases

* In the Circuit Court for

* Somerset County, Maryland

* * * * * * * * *

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Petition of Computer Procedures Company, by Logan C. Widdowson, its Solicitor, respectfully represents:

ONE: That the Order of Publication heretofore passed in this cause has been duly published according to the terms thereof and that the time for appearing to and answering the Bill of Complaint have elapsed, and all the Respondents have neither appeared to nor answered the said Bill.

TWO: That the Petitioner stands ready to take testimony in support of its Bill of Complaint.

THREE: That the Solicitor for the Petitioner is the duly appointed Standing Examiner in this Court, and it would be improper for him to examine witnesses in this cause; therefore, it is necessary that a Special Examiner in Chancery be appointed.

Wherefore, your Petitioner prays this Honorable Court to:

A. Pass a Decree Pro Confesso against the adult, non-answering Respondents in these proceedings.

B. Pass an order to take testimony in these proceedings.

C. Pass an order appointing a Special Examiner in Chancery in these proceedings.

Logan C. Widdowson
Solicitor for the Petitioner

ORDER

It, appearing from the proceedings in the above cause, that the adult Respondents named therein have been duly notified by publication to appear to

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 015 PAGE 411

LIBER 045 PAGE 412

the Bill of Complaint filed against them; and all have failed to appear or file an answer thereto. IT IS, thereupon, this 12 day of June, 1974, by the Circuit Court for Somerset County, Maryland, In Equity, adjudged, ordered and decreed that the Bill of Complaint in this cause be and the same is hereby taken pro confesso against the non-answering Respondents; and it is further ordered that Dawn M. Dryden be, and she is hereby appointed Special Examiner in Chancery to take testimony in these proceedings.

E. Merrill Dwyer
Judge

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3900

Logan C. Widdowson, Att.
Somerset Avenue
Princess Anne, Maryland

Computer Procedures Company,
A Maryland Corporation
vs
Nelson Fontaine Heirs

Madge Clendenon
1348 N. 51st Street
Philadelphia, Pa.

Anne Outterbridge
51 N. 61st Street
Philadelphia, Pa.

Henriette Goodwin
51 N. 61st Street
Philadelphia, Pa.

Elliott Fontaine
484 Convent Avenue
New York, New York

Kenneth Fontaine
Manokin
Maryland
and
Myrtle Bozman
Oriole
Maryland

☆☆☆

Computer Procedures Company,
A Maryland Corporation

vs

The Bank of Crisfield
Crisfield, Maryland

Fannie B. Galloway Heirs

Ella Chelton
Crisfield
Maryland

Francine Hartline
Vivian
Louisiana

Ella Mae Shultz
Miami
Florida

Carol Ann Allan
Ogus
Florida

and

David W. Rice
Crisfield
Maryland

☆☆☆

No. 9538 Chancery Cases
In the Circuit Court for
Somerset County
State of Maryland
In Equity

☆☆☆

AND ALL PERSONS having or claiming any interest in certain real property described as follows:

1. All that lot or parcel of land one-half acre, more or less, off Fairmount Road on the east side of Upper Hill, Maryland, bearing Tax Map No. 3-9-107 — heretofore assessed in the name of Nelson Fontaine.

2. All that lot or parcel of land 120 feet by 200 feet binding on the north side of Cove Street, Crisfield, Maryland, bearing Tax May No. CR 3-34-24, deed references 85-46 and 228-327 — heretofore assessed to Fannie B. Galloway Heirs and David Rice.

ORDER OF PUBLICATION

The object of these proceedings is to secure the foreclosure of all rights, of redemption in and to the properties above-described, all lying and being in Somerset County, Maryland, and sold by Carlos Bozman, Treasurer of Somerset County, Maryland, and Collector of State and County Taxes therein.

The Bill of Complaint states, among other things, that the amounts necessary for the redemption of the aforesaid properties have not been paid, although more than a year and a day from the date of sale, April 4th, 1972, have expired:

IT IS, THEREUPON, this 3rd day of April, 1974, by the Circuit Court for Somerset County, Maryland, ORDERED that notice be given by publication by insertion of a copy of this Order in some newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested in said properties, or either of them, to be and appear in this Court by the 3rd day of June, 1974, and redeem the properties and answer the Bill of Complaint, or thereafter, a final decree will be rendered foreclosing the right of redemption in said properties, or either of them, and vesting in the Complainant a title to said properties, free and clear of all claims or encumbrances.

E. McMaster Duer
Chief Judge

True Copy, Test:
I. Theodore Phoebus,
Clerk
4-12-4t

Chancery 9538

CRISFIELD, MD. May 3, 19 74

THIS is to certify that the annexed ORDER OF PUBLICATION 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 OF PUBLICATION for 4 weeks beginning with the issue of April 12, 19 74 and ending May 3, 19 74

William A. Martin, Jr.
Publisher, THE CRISFIELD TIMES
By Sheila Eggen

045 PAGE 413

Computer Procedures Company,
A Maryland Corporation

Vs.

Nelson Fontaine Heirs, Et Al

* No. 9538 Chancery Cases

* In the Circuit Court for

* Somerset County, Maryland

* * * * * * * * *

TESTIMONY

In this cause, testimony having to be taken to support the allegations of the Bill of Complaint, I, Dawn M. Dryden, of Princess Anne, Maryland, Special Examiner in Chancery, in the Circuit Court for Somerset County, Maryland, In Equity, duly appointed, do hereby certify that on this 28th day of June, 1974, in Somerset County, I did take the following testimony; to wit:

Irving Saltz, President of Computer Procedures Company, the Complainant herein, being of lawful age, deposes and says:

Q. Please state your name and address.

A. I am Irving Saltz and live at P. O. Box 1376, Wheaton, Maryland 20902.

Q. Are you familiar with the properties mentioned in these proceedings?

A. Yes, on April 4, 1972, I purchased these properties on behalf of Computer Procedures Company. This is a Maryland Corporation of which I am the President. Both parcels were purchased at a tax sale conducted at the Courthouse door in Princess Anne, Maryland, by Mr. Carlos Bozman, Collector of Taxes; and I was issued Certificates of Sale on both parcels on the same day. I bid $700 for the Galloway property and $150 for the Fontaine property.

Q. Are you familiar with these documents marked Exhibits "A" and "B"?

A. Yes, Exhibit "A" is the Certificate of Sale, the receipt for the $39 advertising fee paid Mr. Bozman and the receipt for the payment of the back taxes--all concerning the Fannie B. Galloway property. Exhibit "B" is the Certificate of Sale, tax receipt and the advertising receipt on the Nelson Fontaine property.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

Q. From the date of the sale and the present time, have you received any notice of redemption of their properties from anyone?

A. No.

Q. Has anyone attempted to redeem these properties; has any refund been paid to you on these Certificates; or have you sold these Certificates to anyone?

A. No.

Irving Saltz
President, Computer Procedures Company

Dawn M. Dryden
Special Examiner in Chancery

Carlos Bozman, a witness of lawful age, being duly sworn, deposes and says:

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

A. I am Carlos Bozman, of Princess Anne, Maryland. I am the duly elected and qualified Treasurer and Collector of State and County Taxes for Somerset County.

Q. Were the Certificates and receipts marked Exhibit "A" and "B" to be filed in these proceedings issued by you?

A. Yes, they were issued to Irving Saltz, President of Computer Procedures Company, the purchaser of the properties at a tax sale held by me in my official capacity as Tax Collector.

Q. Prior to the offering of these properties for tax sales, did you or your Office receive due notice of assessment of these properties?

A. Yes.

Q. Did you or your Office issue tax bills for the properties for the years for which they were sold?

A. Yes.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LIBER 045 PAGE 416

Q. Did your Office comply with all the requirements of the law concerning the tax sale of these properties?

A. Yes, the properties were duly assessed, bills were forwarded; and I complied with all the prerequisites of the law in regard to tax sales.

Q. Have you received any notice from anyone of an intention to redeem the same or any offer for payment on account of such redemption from any person?

A. No, I have not.

Carlos Bozman
Treasurer and Collector of State and County Taxes

Dawn M. Dryden
Special Examiner in Chancery

Now comes Logan C. Widdowson, a witness of lawful age, being duly sworn, deposes and says:

I am Logan C. Widdowson, a resident of Somerset County, Maryland. I am an Attorney At Law and have my Office in Princess Anne. I represent Computer Procedures Company in this action; and I have made an examination of the public records of Somerset County in regard to the ownership and existence of liens on the properties in question, and I took the steps that were necessary by law to notify the former owners of record or any person who might be interested in said properties of their right to redeem the same. I personally examined the said records and have previously filed an affidavit in these proceedings, and I now reaffirm the contents of that affidavit as my testimony in these proceedings. I also caused to be published the Order of Publication herein, as will more fully appear by the Printer's Certificate which has been filed herein. No person has made any offer to me

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

or to my Office to redeem the properties described in this action, nor has anyone disclosed to me any intention to redeem said properties.

Logan C. Widdowson
Attorney for Computer Procedures Company

Dawn M. Dryden
Special Examiner in Chancery

There being no further witnesses to be examined and at the suggestion of the Complainant, the papers are herewith returned to the Court, closed under my hand and seal. I hereby certify that this annex bill of costs is correct and paid by the Complainant, and I further certify that this examination was conducted in compliance with the Maryland Rules of Procedure.

As witness my hand and seal.

Dawn M. Dryden
Special Examiner in Chancery

Bill of Costs:
Examiner - $10.00 (Paid)

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

EXHIBIT "A"

500-6/65

LIBER 045 PAGE 518

Fannie B. Galloway

CERTIFICATE OF SALE

#11 Dist. #07

I, Carlos Bozman, Collector of taxes for the State of Maryland and Somerset County, hereby certify that on APR 4 - 1972 I sold to Computer Procedures Co. $177.36 City at public auction for the sum of $700.00 , of which $77.59 Co has been paid, the property in Somerset County, described as follows: all that lot of land 120' x 200' binding on the North side of Cove St., bearing tax map #CR3-34-24; deed reference 85/46 - 228/327;

and assessed to Fannie B. Galloway Heirs and David Rice. The property described herein is subject to redemption. Upon redemption the holder of this certificate will be refunded the sums paid on account of the purchase price, together with interest thereon at the rate of 6% per annum from the date of payment to the date of redemption, together with all other amounts specified by Chapter 761 of the Acts of 1943, and acts amendatory thereof. The balance due on account of the purchase price and all taxes, together with interest and penalties thereon, accruing subsequent to the date of sale, must be paid to the Collector before a deed can be delivered to the purchaser. After APR 5 - 1973 a proceeding can be brought to foreclose all rights of redemption in the property. This certificate will be void unless such a proceeding is brought within two years from the date of this certificate.

Witness my hand and seal, this 4th day of April, 1972

Carlos Bozman

Carlos Bozman, Collector

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on April 4, 1972, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, and he acknowledged the foregoing certificate of sale to be his act and deed, and I witnessed the execution of the same.

Witness my hand and Notarial Seal.

Gertrude H. Bozman

Notary Public

Office Of Treasurer Of Somerset County

PRINCESS ANNE, MARYLAND

April 4,1972

To _____ *Dr.*

Received $39,00 advertizing fee from Computor Procedures Company for Fannie B. Galloway Hiers & David Rice. District # 7 Cr3-34-24					

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

LIBER 045 PAGE 419

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1969-1970

JULY 1, 1969 TO JUNE 30, 1970
COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
1.19
.11
9.94

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
FANNIE B GALLOWAY HSRS & DAVID RICE 212 COVE ST-CRISFIELD MD	CR 3	34	24	46307	360	7.92	360	.72	8.64
						COUNTY INTEREST	March 72		1.19
						STATE INTEREST			.11
						PENALTY			
						TOTAL			9.94

County Tax Rate.....$ 2.20 per $100.00
State Tax Rate.....$ .20 per $100.00

BACK TAXES DUE AND MUST BE PAID BEFORE PAYING THIS BILL

LIBER 345 PAGE 420

PLEASE MAIL OR BRING THIS BILL WITH YOU

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1968-1969

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
1.63
.13
10.11

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
FANNIE B GALLOWAY HEIRS & DAVID RICE 212 COVE ST-CRISFIELD MD	CR 3	34	24	45707	360	7.74	360	.61	8.35
						COUNTY INTEREST	March 72		1.63
						STATE INTEREST			.13
						PENALTY			
						TOTAL			10.11

County Tax Rate.....$2.15 per $100.00
State Tax Rate.....$ .17 per $100.00

10.11
9.34
9.94
9.20
38.59 date
3 months fee
17.59

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1971 - 1972

JULY 1, 1971 TO JUNE 30, 1972
COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
25
02
9.20

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
FANNIE B GALLOWAY HEIRS & DAVID RICE 212 COVE ST CRISFIELD MARYLAND	CR 3	34	24	47.207	360	8.28	360	.65	8.93
						COUNTY INTEREST	March 72		.25
						STATE INTEREST			.02
						PENALTY			
						TOTAL			9.20

County Tax Rate ..... $ 2.30 per $100.00
State Tax Rate ..... $ .18 per $100.00

BACK TAXES DUE
AND MUST BE PAID BEFORE
PAYING THIS BILL.

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1970 - 1971

JULY 1, 1970 TO JUNE 30, 1971
COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
71
06
9.34

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
FANNIE B GALLOWAY & DAVID RICE 212 COVE ST CRISFIELD M	CR 3	34	24	46.707	360	7.92	360	.65	8.57
						COUNTY INTEREST	March 72		.71
						STATE INTEREST			.06
						PENALTY			
						TOTAL			9.34

County Tax Rate ..... $ 2.20 per $100.00
State Tax Rate ..... $ .18 per $100.00

BACK TAXES
AND MUST BE PAID BEFORE
PAYING THIS BILL.

LIBER 045 PAGE 421

Exhibit "B"

500-6/65

LIBER 045 PAGE 422 Nelson Fontaine

CERTIFICATE OF SALE

#01 Dist. #06

I, Carlos Bozman, Collector of taxes for the State of Maryland and Somerset County, hereby certify that on APR 4 - 1972 I sold to Computer Procedures Co. at public auction for the sum of $150.00 , of which $76.54 has been paid, the property in Somerset County, described as follows: all that lot of land ½ acre off Fairmount Road, on the East side of Upper Hill, Md., bearing tax map # 39-9-107; deed reference 198/178;

and assessed to Nelson Fontaine.
The property described herein is subject to redemption. Upon redemption the holder of this certificate will be refunded the sums paid on account of the purchase price, together with interest thereon at the rate of 6% per annum from the date of payment to the date of redemption, together with all other amounts specified by Chapter 761 of the Acts of 1943, and acts amendatory thereof. The balance due on account of the purchase price and all taxes, together with interest and penalties thereon, accruing subsequent to the date of sale, must be paid to the Collector before a deed can be delivered to the purchaser. After APR 5 - 1973 a proceeding can be brought to foreclose all rights of redemption in the property. This certificate will be void unless such a proceeding is brought within two years from the date of this certificate.

Witness my hand and seal, this 4th day of April, 1972

Carlos Bozman
Carlos Bozman, Collector

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on April 4, 1972 , before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, and he acknowledged the foregoing certificate of sale to be his act and deed, and I witnessed the execution of the same.

Witness my hand and Notarial Seal.

Gertrude N. Bozman
Notary Public

Office Of Treasurer Of Somerset County

PRINCESS ANNE, MARYLAND

April 4,1972

To _____ *Dr.*

Received $39.00 for advertizing fee of Nelson Fontaine property

District # 6 39-9-107

PAID

MAR 30 1972

CARLOS BOZMAN

TREASURER

Paid by Computer Procedures Company

LIBER 045 PAGE 423

LIBER 045 PAGE 424

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1971-1972

JULY 1, 1971 TO JUNE 30, 1972
COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
.24
02
8.94

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
NELSON FONTAINE UPPER HILL MD	39	9	107	17,106	350	8.05	350	.63	8.68

BACK TAXES DUE
AND MUST BE PAID BEFORE PAYING THIS BILL.

County Tax Rate ..... $ 2.30 per $100.00
State Tax Rate ..... $ .18 per $100.00

COUNTY INTEREST	March 72		.24
STATE INTEREST			.02
PENALTY			
TOTAL			8.94

8.94
9.09
9.67
9.84
37.54

37.54
39.00
76.54

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1970-1971

JULY 1, 1970 TO JUNE 30, 1971
COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
70
.06
9.09

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
NELSON FONTAINE UPPERHILL MARYLAND	39	9	107	17,206	350	7.70	350	.63	8.33

BACK TAXES DUE
AND MUST BE PAID BEFORE PAYING THIS BILL.

County Tax Rate ..... $ 2.20 per $100.00
State Tax Rate ..... $ .18 per $100.00

COUNTY INTEREST	March 72		.70
STATE INTEREST			.06
PENALTY			
TOTAL			9.09

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1969-1970

JULY 1, 1969 TO JUNE 30, 1970
COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
1.16
.11
9.67

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
NELSON FONTAINE UPPER HILL MD	39	9	107	16506	350	7.70	350	.70	8.40

BACK TAXES DUE
AND MUST BE PAID BEFORE
PAYING THIS BILL.

COUNTY INTEREST	March 72		1.16
STATE INTEREST			.11
PENALTY			
TOTAL			9.67

County Tax Rate.....$ 2.20 per $100.00
State Tax Rate.....$ .20 per $100.00

PLEASE MAIL OR
BRING THIS BILL
WITH YOU

PAID
MAR 30 1972
CARLOS BOZMAN
TREASURER

RECEIPT FOR 1968-1969

COUNTY AND STATE TAXES ON REAL ESTATE
SOMERSET COUNTY, STATE OF MARYLAND
CARLOS BOZMAN, Treasurer

3-72
1.58
.13
9.84

NAME & ADDRESS	PROPERTY DESCRIPTION MAP	BLOCK	PARCEL	BILL & DIST. NUMBER	COUNTY ASSESSMENT	COUNTY TAX	STATE ASSESSMENT	STATE TAX	TOTAL TAX
NELSON FONTAINE UPPER HILL MARYLAND	39	9	107	16306	350	7.53	350	.60	8.13

BACK TAXES DUE
AND MUST BE PAID BEFORE
PAYING THIS BILL.

COUNTY INTEREST	March		1.58
STATE INTEREST			.13
PENALTY			
TOTAL			9.84

County Tax Rate.....$2.15 per $100.00
State Tax Rate.....$ .17 per $100.00

045 425

Office Of Treasurer Of Somerset County

PRINCESS ANNE, MARYLAND

To LIBER 345 PAGE 426 *Dr.*

	Received from Computer Procedures Co. Balance Purchase Price on Fannie B. Galloway property in Crisfield District, bought in tax sale April 4, 1972. Amount due and paid $622.41 plus taxes.			
	PAID AUG 7 1974 CARLOS BOZMAN TREASURER			

PLEASE REMIT TO:
CARLOS BOZMAN, TREASURER.
PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY
TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1. OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

07 1161-4

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
			2.20	.21	
360	0	360	7.92	.76	$8.68

RECEIPT

R3-34-24
085/046,
228/327

GALLOWAY, FANNIE B.-1/2 LOT
AND DAVID RICE 1/2 LOT (HEIRS)
212 COVE STREET
CRISFIELD, MD.

LOT 120X200
N/S COVE ST
CRISFIELD

BACK TAXES DUE
AND MUST BE PAID BEFORE
PAYING THIS BILL
CARLOS BOZMAN
TREASURER

PG. 510

8/74	.58
	.06
	9.32

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED OTHERWISE ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

VOL 045 PAGE 427

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1972-73

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

07-D 11614 4

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	
360	0	360	2.30	.21	89.04

RECEIPT

R-3-34-24 GALLOWAY, FANNIE B.-1/2 LOT
085/046 AND DAVID RICE 1/2 LOT (HEIRS)
228/327 212 COVE STREET
CRISFIELD, MD.

LOT 120X200 W/IMP
N/SIDE COVE ST
CRISFIELD

PAID AUG 7 1974 CARLOS BOZMAN TREASURER

PG. 501

DATE		
8/74	COUNTY INTEREST	1.27
	STATE INTEREST	.12
	PENALTY	
	TOTAL	10.43

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED OTHERWISE ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:

FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

LIBER 045 PAGE 428

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1974-75

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

07 116144

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
360	0	360	2.00	.21	
			7.20	.76	97.96

RECEIPT

R3-34-24 GALLOWAY, FANNIE B.-1/2 LOT
085/046 AND DAVID RICE 1/2 LOT (HEIRS)
228/327 212 COVE STREET
CRISFIELD, MD.

LOT 120X200 W/IMP
N/S COVE ST
CRISFIELD

PAID AUG 7 1974 CARLOS BOZMAN TREASURER

BACK TAXES DUE

$10.43-'72
9.32-'73
7.96-'74
27.71

AND MUST BE PAID BEFORE PAYING THIS BILL.

PG. 520

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:

FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

Office Of Treasurer Of Somerset County

PRINCESS ANNE, MARYLAND

To _____ *Dr.*

	Received from Computer Procedures Co. $73.46 for Balance Purchase Price on Nelson Fontaine property in Fairmount District. This property was bought in at a tax sale on April 4, 1972. Taxes paid also.				

PAID
AUG 7 1974
CARLOS BOZMAN
TR

LIBER 045 PAGE 429

PLEASE REMIT TO:

CA 3S BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1974-75

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1st OF THE CURRENT YEAR.

06 095905

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
			2.00	.21	
150	200	350	7.00	.74	$7.74

RECEIPT

239-9-107 FONTAINE, NELSON
198/178 UPPER HILL, MD. 21868

LOT 0.9 ACRE AND IMPTS
E/S OFF UPPER HILLARD
UPPER HILL

*10.13-72
9.05-73
7.74-74
2692

BACK TAXES DUE AND MUST BE PAID BEFORE PAYING THIS BILL.
PG. 437

CARLOS BOZMAN
TREASURER
AUG 27 1974

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE IF TAXES ARE NOT PAID ON OR BEFORE THE 1st DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

PLEASE MAIL OR BRING THIS BILL WITH YOU

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

NOTE:
FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

LIBER 0.5 PAGE 480

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1973-74

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

06 09590 9

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
			2.20	.21	
150	200	350	7.70	.74	8.44

RECEIPT

R-39-9-107 FONTAINE, NELSON
198/178 UPPER HILL, MD. 21868

LOT 0.5 ACRE AND IMPTS
E/S OFF UPPER HILL RD
UPPER HILL

PG. 426

DATE		
8/74		.56
		.05
		9.05

BACK TAXES DUE IF NOT PAID BEFORE AUG 1974

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

PLEASE MAIL OR BRING THIS BILL WITH YOU.

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:

FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

PLEASE REMIT TO:

CARLOS BOZMAN, TREASURER

PRINCESS ANNE, MARYLAND 21853

SOMERSET COUNTY

TAX BILL FOR 1972-73

STATE AND COUNTY TAXES ARE DUE AND PAYABLE JULY 1, OF THE CURRENT YEAR INTEREST AT THE RATE OF 2/3 OF 1% PER MONTH OR A FRACTION THEREOF ADDED ON STATE AND COUNTY TAXES FROM OCTOBER 1ST OF THE CURRENT YEAR.

06-D 09590 9

LAND	BUILDINGS	TOTAL ASSESSMENT	COUNTY RATE	STATE RATE	TOTAL AMOUNT DUE
			2.30	.21	
150	200	350	8.05	.74	8.79

RECEIPT

R-39-9-107 FONTAINE, NELSON
198/178 UPPER HILL, MD. 21868

LOT 0.5 ACRE AND IMPTS
E/S OFF UPPER HILL RD
UPPER HILL

PG. 418

DATE		
8/74	COUNTY INTEREST	1.23
	STATE INTEREST	.11
	PENALTY	
	TOTAL	10.13

PAID AUG 1974 CARLOS BOZMAN TREASURER

COUNTY TREASURER'S OFFICE CLOSED SATURDAY

PLEASE MAIL OR BRING THIS BILL WITH YOU.

IF CERTIFICATE OF CORPORATION, INTEREST WILL BE CHARGED ON OR AFTER OCTOBER 1ST OR 30 DAYS FROM DATE OF STATEMENT, WHICHEVER IS LATER.

THIS IS A TWELVE MONTH BILL UNLESS STATED DIFFERENTLY ABOVE.

TAKE NOTICE - IF TAXES ARE NOT PAID ON OR BEFORE THE 1ST DAY OF JANUARY OF THE FOLLOWING YEAR, THE SAME MAY BE COLLECTED BY SALE OF PROPERTY AS PRESCRIBED BY LAW.

NOTE:

FAILURE TO RECEIVE A TAX BILL IS NO EXCUSE FOR NOT PAYING TAXES, INTEREST OR PENALTY.

( ) LIBER 045 PAGE 432 ( )

Computer Procedures Company, A Maryland Corporation	*	No. 9538 Chancery Cases
	*	In the Circuit Court for
VS.	*	Somerset County, Maryland
Nelson Fontaine Heirs, Et Al		

* * * * * * *

DECREE

The above-entitled cause coming on for hearing, the proceedings were read and considered; and it is, thereupon, this 14 day of August, 1974, by the Circuit Court for Somerset County, sitting in Equity, ADJUDGED, ORDERED and DECREED that the properties mentioned and described in these proceedings as having been sold to Computer Procedures Company, a Maryland Corporation, by Carlos Bozman, Treasurer and Collector of State and County taxes in said Somerset County, on April 4, 1972, are the properties of Computer Procedures Company, appearing from the testimony that the properties were sold at said tax sale unto the said Computer Procedures Company and that all of the right, title and interest of Madge Clendenon, Anne Outterbridge, Henriette Goodwin, Elliott Fontaine, Kenneth Fontaine, Myrtle Bozman, Ella Chelton, Francine Hartline, Ella Mae Shultz, Carol Ann Allan, David W. Rice, and the Bank of Crisfield, and all persons having or claiming to have any interest in and to the real estate mentioned and described in these proceedings, be and the same are hereby foreclosed to the end that the said Computer Procedures Company, a Maryland Corporation, may and is hereafter to have and to hold said properties by good and merchantable Fee Simple Title; said properties being more particularly described as follows:

1. All that lot or parcel of land one-half acres, more or less, off Fairmount Road on the east side of Upper Hill, Maryland, bearing Tax Map #3-9-107--heretofore assessed in the name of Nelson Fontaine.

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

2. All that lot or parcel of land 120 feet by 200 feet binding on the north side of Cove Street, Crisfield, Maryland, bearing Tax Map #CR 3-34-24, deed references 85/46 and 228/327--heretofore assessed to Fannie B. Galloway Heirs and David Rice.

And, it is further ADJUDGED, ORDERED and DECREED that the said Carlos Bozman, Treasurer and Collector of State and County taxes herein, execute and deliver unto the said Computer Procedures Company a good and sufficient deed under the laws of the State of Maryland to convey unto it, its successors or assigns, forever in Fee Simple, the above-described properties upon the payment of any balance of taxes due on said property, if any, from and after the last of the years to collect the taxes due for which said tax sale was made, together with all interest and penalties accrued thereon.

E. McMaster Duer

E. McMaster Duer, Chief Judge

LIBER 045 PAGE 433

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

OCT. 6 1976

LIBER 045 PAGE 434

Gordon Ward Crisfield, Maryland	:	In the Circuit Court
vs.	:	For Somerset County,
Roger Dryden Norman C. Watson Elizabeth Watson c/o Roger Dryden 416 Belnord Avenue Baltimore, Maryland;	:	State of Maryland.
all persons claiming any interest in that real estate binding on the East side of Wynfall Avenue, Crisfield, Somerset County, Maryland, tax map #CR5-59-49; deed reference 68/596.	:	In Equity Chancery No. 9539

* * * * * * *

BILL OF COMPLAINT

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Your Orator, complaining, says:

(1) That he resides in Crisfield, Maryland, which is also his post office address.

(2) That on the 4th day of April, 1972, there was issued to your Orator, by Carlos Bozman, Collector of taxes for the State of Maryland, and Treasurer of said Somerset County and Collector of State and County taxes therein, a certificate showing payment by said Gordon Ward unto the said Treasurer and Collector of the sum of Seventy-Four and 69/100 Dollars ($74.69) for which he had issued a certificate of tax sale, showing sale to your Orator on said 4th day of April, 1972, of the following real estate, to wit: All that lot of land situate in the City of Crisfield, Crisfield Election District, Somerset County, Maryland, binding on the East side of Wynfall Avenue in Crisfield, and bearing Somerset County Tax Map No. CR5-59-49, which property was assessed to Roger Dryden, Norman C. Watson and Elizabeth Watson for the years 1968, 1969, 1970, 1971 and 1972. The said Certificate of Sale is filed herewith and marked "Exhibit A".

(3) That the said property has not been redeemed by any party in interest,

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: [illegible]

although more than one year from the date of said sale has expired.

(4) That the amount necessary to redeem the aforesaid property is $1,700.00, set forth and itemized on "Exhibit B", attached hereto.

(5) There is attached hereto the Affidavit of Harry T. Phoebus, Jr., setting forth the results of his search for the records relating to the above property.

(6) That the post office address of the said Gordon Ward is Hudson Street, Crisfield, Maryland; the post office address of the said defendants, Roger Dryden, Norman C. Watson and Elizabeth Watson, is to the best of my knowledge and belief of your petitioner, 416 Belnord Avenue, Baltimore, Maryland.

WHEREFORE, your Orator prays your Honors:

(a) That subpoena be issued for the named parties defendants.

(b) That an Order of Publication be issued directed to all parties defendants, known and unknown, and all of the persons having an interest in the said property.

(c) That his Honorable Court may pass a final decree foreclosing all rights of redemption of the defendant and of any of them in and to said property.

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

AND, in duty bound, etc.

Gordon Ward (SEAL)
Gordon Ward

Attorney for Plaintiff

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 24 day of ~~January~~ April, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Gordon Ward and made oath in due form of law that the matters and things stated in the aforegoing Bill of Complaint are true to the best of his knowledge and belief, and signed same in my presence.

AS WITNESS my hand and Notarial Seal.

Notary Public

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: 968-0100

STATE OF MARYLAND,
SOMERSET COUNTY, to wit:

I HEREBY CERTIFY, that on this 3d day of April, 1974, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Harry T. Phoebus, Jr., who made affidavit that he is a member of the Bar of the State of Maryland, practicing his profession therein for more than ten years prior to this date, and that he has made an examination of the public records of Somerset County, Maryland, to ascertain whether there have been any conveyances by or liens against said Roger Dryden, Norman C. Watson and Elizabeth Watson, with respect to the real estate described in Paragraph 2 of this Bill of Complaint from April 4, 1972 to and including the date of this affidavit and found none; and further that he had made an examination of the testamentary records of said Somerset County to ascertain whether there had been any administration of an estate of said parties since said date and found none.

AS WITNESS my hand and Notarial Seal.

Notary Public

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: 968-2100

800-6/65

Roger Dryden, Norman & Eliz. Watson

#07

Lot #07

CERTIFICATE OF SALE

I, Carlos Bozman, Collector of taxes for the State of Maryland and Somerset County, hereby certify that on APR 4 - 1972 I sold to Gordon Ward ($ 8.87 C. of C) at public auction for the sum of $1700.00, of which ($65.82 Co) has been paid, the property in Somerset County, described as follows: all that lot of land on the East side of Wynfall Avenue, bearing tax map #CR5-59-49; deed reference 68/596

and assessed to Roger Dryden, Norman C. Watson & Elizabeth Watson. The property described herein is subject to redemption. Upon redemption the holder of this certificate will be refunded the sums paid on account of the purchase price, together with interest thereon at the rate of 6% per annum from the date of payment to the date of redemption, together with all other amounts specified by Chapter 761 of the Acts of 1943, and acts amendatory thereof. The balance due on account of the purchase price and all taxes, together with interest and penalties thereon, accruing subsequent to the date of sale, must be paid to the Collector before a deed can be delivered to the purchaser. After [illegible] 1973 a proceeding can be brought to foreclose all rights of redemption in the property. This certificate will be void unless such a proceeding is brought within two years from the date of this certificate.

Witness my hand and seal, this 4th day of April 1972

Carlos Bozman

Carlos Bozman, Collector

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on April 4, 1972, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, and he acknowledged the foregoing certificate of sale to be his act and deed, and I witnessed the execution of the same.

Witness my hand and Notarial Seal.

Gertrude N. Bozman

Notary Public

LIBER 045 PAGE 437

Gordon Ward	*	In the Circuit Court for
v.	*	Somerset County, Maryland
Roger Dryden, Norman C. Watson, and Elizabeth Watson, and all persons claiming any interest in that real estate binding on the east side of Wynfall Ave., Crisfield, Somerset County, Maryland; Tax Map No. CR5-59-49	*	No. 9539 Chancery

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

ORDER OF PUBLICATION

This is a proceedings to secure the foreclosure of all rights of redemption in that property sold by the Collector of State and County Taxes for Somerset County, to wit: "All that lot of land, on the east side of Wynfall Avenue, bear- in Tax Map No. CR5-59-49; deed reference 68/596", being all that property conveyed to Robert E. Dryden and Ina G. Dryden by said deed dated October 7, 1915; and being assessed to Roger Dryden, Norman C. Watson and Elizabeth Watson for the years prior to tax sale. The bill states taht the amount necessary to redeem said property has not been paid although more than a year and a day from said date of sale has expired. It is thereupon this 5th day of April, 1974, by the Circuit Court for Somerset County ORDERED that notice be given by publication of this order in a newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested insaid property to be and appear in this Court by the 5th day of June, 1974, and redeem the property or answer said bill, or thereafter a final decree will be rendered foreclosing all rights of redemption in said property and vesting plaintiff with a title free and clear of all encumbrances.

E. Moonslee Duker

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: [illegible]

No. 95.. Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO *Elizabeth Watson*
c/o Roger Dryden
416 Belnord Avenue
Baltimore, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the ~~first Monday of~~ *Fifth Day of April, 1974* ~~next~~ and ending ~~fifteen~~ *Sixty* days thereafter cause your answer or other defense to be filed to the complaint of *Gordon Ward*
Crisfield, Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

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

Issued the *7th* day of *May*, 19*74*.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the *5th* day of *June*, 19*74*. 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 21817
Address

S. Theodore Phoebus
Clerk

Non-Est as to Elizabeth Watson
Moved from given address
Wm. Gary Munson

Frank J. Pelz
Sheriff

LIBER 045 PAGE 439

LIBER 045 PAGE 440

.No. 9539 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO *Roger Dryden*
Norman C. Watson
Elizabeth Watson
c/o Roger Dryden
416 Belnord Avenue
Baltimore, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the *Fifth day of April, 1974,* and ending *Sixty* days thereafter cause your answer or other defense to be filed to the complaint of *Gordon Ward*
Crisfield, Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

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

Issued the...*5th*...day of.....*April*....., 19*74*.....

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the...*5th*.....day of.....*June*....., 19*74*..... 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 21817
.....
Address

S. Theodore Phoebus
Clerk

SUMMONED ROGER DRYDEN AND A COPY OF THE PROCESS WITH A COPY OF THE BILL OF COMPLAINT LEFT WITH THE DEFENDANT AT 416 BELNORD AVE. AT 8:05 P.M. ON THE 24th DAY OF APRIL, 1974, IN THE PRESENCE OF Jean Stewart

Frank S. Cely
Sheriff

P.Z

BF/mord

Sue + BJC

6-6-6

Non-Est - Norman C. Watson is incorrect name, Should be Norman C. Dayden and he is Mortuus-Est.

Non-Est - Elizabeth Watson - Moved from given address

Wm. Gary Munson

Frank J. Rey
Sheriff of Baltimore City

FILED
MAY 7 9 03 AM '74

RECORDED IN
LIBER NO. ____ FOLIO ____
J. THEODORE ROBBINS, CLK. CT. CT.
BY ____ DEPUTY

6

RECEIVED
APR 8 9 32 AM '74
BALTIMORE CITY, MD

LIBER 045 PAGE 441

LIBER 045 PAGE 442

CRISFIELD, MD. August 29, 19 74

THIS is to certify that the annexed ORDER OF PUBLICATION

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 OF PUBLICATION for 4

weeks beginning with the issue of April 19, 19 74

and ending May 10, 19 74

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By Charles C. Pyson

Gordon Ward
v.
Roger Dryden, Norman C. Watson, and Elizabeth Watson, and all persons claiming any interest in that real estate binding on the east side of Wynfall Ave., Crisfield, Somerset County, Maryland;
Tax Map No. CR5-59-49.
In the Circuit Court for Somerset County, Maryland
No. 9539 Chancery

ORDER OF PUBLICATION

This is a proceedings to secure the foreclosure of all rights of redemption in that property sold by the Collector of State and County Taxes for Somerset County, to wit; "All that lot of land, on the east side of Wynfall Avenue, bearing Tax Map No. CR5-59-49; deed reference 68-586", being all that property conveyed to Robert E. Dryden and Ina G. Dryden by said deed dated October 7, 1915; and being asse[illegible] to Roger Dryden, Norman C. Watson and Elizabeth Watson for the years prior to tax sale. The bill states that the amount necessary to redeem said property has not been paid although more than a year and a day from said date of sale has expired. It is thereupon this 5th. day of April, 1974, by the Circuit Court for Somerset County ORDERED that notice be given by publication of this order in a newspaper having general circulation in Somerset County, once a week for four successive weeks, warning all persons interested in said property to be and appear in this Court by the 5th. day of June, 1974, and redeem the property or answer said bill, or thereafter a final decree will be rendered foreclosing all rights of redemp[illegible] in said property and [illegible]ng plaintiff with a title free and clear of all encumbrances.

s- E. McMaster Duer
True Copy, Test:
I. Theodore Phoebus,
Clerk

4-19-4t

Gordon Ward	:	In the Circuit Court
vs.	:	For Somerset County,
Roger Dryden, et al	:	State of Maryland.
	:	No. 9539 Chancery.

* * * * *

MOTION FOR DECREE PRO CONFESSO

Gordon Ward, plaintiff, by Harry T. Phoebus, Jr., his attorney, moves, pursuant to Maryland Rule 310b for a decree pro confesso against Roger Dryden, et al, defendants, for failure to comply with the requirements as to time for pleading, in that the time for filing an answer to the Bill has expired and the said pleading has not been filed.

Harry T. Phoebus, Jr.
Attorney for Plaintiff

DECREE PRO CONFESSO

Upon the aforegoing Motion, and appearing from the papers herein, that the time for pleading by the Defendants has expired and no pleading has been filed, it is this 24 day of September, 1974, by the Circuit Court for Somerset County, Maryland, ORDERED, that the Bill of Complaint of Gordon Ward is taken pro confesso against Roger Dryden, et al, the Defendants, and the papers are referred to an examiner of this Court to take testimony to support the allegations of the bill.

E. McMaster Duer, Judge

Gordon Ward	LIBER 045 PAGE 444	In the Circuit Court
vs.	:	For Somerset County,
Roger Dryden, et al	:	State of Maryland.
	:	No. 9539 Chancery.
	:	

* * * * * * *

SUGGESTION OF DEATH AND MOTION TO BE

SUBSTITUTED AS PARTY

Pauline Sadie Ward, Personal Representative of the Estate of Gordon Ward, Plaintiff, by Harry T. Phoebus, Jr., her attorney, suggests, pursuant to Maryland Rule 220 c that Gordon Ward died on or about July 4, 1975, and his successor in interest is the said Pauline Sadie Ward, to whom letters of administration on the Estate of Gordon Ward were issued by the Orphans' Court for Somerset County on September 11, 1975, as appears from a certified copy of said letters, annexed hereto as part hereof, marked "Exhibit 1"; and she moves to be made a party plaintiff in place of the decedent, to prosecute this action.

Harry T. Phoebus, Jr.
Attorney for Movant

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 11th day of September, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Pauline Sadie Ward and she 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 her knowledge and belief.

AS WITNESS my hand and Notarial Seal.

JAYNE BLIZZARD NOTARY PUBLIC SOMERSET CO., MD.

Jayne Blizzard
Notary Public

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: 968-0100

State of Maryland

LETTERS OF ADMINISTRATION

Estate No. 1927

To all persons who may be interested in the Estate of GORDON THOMAS WARD, deceased:

Administration of the Estate of the deceased has been granted on AUGUST 26, 1975

to SADIE PAULINE HUDSON WARD

(and the Will of the deceased was probated on AUGUST 26, 1975)

The appointment is in full force and effect as of this date SEPTEMBER 11, 1975

WITNESS:

Littleton J. Snyder

Register of Wills for Somerset County

DATED: SEPTEMBER 11, 1975

VALID ONLY WITH IMPRINTED SEAL

RW 5 (Rev. 1-1-70)

THE FINK CO. BALTO

LIBER 045 PAGE 445

LIBER 045 PAGE 440

Gordon Ward	:	In the Circuit Court
vs.	:	For Somerset County,
Roger Dryden, et al	:	State of Maryland.
	:	No. 9539 Chancery.
	:	

* * * * * * * *

ORDER

Upon the foregoing suggestion, motion and affidavit, it is this 17th day of September, 1975, ORDERED by the Circuit Court for Somerset County that Pauline SadieWard, Personal Representative of the estate of Gordon Ward, deceased, is hereby substituted as a party plaintiff in this action, in place of Gordon Ward, deceased.

E. McMaster Duer
Judge

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: 968-0100

Gordon Ward	:	In the Circuit Court
vs.	:	For Somerset County,
Roger Dryden, et al	:	State of Maryland.
	:	No. 9539 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 the 18th day of September, 1975, did take the following depositions, which is to say:

Pauline Ward, a witness of lawful age, being duly sworn, deposes and says:

Q. Please state your name, address and occupation?
A. Pauline Ward, Crisfield, Maryland, housewife.

Q. Are you the Personal Representative of the Estate of Gordon Ward, the original plaintiff in this case?
A. Yes. I have so qualified in the Orphans' Court for Somerset County.

Q. The purpose of this proceedings is to foreclose the right of redemption relating to the property binding on the east side of Wynfall Avenue with tax map identification CR5-59-49; are you acquainted with the property?
A. Yes.

Q. Do you live near the property?
A. Yes.

Q. Do you know who was the last owner of the property?
A. I am advised that the last owners were Robert E. Dryden and Ina G. Dryden by deed dated October 7, 1915, and recorded among the Land Records of Somerset County in Liber W.J.S. No. 68, folio 596.

Q. The property was advertised for sale by Carlos Bozman, Treasurer and Collector of taxes and sold on April 4, 1972; was the decedent, Gordon Ward, the purchaser of the property of that sale?
A. Yes.

Q. How much did he bid for the property?
A. Seventeen Hundred Dollars.

Q. I show you a Certificate of Sale dated April 4, 1972, a copy of which is attached to the Bill of Complaint filed herein, and ask you if this Certificate of Sale was issued to him by Mr. Carlos Bozman, Treasurer, relating to this property?
A. Yes.

Q. Has the property been redeemed by any person entitled to redeem it or anyone on their behalf?
A. No.

COURT'S QUESTION: In answer to the general question, the witness replied, "No, Sir."

William A. Martin, Jr.

Sadie Pauline Ward
Pauline Ward

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: 968-0100

Carlos Bozman, a witness of lawful age, produced on the part of the plaintiff, being duly sworn, deposes and says:

Q. Please state your name, address and occupation.
A. Carlos Bozman, Princess Anne, Maryland, County Treasurer.

Q. Are you the Officer who has the responsibility for the collection of taxes in Somerset County?
A. Yes.

Q. I show you a Certificate of Sale dated April 4, 1972, copy of which is attached to the Bill of Complaint filed in this case, and ask if you can identify it?
A. Yes. It is a Certificate of Sale relating to a tax sale which was issued by me on April 4, 1972, to Gordon Evans relating to a parcel of land in Crisfield Election District bearing Tax Map No. CR5-59-49.

Q. Can you tell me to whom that property was assessed?
A. It was assessed to Roger Dryden, Norman C. Watson and Elizabeth Watson.

Q. And the Certificate of Sale evidences a Tax Sale relating to that property?
A. Yes.

Q. For what years were the taxes due and unpaid?
A. 1968, 1969, 1970, and 1971.

Q. Will you describe the circumstances of the sale?
A. The particular property was advertised, together with manyother properties for sale to be held on April 4, 1972. On that date a public auction of the properties was held and this particular property was sold to Gordon Ward who bid Seventeen Hundred Dollars; he was the highest bidder for the property.

Q. Has Mr. Ward complied with the terms of this Certificate of Sale and of the Sale?
A. Yes.

Q. Has any person holding a right to do so redeemed the property within the time period when the property could have been redeemed?
A. No.

Q. What description did your tax records carry relating to this particular property?
A. Our assessment records describe the property as being on that lot of land on the east side of Wynfall Avenue bearing Tax Map CR5-59-49, deed reference of W.J.S. No. 68, folio 596.

The Certificate of Sale referred to and attached to the Bill of Complaint was admitted as plaintiff's exhibit A.

COURT'S QUESTION: In answer to the general question, the witness replied, "No, Sir."

William A. Martin, Jr.

Carlos Bozman

There being no further witnesses to be examined, and at the suggestion of the Plaintiff's solicitor, 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 Rule 580f, Maryland Rules of Procedure. The examiner remained in the same room with the witnesses throughout the taking of the testimony. In his judgment no examination or cross-examination was proper or necessary, other than that set forth above, for a full presentation of the facts of 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: $10.00 (Examiner)

As witness my hand and seal.

William A. Martin
Examiner in Chancery

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: 968-0109

300-6/65

Roger Dryden, Norman & Eliz. Watson

CERTIFICATE OF SALE

#07

I, Carlos Bozman, Collector of taxes for the State of Maryland and Somerset County, hereby certify that on APR 4 - 1972 I sold to Gordon Ward ($ 8.87 C.of C) at public auction for the sum of $1700.00, of which ($65.82 Co) has been paid, the property in Somerset County, described as follows: all that lot of land on the East side of Wynfall Avenue, bearing tax map #CR5-59-49; deed reference 68/596

and assessed to Roger Dryden, Norman C. Watson & Elizabeth Watson. The property described herein is subject to redemption. Upon redemption the holder of this certificate will be refunded the sums paid on account of the purchase price, together with interest thereon at the rate of 6% per annum from the date of payment to the date of redemption, together with all other amounts specified by Chapter 761 of the Acts of 1943, and acts amendatory thereof. The balance due on account of the purchase price and all taxes, together with interest and penalties thereon, accruing subsequent to the date of sale, must be paid to the Collector before a deed can be delivered to the purchaser. After APR 5 - 1973 a proceeding can be brought to foreclose all rights of redemption in the property. This certificate will be void unless such a proceeding is brought within two years from the date of this certificate.

Witness my hand and seal, this 4th day of April, 1972

Carlos Bozman

Carlos Bozman, Collector

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on April 4, 1972, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Carlos Bozman, and he acknowledged the foregoing certificate of sale to be his act and deed, and I witnessed the execution of the same.

Witness my hand and Notarial Seal.

Gertrude N. Bozman

Notary Public

Exhibit A

LIBER 045 PAGE 450

Office Of Treasurer Of Somerset County

PRINCESS ANNE, MARYLAND

To DRYDEN, ROGER E, NORMAN C & ELIZ. WATSON Dr.

Received of Harry T. Phoebus, Jr., Att'y., $1,634.18, balance purchase price due on Roger E., Norman C. Dryden & Eliz. Watson property sold in tax sale, Crisfield District and bid in by Gordon Ward on April 1972.

PAID
SEP 10 1975
CHARLES BOZMAN
TREASURER

Gordon Ward (Pauline Sadie Ward, Personal Representative of the Estate of Gordon Ward, Substituted as Party Plantiff)	: : : :	In the Circuit Court For Somerset County, State of Maryland.
vs.	:	Chancery No. 9539
Roger Dryden, et al	: :	

* * * * * * * *

ORDER FORECLOSING RIGHT OF REDEMPTION

Upon consideration of the Bill of Complaint and affidavit filed herein, the time limited in the Order of Publication and Sub Poena herein having expired without redemption or answer to said bill filed; now therefore,

It is this 6th day of October, 1975, by the Circuit Court for Somerset County, ADJUDGED, ORDERED AND DECREED that the rights of redemption of the defendants, Roger Dryden, Norman C. Watson and Elizabeth Watson and of all persons claiming any interest in the property described in these proceedings be and said rights are hereby finally foreclosed; and it is further DECREED that the substituted plaintiff, Pauline Sadie Ward, Personal Representative of the Estate of Gordon Ward, is vested with an absolute and indefeasible title in fee simple in the said property, free and clear of all alienations and descents of the property occurring prior to this decree and of any encumbrances thereon except taxes accruing subsequent to the date of sale and easements to which the property is subject, and of which the plaintiff had actual or constructive notice at time of sale;

And it is further ORDERED that Carlos Bozman, Collector of Taxes, be and he is hereby directed to execute a deed to the said Pauline Sadie Ward, Personal Representative of the Estate of Gordon Ward, in fee simple, upon payment to the said Collector of the balance of the purchase price, due on account of the purchase price of the property, together with all taxes and interest and penalties hereon accruing subsequent to the date of sale.

Lloyd L. Simpkins
~~E. McMaster Duer, Judge~~

LIBER 045 PAGE 451

LAW OFFICES
HARRY T. PHOEBUS, JR.
CRISFIELD, MD. 21817
PHONE: 968-0100

LIBER 045 PAGE 452

Gordon Ward Crisfield, Maryland	*	In the Circuit Court
	*	For Somerset County,
vs:	*	State of Maryland
Roger Dryden, et al.	*	In Equity Chancery No. 9539

* * *

PETITION

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Now come Roger Dryden, Elizabeth Watson, Rev. Norman Wade Dryden, Patricia Dryden and Linda Dryden, all being all of the heirs at law of Robert E. Dryden and Ina A. Dryden, his wife, who averr:

(1) That the property named in the above cause which was sold for non-payment of taxes, was held by Robert E. Dryden and Ina A. Dryden, his wife, as tenants by the entireties, by deed dated October 7th, 1915, recorded among the Land Records of Somerset County in Liber No. 68, folio 596.

(2) That the said Robert E. Dryden died February 15, 1951, vesting title by survivorship in the said Ina A. Dryden, his wife, who died on December 12, 1963 intestate, leaving as her sole heirs at law three children, viz: Roger Dryden, Norman C. Dryden (erroneously referred to in this cause as Norman C. Watson) and Elizabeth Watson. The said Roger Dryden and Elizabeth Watson are two of the within Petitioners and the said Norman C. Dryden died intestate on November 3, 1965 leaving as his sole heirs at law three children, viz: Rev. Norman Wade Dryden, Patricia Dryden and Linda Dryden, being the other three Petitioners herein.

(3) That consequently your Petitioners are entitled to the balance of $1,634.18 remaining in the hands of Carlos Bozman, Collector, less costs.

WHEREFORE, your Petitioners pray this Honorable Court to direct Carlos Bozman, Collector, to pay the aforesaid sum of $1,634.18 to your Petitioners, less costs of these proceedings.

And, as in duty bound, etc.

Roger E. Dryden (SEAL)
Roger Dryden

Elizabeth Watson (SEAL)
Elizabeth Watson

Norman Wade Dryden (SEAL)
Rev. Norman Wade Dryden

Patricia Dryden (SEAL)
Patricia Dryden

Linda Dryden (SEAL)
Linda Dryden

A. Stephen Gregory
Attorney for Petitioners
607 Charles Street Avenue
Towson, Maryland 21204
823-5393

STATE OF MARYLAND, CITY/~~COUNTY~~ OF BALTIMORE, to wit:

I HEREBY CERTIFY, That on this 23rd day of February, 1976, before me, the subscriber, a Notary Public in and for the State and City/~~County~~ aforesaid, personally appeared Roger Dryden, Elizabeth Watson, Rev. Norman Wade Dryden, Patricia Dryden and Linda Dryden, and each made oath in due form of law that the matters and facts stated in the aforegoing Petition are true and correct, and each signed and sealed same in my presence.

AS WITNESS my hand and Notarial Seal.

Margaret A. Thomas
Notary Public

MY COMMISSION EXPIRES JULY 1, 1976
NOTARY PUBLIC
BALTIMORE, MD.

LIBER 045 PAGE 453

FILED
Mar 3 11 AM '76

A. STEPHEN GREGORY, P.A.
ATTORNEYS AT LAW
607 CHARLES STREET AVE.
TOWSON, MD. 21204

LIBER 045 PAGE 454

Gordon Ward Crisfield, Maryland	*	In the Circuit Court
	*	For Somerset County,
vs:	*	State of Maryland
Roger Dryden, et al.	*	In Equity Chancery No. 9539
	* * *	

ORDER

Upon the foregoing Petition and Affidavit, it is thereupon Ordered, by the Circuit Court for Somerset County, that Carlos Bozman, Collector, be authorized and directed to pay over the balance of the proceeds remaining in his hands from the sale of the property described in said Petition, less costs of these proceedings, to Roger Dryden, Elizabeth Watson, Norman Wade Dryden, Patricia Dryden and Linda Dryden.

Lloyd L. Simpkins
Judge
3/3/76

A. STEPHEN GREGORY, P.A.
ATTORNEYS AT LAW
607 CHARLES STREET AVE.
TOWSON, MD. 21204

FILED
MAR 3 11 29 AM '76

OCT. 6 1976

MAY 23-75 B 021165 ******5.00
MAY 23-75 B 021164 *****25.00

Richard B. Vallett and Sandra A. Vallett, his wife, 906 Cranbrook Drive Liftwood Estates Wilmington, Delaware 19803	:	No. 9738 Chancery In the Circuit Court for Somerset County, Maryland
Joan M. Wadman 26 Norchester Drive Princeton Junction, New Jersey 08550	:	
Complainants	:	
vs	:	
Brice S. Vallett, Jr. 232 Prospect Drive Blue Rock Manor Wilmington, Delaware 19803	:	
Respondent	:	

To the Clerk of the Circuit Court for Somerset County.

Dear Mr. Clerk:

Please file the within Bill of Complaint and issue a writ of subpoena for the Respondent named therein.

JONES & JONES

By _____
Attorneys for Complainants
Princess Anne, Maryland 21853
651-2747 - Telephone

Richard B. Vallett, et al	:	No. 9738 Chancery
vs	:	In the Circuit Court for
Brice S. Vallett, Jr.	:	Somerset County, Maryland

BILL OF COMPLAINT FOR PARTITION

To the Honorable, the Judge of said Court:

Your orators, complaining, say:

1. That this Bill of Complaint for Partition is filed pursuant to the provisions of the Real Property Article of the Annotated Code of Maryland, Section 14-107, and pursuant to the Maryland Rules of Procedure.

2. That the said Richard B. Vallett, Sandra A. Vallett and Joan M. Wadman, Complainants, and Brice S. Vallett, Jr., Respondent, 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 situate in Fairmount Election District, Somerset County, Maryland, known as Maddox Island, containing fifty acres of highland and three hundred and ten acres of marshland, bounded on the north by the mean high water mark of the Manokin River, bounded on the east in part by the mean high water mark of Back Creek andthe lands of the heirs of W. Clyde Ford and others, and bounded on the west in part by the mean high water mark of Wolf Trap Creek and in part by the lands owned or formerly owned by Harry B. Miles, et al, and bounded on the south by the land owned or formerly owned by W. Sam Carpenter, III; said tract or parcel of land lies on both sides of a road known as Maddox Road leading to Raccoon Point (being part of the land herein described) and which said road leads to Fishing Island Road and thence to Upper Fairmount; and being the same and all the land which was conveyed unto Brice Sewell Vallett and Mary Vallett, by two deeds: (1) from Elizabeth Lee Jones, single, dated December 14, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 155, folio 384, and (2) from Elwood F. Melson, widower, dated April 29, 1961 and recorded among the aforesaid Land Records in Liber G.J.B. No. 203, folio 435; upon the death of the said Mary Vallett, title to the above described property vested in the said Brice Sewell Vallett as surviving spouse. The land above described being the same and all the land which was devised by the said Brice Sewell Vallett unto four of his children,

namely, Bessie V. Southwell, Brice S. Vallett, Jr., Joan V. Wadman and Richard Berand Vallett, by item Third of his last will and testament dated August 25, 1967 and recorded among the Testamentary Records of Somerset County in Liber E.D.B. No. 38, folio 135; the undivided one-fourth interest of the said Bessie V. Southwell having been subsequently conveyed unto the said Richard B. Vallett by deed dated January 4, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 334; the undivided one-half interest of the said Richard B. Vallett, acquired as aforesaid under the will of Brice Sewell Vallett and by deed from Bessie V. Southwell, was subsequently conveyed unto Richard B. Vallett and Sandra A. Vallett, his wife, as tenants by the entireties, by deed dated January 4, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 336.

3. That as a result of the aforesaid deeds and will, title to said land is now vested in your orators and the Respondent as follows: Richard B. Vallett and Sandra A. Vallett, his wife, an undivided one-half interest as tenants by the entireties; Joan M. Wadman, an undivided one-fourth interest; and Brice S. Vallett, Jr., an undivided one-fourth interest.

4. That the above described property is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

5. That your orators and the Respondent are all adult non-residents of the State of Maryland, whose addresses are set forth in the titling of this Bill of Complaint.

To the end, therefore,

a. That a decree may be passed by this Court for the appointment of a Trustee 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, after the allowance of such costs and fees as may be approved by this Court.

b. That an accounting be made between the parties as to the expenses, rents and profits arising from the use of said land for the years 1974 and 1975.

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

May it please your Honor to grant unto your orators the writ of subpoena directed to the said Brice S. Vallett, Jr., 232 Prospect Drive, Blue Rock Manor, Wilmington, Delaware 19803, Respondent herein, commanding him to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound,

JONES & JONES

By _____
Attorneys for Complainants

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1892-1972)
ALEXANDER G. JONES

AREA CODE 301
TELEPHONE 651-2747

May 23, 1975

Clerk of the Circuit Court
Court House
Princess Anne, Maryland 21853

Re: Vallett vs Vallett

Dear Mr. Clerk:

Please issue the subpoena in the above entitled proceeding to Brice S. Vallett, Jr., and inform the Sheriff that service probably can be made upon Mr. Vallett on the Vallett farm near Upper Fairmount during the last two weekends in May.

Very truly yours,

Alexander G. Jones

AGJ:b

CC: Sheriff of Somerset County

No. 9738 Chancery Case

WRIT OF SUBPOENA: LIBER 045 PAGE 460

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Brice S. Vallett, Jr.
232 Prospect Drive
Blue Rock Manor
Wilmington, Delaware 19803

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**

Richard B. Vallett and
Sandra A. Vallet, his wife
906 Cranbrook Drive
Liftwood Estates
Wilmington, Delaware 19803

AND

Joan M. Wadman
26 Norchester Drive
Princeton Junction, New Jersey 08550

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** May, **19**75.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 17th **day of** June, **19**75. **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 21853
Address

I. Theodore Phoebus
Clerk

Non Est.
6/2/75
Elton P. McCalder

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1892-1972)
ALEXANDER G. JONES

AREA CODE 301
TELEPHONE 651-2747

Richard B. Vallett, et al Complainants	:	No. 9738 Chancery
	:	In the Circuit Court for
vs.	:	Somerset County, Maryland
Brice S. Vallett, Jr. Respondent	:	

Mr. Clerk:

Please reissue the writ of subpoena for the Respondent in the above entitled case, pursuant to Rule 107 of the Maryland Rules of Procedure.

JONES & JONES

By Tony Bruce
Attorneys for Complainants

(Md. Rule 107 - Service of process outside the State)

No. 9738 Chancery Case

STATE OF MARYLAND, Somerset County, To-Wit:

THE STATE OF MARYLAND to Brice S. Vallett, Jr.
232 Prospect Drive
Blue Rock Manor
Wilmington, Delaware 19803

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of July next and ending sixty days from the date of the completion of service if made in the limits of the United States and ninety days if beyond cause your answer or other defense to be filed to the complaint of

Richard B. Vallett and
Sandra A. Vallett, his wife
906 Cranbrook Drive
Liftwood Estates
Wilmington, Delaware 19803

AND

Joan M. Wadman
26 Norchester Drive
Princeton Junction, New Jersey 08550

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 13th day of June, 1975

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office within sixty days from the date of the completion of service if made in the limits of the United States and ninety days if beyond. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor for Complainant(s)

Name Jones & Jones

Address Princess Anne, Maryland 21853

L. Theodore Phoebus
Clerk

Richard B. Vallett, et al Complainants	:	No. 9738 Chancery
vs	:	In the Circuit Court for
Brice S. Vallett, Jr. Respondent	:	Somerset County, Maryland

Mr. Clerk:

Please reissue the writ of subpoena for the Respondent in the above entitled case, pursuant to Rule 107 of the Maryland Rules of Procedure.

JONES & JONES

By Tony Bruce

Attorneys for Complainants

LIBER 045 PAGE 464

(Md. Rule 107 - Service of process outside the State)

No. 9738 Chancery Case

STATE OF MARYLAND, Somerset County, To-Wit:

THE STATE OF MARYLAND to Brice S. Vallett, Jr.
232 Prospect Drive
Blue Rock Manor
Wilmington, Delaware 19803

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of July next and ending sixty days from the date of the completion of service if made in the limits of the United States and ninety days if beyond cause your answer or other defense to be filed to the complaint of

Richard B. Vallett and
Sandra A. Vallett, his wife
906 Cranbrook Drive
Liftwood Estates
Wilmington, Delaware 19803

AND

Joan M. Wadman
26 Norchester Drive
Princeton Junction, New Jersey 08550

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 18th day of June, 19 75

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office within sixty days from the date of the completion of service if made in the limits of the United States and ninety days if beyond. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor for Complainant(s)

Name Jones & Jones

Address Princess Anne, Maryland 21853

S. Theodore Phelps
Clerk

Richard B. Vallett, et al Complainants	:	No. 9738 Chancery
	:	In the Circuit Court for
vs	:	Somerset County, Maryland
Brice S. Vallett, Jr. Respondent	:	

Mr. Clerk:

Please reissue the writ of subpoena for the Respondent in the above entitled case and deliver said writ of subpoena, together with a copy of the original Bill of Complaint, to Alexander G. Jones, Attorney for Complainants, for service of process upon the Respondent, a non-resident of the State of Maryland, said service to be made pursuant to Rule 107 a.1 and Rule 116 of the Maryland Rules of Procedure.

JONES & JONES

By _____

Attorneys for Complainants

LIBER 045 PAGE 466

(Md. Rule 107 - Service of process outside the State)

No. 9738 Chancery Case

STATE OF MARYLAND, Somerset County, To-Wit:

THE STATE OF MARYLAND to Brice S. Vallett, Jr.
232 Prospect Drive
Blue Rock Manor
Wilmington, Delaware 19803

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 sixty days from the date of the completion of service if made in the limits of the United States and ninety days if beyond cause your answer or other defense to be filed to the complaint of

Richard B. Vallett and
Sandra A. Vallett, his wife
906 Cranbrook Drive
Liftwood Estates
Wilmington, Delaware 19803

AND

Joan M. Wadman
26 Norchester Drive
Princeton Junction, New Jersey 08550

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 3rd day of July, 19 75

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office within sixty days from the date of the completion of service if made in the limits of the United States and ninety days if beyond. Personal attendance in Court on the day named is not necessary, but unless you answer or make other defense within the time named, Complainant(s) may obtain a decree pro confesso against you which upon proper proof may be converted to a final decree for the relief demanded.

Solicitor for Complainant(s)

Name Jones & Jones

Address Princess Anne, Maryland 21853

S. Theodore Phoebus
Clerk

WRIT OF SUBPOENA: No. 9738 Chancery Case

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Brice S. Vallett, Jr.
232 Prospect Drive
Blue Rock Manor
Wilmington, Delaware 19803

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....July.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of

Richard B. Vallett and
Sandra A. Vallett, his wife
906 Cranbrook Drive
Liftwood Estates
Wilmington, Delaware 19803

AND

Joan M. Wadman
26 Norchester Drive
Princeton Junction, New Jersey 08550

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...5th...day of.....June....., 19..75....

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.....July....., 19..75.... . 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 21853
.....
Address

S. Theodore Shockley
Clerk

Non Est
7/22/75
Ellen P. Brasher
Deputy

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Civil 2262

LIBER 045 PAGE 468

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1892-1972)
ALEXANDER G. JONES

AREA CODE 301
TELEPHONE 651-2747

May 23, 1975

Clerk of the Circuit Court
Court House
Princess Anne, Maryland 21853

Re: Vallett vs Vallett

Dear Mr. Clerk:

Please issue the subpoena in the above entitled proceeding to Brice S. Vallett, Jr., and inform the Sheriff that service probably can be made upon Mr. Vallett on the Vallett farm near Upper Fairmount during the last two weekends in May.

Very truly yours,

Alexander G. Jones

AGJ:b

CC: Sheriff of Somerset County

Dear Mr. Sheriff:

You may be able to find out from Mrs. Viola Meredith whether or not Mr. Vallett is on the property.

Thank you for your assistance.

COPY

FILED

FILED

JUL 24 11 39 AM '75

MAY 23 2 05 PM '75

Richard B. Vallett and Sandra A. Vallett, his wife, and Joan M. Wadman Complainants	:	No. 9738 Chancery In the Circuit Court for Somerset County, Maryland
vs	:	
Brice S. Vallett, Jr. 232 Prospect Drive Blue Rock Manor Wilmington, Delaware 19803 Respondent	:	

AFFIDAVIT OF SERVICE

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 31st day of July, in the year nineteen hundred and seventy-five, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones, attorney of record for the Complainants in the above entitled proceeding, pursuant to Rule 107 a.1 of the Maryland Rules of Procedure, and made oath in due form of law that he attempted on behalf of Complainants to have personal service made upon the defendant Brice S. Vallett, Jr. in Somerset County, Maryland by the Sheriff of Somerset County but the Defendant was returned "non est"; that on July 13, 1975 he attempted to make service upon the Defendant by certified mail "Deliver to Addressee Only" as indicated by U.S. Post Office receipt number 049929, but the receipt for certified mail was signed by Martha R. Vallett, described as addressee's agent; that he again attempted to make service by certified mail upon Defendant marked "Deliver to Addressee Only" as indicated by U. S. Post Office receipt number 049930, also marked "Restricted Delivery", but the receipt for certified mail was signed by Martha R. Vallett, described as "Authorized Agent"; that said attorney then requested the Clerk of the Court to reissue summons for service of process outside the State of Maryland by private process server and that such service was made upon the Defendant, Brice S. Vallett, Jr. on the 25th day of July, 1975 by a qualified private person in accordance with the procedures set forth in Rule 116 of the Maryland Rules of Procedure; that attached to this affidavit is the affidavit of Esther L. Hayman and the return of the private process server, the said Esther L. Hayman. Also attached to this affidavit are the aforesaid receipts for certified mail delivered to the affiant by the U.S. Post Office Department.

Alexander G. Jones

Notary Public

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● SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
☐ Show to whom and date delivered ..... 15¢
☐ Show to whom, date, & address of delivery.. 35¢
☒ RESTRICTED DELIVERY. Show to whom and date delivered ..... 65¢
☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
BRICE S. VALLETT JR
232 PROSPECT DRIVE
WILMINGTON DEL 19803

3. ARTICLE DESCRIPTION:
REGISTERED NO. | CERTIFIED NO. 049930 | INSURED NO.

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☒ Authorized agent
Martha R. Vallett

4. DATE OF DELIVERY JUN 19 1975 & POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS

PS Form 3811, Jan. 1975 RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL ☆ GPO: 1975—O-569-047

No. 049930

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
Mr. Brice S. Vallett, Jr.
STREET AND NO.
232 Prospect Drive
P.O., STATE AND ZIP CODE
Blue Rock Manor
Wilmington, Delaware 19803

POSTMARK OR DATE
PRINCESS ANNE, MD. JUN 18 1975 USPO

OPTIONAL SERVICES FOR ADDITIONAL FEES
RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢
DELIVER TO ADDRESSEE ONLY ..... 30¢
SPECIAL DELIVERY (extra fee required) .....

PS Form Apr. 1971 3800 NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL (See other side)
☆ GPO : 1974 O - 551-454

SENDER: Be sure to follow instructions on other side

PLEASE FURNISH SERVICE(S) INDICATED BY CHECKED BLOCK(S)
(Additional charges required for these services)
☐ Show address where delivered
☐ Deliver ONLY to addressee

RECEIPT
Received the numbered article described below

REGISTERED NO.
CERTIFIED NO. 049929
INSURED NO.

SIGNATURE OR NAME OF ADDRESSEE (Must always be filled in)
(1) Brice S. Vallett, Jr.
SIGNATURE OF ADDRESSEE'S AGENT, IF ANY
(2) Martha R. Vallett

DATE DELIVERED JUN 16 1975

SHOW WHERE DELIVERED (Only if requested, and include ZIP Code)
(3)

No. 049929

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
Brice S. Vallett, Jr.
STREET AND NO.
232 Prospect Drive, Blue Rock Manor
P.O., STATE AND ZIP CODE
Wilmington, Delaware 19803

POSTMARK OR DATE
PRINCESS ANNE, MD. JUN 13 1975 USPO

OPTIONAL SERVICES FOR ADDITIONAL FEES
RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢
DELIVER TO ADDRESSEE ONLY ..... 30¢
SPECIAL DELIVERY (extra fee required) .....

PS Form Apr. 1971 3800 NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL (See other side)
☆ GPO : 1974 O - 551-454

SHERIFF'S OFFICE
OF NEW CASTLE COUNTY

Public Building,
Wilmington, Delaware 19801

AFFIDAVIT OF SERVICE

STATE OF DELAWARE)
ss.
COUNTY OF NEW CASTLE)

Esther L. Hayman, being duly sworn, deposes that she is
(Name of Officer)
a Deputy Sheriff and avers that she served upon and left personally with
Brice S. Vallett, Jr.

of DuPont Company, 200 W. 9th Street, Wilmington, Delaware

a true and correct copy of Bill of Complaint on the
25th day of July, A.D. 1975.

The deponent further avers that she knew the person so served to be the same person as mentioned in the complaint.

Esther L. Hayman
(Signature of Officer)
DEPUTY SHERIFF
Sheriff's Office, Public Building,
Wilmington, Delaware.

- - - - - - - - - -

STATE OF DELAWARE)
COUNTY OF NEW CASTLE)

BE IT REMEMBERED that on this 28th day of July, A.D. 1975 personally came before me, the Subscriber, a Notary Public of the State of Delaware, Esther L. Hayman, a Deputy Sheriff of New Castle County and State of Delaware, and stated that the facts stated above are true and correct.

SWORN TO AND SUBSCRIBED before me the day and year aforesaid.

Dorothy P. Talley
Notary Public
My Commission expires:
March 27, 1977

DOROTHY P. TALLEY
NOTARY PUBLIC
MY COMMISSION EXPIRES
2 YEARS
PUBLIC, DELAWARE

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LIBER 045 PAGE 472

Richard B. Vallett and Sandra A. Vallett, his wife, 906 Cranbrook Drive Liftwood Estates Wilmington, Delaware 19803	:	No. 9738 Chancery In the Circuit Court for Somerset County, Maryland
Joan M. Wadman 26 Norchester Drive Princeton Junction, New Jersey 08550	:	
Complainants	:	
vs	:	
Brice S. Vallett, Jr. 232 Prospect Drive Blue Rock Manor Wilmington, Delaware 19803	:	
Respondent	:	

RETURN OF PRIVATE PROCESS SERVER

The undersigned hereby certifies that she executed service of process pursuant to Rule 107 a.1 and Rule 116 of the Maryland Rules of Procedure upon Brice S. Vallett, Jr., on the 25th day of July, 1975, at 232 Prospect Drive, Blue Rock Manor, Wilmington, Delaware 19803, by delivering and leaving with him a copy of the Bill of Complaint and a copy of the subpoena issued by this Court on July 3, 1975. The The undersigned further certifies that she is over eighteen years of age and is not a party to this action, service made at DuPont Company, 200 W. 9th Street, Wilmington, Delaware.

Esther L. Hayman

Esther L. Hayman, Deputy Sheriff

State of Delaware, New Castle County, to wit:

Before me, a Notary Public in and for the State and County aforesaid, personally appeared Esther L. Hayman, this 29th day of July, 1975, and made oath in due form of law that the matters and facts hereinabove set forth are true.

Dorothy P. Talley

Notary Public

My Commission expires March 27, 1977

Richard B. Vallett, et al	:	No. 9738 Chancery
Complainants	:	In the Circuit Court For
vs.	:	Somerset County
Brice S. Vallett, Jr.	:	State of Maryland
Respondent	:	

: : : : :

ANSWER TO BILL OF COMPLAINT
FOR PARITION

TO THE HONORABLE THE JUDGE OF SAID COURT:

The respondent, Brice S. Vallett, Jr., by Thomas S. Simpkins, his Solicitor, for Answer to the Bill of Complaint, says:

1. The respondent admits the allegations set forth in paragraph one thereof.

2. The respondent admits the allegations set forth in paragraph two thereof.

3. The respondent admits the allegations set forth in paragraph three thereof.

4. That the respondent admits the allegations set forth in paragraph four thereof.

5. That the respondent admits the allegations set forth in paragraph five thereof.

Having fully answered the Bill of Complaint the respondent prays this Honorable Court to appoint Thomas S. Simpkins as one of the Trustees to make sale of the said property.

AND, AS IN DUTY BOUND, etc.

Brice S. Vallett, Jr. (SEAL)
Brice S. Vallett, Jr.

Thomas S. Simpkins
Solicitor for the
respondent

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

STATE OF DELAWARE, COUNTY OF NEW CASTLE:

I do hereby certify that on this 21st day of August 1975, before me, the subscriber, a Notary Public in and for the state and county aforesaid, personally appeared Brice S. Vallett, Jr., and he made oath in due form of law that the facts set forth in the foregoing Answer to Bill of Complaint for Partition are true and correct to his knowledge and belief.

As Witness my hand and Notarial Seal.

Carol A. McCleary
Notary Public
NOTARY PUBLIC
My Commission expires March 29, 1977

I HEREBY certify that on this 2nd day of September 1975, I did mail a copy of the foregoing Answer to Bill of Complaint for Partition to Alexander G. Jones, Esq., Somerset Ave., Princess Anne, Md. 21853, by regular U.S. Mail, postage prepaid.

Thomas S. Simpkins

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Richard B. Vallett, et al	:	No. 9738 Chancery
Complainants	:	In the Circuit Court For
vs.	:	Somerset County
Brice S. Vallett, Jr.	:	State of Maryland
Respondent	:	

: : : : :

TO THE HONORABLE, THE JUDGE OF SAID COURT:

I hereby waive my right to be present to offer testimony or to cross-examine the complainant's witnesses at the taking of testimony in the above captioned cause.

Thomas S. Simpkins, Solicitor for the Respondent

I hereby certify, that on this 4th day of September 1975, I did mail a copy of the foregoing Waiver to Alexander G. Jones, Esquire, Somerset Ave., Princess Anne, Md., by regular U.S. Mail, with postage prepaid.

Thomas S. Simpkins

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THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.

TELEPHONE 651-1400

Richard B. Vallett, et al	:	No. 9738 Chancery
vs	:	In the Circuit Court for
Brice S. Vallett, Jr.	:	Somerset County, Maryland

On behalf of the complainants in the above entitled cause, the respondent having been duly summonsed and having filed an answer to the bill of complaint heretofore filed in this proceeding, the following testimony was taken in the above entitled proceeding by me, Logan C. Widdowson, a Standing Examiner of the Circuit Court for Somerset County, Maryland. I do hereby certify that on this 2nd day of October, 1975, in the law offices of Jones & Jones, Princess Anne, Maryland, I did take the following testimony, to wit:

Richard B. Vallett, a witness of lawful age produced on the part of the plaintiff, being first duly sworn, deposes and says:

Int. 1 - Please state your name, age, residence and occupation.

Ans. My name is Richard B. Vallett, I am 39 years of age, and I reside at 906 Cranbrook Drive, Liftwood Estates, Wilmington, Delaware, and I production supervisor of Photo-Art, Inc., Wilmington, Delaware.

Int. 2 - Are you one of the complainants in this proceeding?

Ans. Yes.

Int. 3 - What is your relationship to the respondent, Brice S. Vallett, Jr. and the other complainants, Sandra A. Vallett and Joan M. Wadman?

Ans. Brice S. Vallett, Jr. is my brother, Joan M. Wadman is my sister and Sandra A. Vallett is my wife.

Int. 4 - Mr. Vallett, in the bill of complaint filed on your behalf in this proceeding you recite that you are one of several owners of certain property in Fairmount Election District. Will you describe the property and identify the owners?

Ans. The property is located in Fairmount Election District in an area known as Maddox Island and according to the Land Records of Somerset County it contains 50 acres of highland and 310 acres of marshland on the south shore of the Manokin River. It fronts in part on the east on Back Creek and in part on the west by Wolf Trap Creek and I believe it is bounded on the south

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

by land formerly owned by Harry B. Miles and others and land owned by W. Sam Carpenter III. The property is bisected by a road known as Maddox Road which leads from Raccoon Point to Fishing Island to Upper Fairmount. The property was conveyed to my parents, Brice Sewell Vallett and Mary Vallett by two deeds: (1) from Elizabeth Lee Jones, single, dated December 14, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 155, folio 384, and (2) from Elwood F. Melson, widower, dated April 29, 1961 and recorded among the aforesaid Land Records in Liber G.J.B. No. 203, folio 435. My father survived my mother and, therefore, became the owner of the property. My father later died and left a will dated August 25, 1967, recorded among the Testamentary Records of Somerset County in Will Book E.D.B. No. 38, folio 135. By item Third of his will he left this property to four of his children, Bessie V. Southwell, Brice S. Vallett, Jr., Joan V. Wadman and myself (Richard Berand Vallett). Bessie V. Southwell later conveyed her one-fourth interest to me (Richard B. Vallett) by deed dated January 4, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 334 so that I then owned a one-half interest. This was conveyed to me and my wife (Richard B. Vallett and Sandra A. Vallett) as tenants by the entireties by deed dated January 4, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 336. As a result my wife and I (Richard B. Vallett and Sandra A. Vallett) own an undivided one-half interest, as tenants by the entireties; my sister, Joan V. Wadman owns an undivided one-fourth interest acquired under our father's will, and my brother, Brice S. Vallett, Jr., ownes an undivided one-fourth interest acquired under our father's will.

Int. 5 - As a result, the people whom you have named are the sole owners of this property and are the complainants and respondent in this suit.

Ans. That is correct.

Int. 6 - Can you describe the land and improvements?

Ans. The property is improved by a three story frame dwelling estimated to have been constructed at two difference periods during the middle and latter parts of the 18th century. There are several large rooms with fireplaces and the second floor has four bedrooms and a modern bathroom. There is also a

finished room in the south section of the third floor. The dwelling house has been wired for electricity. There is a cinder block, asphalt roof garage or outbuilding about five years of age measuring approximately 30 feet by 45 feet. Approximately 20 to 30 acres are suitable for cultivation and the rest of the land is marshland. The property is zoned agricultural and, generally speaking, the property is capable of being developed into a beautiful waterfront estate.

Int. 7 - What is your estimate of the value of the property?

Ans. I would value the land at $ 50,000.00 and the improvements at $ 20,000.00 for a total of $ 70,000.00.

Int. 8 - Can the property be equitably divided among the various owners according to the their interests.

Ans. There is no practical way to accomplish this and to do so would greatly depreciate the value of each portion.

Int. 9 - Are any of the parties in the military service?

Ans. No.

Int. 10- What relief do you seek from the Court?

Ans. All of the complainants wish to have the property sold according to the law of this state and after payment of all the costs and expenses to have the proceeds of the sale divided among all of the parties according to their respective interests, under the jurisdiction of this Court. In addition the Complainants seek an accounting from our brother, the respondent, as to the expenses, rents and profits arising from his use of the land for the years 1974 and 1975. It is the understanding of the complainants that the tillable land has been rented but the complainants have received no portion of the profits or rental and we have been unable to obtain any information from our brother concerning the use of theland for the years 1974 and 1975.

COURT QUESTION.

Ans. Nothing further.

Richard B. Vallett

Richard B. Vallett

Joan V. Wadman, a witness of lawful age, produced on the part of the complainants, being first duly sworn, deposes and says:

Int. 1 - Please state your name, age, residence and occupation.

Ans. My name is Joan V. Wadman, I am 43 years of age, my address is 26 Norchester Drive, Princeton Junction, New Jersey 08550, and I am a homemaker.

Int. 2 - Mrs. Wadman, are you familiar with the property described in paragraph 2 of the bill of complaint filed in this proceeding.

Ans. Yes.

Int. 3 - What is your connection with this property?

Ans. This property was formerly owned by my parents, Brice Sewell Vallett and Mary Vallett. It became my father's property upon my mother's death. My father willed it to my sister, Bessie V. Southwell, my brothers, Brice S. Vallett, Jr. and Richard B. Vallett, and me. As a result I own a one-fourth interest in the property. My brother, Brice S. Vallett, Jr. owns a one-fourth interest and my brother, Richard B. Vallett, and his wife, Sandra A. Vallett, own a one-half interest in the property.

Int. 4 - Can you describe the land and improvements?

Ans. Yes. The property is located on the south side of Manokin River and it is bounded on the east by Back Creek, on the west by Wolf Trap Creek and on the south by lands now or formerly owned by Harry B. Miles and others and W. Sam Carpenter III. I believe it contains about 50 acres of highland and 310 acres of marshland. A road known as Maddox Road leads from Raccoon Point to the Fishing Island Road and then to Upper Fairmount. The property is improved by a large house which I understand was built in the 18th century and by a large cinder block building about five years old.

Int. 5 - What is your estimate of the value of this property?

Ans. I believe the land is worth approximately $50,000.00 and the improvements are worth approximately $20,000.00 for a total of $70,000.00

Int. 6 - Are all of the owners of this property parties to this suit?

Ans. Yes.

Int. 7 - Are any of them minors?

Ans. No.

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Int. 8 - Are any of them in the military service?

Ans. No.

Int. 9 - What relief do you seek from the Court?

Ans. All of the complainants want the property sold under the supervision of this Court and after the payment of all costs and expenses we wish to have the proceeds of the sale divided among all of the owners according to their interest. We also seek an accounting from our brother, Brice S. Vallett, Jr., as to the expenses, rents, and profits resulting from the use of the land for the years 1974 and 1975.

Int. 10- Is the land which you have described such that an equitable division may be made among the owners?

Ans. No. Becuase of the tillable land,marshland and the improvements I think it would be impossible to divide the land so as to allocate shares to the several owners. In fact this would destroy the value of the property.

COURT QUESTION.

Ans. Nothing further.

Joan V. Wadman
Joan V. Wadman

There being no further witnesses produced for examination by me, and at the request of attorneys for the complainants I hereby return the above testimony to court under my hand and seal and do hereby certify that I read over the tesimony verbatim to the witnesses and thereupon they signed the same in my presence and that all requirements of the Maryland Rules of Procedure relating to such testimony have been complied with.

Given under my hand and seal this 2nd day of October, 1975.

Logan C. Widdowson (SEAL)
Logan C. Widdowson, Examiner

Richard B. Vallett, et al	:	No. 9738 Chancery
Complainants	:	In the Circuit Court For
vs.	:	Somerset County
Brice S. Vallett, Jr.	:	State of Maryland
Respondent	:	

: : : : : :

TO THE HONORABLE, THE JUDGE OF SAID COURT:

I hereby waive all time requirements of the Maryland Rules of Procedure relating to the filing of testimony in the above matter and the appointment of Trustees.

Thomas S. Simpkins, Solicitor for
the Respondent, Brice S. Vallett, Jr.

I HEREBY CERTIFY that on this 6 day of October 1975, I did mail a copy of the foregoing Waiver to Alexander G. Jones, Esq., Somerset Ave., Princess Anne, Md., by regular U.S. Mail, postage prepaid.

Thomas S. Simpkins

BOOK 045 PAGE 481

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Richard B. Vallett, et al.	:	No. 9738 Chancery
Complainants	:	In the Circuit Court For
vs.	:	Somerset County
Brice S. Vallett, Jr.	:	State of Maryland
Respondent	:	

: : : : : :

STIPULATION

It is hereby agreed by Counsel to the parties hereto that the plat entitled "Maddux's Island", dated July 7, 1964, drawn by W.B.Miles, does depict correctly the property involved in these proceedings and that plat was not located prior to taking of testimony.

Alexander G. Jones
Solicitor for the Complainants

Thomas S. Simpkins
Solicitor for the Respondent

FOR PLAT SEE PLAT BOOK NO. 10, FOLIO 44.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Richard B. Vallett, et al	:	No. 9738 Chancery
vs	:	In the Circuit Court for
Brice S. Vallett, Jr.	:	Somerset County, Maryland

This cause standing ready for hearing and being submitted on the Bill of Complaint and the Answer of the Respondent, and testimony, waiver and stipulation having been heretofore filed in this proceeding, the proceedings were read and considered:

It is thereupon, this 22nd day of October, in the year nineteen hundred and seventy-five, by the Circuit Court for Somerset County, Maryland, ADJUDGED, ORDERED and DECREED that the property mentioned in the proceedings be sold; that Alexander G. Jones and Thomas S. Simpkins 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 them, and a surety or sureties to be approved by this Court, in the penalty of $2600.00, conditioned for the faithful performance of the trust reposed in them by this decree, or to be reposed in them by any future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement, inserted in such weekly newspaper or newspapers published in Somerset County, Maryland, and published elsewhere as they shall think proper, and by the distribution of handbills and other appropriate means of advertisement, of the time, place, manner and terms of sale, which terms shall be one-third case on day of sale, and balance to be paid upon the ratification of sale, or all cash, at the option of the purchaser or purchasers, the credit portions to bear interest at the rate of six per cent (6%) and to be secured to the satisfaction of the trustees, and as soon as may be convenient after such sale or sales, the said trustees shall return to this Court a full and particular account of their proceedings relative to such sale, with an annexed affidavit of the 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

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ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

or their heirs, the property and estate to him, her or them sold, free and clear and discharged from all claims of the parties hereto, plaintiffs and defendant, and those claiming by, from or under them or either of them; and the said trustees shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit and such commission to the said trustees as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith they shall appear to have discharged their trust.

And it is further ADJUDGED, ORDERED and DECREED that the Respondent, Brice S. Vallett, Jr., file in this proceeding, within thirty (30) days of the date of this decree, an itemized statement of account of all expenses, rents and profits arising from the use of the land subject of this proceeding for the calendar years 1974 and 1975, subject to the further order and continuing jurisdiction of this Court.

E. McMaster Duncan
Judge

FOR BOND SEE BOND BOOK NO. 10, FOLIO 100

Richard B. Vallett, et al	:	No. 9738 Chancery
Complainants	:	In the Circuit Court For
vs.	:	Somerset County
Brice S. Vallett, Jr.	:	State of Maryland
Respondent	:	

: : : : :

ITEMIZATION OF FARM
INCOME AND EXPENSE

TO THE HONORABLE, THE JUDGE OF SAID COURT:

The Respondent, Brice S. Vallett, Jr., by Thomas S. Simpkins, his Solicitor, herewith submits the itemization of income and expenses for the year 1974 as ordered and states no income or operating expenses for 1975.

Thomas S. Simpkins, Solicitor for
the Respondent

I Hereby certify that on this 21st day of October 1975, I did mail a copy of the foregoing Itemization of Farm Income and Expense, by regular U.S. Mail, postage prepaid, to Alexander G. Jones, Esquire, Princess Anne, Maryland.

Thomas S. Simpkins

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 485

1974 CROP "EXHIBIT A"

LIBER 045 PAGE 466

a). INCOME — 1080 bbls beans sold (NOT INCLUDING THOSE BRICE INCURRED SEPARATELY, See "d") $7957

EXPENSES — 1917

6040

b). PROFIT BREAKDOWN.

R.B. Brother IN	R.B. Brother OUT	BRICE IN	BRICE OUT	DIFF.
$3051	$500	$7957	$1917	
		500	3051	
		8457	4968	
NET $2551		$3489		$938
42.2%		57.8%		

c). YIELD (26 bbl. SEED + SOLD) = 1105 bbls WITH CULTIVATION

YIELD (PREVIOUS) = 604 " WITHOUT "

YIELD (FROM CULTIV.) = 501 " OR 45.2%, x $6040 = $2730

POINT 1. R.B didn't cultivate or see that anyone did.

POINT 2. BRICE cultivated 4 times & had farmer do it twice.

- ASSUMED CULTIVATION VALUE ATTRIBUTED TO BRICE:

STEP 1. 25% "OFF-TOP". (25% x $2730) = $682

STEP 2. SPLIT REMAINDER. (50% x 75% x 2730) = 1024

TOTAL 1706

BY DIFFERENCE TO R.B 1024

d). EXPENSES INCURRED BY BRICE SEPARATELY.

- MILEAGE; 10 MORE TRIPS THAN R.B. (@ 300 mi @ 15¢ $450
- OVERNIGHT 30
- REFRESHMENTS FOR HELP 15
- MANAGEMENT FEE 100
- CASHIER'S FEE FOR "STAKING" CROP COST NO CHARGE

$595

OBLIGATED TO PAY ½ OF $595 = $297

ATTRIBUTED TO CULTIVATION EFFORTS = 682

DIFFERENTIAL, BRICE'S EFFORT VS. R.B's = 979

BRICE ENTITLED TO ½ OF $938 IN "b" above (which BRICE has taken) -469

R.B. OWES BRICE this Much More = $510

"EXHIBIT B"

Actual Work Schedule. '74 Crop

TASK	"BROTHER" R.B.	Brice	who drove (car expense)
Plow	Mar 27	Mar 27	Brice
		Apr 17	Brice
		Apr 21	Brice
		Apr 22	overnight
TOO LATE! (ground moisture, weeds, sleep)	May 2		R.B.
	May 4	May 4	Brice
Plant	May 18	May 18	Brice
Cultivate		Jun 15	Brice
		Jun 22	Brice
		Jul 5	Brice
		Jul 13	Brice
Misc. (antifreeze)		May 28	Brice
		Sept 14	Brice

Days mutually arranged to go but didn't (with no communication to fact that R.B. didn't go — Brice had to call to find out he didn't go and then go in his place).

Apr 18		
Apr 19		
Apr 20		

SUMMARY:		
Days Drove	1	11
Days Overnight	0	1
Days Balked	3	0
Days Worked	4	12

LIBER 045 PAGE 487

"EXHIBIT C"

S. Beans 1974

R.B.

LIBER 045 PAGE 488 Copy to ~~Dick~~ 11-16-74

				$
Mr. Long Planting etc				
24 Ac. @ $9				216.—
22 Bu. Seed @ $8			532	176.—
200 lbs. Insecticide @ 45¢				90.—
Earlier Disking				50.—
Plowing 3/27	gas	15 gal		7.80
	oil	4 qt		2.40
4/17		5		2.60
		1		.60
4/21, 22		20	33.80	18.00
		1		.60
5/4		3		1.80
5/18	Lasso	10 gal		135.—
Ballard Milan 5/18				7.—
5/28	"M" oil	5 qts	6.25	3.25
	gal	5 gal		3.00
Deeds, Maps				5.50
Parts, M Filter & Batt. Cable				2.23
"1010" Radiator Cleaner				1.60
"1010" & "M" plugs + filter + air valve				7.45
Carryover Pumphouse Lock + Gate Lock & key				7.50
Fertilizer, Lurox, Application				493.18
Bruce Cultivation	Jun 15, 22	35 gals		21.50
	July 5, 13			
Long Cultivation	Jun 22, Jul 13			165.—
Johnsongrass spray, Kerosene, bags				20.80
Antifreeze, grease, oil		on Sept 14		9.50
Pictures + Flags				40.—
Parts				3.53
				1491.84

These figures just given to R.B. by me indicate to him the cost of cutting and hauling subtracted from income received from sale of 184 bbl did not leave enough to cover my expenses.

R.B. knew value of approx. 184 bbls.

CUT	Nov. 1	324.88	
HAUL	Nov. 1	100.—	
			424.88
			1916.72

"EXHIBIT D"

PERDUE INCORPORATED

STATEMENT OF REMITTANCE

80310

TICKET	GROSS BUSHELS	BUSHELS FOREIGN MATERIAL	NET BUSHELS	BASE PRICE	MOISTURE	DAMAGE	FOREIGN MATERIAL	NET PRICE	GROSS AMOUNT	DEDUCTIONS	TOTAL AMOUNT
B01 65614	164.67	.00	164.67	7.41000	.0000	.0000	.0000	7.41000	1,220.20	.00	1,220.20
TOTAL AMOUNT			164.67	**							1,220.20 **

Nov. 74

USB 045 PM '82

PERDUE INCORPORATED

STATEMENT OF REMITTANCE

80107

TICKET	GROSS BUSHELS	BUSHELS FOREIGN MATERIAL	NET BUSHELS	BASE PRICE	MOISTURE	DAMAGE	FOREIGN MATERIAL	NET PRICE	GROSS AMOUNT	DEDUCTIONS	TOTAL AMOUNT
B01 66487	425.33	.00	425.33	7.38000	.0738	.0000	.0000	7.30620	3,107.55	.00	3,107.55
B01 65489	306.67	.00	306.67	7.38000	.0000	.0000	.0000	7.38000	2,263.22	.00	2,263.22
TOTAL AMOUNT			732.00	**							5,370.77 **

Nov. '74

EXHIBIT D

"EXHIBIT E"

LIBER 045 PAGE 490

Amount of beans combined - 209 bu. for seed
We are holding 25 bu. for your planting
Total amount sold - 184 bu. @ $7.41 per bu
$1,363.44

Total expense - Cutting at $1.00 per acre	$312.00
Hauling	100.00
For bags & for cleaning	12.88
	$424.88

Amount recd - $1,363.44
Less expense - 424.88
Enclosed find check for - $938.56

M. I. Long
Westover, Md. 11/22/74

Richard B. Vallett, et al	:	No. 9738 Chancery
vs	:	In the Circuit Court for
Brice S. Vallett, Jr.	:	Somerset County, Maryland

To the Honorable, the Judge of said Court:

The report of Alexander G. Jones and Thomas S. Simpkins, Trustees appointed by a decree of this Court, passed in the above entitled cause, dated the 22nd day of October, in the year nineteen hundred and seventy-five, 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 at 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 6th day of January, 1976, 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 situate in Fairmount Election District, Somerset County, Maryland, known as "Maddux's Island" containing 45.38 acres of arable land and 255.04 acres of marshland, bounded on the northwest by the Manokin River and bounded on the northeast in part by Back Creek and in part by the lands of W. Clyde Ford and others, bounded on the south by the land owned or formerly owned by W. Sam Carpenter, III, and bounded on the west by the land owned or formerly owned by Levin B. Hall and Sarah Hall and others; said tract or parcel of land lies on both sides of a road known as Maddox Road, which said road leads in a southwesterly direction to Fishing Island Road and thence to Maryland Route 361 at Upper Fairmount. Said property is laid down and described on a plat entitled "Plot of Maddux's

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

Island (part of the patent "Inclosure") surveyed for Dr. Brice Sewell Vallett" prepared by W. Ballard Miles, Registered Surveyor, dated July 7, 1964 filed in the above entitled proceeding and among the Land Records of Somerset County in Plat Book in Liber I.T.P. No. 10, folio 44 and being the same and all the land which was devised by Dr. Brice Sewell Vallett unto his children, namely, Bessie V. Southwell, Brice S. Vallett, Jr., Joan V. Wadman and Richard Berand Vallett by Item Third ofhis Last Will and Testament dated August 25, 1967 and recorded among the Testamentary Records of Somerset County in Liber E.D.B. No. 38, folio 135; an undivided one-half interest in said land having been acquired by Richard B. Vallett and Sandra A. Vallett, as tenants by the entireties, by deed dated January 4, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 336; and sold same to Richard J. Bouchard, J. Richard Warbasse and Ronald E. Gillilan, as tenants in common, for One Hundred Forty-six Thousand Dollars ($146,000.00), they being then and there the highest bidders therefor and the purchasers have complied with the terms of sale.

Respectfully submitted,

Alexander G. Jones

Thomas S. Simpkins
Trustees

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of January, 1976, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alexander G. Jones and Thomas S. Simpkins, Trustees named in the foregoing report of sale, and made oath in due form of law that the matters and facts therein stated are true and correct to the best of their knowledge and belief and that the sale therein mentioned and reported was fairly made.

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

Patsy E. Ake
Notary Public

Order Nisi

Richard B. Vallett, et al	:	No. 9738 Chancery
vs	:	In the Circuit Court for
Brice S. Vallett, Jr.	:	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 Thomas S. Simpkins, Trustees appointed by a decree of this Court to made said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of February, 1976, 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 4th day of February, 1976.

The report states the amount of sale to be $146,000.00.

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

Final Order

Ordered by the Circuit Court for Somerset County, this 18th day of February, 1976, 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.

Richard M. Vallett
Judge

FILED

LIBER 045 PAGE 493

FEB 18 1 14 PM '76

RECORDED IN
LIBER NO. ____ FOLIO ____
I. THEODORE PHOEBUS, CLK. CT. CT.
BY ____ DEPUTY

LIBER 045 PAGE 594

Richard B. Vallett, et al	:	No. 9738 Chancery
vs	:	In the Circuit Court for
Brice S. Vallett, Jr.	:	Somerset County, Maryland

PURCHASERS' AFFIDAVIT

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of January, 1976, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Richard J. Bouchard, J. Richard Warbasse and Ronald E. Gillilan, purchasers of the real estate in the above entitled proceeding and they 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 principal are none.

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

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

Patsy E. Oke
Notary Public

NOTARY PUBLIC

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

PRINCESS ANNE, MD., Jan. 5 19 75

This is to certify that the annexed Trustees' 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 Notice

Dates Inserted: Dec. 4 11 18 25 Jan. 1

Richard B. Vallett

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

Jones and Jones
Attorneys at Law

Thomas S. Simpkins
Attorney at Law

Princess Anne, Maryland 21853

TRUSTEES' SALE

OF VALUABLE

WATERFRONT REAL ESTATE

By virtue of the power contained in a decree of the Circuit Court for Somerset County, Maryland. in Equity, passed in a cause in which Richard B. Vallett, et al, are complainants, and Brice S. Vallett, Jr. is the respondent, the same being No, 9738 Chancery on the Chancery Docket of said Court, the undersigned Trustees named in said decree will sell at public auction on the steps of the Courthouse in Princess Anne, Maryland, on

TUESDAY
JAN. 6, 1976
at 2:00 O'clock P M.

A

VALUABLE WATERFRONT PROPERTY AND IMPROVEMENTS THEREON CONTAINING 300.42 ACRES FRONTING ON THE MANOKIN RIVER AND BACK CREEK IN SOMERSET COUNTY, MARYLAND,

and more particularly described as all that tract or parcel of land situate in Fairmount Election District, Somerset County, Maryland, known as "Maddux's Island" containing 45.38 acres of arable land and 255.04 acres of marshland, bounded on the northwest by the Manokin River and bounded on the northeast in part by Back Creek and in part by the lands of W. Clyde Ford and others, bounded on the south by the land owned or formerly owned by W. Sam Carpenter, III and bounded on the west by the land owned or formerly owned by Levin B. Hall and Sarah Hall and others; said tract or parcel of land lies on both sides of a road known as Maddox Road, which said road loads in a southwesterly direction to Fishing Island Road and thence to Maryland Route 361 at Upper Fairmount. Said property is laid down and described on a plat entitled "Plat of Maddux's Island (part of the patent "Inclosure"), surveyed for Dr. Brice Sewell Vallett" prepared by W. Ballard Miles, Registered Surveyor, dated July 7, 1964 filed in the above entitled proceeding and among the Land Records of Somerset County in Plat Book in Liber I.T.P. No. 10, folio 44 and being the same and all the land which was devised by Dr. Brice Sewell Vallett unto his children, namely, Bessie V. Southwell, Brice S. Vallett, Jr., Joan V. Wadman and Richard Berand Vallett by Item Third of his Last Will and Testament dated August 25, 1967 and recorded among the Testamentary Records of Somerset County in Liber E.D.B. No. 38, folio 135; an undivided one - half interest in said land having been acquired by Richard B. Vallett and Sandra A. Vallett, as tenants by the entireties, by deed dated January 4, 1972 and recorded among the aforesaid Land Records in Liber I.T.P. No. 264, folio 336.

VALUABLE IMPROVEMENTS

This property is improved by a three story frame asphalt shingled dwelling house estimated to have been constructed at two different periods during the middle and latter parts of the eighteenth century, possibly as early as 1760 and 1830. The home contains a beautiful stairway and a number of fireplaces and is generally in good condition but needs further rehabilitation and improvement.

In addition to the main dwelling there is a three door cinder block asphalt roof garage and|or utility shed building approximately five years old measuring 30 feet by 45 feet in very good condition.

With its location fronting upon the Manokin River near Tangier Sound and Chesapeake Bay the property has the potential of being developed into a valuable and attractive waterfront estate.

TERMS OF SALE: One-third of the bid price at the time of sale, payable in cash, certified or cashier's check, payable to the undersigned Trustees, balance to be paid upon the ratification of the sale, or all cash, certified or cashier's check payable as aforesaid, at the option of the purchaser or purchasers, the credit portion to bear interest at the rate of six per cent and to be secured to the satisfaction of the Trustees. Taxes to be prorated to date of ratification of sale, the purchaser to be solely responsible for the payment of all title papers, transfer tax, documentary stamps and notary fees.

Further details including examination of the plat, pictures, etc. may be arranged by appointment with the undersigned Trustees.

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

Thomas S. Simpkins, Trustee
Princess Anne, Maryland 21853
Telephone 651-1400

83-5tc

LIBER 045 PAGE 496

PRINCESS ANNE, MD., 2/1/76 19

This is to certify that the annexed Order Nisi

has been published in the *MARYLANDER and HERALD*, a weekl

newspaper published in Somerset County, Maryland, according t

the terms and requirements contained in said OrderNisi

Dates Inserted: Jan. 8, 15, 22, 29 1975

Business Manager MARYLANDER and HERALD

ORDER NISI

Richard B. Vallett, et al
vs
Brice S. Vallett, Jr.

No. 9738 Chancery In the Circuit Court for 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 Thomas S. Simpkins, Trustees appointed by a decree of this Court to made said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of February, 1976, 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 4th day of February, 1976.

The report states the amount of sale to be $146,000.00.

I. Theodore Phoebus
Clark of the Circuit Court
for Somerset County, Marylnd
38-4tc

OFFICE OF

Clerk of the Circuit Court

FOR SOMERSET COUNTY

I. THEODORE PHOEBUS, CLERK

PRINCESS ANNE, MD. February 17, 1976

TO: Alexander G. Jones, Esquire
Jones & Jones
Princess Anne, Md. 21853

Thomas S. Simpkins, Esq.
Princess Anne, Md. 21853

RE:
No. 8738 Chancery Case - RIchard B. Vallett, et al v. Brice S. Vallett, Jr.

The above case has been *scheduled* as follows:

Hearing, on Thursday, March 4, 1976, at 2:30 P.M.
(BY AGREEMENT OF COUNSEL)

The *Court* has directed me to inform *Counsel* that unless application for postponement of the *Trial* or *Hearing* is made within *five (5)* days after receipt of this notice or an emergency has occurred thereafter, the aforementioned *trial* or *hearing* will be held as scheduled.

Requests for postponements and suggested new date *must* be in writing with copies to all attorneys.

Attention is called to the fact that lack of *notice* is no *excuse* for postponing a *trial or hearing*. It is the duty of the individual attorneys to keep check on their cases.

Counsel will file with the *Clerk* orders for *summonses* of *witnesses* at least *seven* days prior to the date of *trial*.

Please confirm this date by *filling* in the form below and returning it to this office.

Very truly yours,

(Mrs.) Alice C. Webster
Assignment Clerk

RE: No. 9738 Chy - Vallett v. Vallett

Receipt of *trial* date is hereby acknowledged for the date of Thurs., Mar. 4, 1976, at 2:30 P.M.

DATE _____ ATTORNEY _____

RE: No. 9738 Chy - Vallett v. Vallett

Receipt of *trial* date hereby acknowledged for the date of Thurs., Mar. 4, 1976, at 2:30 P.M.

DATE 2/24/76 ATTORNEY [signature]

LIBER 045 PAGE 498

March 6, 1973

Dear Brice:

My desire was to determine a fair price for my share of the farm and I believe $15,000 was the fairest. I thought in order to keep the farm in the family, I would take your $12,500 offer plus settlement cost. I am sorry you backed down on your offer. I thought it was given in good faith, both by letter and by phone. I reject your $11,200 offer plus settlement costs.

I believe the time has come to make an agreement of some sort. None of us are free to make the most of our share.

Since you do not have a desire to purchase my share at a fair price, I see three alternatives.

1. I buy your share at $15,000 plus settlement cost. Since you stated in your last letter you can not continue to put more money into the farm than other owners, this would give you an opportunity to buy your own property and do as you please.

2. We all agree to sell the farm and list it with an agent with the agreement we accept top dollar.

3. I am forced to take it to auction, where I will be prepared to bid in order to get a fair price.

If you reject number '1' and '2', I feel there should be a change in our arrangement in handling the farm.

Since I do not have keys to the house, I will not pay any more electric bills. This service is not necessary since there is a generator. Also, I will have to give permission for any planting of future crops and be compensated either by 25% of the harvest or paid land rent. And last, there should not be anything added or taken off the property without my approval. This will be in effect until disposition of the property is complete.

I hope you will accept my offer to buy your share. I feel Dick and I are more compatible and have the same ideas on the future of the farm. If you are in agreement, I will have my lawyer draw up the necessary transfer papers. However, it would be to all our advantage if we put the farm up for sale with an agent.

If you would like to discuss this further, Bud and I will be glad to talk with you in our home at any time.

PLAINTIFF'S EXHIBIT #1

Copy to Dick

RICHARD B. VALLETT, et al	:	NO. 9738 CHANCERY
vs.	:	IN THE CIRCUIT COURT
BRICE S. VALLETT, JR.	:	FOR SOMERSET COUNTY
	:	STATE OF MARYLAND

.. .. .. : .. .. ..

OPINION AND ORDER

This is an action for an accounting among tenants in common ancillary to a partition proceedings. The property in question was recently sold by trustees. Prior to its sale, it was owned by Richard B. Vallett, one-half; Joan M. Wadman, one-fourth; and, Brice S. Vallett, Jr., one-fourth; as tenants in common. They are brothers and sister. The Petition seeking partition of the property also prayed an accounting of the farming operation for 1974.

The evidence is that Richard and Brice, without the knowledge or consent of, or ratification by Joan, entered into an agreement whereby Richard and Brice would grow soybeans on the land on a 50-50 basis, each to share one-half the expenses and one-half the profits. Brice says each was to perform one-half the necessary labor. Richard says he warned Brice that he (Brice) may have to divide his one-half with Joan if she demanded it, but neither of them bothered to tell Joan of the arrangement. Richard denies he agreed to do one-half the work.

Brice apparently did most of the work and collected the receipts. His accounting filed in the proceedings shows gross receipts of $7,957.00 and expenses paid of $1,917.00, for a gross profit of $6,040.00. He gave Richard $2,551.00 and retained $3,489.00. Richard claims he should have one-half the gross profit ($3,020.00), therefore, Brice owes him $469.00. Brice claims Richard owes him a refund of $510.00, feeling he is entitled to a total of $3,999.00, which he apparently reached as follows:

MCR 045 PAGE 499

One-half of gross profits	$3020.00
One-half of his expenses	297.00
Increased profits due to his work	682.00
	$3999.00

Neither of them seems to be overly concerned with Joan's interest and the Court is advised by counsel that she, to her everlasting credit, is not really concerned about receiving anything. As to the two brothers, the Court is thoroughly disgusted with both of them. They have just sold a farm for more than twice what either of them ever dreamed it was worth, and now they are in Court fighting a major battle over a few dollars, so bitter that they do not even call each other by name in their testimony.

As a general proposition of law, each tenant in common has a separate and several interest in the rents, income and profits of the property. A tenant in common who receives from a third person more than his proportionate share of the profits must account to his cotenants in proportion to the respective shares for the excess received by him. However, he is entitled to contribution from his cotenants for expenses incurred in the preservation of the property and in the production of the income. Where there is a contract between them with respect to these items, their rights and liabilities are governed by the terms of the contract.

There was a contract of sorts between Richard and Brice to operate the farm. Joan was not a party to it and would not have expected to share in any loss which might have been sustained. From the conflicting testimony given, the Court cannot say what were the terms of the agreement between Richard and Brice.

The $682.00 Brice claims for increased profits due to his extra work is entirely too speculative. The $100.00 "management fee" included in his expenses has no basis. Brice received $938.00 more than did Richard. His "expenses", without the management fee, were $495.00, or a net gain of $443.00. This is more than adequate compensation for his alleged extra work.

In my opinion, neither brother has entirely clean hands. He who seeks equity must do equity. I will leave them where I find them. The Court Auditor is to make no allowances to anyone concerning the 1974 farming operation.

SO ORDERED, this 5th day of March, 1976.

Richard M. Pollitt

RICHARD M. POLLITT
Judge

* * * * *

cc: Alexander G. Jones, Esquire
cc: Thomas S. Simpkins, Esquire

LIBER 045 PAGE 502

RICHARD B. VALLETT, et al	*	NO. 9738 CHANCERY
VS.	*	IN THE CIRCUIT COURT FOR
BRICE S. VALLETT, JR.	*	SOMERSET COUNTY, MARYLAND

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them being the sum of one hundred forty-six thousand dollars, ($146,000).

He has allowed the proper fees, costs and all other expenses amounting to eight thousand eight hundred fifty-eight dollars and twenty-six cents, ($8,858.26).

The balance of the remaining amounts to one hundred thirty-eight thousand sixty dollars and twenty-one cents, ($138,060.21) to be distributed as follows:

Richard B. Vallett and Sandra A. Vallett, his wife, one-half or $69,030.10;

Joan M. Wadman, one-fourth or $34,515.06;

Brice S. Vallett, one-fourth or $34,515.05;

In addition, it is the auditor's understanding that the above funds are on deposit drawing interest and have been since settlement by the purchasers; therefore, its the auditor's opinion one-half of such interest shall go to Richard B. Vallett and Sandra A. Vallett, his wife, one-fourth to Joan M. Wadman, and one-fourth to Brice S. Vallett.

Amount of Sale		146,000.00
Interest from date of settlement		918.47
Total		146,918.47
Expenses, Costs and Fees		
Carlos Bozman, Treasurer State and County Taxes	270.47	
Daily Times Advertising	152.60	
E. B. Muir, Auctioneer	250.00	
A. S. Abell, Advertising	81.92	

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

Washington Star Advertising	74.90
Clerk of Court	
Recording Plat	4.00
Fees (Filing, etc.)	215.50
Fidelity & Deposit Co-Bond Premium	100.00
Marylander & Herald Advertising, Order Nisi	174.07
Notary Fees	3.00
Examiner, Testimony	10.00
Auditor	40.00
Trustee Commission	7,450.00
W. Ballard Miles, Plat Copies	31.80
Total	8,858.26

Funds to be distributed 138,060.21

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

RICHARD B. VALLETT, et al	*	NO. 9738 CHANCERY
VS.	*	IN THE CIRCUIT COURT FOR
BRICE S. VALLETT, JR.	*	SOMERSET COUNTY, MARYLAND

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on March 22, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U.S. Mail, postage prepaid;

Alexander Jones, Esq.
Attorney for Richard
Vallett, Sandra A.
Vallett and Joan M. Wadman
South Somerset Avenue
Princess Anne, Maryland

Thomas S. Simpkins, Esq.
Attorney for Brice S. Vallett
North Somerset Avenue
Princess Anne, Maryland 21851

Logan C. Widdowson

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

No. 9738 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 22nd day of March, 1976 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 6th day of April, 1976.

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 7th day of April, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

S. Theodore Phoebus
CLERK

LIBER 045 PAGE 505

OCT. 6 1976

LIBER 045 PAGE 506

Ruth B. Lawson
3211 S. Osceola Avenue
Orlando, Florida 32806,

Plaintiff

vs

Virginia Anne McCready Foster
419 Sudbury Road
Linthicum, Maryland 21090, and

Sylvia McCready Maloney
Fourth Avenue
Glen Burnie, Maryland 21061,

Defendants

In Equity No. 9759
JUL 11 75 B 022185 *****10.00
JUL 11 75 B 022184 *****40.00
In the Circuit Court for

Somerset County, Maryland

BILL OF COMPLAINT FOR PARTITION

Plaintiff, Ruth B. Lawson, by R. Patrick Hayman, her attorney, respectfully represents as follows:

1. That plaintiff is seized in fee simple of a two-seventh interest in all that lot or parcel of land situate, lying, and being in Lawson's Election District, Somerset County, Maryland, on the east side of Jacksonville Road, near Crisfield, described in the Tax Assessment Records of Somerset County as containing 6.5 acres, and being shown on the Somerset County Tax Assessment Map 64 as Block 17 Parcel 417; and being shown thereon as containing 12 acres; and being all the right, title, and interest which was bequeathed to Emily Lawson Tilghman and Alfred J. Lawson, Jr., deceased, by the last will and testament of Alfred J. Lawson, which said will is duly recorded in the Orphans' Court for Somerset County in Liber F.E.D. No. 33 page 64; and which two-seventh interest was acquired by petitioner herein from Emily L. Tilghman, by deed dated July 11, 1974, and recorded among the Land Records of Somerset County in Liber I.T.P. 281 page 412, and from Alfred J. Lawson, Jr., deceased, by will dated October 5, 1966, and recorded in the Orphans' Court for Somerset County in Liber E.L.F. No. 37 page 379.

2. That defendants are seized as tenants in common of a

five-sevenths interest in the property described as aforesaid in paragraph 1 supra, which five-sevenths interest was acquired by deed dated June 27, 1974, from Paul A. Lawson, Adaina Maddrix, Noah Lawson, Walter G. McCready, Virginia Foster, and Sylvia Maloney, recorded among the Land Records of Somerset County in Liber 282 page 19.

3. That the above described property is not susceptible to partition without material loss and injury to the parties entitled to interest therein.

4. That the plaintiff hereto is an adult and a resident of the State of Florida.

5. That defendants are adults and are residents of the State of Maryland.

Wherefore, plaintiff prays:

A. That a decree be passed by this Court for the appointment of a Trustee for the sale of the real estate described in the above petition and a division of the money arising from said sale may be made among the parties according to their respective rights.

B. That plaintiff may have such other and further relief as her cause may require.

Ruth B. Lawson

Ruth B. Lawson

R. Patrick Hayman
Attorney for Plaintiff
Prince William Street
Princess Anne, Maryland 21853
Phone: 651-3271

STATE OF FLORIDA, County: Orange

I hereby certify that on this 10th day of April, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared Ruth B. Lawson, plaintiff in the above entitled cause, and she made oath in due form of law that the

matters and facts set forth in the foregoing Bill Of Complaint For Partition are true and correct to the best of her knowledge, information and belief, and she further made oath that the said Virginia Anne McCready Foster and Sylvia McCready Maloney is not in the Military Service of the United States of America, as defined by Chapter 710 of the Acts of the General Assembly of Maryland, 1941 Session.

As witness my hand and Notarial Seal.

NOTARY PUBLIC STATE OF FLORIDA AT LARGE

Evelyn H. Perry

Notary Public

Notary Public, State of Florida at Large
My Commission Expires March 12, 1977
Bonded by American Fire & Casualty Co.

No. 9759 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Virginia Anne McCready Foster
419 Sudbury Road
Linthicum, Maryland 21090,

and

Sylvia McCready Maloney
Fourth Avenue
Glen Burnie, Maryland 21061

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**

Ruth B. Lawson
3211 S. Osceola Avenue
Orlando, Florida 32806

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 11th **day of** July, **19**75.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 19th **day of** August, **19**75. **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)

R. Patrick Hayman
Name Prince William Street
Princess Anne, Maryland 21853
Address

S. Theodore Phoebus
Clerk

UNER 645 PAGE 509

396

FILED BY SHERIFF'S OFFICE
ANNE ARUNDEL CO.

1975 JUL 14 AM 9:11

Virginia Anne McCready Foster
419 Sudbury Road
Linthicum, Md.
7/19/75 @ 5:00 PM J. Smith
Sylvia McCready Maloney
Fourth Avenue
Glen Burnie, Md.

SERVED 7-23-75
NON EST
NON EST OTHER:

ANNE ARUNDEL COUNTY
BY: Bill Smith
Deputy Sheriff

ATTEMPTS AT SERVICE

DATE	TIME
7/14/75	6:30 PM
7/23/75	1:02 PM

FILED
JUL 25 10 17 AM '75

LIBER 045 PAGE 510

Summoned Virginia Anne McCready Foster on this 19th day of July, 1975 and Sylvia McCready Maloney on this 23rd day of July, 1975 and left with them a Subpoena, Bill of Complaint for Partition

$10.00

William R. Shryock
Deputy Sheriff
Anne Arundel Co.

Ruth B. Lawson
321 S. Osceola Avenue
Orlando, Florida 32806

Plaintiff

vs.

Virginia Anne McCready Foster
419 Sudbury Road
Linthicum, Maryland 21090, and

Sylvia McCready Maloney
Fourth Avenue
Glen Burnie, Maryland 21061

Defendants

In Equity No. 9759

In the Circuit Court for

Somerset County, Maryland

ANSWER TO BILL OF COMPLAINT FOR PARTITION

That the Defendants, Virginia Anne McCready Foster and Sylvia McCready Maloney, by their attorney, Wade D. Ward, answers the Bill of Partition filed in the above proceedings as follows:

1. That they admit the allegations set forth in Paragraph One.
2. That they admit the allegations set forth in Paragraph Two.
3. That they admit the allegations set forth in Paragraph Three.
4. That they have no knowledge as to the allegations of Paragraph Four.
5. That they admit the allegations set forth in Paragraph Five.

AND in further answering the said Bill of Partition the Defendants consent to a passage of such decree as may be right and proper under the cricumstances; and the said Defendants further request their attorney, Wade D. Ward, be appointed co-trustee in these proceedings for the protection of the interest of said Defendants.

Wade D. Ward
Attorney for Defendants

I HEREBY CERTIFY, that a copy of the aforegoing Answer was mailed by regular United States Mail, postage prepaid, this day of August, 1975, to R. Patrick Hayman, Prince William Street, Princess Anne, Maryland 21853.

Ruth B. Lawson,

Plaintiff

vs.

Virginia Anne McCready Foster
and Sylvia McCready Maloney,

Defendants

In Equity No. 9759

In the Circuit Court for

Somerset County, Maryland

ORDER OF COURT

This cause standing ready for hearing and being submitted on the Bill of Complaint and Answer, the proceedings were read and considered:

It is, thereupon, this 27th day of August, 1975, by the Circuit Court for Somerset County, Maryland, ADJUDGED, ORDERED and DECREED that the property mentioned in the proceedings be sold; that R. Patrick Hayman and Wade D. Ward 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 surety or sureties, to be approved by this Court, in the penalty of $10,000.00, conditioned for the faithful performance of the trust reposed in them by this Decree, or to be reposed in them by a future decree or order in the premises; they shall then proceed to make the said sale, having given at least three weeks notice by advertisement inserted in such weekly newspaper, or newspapers, published in Somerset County, Maryland, as they shall think proper, of the time, place, manner, and terms of sale, which terms shall be one-third cash on the day of sale, and the balance to be paid upon the ratification of the Trustees; and, as soon as may be convenient after such sale, or sales, the said Trustees shall return to this Court a full and particular account of their proceedings relative to such sale, with an annexed affidavit of the truth thereof and of the fairness of

said sale; and on obtaining the Court's ratification of the sale and on the payment of the whole purchase money, the said Trustees shall, by a good and sufficient deed to be executed, acknowledged, and recorded according to law, convey to the purchaser, or purchasers, his or their heirs, the property and estate to him, her, or them sold, free, clear, and discharged from all claims of the parties hereto, plaintiff and defendants, and those claiming by, from, or under them, or either of them; and the said Trustees shall bring unto 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 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. 10, FOLIO 335.

Ruth B. Lawson,

Plaintiff

vs.

Virginia Anne McCready Foster
and Sylvia McCready Maloney,

Defendants

In Equity No. 9759

In the Circuit Court for

Somerset County, Maryland

REPORT OF SALE

To the Honorable, the Judges of said Court:

The report of R. Patrick Hayman and Wade D. Ward, Trustees appointed by this Court by Order dated the 27th day of August, 1975, respectfully represents to your Honors that after giving bond with security approved by the Clerk of this Court for the faithful performance of the trust so reposed in them by said Order and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in the Crisfield Times, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, for three weeks before the date of sale, they did pursuant to said notice attend at the steps of the U.S. Post Office Building on Main Street, Crisfield, Maryland, on the 4th day of October, 1975, at 2:00 p.m. in the afternoon of said day, and then and there proceeded to sell the property described in the Bill of Complaint, to wit:

All that lot or parcel of land situate, lying and being in Lawson's Election District, Somerset County, Maryland, on the east side of Jacksonville Road, near Crisfield, described in the Tax Assessment Records of Somerset County as containing 6.5 acres, and being shown on the Somerset County Tax Assessment Map 64 as Block 17 Parcel 417; and being shown thereon as containing 12 acres; and being all the right, title, and interest which was bequeathed to Emily Lawson Tilghman and Alfred J. Lawson, Jr., deceased, by the last will and testament of Alfred J. Lawson, which said will is duly recorded in the Orphans' Court for Somerset County in Liber F.E.D.

No. 33 page 64; and which two-seventh interest was acquired by Ruth B. Lawson from Emily L. Tilghman, by deed dated July 11, 1974, and recorded among the Land Records of Somerset County in Liber I.T.P. 281 page 412, and from Alfred J. Lawson, Jr., deceased, by will dated October 5, 1966, and recorded in the Orphans' Court for Somerset County in Liber E.L.F. No. 37 page 379; and which five-sevenths interest in said property was acquired by deed dated June 27, 1974, from Paul A. Lawson, Adaina Maddrix, Noah Lawson, Walter G. McCready, Virginia Foster, and Sylvia Maloney, to Virginia Anne McCready Foster and Sylvia McCready Maloney, and recorded among the Land Records of Somerset County in Liber 282 page 19.

And sold the same to H. Terry Evans and Connie Evans, his wife, for Twelve Thousand Six Hundred Dollars ($12,600.00); they being then and there the highest bidders therefor and the purchasers have complied with the terms of sale.

Respectfully submitted,

R. Patrick Hayman

R. Patrick Hayman

Wade D. Ward

Wade D. Ward, Trustees

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 6th day of October, 1975, before me, the subscriber, a Notary Public of the State and County, aforesaid, personally appeared R. Patrick Hayman and Wade D. Ward, Trustees named in the foregoing report of sale and made oath in due form of law that the matters and facts therein stated are true and correct to the best of their 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.

Donna H. Hickman

Notary Public

NOTARY PUBLIC • SOMERSET CO. MD.

Ruth B. Lawson,

Plaintiff

vs.

Virginia Anne McCready Foster
and Sylvia McCready Maloney,

Defendants

In Equity No. 9759

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 contrary thereof be shown on or before the 6th day of November, 1975, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three consecutive weeks before the 27th day of October, 1975.

That the report states the amount of sale to be Twelve Thousand Six Hundred Dollars ($12,600.00).

I. Theodore Phoebus

I. Theodore Phoebus, Clerk

LIBER 045 PAGE 518

R. Patrick Hayman And
Wade D. Ward, Trustees

Trustees' Sale

Of Valuable Property In

Lawsons Election District

Somerset County, Maryland

By virtue of an Order and Decree of the Circuit Court for Somerset County, Maryland, the undersigned Trustees will sell at public auction at the front door of the Post Office, at Crisfield, Maryland, on Saturday, October 4, 1975, at 2:00 P.M., all the following described land:

All that lot or parcel of land situate, lying, and being in Lawson's Election District, Somerset County, Maryland, on the east side of Jacksonville Road, near Crisfield, described in the Tax Assessment Records of Somerset County as containing 6.5 acres, and being shown on the Somerset County Tax Assessment Map 64 as Block 17 Parcel 417; and being shown thereon as containing 12 acres; and being all the right, title, and interest which was bequeathed to Emily Lawson Tilghman and Alfred J. Lawson, Jr., deceased, by the last will and testament of Alfred J. Lawson, which said will is duly recorded in the Orphans' Court for Somerset County in Liber F.E.D. No. 33 page 64; and which two-seventh interest was acquired by Ruth B. Lawson from Emily L. Tilghman, by deed dated July 11, 1974, and recorded among the Land Records of Somerset County in Liber I.T.P. 281 page 412, and from Alfred J. Lawson, Jr., deceased, by will dated October 5, 1956, and recorded in the Orphans' Court for Somerset County in Liber E.L.F. No. 37 page 379; and which five-sevenths interest in said property was acquired by deed dated June 27, 1974, from Paul A. Lawson, Adaina Maddrix, Noah Lawson, Walter G. McCready, Virginia Foster, and Sylvia Maloney, to Virginia Anne McCready Foster and Sylvia McCready Maloney, and recorded among the Land Records of Somerset County in Liber 282 page 19.

Possession of said property given upon ratification of sale. Terms of Sale: One-third cash on day of sale, and the balance to be paid upon final ratification of said sale by the Circuit Court for Somerset County; the unpaid portion to bear interest at the rate of 8 per cent per annum and to be secured to satisfaction of said Trustees.

Taxes, assessments, and other public charges to be paid and adjusted to date of sale. Title examination, if desired, title papers, revenue stamps, and cost of recording at the expense of purchaser or purchasers.

9-19-3t

Trustee's Sale for 3 weeks beginning with the issue of September 19, 19 75 and ending October 3, 19 75

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

Ruth B. Lawson,
Plaintiff

vs.

Virginia Anne McCready Foster and Sylvia McCready Maloney,
Defendants

In Equity No. 9759
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 contrary thereof be shown on or before the 6th day of November, 1975, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three consecutive weeks before the 27th day of October, 1975.

That the report states the amount of sale to be Twelve Thousand Six Hundred Dollars ($12,600.00).

I. Theodore Phoebus,
Clerk

True Copy, Test:
I. Theodore Poebus,
Clerk. 10-10-3t

CRISFIELD, MD. November 7, 19 75

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 October 10, 19 75 and ending October 24, 19 75

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By S C Higgins

LIBER 045 PAGE 519

Ruth B. Lawson
Plaintiff

vs.

Virginia Anne McCready
Foster and Sylvia
McCready Maloney
Defendants

No. 9759 Chancery

In the Circuit Court for

Somerset County, Maryland

LIBER 045 PAGE 520

Ruth B. Lawson,
Plaintiff
vs.
Virginia Anne McCready
Foster
and Sylvia McCready
Maloney,
Defendants
In Equity No. 9759
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 contrary thereof be shown on or before the 6th day of November, 1975, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three consecutive weeks before the 27th day of October, 1975.

That the report states the amount of sale to be Twelve Thousand Six Hundred Dollars ($12,600.00).

I. Theodore Phoebus,
Clerk

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

10-10-3t

CRISFIELD, MD. November 6, 1975

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 October 10, 1975 and ending October 24, 1975.

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By S. C. Rogers

Ruth B. Lawson,
Plaintiff

vs.

Virginia Anne McCready
Foster and Sylvia
McCready Maloney
Defendants

No. 9759 Chancery

In the Circuit Court for

Somerset County, Maryland

FINAL ORDER

Ordered by this Court this 10th day of Nov., 1975, that the sale made and reported by the attorneys be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

Lloyd L. Anderson
Judge

LIBER 045 PAGE 521

Ruth B. Lawson, Plaintiff	*	In Equity No. 9759
Vs.	*	In the Circuit Court for
Virginia Anne McCready Foster and Sylvia McCready Maloney, Defendants	*	Somerset County
	*	State of Maryland

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them being the sum of twelve thousand six hundred dollars ($12,600.00).

He has allowed the proper fees, costs and all other proper expenses amounting to one thousand one hundred forty-two dollars and no cents ($1,142.00).

The balance then remaining amounts to eleven thousand four hundred fifty-eight dollars and no cents ($11,458.00) as the interest of the parties may appear.

Amount of Sale			$12,600.00
Expenses, Costs and Fees:			
Clerk of Court		$108.00	
Crisfield Times			
Advertising	$64.00		
Order Nisi	20.00	84.00	
Auctioneer		100.00	
Bond Premium		30.00	
Trustees' Commission		780.00	
Auditor		40.00	
Total			1,142.00
Funds to be Distributed			$11,458.00

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

Ruth B. Lawson, Plaintiff	*	In Equity No. 9759
Vs.	*	In the Circuit Court for
Virginia Anne McCready Foster and Sylvia McCready Maloney, Defendants	*	Somerset County
	*	State of Maryland

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on December 26, 1975, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U. S. Mail, postage prepaid:

Wade D. Ward, Esq.
Crisfield
Maryland 21817

R. Patrick Hayman, Esq.
Prince William Street
Princess Anne, Maryland 21853

Logan C. Widdowson
Auditor

LIBER 045 PAGE 523

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 524

No. 9759 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 26th day of November, 1975 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 12th day of December, 1975.

L. 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 17th day of December, 1975, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

OCT. 6 1978

JUL 22-75 B 922352 *****40.00

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9761 Chancery

In the Circuit Court for

Somerset County, Maryland

Mr. Clerk:

Please file the attached mortgage and enter the appearance of Wade D. Ward for the purpose of foreclosure and collection.

Wade D. Ward, Attorney
Assignee

FOR ORIGINAL MORTGAGE SEE LIBER NO. 274, FOLIO 408
FOR ASSIGNMENT SEE LIBER NO. 283, FOLIO 183.
FOR BOND SEE BOND BOOK NO. 10, FOLIO 79

LIBER 045 PAGE 526

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	:	No. Chancery In the Circuit Court for Somerset County, State of Maryland

NON-MILITARY SERVICE AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 21st day of July, 1975, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, and made oath in due form of law, that he knows the Defendants herein and that to the best of his knowledge, information and belief:

(1) Said Defendants are not in the Military Service of the United States of America.

(2) Said Defendants are not in the Military Service of any Nation allied with the United States of America.

(3) Said Defendants have not been ordered to report for induction under the Selective Training and Service Act.

(4) Said Defendants are not members of the Enlisted Reserve Corps. who have been ordered to report for Military Service.

Donna H. Hickman
Notary Public

DONNA H. HICKMAN
NOTARY PUBLIC
SOMERSET CO., MD.

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	:	No. Chancery In the Circuit Court for Somerset County, State of Maryland

STATEMENT OF MORTGAGE DEBT

Original amount of mortgage	$	24,950.00
Less - amount paid on principal		951.88
	$	23,998.12
Plus interest to 07/21/75		1,061.46
	$	25,059.58

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 21st day of July, 1975, before me, the subscriber, a Notary Public of the STate and County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, a United States Banking Corporation, the plaintiff in the above entitled cause, and made oath that the foregoing is a true statement of the amount of the mortgage claim under the mortgage filed in the said cause now remaining due and unpaid.

AS WITNESS my hand and Notarial Seal.

Donna H. Hickman
Notary Public

DONNA H. HICKMAN NOTARY PUBLIC SOMERSET CO., MD.

LIBER 045 PAGE 527

WADE D. WARD
ATTORNEY AT LAW
ORISFIELD, MD. 21817

ORISFIELD 968-1100

LIBER 045 PAGE 528

July 30, 1975

I. Theodore Phoebus
Clerk of the Circuit Court
Princess Anne, Maryland 21853

Dear Mr. Clerk:

Please file the attached mortgage in Chancery Docket No. 9761 and a statement of the mortgage debt on said mortgage as this is a preferred secured claim against any additional proceeds in said case.

Wade D. Ward

FOR MORTGAGE SEE LIBER NO. 277, FOLIO 462.

LIBER 277 PAGE 466

STATE OF MARYLAND, COUNTY OF SOMERSET, TO-WIT:

On this 27th day of December, 1973, before me, a Notary Public of said State and County, personally appeared Nell Hansin and Cheryl Hansin, his wife

known (or satisfactorily proven) to me, to be the person(s) whose name(s) is/are subscribed to the within Mortgage, and who, in my presence, signed and sealed the same and acknowledged that he executed the same for the purposes therein contained, as the duly authorized of said corporation, by signing the name of the corporation by himself as

At the same time also appeared

of the said mortgagee(s) and made oath in due form of law that the consideration set forth in said mortgage is true and bona fide as therein set forth and also made oath that he is the duly authorized agent of the mortgagee for the purpose of making this affidavit.

In testimony whereof, I have hereunto subscribed my name and affixed my official seal.

My commission expires: Notary Public

and at the same time also personally appeared F. Doyle Tyler, President, Bank of Crisfield, a body corporate

of the said Mortgagee(s) and made oath in due form of law that the consideration set forth in said mortgage is true and bona fide as therein set forth; that the loan sum secured hereby has been paid over and disbursed by the Mortgagee(s) unto the Mortgagor(s) or the person(s) responsible for disbursing of funds in the closing transaction, or their respective agents, at a time no later than the final and complete execution of the mortgage; and also made oath that he is Agent of the Mortgagee(s).

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal.

My commission expires: July 1, 1974 Notary Public

RECORDATION TAX ACT OF 1947 $22.00

RECORDATION TAX ACT OF 1947 $11.00

Mortgage

FROM

Nell Hansin

Cheryl Hansin

Princess Anne, Md.

TO

Bank of Crisfield

a body corporate

Received for Record, at o'clock M. same day

Recorded in Liber No. Folio &c., one of the Land Records of Somerset County.

Clerk

SALISBURY ADVERTISER PRESS—Established 1867

DEC 23 2 PM '73

LIBER 277 466

The Eastern Shore National Bank (formerly Bank of Crisfield) hereby assigns the within mortgage to Wade D. Ward, Attorney, for foreclosure and collection. Witness its seal and the hand of Robert L. Tawes, Jr., Exec. Vice President thereof, this 6th day of June 1975.

Witness: 1973

Bobby L. Marshall
Vice President

Executive Vice President
Robert L. Tawes, Jr.

LIBER 045 PAGE 529

STATEMENT OF MORTGAGE DEBT ON A MORTGAGE DATED DECEMBER 27, 1973, FROM NEIL HANSIN AND CHERYL HANSIN TO THE BANK OF CRISFIELD, A BODY CORPORATE, NOW THE EASTERN SHORE NATIONAL BANK, A BODY CORPORATE, WHICH SAID MORTGAGE IS DULY RECORDED IN LIBER I.T.P. NO. 277 FOLIO 462.

Original amount of mortgage	$	10,000.00
Less - amount paid on principal		1,507.32
	$	8,492.68
Plus interest to 07/21/75		332.16
	$	8,824.84

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 21st day of July, 1975, before me, the subscriber, a Notary Public of the State and County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, a United States Banking Corporation, the plaintiff in the above cause, and made oath that the foregoing is a true statement of the amount of the mortgage claim under the mortgage filed in the said cause now remaining due and unpaid.

As witness my hand and Notarial Seal.

Donna H. Hickman
Notary Public

DONNA H. HICKMAN NOTARY PUBLIC SOMERSET CO.

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9761 Chancery

In the Circuit Court

For Somerset County

State of 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 Neil Hansin and Cheryl Hansin, his wife, to the Bank of Crisfield, a body corporate, now the Eastern Shore National Bank, a United States Banking Corporation, dated June 29, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 274 folio 508, 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 advertisment in the Marylander and Herald, once in each of three successive weeks before the day of sale, he did, pursuant to said notice, attend on the Courthouse steps in Princess Anne, Maryland, on Tuesday, August 12, 1975, at 2:20 p.m. then and there proceeded to sell the property described in said mortgage to wit:

Parcel One: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, State of Maryland, and beginning for the outlines of the same at a cement post on the northeast corner of the intersection of Sherree Lane and Peggy's Lane; thence North 14° 41' West by and with the east side of Sherree Lane, one hundred twenty-five (125) feet to a cement post; thence North 75° 19' east, two hundred (200) feet to a cement post; thence South 14° 41' East, one hundred sixty-one and forty-seven hundredths (161.47) feet to a cement post set on the north side of Peggy's Lane; thence South 85° 30' West two hundred three and three tenths (203.3) feet by and with Peggy's Lane to the place of beginning; and containing 28,674 square feet.

And the said property was sold to David B. Webster, he being then and there the highest bidder therefor, at and for the sum of Thirty-Nine Hundred Dollars ($3,900.00) and the purchaser has complied with the terms of sale.

Parcel Two: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, State of Maryland, beginning for the outlines of the same at a cement post placed on the east side of Sherree Lane, one thousand one hundred sixty-five and eight tenths (1,165.8) feet, south of Rt. 362 (Mt. Vernon Road); thence North 75° 19' east, two hundred (200) feet to a cement post; thence South 14° 41' East ninety-six (96) feet to a cement post; thence South 75° 19' West, two hundred (200) feet to a cement post; thence South 14° 41' East ninety-six (96) feet to a cement post; thence South 75° 19' West, two hundred (200) feet to a cement post; thence North 14° 41' west ninety-six (96) feet by and with Sherree Lane to the place of beginning, and containing 19,200 square feet.

And the said property was sold to the Eastern Shore National Bank, a United States Banking Corporation, it being then and there the highest bidder therefor, at and for the sum of Three Thousand Dollars ($3,000.00).

Parcel Three: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, State of Maryland, and being located on the East side of Sherree Lane and fronting 96 feet on said Sherree Lane; and containing 19,200 square feet; and said lot lying adjacent to and north of Lot No. 2 above; and being the property conveyed to Neil Hansin and Cheryl Hansin, his wife, from Logan C. Widdowson, by deed dated June 21, 1973, and recorded in Liber I.T.P. No. 273 folio 491.

And the said property was sold to the Eastern Shore National Bank, a United States Banking Corporation, it being then and there the highest bidder therefor, at and for the sum of Thirty-Four Hundred Dollars (3,400.00), and the purchaser has complied with the terms of sale.

Respectfully submitted,

Wade D. Ward

Wade D. Ward, Attorney

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

Chancery Docket No. 9761

In the Circuit Court

For Somerset County

State of 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 19th day of September, 1975, provided a copy of this Order be inserted in some weekly newspaper printed in Somerset County, once in each of three successive weeks before the 8th day of September, 1975.

The report states the amount of sale for Parcel One being Twenty-Three Thousand Dollars ($23,000.00) and Parcel Two being Thirty-Seven Hundred Dollars ($3,700.00).

I. Theodore Phoebus

I. Theodore Phoebus, Clerk

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9761 Chancery

In the Circuit Court

For Somerset County,

State of Maryland

FINAL ORDER

Ordered by this Court this 24th day of September, 1975, 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.

Judge

LIBER 045 PAGE 536

PRINCESS ANNE, MD., Sept. 22 19 75

This is to certify that the annexed Public 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 Notice

Dates Inserted: July 24, 31 Aug. 7

Business Manager MARYLANDER and HERALD

Neil and Cheryl Hansin

Wade D. Ward, Solicitor

PUBLIC SALE

OF

VALUABLE PROPERTY

By virtue of the power and authority contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, to the Bank of Crisfield, a body corporate, now the Eastern Shore National Bank, a United States Banking Corporation, dated June 29, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 274 folio 508 which said mortgage has been duly assigned to the undersigned by the Eastern Shore National, Bank, a body corporate, as aforesaid, by assignment dated June 6, 1975, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 274 folio 508, for the purpose of foreclosure and collection, default having occurred under the conditions of said mortgage, I will sell at public auction at the front door of the Courthouse in Princess Anne, Maryalnd, on

TUESDAY AUGUST 12, 1975

at or about the hour of 2:20 p.m., all those lots or parcels of land situate, lying and being in Somerset County, State of Maryland, and more particularly described as follows:

Parcel One: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, as aforesaid, beginning for the outlines of the same at a cement post on the northeast corner of the intersection of Sherree Lane and Peggy's Lane; thence North 14° 41' West by and with the east side of Sherree Lane, one hundred twenty-five (125) feet to a cement post; thence North 75° 19' east, two hundred (200) feet to a cement post; thence South 14° 41' East, one hundred sixty-one and forty-seven hundredths (161.47) feet to a cement post set on the north side of Peggy's Lane; thence South 85° 30' West two hundred three and three tenths (203.3) feet by and with Peggy's Lane to the place of beginning; and containing 28,674 square feet.

Parcel Two: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, as aforesaid, beginning for the outlines of the same at a cement post placed on the east side of Sherree Lane, one thousand one hundred sixty-five and eight tenths (1,165.8) feet, south of Rt. 362 (Mt. Vernon Road); thence North 75° 19' east, two hundred (200) feet to a cement post; thence South 14° 41' East ninety-six (96) feet to a cement post; thence South 75° 19' West, two hundred (220) feet to a cement post; thence North 14° 41' west ninety-six (96) feet by and with Sherree Lane to the place of beginning, and containing 19,200 square feet.

Parcel Three: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, as aforesaid, and being located on the East side of Sherree Lane and fronting 96 feet on said Sherree Lane; and containing 19,200 square feet; and said lot lying adjacent to and north of Lot No. 2 above; and being the property conveyed to Neil Hansin and Cheryl Hansin, his wife, from Logan C. Widdowson, by deed dated June 21, 1973, and recorded in Liber I.T.P. No. 273 folio 491.

Terms of Sale: 10 percent on day of sale, balance upon ratification. Taxes adjusted to date of sale. All title papers, revenue stamps and recording costs at the expense of the purchasers.

Wade D. Ward, Attorney
Assignee

14-3te

PRINCESS ANNE, MD., Sept. 22 1975

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 Notice

Dates Inserted: Aug. 21, 28 Sep. 4

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.

N
Nei

Chancery Docket No. 9761 In the Circuit Court for Somerset County State of 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 19th day of September, 1975, provided a copy of this Order be inserted in some weekly newsaper printed in Somerset County. once in each of three successive weeks before the 8th day of September 1975.

The report states the amount of sale for Parcel One being Thirty-Nine Hundred Dollars ($3,900.00); Parcel Two being Three Thousand Dollars ($3,000.00) and Parcel Three being Thirty-Four Hundred Dollars ($3,400.00).

s/I. Theodore Phoebus, Clerk

True Copy, Test:
I. Theodore Phoebus, Clerk
18-3tc

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9761 Chancery

In the Circuit Court

For Somerset County,

State of Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 15th day of September, 1975 before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, a United States Banking Corporation, he being the duly authorized agent for said Bank in making this affidavit, it being one of the purchasers of real estate in the above entitled proceedings and made oath in due form of law:

1. That in making said purchase he was not acting as agent for anyone, but the Eastern Shore National Bank.

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.

Donna H. Hickman
Notary Public

NOTARY PUBLIC · DONNA H. HICKMAN · SOMERSET CO., MD.

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	No. 9761 Chancery In the Circuit Court For Somerset County, State of Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 15th day of September, 1975 before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared David B. Webster, one of the purchasers of the real estate in the above entitled proceedings and 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.

Donna H. Hickman
Notary Public

NOTARY PUBLIC
DONNA H. HICKMAN
SOMERSET CO., MD.

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9761 Chancery

In the Circuit Court

For Somerset County,

State of Maryland

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that before me, the subscriber, a Notary Public of the State and County, aforesaid, personally appeared Wade D. Ward, Attorney and Assignee, and he made oath in due form of law that he has given notice by certified mail to the mortgagors at their last known address of the time, place and terms of sale in accordance with the Maryland Laws of Procedure.

Wade D. Ward

Subscribed to and sworn by
me this 23rd day of September,
1975.

Donna H. Hickman
Notary Public

DONNA H. HICKMAN
NOTARY
PUBLIC
SOMERSET CO. MD.

No. 386347

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Neil Hansin
STREET AND NO. RFD 1
P.O., STATE AND ZIP CODE Princess Anne Md. 21853

POSTMARK OR DATE
AUG 4 1975
U.S.P.O.

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢

DELIVER TO ADDRESSEE ONLY ..... 50¢
SPECIAL DELIVERY (extra fee required) .....

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

PS Form 3800
Apr. 1971

* GPO : 1974 O - 551-454

No. 386349

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Cheryl E. Hansin
STREET AND NO. RFD 1
P.O., STATE AND ZIP CODE Princess Anne, Md. 21853

POSTMARK OR DATE
AUG 4 1975
U.S.P.O.

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢

DELIVER TO ADDRESSEE ONLY ..... 50¢
SPECIAL DELIVERY (extra fee required) .....

NO INSURANCE COVERAGE PROVIDED—
NOT FOR INTERNATIONAL MAIL

(See other side)

PS Form 3800
Apr. 1971

* GPO : 1974 O - 551-454

LIBER 045 PAGE 540

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	No. 9761 Chancery In the Circuit Court for Somerset County, Maryland

The Eastern Shore National Bank having filed the original mortgage on properties of Neil Hansin and Cheryl Hansin, his wife, mortgagors in the above case in the amount of Ten Thousand Dollars ($10,000.00), it is hereby ORDERED this 25th day of February, 1976, by the Circuit Court of Somerset County,

THAT the said mortgage be considered by the Court auditor for Somerset County, Maryland, be allowed in order of this priority.

Lloyd L. Simpkins
Judge

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin his wife, and then by assignment to Wade D. Ward for foreclosure and collection	*	No. 9761 Chancery
	*	In the Circuit Court for
	*	Somerset County, Maryland

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Assignee therein, states the following account:

He charges the Assignee with the amount of sale as reported by him being the sum of twenty-six thousand seven hundred dollars ($26,700).

He has allowed the proper fees, costs and all other proper expenses amounting to two thousand seven hundred sixty-four dollars and two cents ($2,764.02).

The balance then remaining amounts to twenty-three thousand nine hundred thirty-five dollars and ninety-eight cents ($23,935.98) to be distributed to Eastern Shore National Bank, Mortgagee.

Amount of Sale		$26,700.00
Expenses, Costs and Fees:		
Clerk of Court	101.00	
Marylander & Herald Advertising	88.00	
Auctioneer - Ed Muir	75.00	
Bond Premium - Tawes Agency	78.00	
Commission	1485.00	
Auditor	40.00	
Taxes - Carlos Bozman	506.26	
Somerset County Sanitary District	390.76	
Total Expenses		2,764.02
Funds to be Distributed		$23,935.98
Mortgage Debt		25,059.58
Deficiency		$ 1,123.60

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	*	No. 9761 Chancery
	*	In the Circuit Court for
	*	Somerset County, Maryland

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on March 19th, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U.S. Mail, postage prepaid.

Wade D. Ward, Esq.
Crisfield
Maryland 21817

Neil Hansin
Mt. Vernon Rd.
Princess Anne, Md.

Cheryl Hansin
Mt. Vernon Rd.
Princess Anne, Md.

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

No. 9761 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 19th day of March, 1976 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 5th day of April, 1976.

I. 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 7th day of April, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

I. Theodore Phoebus
CLERK

OCT. 6 1976

Jul 22 2 2354 BU 40.00

LIBER 045 PAGE 544

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9767 Chancery

In the Circuit Court for

Somerset County, Maryland

Mr. Clerk:

Please file the attached mortgage and enter the appearance of Wade D. Ward for the purpose of foreclosure and collection.

Wade D. Ward, Attorney
Assignee

274/508

FOR ORIGINAL MORTGAGE SEE LIBER NO. 274, FOLIO 508.
FOR ASSIGNMENT SEE LIBER NO. 280, FOLIO 184
FOR BOND SEE BOND BOOK NO. 10, PAGE 80.

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	:	No. Chancery
	:	In the Circuit Court for
	:	Somerset County,
	:	State of Maryland
	:	

NON-MILITARY SERVICE AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 21st day of July, 1975, before me, the subscriber, a Notary Public of the State of Maryland, in and for the County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, and made oath in due form of law, that he knows the Defendants herein and that to the best of his knowledge, information and belief:

(1) Said Defendants are not in the Military Service of the United States of America.

(2) Said Defendants are not in the Military Service of any Nation allied with the United States of America.

(3) Said Defendants have not been ordered to report for induction under the Selective Training and Service Act.

(4) Said Defendants are not members of the Enlisted Reserve Corps. who have been ordered to report for Military Service.

Donna H. Hickman
Notary Public

DONNA H. HICKMAN
NOTARY PUBLIC
SOMERSET CO., MD.

LIBER 045 PAGE 546

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	:	No. Chancery In the Circuit Court for Somerset County, State of Maryland

STATEMENT OF MORTGAGE DEBT

Original amount of mortgage	$	3,500.00
Amount due & owing on principal		3,500.00
	$	3,500.00
Plus interest to 07/21/75		135.33
	$	3,635.33

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 24th day of July, 1975, before me, the subscriber, a Notary Public of the State and County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, a United States Banking Corporation, the plaintiff in the above entitled cause, and made oath that the foregoing is a true statement of the amount of the mortgage claim under the mortgage filed in the said cuase now remaining due and unpaid.

AS WITNESS my hand and Notarial Seal.

Donna L. Hickman
Notary Public

DONNA L. HICKMAN NOTARY PUBLIC SOMERSET CO., MD.

WADE D. WARD
ATTORNEY AT LAW
CRISFIELD, MD. 21817

CRISFIELD 968-1100

July 30, 1975

I. Theodore Phoebus
Clerk of the Circuit Court
Princess Anne, Maryland 21853

Dear Mr. Clerk:

Please file the attached copy of a mortgage in Chancery Docket No. 9762 and a statement of the mortgage debt on said mortgage as this is a preferred secured claim against any additional proceeds in said case.

Wade D. Ward

LIBER 045 PAGE 548 LIBER 277 PAGE 462

Mortgage

Neil Hansin
Cheryl E. Hansin, his wife

To

Bank of Crisfield,
a body corporate

This Mortgage made this 27th day of December, in the year of our Lord one thousand nine hundred and seventy-three, by Neil Hansin and Cheryl E. Hansin, his wife, of the State of Maryland, parties of the first part,

WHEREAS, the said Neil Hansin and Cheryl E. Hansin, his wife, are justly indebted unto the Bank of Crisfield, a body corporate existing under the laws of the State of Maryland, party of the second part, in the full sum of Ten Thousand Dollars ($10,000.00) evidenced by the certain Bill Obligatory of the said Neil Hansin and Cheryl E. Hansin, his wife, bearing even date herewith and for the said principal sum of Ten Thousand Dollars ($10,000.00) payable to the order of the said party of the second part with interest at eight per centum (8%) per annum on the unpaid principal until paid, principal and interest being payable at the Bank of Crisfield, Crisfield, Maryland, in monthly installments of Two Hundred, Two Dollars and Seventy-Seven Cents ($202.77) commencing on the 27th day of January, 1974, and on the 27th day of each and every month thereafter until the principal and interest are fully paid, except that the final payment of principal and interest if not paid sooner, shall be due and payable on the 27th day of December, 1978.

It is hereby agreed between the parties that the said Neil Hansin and Cheryl E. Hansin, his wife, their personal representatives or assigns have the privilege at any time before the said 27th day of December, 1978, to pay off said mortgage in whole or any part thereof at any given time to the said Bank of Crisfield.

NOW, THEREFORE, this Mortgage Witnesseth, That the said parties of the first part, in consideration of the premises and for the purpose aforesaid, and in further consideration of One Dollar ($1.00) receipt whereof is hereby acknowledged, do grant and convey unto the said party of the second part, its successors and assigns, all those lots or parcels of land situate, lying and being in West Princess Anne Election District, Somerset County, State of Maryland, and more particularly described as follows:

PARCEL I: All that lot or parcel of land situate, as aforesaid, beginning at a concrete post on the southerly side of Mt. Vernon Road, thence S 14° 41' E, by and with the land of Neal Webster, a distance of 217.60 feet to a concrete post; thence S 76° 19' W, a distance of 90 feet to an iron pipe;

thence N 14° 41' W, a distance of 210 feet, more or less, to an iron pipe located on Mt. Vernon Road; thence N 72° 29' E, by and with said Mt. Vernon Road a distance of ninety (90) feet to a concrete post and place of beginning and being a part, only, of Lot No. 44 as described on a plat prepared by G. Oliver Morrell, Surveyor, duly recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No.233 folio 387; and being a part, only, of Parcel II in a Deed to Woodrow Nelson dated September 1, 1972, recorded among the aforesaid Land Records in Liber 268 folio 188; and being the same and all that property conveyed to Delmarva Modular Housing Corporation from Woodrow Wilson Nelson by deed dated November 21, 1972, and recorded as aforesaid in Liber I.T.P. No. 271 folio 301, along with an easement over the southernmost boundary of the land of said Woodrow Wilson Nelson for the purpos of utilities, only; and being the same and all that property conveyed to the mortgagors by deed duly recorded in Liber I.T.P. No. 273 folio 508

PARCEL II: All that lot or parcel of land situate, as aforesaid, and being located on the east side of Sherree Lane, and being laid down and describ as Lot No. Four (4) on a plat duly recorded with a deed from Percy A. White and wife, to Logan Widdowson, duly recorded among the Land Records of Somerse County, in Liber I.T.P. No. 273, folio 391; and being the same and all that property conveyed to the mortgagors herein from Logan Widdowson by deed dated June 18, 1973, and recorded among the Land Records, aforesaid, in Liber I.T.P No. 273 folio 405.

PARCEL III: Beginning for the outlines of the same at a cement post on the northeast corner of the intersection of Sherree Lane and Peggy's Lane; thence North 14° 41' West by and with the east side of Sherree Lane, 125 feet to a cement post; thence North 75° 19' east, 200 feet to a cement post; thenc South 14° 41' East, 161.47 feet to a cement post set on the north side of Pegg Lane; thence South 85° 30' West, 203.3 feet by and with Peggy's Lane to the place of beginning and containing 28,674 square feet.

PARCEL IV: All that lot or parcel of land situate as aforesaid, beginnin for the outlines of the same at a cement post placed on the east side of Sherree Lane, 1,165.8 feet, south of Rt. 362 (Mt. Vernon Rd.); thence North 7 19' East, 200 feet to a cement post; thence South 14° 41' East, 96 feet to a cement post; thence South 75° 19' West, 200 feet to a cement post; thence Nor 14° 41' West, 96 feet by and with Sherree Lane to the place of beginning and containing 19,200 square feet.

PARCEL V: All that lot or parcel of land situate, as aforesaid, beginning for the outlines of the same at a cement post place on the east side of Sherree Lane, one thousand sixty-nine and eight tenths (1,609.8) feet, south of Route 362 (Mt. Vernon Road); thence North 75° 19' east two hundred (200) feet to a cement post; thence South 14° 14' east, ninety-six (96) feet to a cement post; thence South 75° 19' West, two hundred (200) feet to a cement post; thence North 14° 41' west ninety-six (96) feet by and with Sherree Lane to the place of beginning, and containing 19,200 square feet, said lot lying adjacent to and north of Lot #2 of this Deed.

Being Lots. 1, 2, & 3 of those lots or parcels of which were conveyed to Logan C. Widdowson by Percy White, et al, by deed dated June 8, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 273 folio 391; and being the same and all that property conveyed to Neil Hansin and Cheryl Hansin, his wife, from Logan C. Widdowson, by deed dated June 21, 1973, and recorded among the Land Records, as aforesaid, in Liber I.T.P. No. 273 folio 405 and Liber I.T.P. No. 273 folio 491.

To which said deed, plat and records, aforesaid, and all the references therein contained, special reference is here made and as a part hereof for a more full and accurate description of the property herein mortgaged.

Cheryl Hansin .....(SEAL)
Cheryl Hansin, his wife
.....(SEAL)

TOGETHER with the buildings and improvements thereupon and all the rights, roads, ways, waters, privileges, appurtenances and advantages thereto belonging or in anywise appertaining, including also all heating, gas, plumbing, bathroom and kitchen fixtures, heating plant or heating equipment and necessary parts thereof, hot water heaters, oil burners and oil tanks, lighting fixtures, window and door screens and storm windows and storm doors and such other items not above enumerated partaking of the nature of a fixture or fixtures.

TO HAVE AND TO HOLD the above described premises unto the proper use and benefit of said Mortgagee.

THIS Mortgage shall also secure advances as provided by Article 66 of the Public General Laws of Maryland, or any amendments, supplements or additions thereto, and it is agreed that the Mortgagee, at its option, may make advances to the Mortgagors prior to the full payment of the mortgage debt, but not to exceed the original amount hereof, provided the full amount of any such advance shall be used for paying the costs of repairs, alterations and improvements to the mortgaged property.

PROVIDED, that if the said Mortgagor shall well and truly pay or cause to be paid to the said Mortgagee the aforesaid principal debt, interest and all charges as the same shall respectively become due and payable, and shall perform all the covenants herein contained, then this mortgage shall be void.

IT IS FURTHER AGREED that the said Mortgagee, at its option, may advance sums at any time for the payment of premiums on any life insurance policy assigned to the Mortgagee or wherein the Mortgagee is the beneficiary, and which is held by the Mortgagee as additional collateral for this indebtedness, and any sums so advanced shall be added to the unpaid balance of this indebtedness, and shall become due and payable on demand at the option of the Mortgagee and bear interest at the rate of eight percentum 8 % per annum.

AND the said Mortgagor covenants with the said Mortgagee as follows:

(1) To repay the principal sum hereof, together with interest, as herein provided.

(2) To comply promptly with all laws, ordinances and regulations affecting said premises or their use.

(3) To pay all taxes and assessments, public debts and charges of every kind, levied or assessed, or to be levied or assessed, on said hereby mortgaged property when due. togehter with all taxes levied against the mortgagors personal property

(4) To insure, and during the existence of this mortgage to keep insured, against loss by fire and extended coverage losses the improvements on the hereby mortgaged land to the amount of at least equal to value of improvements with a company acceptable to said Mortgagee, and to cause ~~the policy~~ all policies to be effected thereon to be so framed or endorsed, as in the case of fire or other loss thereunder, to inure to the benefit of the said Mortgagee, to the extent of the lien or claim hereunder, and to deliver upon request the policy of insurance evidencing said coverage to the Mortgagee or its designated agent; and in the event that the Mortgagors shall neglect to pay such insurance premiums or any taxes or other public charges levied against said property, then the mortgagee shall have the right to pay the same, and the same shall be added to the said mortgage debt, and be secured by the lien of this mortgage; and to bear interest at the rate of percentum (%) per annum.

(5) To permit, commit or suffer no waste, impairment or deterioration of said property or any part thereof.

(6) That upon a default in any of the covenants of this mortgage, the Mortgagee shall be entitled without notice to the Mortgagor, to the immediate appointment of a receiver of the property conveyed hereby, without regard to the adequacy or inadequacy of the property as security for the mortagage debt; and upon any such default, whether or not a receiver has been appointed, the rents and benefits of said property are hereby assigned to the Mortgagee as additional security.

(7) That should the title to the herein mortgaged property be acquired by any person, persons, partnership or corporation, other than the Mortgagor, by voluntary or involuntary grant or assignment, or in any other manner without the Mortgagee's written consent or should the same be encumbered by the Mortgagor, without the Mortgagee's written consent, then the whole of said indebtedness shall immediately become due and demandable as herein provided.

(8) That the entire indebtedness or any part thereof may be prepaid at any time without penalty or fee provided this mortgage is not in default.

AND it is agreed that until default be made in the premises said Mortgagor shall possess the aforesaid property. But if default be made in payment of said money, or the interest thereon to accrue, or in any part of either one of them, at the time limited for the payment of same, or in any agreement, covenant or condition of this mortgage, then the entire mortgage debt shall be deemed due and demandable, and it shall be lawful for the said Mortgagee.

, its attorney or agent, at any time after such default, to sell the property hereby mortgaged, or so much thereof as may be necessary, to satisfy and pay said debt, interest and all costs incurred in making such sale, and to grant and convey the said property to the purchaser or purchasers thereof, his, her, or their heirs or assigns; and which sale shall be made in accordance with the provisions of Article 66 of the Code of Public General Laws of Maryland and the Maryland Rules of Procedure, or of any other general or local laws of the State of Maryland relating to mortgages, including any amendments or supplements or additions thereto, which do not materially impair the remedy; and in the event of a sale of said property under the powers hereby granted, the proceeds arising from such sale to apply, first to the payment of all expenses incident to such sale, including a fee of or Wade D. Ward $75.00 and a commission to the party making the sale of said property equal to the commission allowed trustees for making sale of property by virtue of a decree of court having equity jurisdiction in the State of Maryland; secondly to the payment of all claims of the said Mortgagee, whether the same have matured or not, and the surplus, if any there be, shall be paid to the said Mortgagor, or to whomsoever may be entitled to the same. In the event that proceedings shall be commenced for the sale of the property herein described, or any part thereof, under the powers herein granted, or otherwise, and a settlement of the indebtedness is made after proceedings commence and before sale, the Mortgagor hereby covenants and agrees to pay all expenses incurred up to the day of settlement, including advertisement, a reasonable attorney's fee, court costs and one-half of the commissions hereinbefore provided for, as if the sale had been completed; and no proceedings commenced under the powers herein granted, or otherwise, shall be stopped or stayed until all fees, costs and commissions shall have been paid.

AND it is further agreed that in case of sale under this mortgage, the crops upon the said land shall pass to the purchaser.

THE said Mortgagors covenant that they will warrant specially the property hereby conveyed, that they will execute such further assurances as may be requisite, and that there are no prior liens against the above described property except None

WHENEVER USED HEREIN, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders. And the covenants herein contained shall bind, and the benefits and advantages shall inure to, the respective heirs, executors, administrators, successors and assigns of the parties hereto.

WITNESS the hands and seals of said Mortgagor, as to all individual Mortgagors, and as to any corporate Mortgagor,—in witness whereof said corporation has caused this Mortgage to be executed in its name on its behalf by its proper officers, and its corporate seal to be hereunto affixed, duly attested,—the day and year first hereinabove written.

TEST: LIBER 277 PAGE 465

Neil Hansin .....(SEAL)

.....(SEAL)

Cheryl Hansin .....(SEAL)

Cheryl Hansin, his wife .....(SEAL)

.....(SEAL)

LIBER 045 PAGE 551

LIBER 045 PAGE 552 LIBER 277 PAGE 466

STATE OF MARYLAND, COUNTY OF SOMERSET, TO-WIT:

On this 27th day of December, 1973, before me, a Notary Public of said State and County, personally appeared Neil Hansin and Cheryl Hansin, his wife

known (or satisfactorily proven) to me, to be the person(s) whose name(s) is/are subscribed to the within Mortgage, and who, in my presence, signed and sealed the same and acknowledged that he executed the same for the purposes therein contained, as the duly authorized of said corporation, by signing the name of the corporation by himself as

At the same time also appeared

of the said mortgagee(s) and made oath in due form of law that the consideration set forth in said mortgage is true and bona fide as therein set forth, and also made oath that he is the duly authorized agent of the mortgagee for the purpose of making this affidavit.

In testimony whereof, I have hereunto set my hand and affixed my official seal.

My commission expires: Notary Public

and at the same time also personally appeared F. Doyle Tyler, President, Bank of Crisfield, a body corporate

of the said Mortgagee(s) and made oath in due form of law that the consideration set forth in said mortgage is true and bona fide as therein set forth; that the loan sum secured hereby has been paid over and disbursed by the Mortgagee(s) unto the Mortgagor(s) or the person(s) responsible for disbursing of funds in the closing transaction, or their respective agents, at a time no later than the final and complete execution of the mortgage; and also made oath that he is Agent of the Mortgagee(s).

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal.

My commission expires: July 1, 1974. Notary Public

RECORDATION TAX ACT OF 1947 $22.00

RECORDATION TAX ACT OF 1947 $11.00

Mortgage

FROM Neil Hansin

Cheryl Hansin

Princess Anne, Md.

TO Bank of Crisfield

a body corporate

Received for Record

at o'clock M. same day

Recorded in Liber No.

Folio &c., one of the Land Records of Somerset County.

Clerk

SALISBURY ADVERTISER PRESS—Established 1867

The Eastern Shore National Bank (formerly Bank of Crisfield) hereby assigns the within mortgage to Wade D. Ward, Attorney, for foreclosure and collection. Witness its seal and the hand of Robert L. Tawes, Jr., Exec. Vice President thereof, this 6th day of June 1975.

Witness: Bobby L. Marshall, Vice President

Executive Vice President, Robert L. Tawes, Jr.

Dec 23 2 PM

277 466

STATEMENT OF MORTGAGE DEBT ON A MORTGAGE DATED DECEMBER 27, 1973, FROM NEIL HANSIN AND CHERYL HANSIN TO THE BANK OF CRISFIELD, A BODY CORPORATE, NOW THE EASTERN SHORE NATIONAL BANK, A BODY CORPORATE, WHICH SAID MORTGAGE IS DULY RECORDED IN LIBER I.T.P. NO. 277 FOLIO 462.

Original amount of mortgage	$	10,000.00
Less - amount paid on principal		1,507.32
	$	8,492.68
Plus interest to 07/21/75		332.16
	$	8,824.84

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 21st day of July, 1975, before me, the subscriber, a Notary Public of the State and County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, a United States Banking Corporation, the plaintiff in the above cause, and made oath that the foregoing is a true statement of the amount of the mortgage claim under the mortgage filed in the said cause now remaining due and unpaid.

As witness my hand and Notarial Seal.

Donna H. Hickman
Notary Public

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9762 Chancery

In the Circuit Court

For Somerset County

State of 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 Neil Hansin and Cheryl Hansin, his wife, to the Bank of Crisfield, a body corporate, now the Eastern Shore National Bank, a United States Banking Corporation, dated June 19, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 274 folio 408, 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 advertisment in the Marylander and Herald, once in each of three successive weeks before the day of sale, he did, pursuant to said notice, attend on the Courthouse steps in Princess Anne, Maryland, on Tuesday, August 12, 1975, at 2:00 p.m. then and there proceeded to sell the property described in said mortgage to wit:

Parcel One: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, State of Maryland, beginning at a concrete post on the southerly side of Mt. Vernon Road; thence S 14° 41' E, by and with the land of Neal Webster, a distance of 217.60 feet to a concrete post; thence S 76° 19' W a distance of 90 feet to an iron pipe; thence N 14° 41' W, a distance of 210 feet, more or less, to an iron pipe located on Mt. Vernon Road; thence N 72° 29' E by and with said Mt. Vernon Road a distance of ninety (90) feet to a concrete post and place of beginning; and being a part, only, of Lot No. 44 as described on a plat prepared by G. Oliver Morrell, Surveyor, duly recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 233 folio 387; and being a part, only, of Parcel Two in a deed to Woodrow Wilson Nelson dated September 1, 1972, duly recorded among the aforesaid land records in Liber I.T.P. No. 268 folio 188; and being the same and all that property conveyed to Delmarva Modular Housing Corporation from Woodrow Wilson Nelson by deed dated November 21, 1972, and recorded in Liber I.T.P. No. 271 folio 301, along with an easement over the southernmost boundary of the land of said Woodrow Wilson Nelson for the purpose of utilities only; and being the same and all that property conveyed to Neil Hansin and Cheryl Hansin, his wife, from Delmarva Modular Housing, a body corporate, by deed duly recorded in Liber I.T.P. No. 273 folio 508.

And the said property was sold to the Eastern Shore National Bank, a United States Banking Corporation, it being then and there the highest bidder therefor, at and for the sum of Twenty-Three Thousand Dollars ($23,000.00) and the purchaser has complied with the terms of sale.

Parcel Two: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, State of Maryland, being located on the east side of Sherree Lane, and being laid down and described as Lot No. Four (4) on a plat duly recorded

with a deed from Percy A. White and Florence White to Logan Widdowson, duly recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 273 folio 391; and being the same property conveyed to the said Neil Hansin and Cheryl Hansin, his wife, by deed duly recorded in Liber I.T.P. No. 273 folio 405.

And the said property was sold to David B. Webster, he being then and there the highest bidder therefor, at and for the sum of Thirty-Seven Hundred Dollars ($3,700.00) and the purchaser has complied with the terms of sale.

Respectfully submitted,

Wade D. Ward

Wade D. Ward, Attorney

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

Chancery Docket No. 9762

In the Circuit Court

For Somerset County

State of 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 19th day of September, 1975, provided a copy of this Order be inserted in some weekly newspaper printed in Somerset County, once in each of three successive weeks before the 8th day of September, 1975.

The report states the amount of sale for Parcel One being Thirty-Nine Hundred Dollars ($3,900.00), Parcel Two being Three Thousand Dollars ($3,000.00) and Parcel Three being Thirty-Four Hundred Dollars ($3,400.00).

I. Theodore Phoebus

I. Theodore Phoebus, Clerk

PRINCESS ANNE, MD., Sept. 22 19 75

This is to certify that the annexed Public 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 Notice

Dates Inserted: July 24, 31 Aug. 7

Business Manager MARYLANDER and HERALD

Neil and Cheryl Hansin

Wade D. Ward, Solicitor

PUBLIC SALE OF VALUABLE PROPERTY

By virtue of the power and authority contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, to the Bank of Crisfield, a body cororate, now the Eastern Shore National Bank, a United States Banking Corporation, dated June 19, 1973, and recorded among the Land Records of Somerset County, Maryalnd, in Liber I.T.P. No. 274 folio 408 which said mortage has been duly assigned to the undersigned by the Eastern Shore National Bank, a body corporate, as aforesaid, by assignment dated June 6, 1975, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 274 folio 408, for the purpose of foreclosure and collection, default having occurred under the conditions of said mortgage I will sell at public auction at the front door of the Courthouse in Princess Anne, Maryland, on

TUESDAY AUGUST 12, 1975

at or about the hour of 2:00 p.m., all those lots or parcels of land situate, lying and being in Somerset County, State of Maryland, and more particularly described as follows:

Parcel One: All that lot or parcel of land situate, lying and being in West Princess Anne Election District, as aforesaid, beginning at a concrete post on the southerly side of Mt. Vernon Road; thence S 14° 41' E, by and with the land of Neal Webster, a distance of 217.60 feet to a concrete post; thence S 76° 19' W, a distance of 90 feet to an iron pipe; thence N 14° 41' W, a distance of 210 feet, more or less, to an iron pipe located on Mt. Vernon Road; thence N 72° 29' E, by and with said Mt. Vernon Road a distance of ninety (90) feet to a concrete post and place of beginning; and being a part, only, of Lot No. 44 as described on a plat prepared by G. Oliver Morrell, Surveyor, duly recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 233 folio 387; and being a part, only, of Parcel Two in a deed to Woodrow Wilson Nelson dated September 1, 1972, duly recorded among the aforesaid land records in Liber I.T.P. No. 268 folio 188; and being the same and all that property conveyed to Delmarva Modular Housing Corporation from Woodrow Wilson Nelson by deed dated November 21, 1972, and recorded in Liber I.T.P. No. 271 follo 301, along with an easement over the southernmost boundary of the land of said Woodrow Wilson Nelson for the purpose of utilities only; and being the same and all that property conveyed to Neil Hansin and Cheryl Hansin, his wife, from Delmarva Modular Housing, a body corporate, by deed duly recorded among the aforesaid land records in Liber I.T.P. No. 273 folio 508.

Parcel Two: All that lot or parcel of land situate, as aforesaid, lying and being in West Princess Anne Election District, being located on the east side of Sherree Lane, and being laid down and described as Lot No. Four (4) on a plat duly recorded with a deed from Percy A. White and Florence White to Logan Widlowson, duly recorded among the Land Records of Somerset County, Maryland. in Liber I.T.P. No. 273 folio 391; and being the same property conveyed to the said Neil Hansin and Cheryl Hansin, his wife, by deed duly recorded in Liber I.T.P. No. 273 folio 405.

This property is improved with a dwelling in good condition.

Terms of Sale: 10 percent on day of sale, balance upon ratification. Tades adjusted to date of sale. All title papers, revenue stamps and recordng costs at the expense of the purchasers.

Wade D. Ward, Attorney
Assignee

14-3tc

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9762 Chancery

In the Circuit Court

For Somerset County,

State of Maryland

FINAL ORDER

Ordered by this Court this 24th day of September 1975, 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.

Judge

PRINCESS ANNE, MD., Sept. 22 1975

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 Notice

Dates Inserted: Aug. 21, 28 Sep. 4

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

ORDER NISI

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.

Chancery Docket No. 9762
In the Circuit Court for Somerset County State of 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 therefore be shown on or before the 19th day of September, 1975, provided a copy of this Order be inserted in some weekly newspaper printed in Somerset County, once in each of three successive weeks before the 8th day of September, 1975.

The report states the amount of sale for Parcel One being Twenty-Three Thousand Dollars ($23,000.00 and Parcel Two being Thirty-Seven Hundred Dollars ($3,700.00):

s/I. Theodore Phoebus Clerk

True Copy, Test:
I. Theodore Phoebus, Clerk

18-9te

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9762 Chancery

In the Circuit Court

For Somerset County,

State of Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 15thday of September, 1975 before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared Robert Lee Tawes, Jr., Executive Vice President of the Eastern Shore National Bank, a United States Banking Corporation, he being the duly authorized agent for said Bank in making this affidavit, it being one of the purchasers of real estate in the above entitled proceedings and made oath in due form of law:

1. That in making said purchase he was not acting as agent for anyone, but the Eastern Shore National Bank.

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.

Donna H. Hickman
Notary Public

DONNA H. HICKMAN
NOTARY PUBLIC
SOMERSET COUNTY, MARYLAND

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9762 Chancery

In the Circuit Court

For Somerset County,

State of Maryland

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that on this 15th day of September, 1975 before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County, aforesaid, personally appeared David B. Webster, one of the purchasers of the real estate in the above entitled proceedings and 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.

Donna W. Hickman
Notary Public

UBER 045 PAGE 562

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9762 Chancery

In the Circuit Court

For Somerset County,

State of Maryland

STATE OF MARYLAND, Somerset County, to wit:

I HEREBY CERTIFY, that before me, the subscriber, a Notary Public of the State and County, aforesaid, personally appeared Wade D. Ward, Attorney and Assignee, and he made oath in due form of law that he has given notice by certified mail to the mortgagors at their last known address of the time, place and terms of sale in accordance with the Maryland Laws of Procedure.

Wade D. Ward

Subscribed to and sworn by
me this 23rd day of September,
1975.

Donna H. Hickman
Notary Public

DONNA H. HICKMAN NOTARY PUBLIC SOMERSET CO., MD.

No. 386348

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Neil Hansin
STREET AND NO. RFD 1
P.O., STATE AND ZIP CODE Princess Anne, Md. 21853

POSTMARK OR DATE PRINCESS ANNE, MD AUG 4 1975 USPO

OPTIONAL SERVICES FOR ADDITIONAL FEES
RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢
DELIVER TO ADDRESSEE ONLY ..... 80¢

No. 386348

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO Cheryl E. Hansin
STREET AND NO. RFD 1
P.O., STATE AND ZIP CODE Princess Anne, Md. 21853

POSTMARK OR DATE PRINCESS ANNE, MD AUG 4 1975 USPO

OPTIONAL SERVICES FOR ADDITIONAL FEES
RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢
DELIVER TO ADDRESSEE ONLY ..... 80¢
SPECIAL DELIVERY (extra fee required) .....

PS Form 3800 Apr. 1971 NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL (See other side)

★ GPO : 1974 O - 551-454

Wade D. Ward, Assignee
Ex Parte for the purpose
of foreclosure and collection
under power contained in a
mortgage from Neil Hansin
and Cheryl Hansin, his wife,
and then by assignment to Wade
D. Ward for foreclosure and
collection.

No. 9762 Chancery

In the Circuit Court

For Somerset County

Maryland

The Eastern Shore National Bank having filed a copy of the original mortgage on properties of Neil Hansin and Cheryl Hansin, his wife, mortgagors in the above case in the amount of Ten Thousand Dollars ($10,000.00), it is hereby ORDERED this 25th day of February, 1976, by the Circuit Court of Somerset County,

THAT the said mortgage be considered by the Court auditor for Somerset County, Maryland, be allowed in order of this priority.

Lloyd L. Simpkins
Judge

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	*	No. 9762 Chancery
	*	In the Circuit Court for
	*	Somerset County, Maryland

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Assignee therein, states the following account:

He charges the Assignee with the amount of sale as reported by him being the sum of ten thousand three hundred dollars ($10,300).

He has allowed the proper fees, costs and all other proper expenses amounting to one thousand six hundred eighty-five dollars and six cents ($1,085.06).

The balance then remaining amounts to eight thousand fourteen dollars and ninety-four cents ($8,014.94) to be distributed as follows:

Three thousand thirty-five dollars and thirty-three cents to Eastern Shore National Bank, first mortgagee;

Four thousand nine hundred seventy-nine dollars and sixty-one cents to Eastern Shore National Bank, second mortgagee;

Amount of Sale		$10,300.00
Expenses, Costs and Fees:		
Clerk of Court	101.00	
Maryland & Herald Advertising	84.00	
Auctioneer - Ed Muir	50.00	
Bond Premium - Tawes Agency	11.00	
Commission	665.00	
Auditor	40.00	
Taxes - Carlos Bozman	158.01	
Somerset County Sanitary District	576.05	
Total Expenses		1,685.06
Funds to be Distributed		$ 8,614.94
Debt per statement of Mortgagee		3,635.33
Balance to be Distributed		$ 4,979.61

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

Wade D. Ward, Assignee Ex Parte for the purpose of foreclosure and collection under power contained in a mortgage from Neil Hansin and Cheryl Hansin, his wife, and then by assignment to Wade D. Ward for foreclosure and collection.	*	No. 9762 Chancery
	*	
	*	In the Circuit Court for
	*	
	*	Somerset County, Maryland

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on March 19th, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U.S. Mail, postage prepaid:

Wade D. Ward, Esq.
Crisfield
Maryland 21817

Neil Hansin
Mt. Vernon Rd.
Princess Anne, Md.

Cheryl Hansin
Mt. Vernon Rd.
Princess Anne, Md.

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LIBER 045 PAGE 555

LIBER 045 PAGE 566

No. 9762 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 19th day of March, 1976 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 5th day of April, 1976.

L. 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 7th day of April, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

OCT. 6 1976

OCT 14-75 B 924448D*****40.00

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson Ex Parte	:	No. 9799 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : : : :

ORDER TO DOCKET

MR. CLERK:

Please docket suit as above, file the attached mortgage and Affidavit of debt and Notice to Mortgagors and Lien holders.

Thomas S. Simpkins

FOR ORIGINAL MORTGAGE SEE LIBER NO. 274, FOLIO 270
FOR ASSIGNMENT SEE LIBER NO. 289, FOLIO 696
FOR BOND SEE BOND BOOK NO. 10, FOLIO 86

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 568

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson	:	No. 9799 Chancery
	:	In the Circuit Court For
	:	Somerset County
Ex Parte	:	State of Maryland

: : : :

AFFIDAVIT

STATE OF MARYLAND, COUNTY OF SOMERSET:

I hereby certify that on this 13th day of October 1975, personally appeared before me, Allen F. Matthews and Carolyn Matthews, owners of the mortgage from Marion W. Atkinson and Florence E. Atkinson to Bank of Somerset and duly assigned to Allen F. Matthews and Carolyn Matthews and dated June 6, 1973 and recorded among the Land Records of Somerset County, Maryland, in Liber 274, folio 270, who being duly sworn according to law deposes and say that there is justly due and owing on said mortgage the sum of $14,125.02 principal with interest thereon from January 6, 1975 at the rate of 8% per annum and court costs and attorney's fees as provided in said mortgage.

As Witness my hand and Notarial Seal.

Jean Taylor
Notary Public

JEAN TAYLOR NOTARY PUBLIC SOMERSET COUNTY, MD.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

Thomas S. Simpkins
Attorney at Law

Attorney's Sale

OF VALUABLE

POULTRY FARM

Under and by Virtue of the Power of sale contained in a mortgage from Marion W. Atkinson and Florence E. Atkinson dated June 6th, 1973. and recorded among the Land Records of Somerset County, Maryland, in Liber 274, folio 270, assigned to Allen F. Matthews and Carolyn Matthews, default having occurred therein, I hereby give notice that I will on

TUESDAY

NOV. 18, 1975

2:00 P. M.

AT THE COURTHOUSE DOOR

PRINCESS ANNE, MD.

offer the following land and improvements thereon for sale at auction to the highest bidder therefor:

All that tract or parcel of land situate in Brinkleys Election District, Somerset County, Maryland, being part of Lot No. 1 "Kingston Hall" as described in the Trustees Fourth Report of Sales in No. 1086 Chancery in he Circuit Court for Somerset County, Maryland, recorded among the Chancery Records of Somerset County in Liber H.F.L. No. 2, folio 542 as item Second as surveyed by Thomas Williams in aJnuary 1893 and described in a deed from J. Upshur Dennis, Trustee, to Milton L. Tull dated June 19, 1894 and recorded among the Land Records of Somerset County in Liber H.F.L. No. 15, folio 305, as follows: "Beginning at the southeasterly corner of Alfred B. Turpin's field, on the northerly side of the County Road leading from "Kingston Station," to "Carroll's Corner," and thence running S. 87° 30' E. by and with the northerly side of the said County Road, and binding thereon, 72 8|10 perches to a ditch, which runs along, by and with the westerly side of the private road leading from the said County Road to the main dwelling house on the 'Home Place' of the said land, thence N. 8° E. by and with the middle of the said ditch, and binding thereon 89 1|5 perches to a cross ditch, thence by and with the middle of the said cross ditch, and binding thereon, the 5 courses and distances next following, viz: N. 88° 30' W. 26 perches, thence N. 71° W. 12 perches, thence N. 62° 30' W. 11 perches, thence S. 54° W. 11 perches, thence S. 78° W. 12 perches to a ditch on the divisional line between this land and the afore-

PRINCESS ANNE, MD., Nov. 14 19

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

Dates Inserted: Oct. 23, 30 Nov. 6, 13

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

said Alfred B. Turpin's land, thence S. 6° W. by and with the said ditch and divisional line, and binding thereon, 86 7|10 perches to the place of beginning, containing 38½ acres of land, more or less," and being the same land conveyed unto Marion W. Atkinson, et ux., by James E. Dougherty and Catherdeed June 6, 1973 and recorded among the Land Records of Somerset County, Maryland, in Liber 273, folio 366; EXCEPTING so much of the above described land as has been conveyed therefrom by two deeds as follows: (1) To Alfred B. Turpin from Milton L. Tull and S. Jennis Tull, his wife, dated January 16, 1895 and recorded among the aforesaid Land Records in Liber H.F.L. No. 16, folio 264, containing 1¼ acres as described by metes and bounds, courses and distances in said deed. (2) To Bernard C. Banks and Doris D. Banks from James E. Doughery and Catherine E. Dougherty, his wife, dated March 26, 1965 and recorded among the aforesaid Land Records in Liber I.T.P. No. 226, folio 348, containing 1½ acres, as described by metes and bounds, courses and distances in said deed; LEAVING 35¾. acres, more or less.

IMPROVEMENTS: The property is improved by a large dwelling house with four bedrooms, living room, dining room, kitchen; a poultry house (layer) 20,000 capacity; approximately 30 acres cleared land.

TERMS OF SALE: 20 percent on day of Sale, Balance upon ratification, Taxes adjusted to date of sale, All title papers, revenue stamps and recording costs at the expense of the purchasers.

Thomas S. Simpkins
Attorney

27-4tc

LIBER 0[illegible] PAGE 503

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson	:	No. 9799 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : : : :

REPORT OF SALE

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Thomas S. Simpkins, Attorney in the above captioned cause, duly qualified after filing his approved bond, hereby reports: That he did on November 18, 1975, at 2:00 p.m., after having given due notice as required by law, sell the land at public auction described in these proceedings, unto Farmers Home Administration, an Agency of the United States of America, for the sum of Forty-five Thousand Dollars ($45,000.00), that being the highest bid therefor and that the full purchase price has been secured to be paid.

To Amount Received		$ 45,000.00
To Marylander and Herald, Advertisement $	96.25	
To Edwin B. Muir, Auctioneer	75.00	
To Clerk of Court, Costs	40.00	
To Marylander and Herald, Order NISI	20.00	
To State and County Taxes, 1974	447.18	
7-1 to 11-18 1975	208.30	
To Thos. S. Simpkins, Attorney's fee as per mortgage	75.00	
To Thos. S. Simpkins, Commission as per Rule BRI(a) $ 3,000. at 10% 300.00		
42,000. at 5% 2100.00	2400.00	
To Notary Public	5.00	
To Register Mail	1.30	
To Clerk of Court, Rec. Assignment	5.00	

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

To Henderson Insurance Agency Bond Premium	$ 60.00
To Allan F. Matthews and Carolyn Matthews, first mortgagee	
Principal	14,125.02
Interest at 8% 1/6/75 to 12/17/75	1,068.10
To Farmers Home Administration, Second Mortgagee	26,373.85
Total Distribution	$ 45,000.00
Deficit Second Mortgage	$ 3,794.23

Respectfully submitted,

Thomas S. Simpkins

STATE OF MARYLAND, COUNTY OF SOMERSET:

I hereby certify, that on this 18th day of November 1975, before me, atNotary Public in and for the state and county aforesaid, appeared Thomas S. Simpkins, personally known to me and after being duly sworn by me according to law, deposes and says: That he was duly appointed and qualified to sell the land in the above case proceedings and that he did sell the same as hereinbefore set forth, that the sale was fairly conducted and that the Report of Sale is true and correct to the best of his knowledge and belief.

As Witness my hand and Notarial Seal.

Jean Taylor
Notary Public

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 572

THOMAS S. SIMPKINS
Attorney at Law
Princess Anne, Maryland

In the Foreclosure of
a Mortgage from Marion W.
Atkinson and Florence E.
Atkinson

Chancery No. 9799
In the Circuit Court For
Somerset County, Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, Maryland, this 18th day of November 1975, that the sale of the property mentioned in these proceedings, made and reported by Thomas S. Simpkins, Attorney, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 18th day of December; provided a copy of this ORDER be inserted in some newspaper published in Somerset County, Maryland, once in each of Three consecutive weeks before the 8th day of December 1975.

The report states the amount of sale to be a total of FORTY-FIVE THOUSAND DOLLARS ($45,000.00).

I. Theodore Phoebus

I. Theodore Phoebus, Clerk

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson	:	No. 9799 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : : :

AFFIDAVIT

STATE OF MARYLAND, COUNTY OF SOMERSET, SS:

I hereby certify that before me, a notary public in and for the state and county aforesaid, personally appeared Michael Kelsey known to me, who first being duly sworn deposes and says:

1. That he is the Supervisor of the Farmers Home Administration, an Agency of the United States of America and that in such capacity is authorized to make the affidavit.

2. That the Farmers Home Administration is the holder of a valid second mortgage encumbering the property which is the subject of the cause.

3. That there is justly due and owing on said second mortgage as follows:

Principal	$28,757.21
Interest to 11/18/75	1,410.87
TOTAL	$ 30,168.08

As Witness my hand and Notarial Seal.

Jean Taylor
Notary Public

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 574

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson	:	No. 9799 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : : :

AFFIDAVIT

STATE OF MARYLAND, COUNTY OF SOMERSET, SS:

I hereby certify that on this 18th day of November 1975, before me, a Notary Public, in and for the state and county aforesaid, personally appeared Michael P. Kelsey, agent for the Farmers Home Administration of the United States of America, and after being duly sworn by me according to law, deposes and says :

1. That he was the purchaser at the public auction of the property in these proceedings held on November 18th, 1975, at 2:00 p.m. for $45,000.00.

2. That he did not directly or indirectly discourage anyone from bidding on the property.

As Witness my hand and Notarial Seal.

Jean Taylor
Notary Public

Michael P. Kelsey
Michael P. Kelsey, Agent
for the Farmers Home
Administration of the
USA, AFFIANT

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson

: No. 9799 Chancery

: In the Circuit Court For

: Somerset County

: State of Maryland

: : : : : :

ORDER OF RATIFICATION

Upon the Report of Sale, Affidavit and Order Nisi which was duly published as required by Rule, and no one having shown cause to the contrary or objected thereto, IT IS this 29th day of December 1975, ORDERED and DECREED by the Circuit Court for Somerset County, Maryland in #9799 Chancery that the sale of the property mentioned in these proceedings BE and IT hereby IS RATIFIED and CONFIRMED.

Richard M. Collins
~~CHIEF~~ JUDGE

Thomas S. Simpkins
Attorney at Law
Princess Anne, Maryland

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson

Chancery No. 9799 In the Circuit Court for Somerset County, Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, Maryland, this 18th day of November 1975, that the sale of the property mentioned in these proceedings, made and reported by Thomas S. Simpkins, Attorney, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 18th day of December; provided a copy of this ORDER be inserted in some newspaper published in Somerset County, Maryland, once in each of three consecutive weeks before the 8th day of December 1975.

The report states the amount of sale to be a total of Forty-Five Thousand Dollars ($45,000.00).

I. THEODORE PHOEBUS
CLERK

True Copy, Test:

I. THEODORE PHOEBUS
CLERK

31-3tc

PRINCESS ANNE, MD., Dec. 15 1975

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 Notice

Dates Inserted: Nov. 20, 27, Dec. 4

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

In the Foreclosure of a Mortgage from Marion W. Atkinson and Florence E. Atkinson

* No. 9799 Chancery

* In the Circuit Court for

* Somerset County, Maryland

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on January 14, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following parties by regular U.S. Mail, postage prepaid;

Thomas S. Simpkins, Esq.
N. Somerset Avenue
Princess Anne, Maryland 21853

Michael P. Kelsey, Agent
Farmers Home Administration
United States Department of Agriculture
Prince Williams Street
Princess Anne, Maryland 21853

Marion W. Atkinson
Kingston
Maryland 21834

Florence E. Atkinson
Kingston
Maryland 21834

Logan C. Widdowson

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

IN THE FORECLOSURE OF
A MORTGAGE FROM MARION W.
ATKINSON AND FLORENCE E.
ATKINSON

* NO. 9799 CHANCERY

* IN THE CIRCUIT COURT FOR

* SOMERSET COUNTY, MARYLAND

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustees therein, states the following account:

He charges the Trustees with the amount of sale as reported by them being the sum of forty-five thousand dollars ($45,000.00).

He has allowed the proper fees, costs and all other proper expenses amounting to three thousand five hundred nineteen dollars and three cents ($3,519.03).

The balance then remaining amounts to forty-one thousand four hundred eighty dollars and ninety-seven cents ($41,480.97) to be distributed as the interest of the parties may appear.

<u>Accounting</u>

Amount of Sale		$45,000.00
Expenses, Costs & Fees:		
Clerk of Court	91.00	
Maryland & Herald		
Advertising	96.25	
Order Nisi	20.00	
Auctioneer - E. Muir	75.00	
Bond Premium - Henderson	60.00	
Attorney Fee per Mortgage	75.00	
Trustee's Commission	2400.00	
State & County Taxes		
1974	447.18	
1975	208.30	
Notary Fees	5.00	
Registered Mail	1.30	
Auditor's Fee	40.00	
Total		3,519.03
Funds to be Distributed		$41,480.97
First Mortgage - Allen F. & Carolyn Matthews		
Principal	14,125.02	
Interest @ 8% 1/6/75 to 1/29/76	1,201.21	15,326.23
Balance		$26,154.74

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 045 PAGE 577

LIBER 045 PAGE 578

Second Mortgage - Farmers Home Administration

Principal	28,757.21	
Interest to 11/18/75	1,410.87	
		30,168.08
Deficit on Second Mortgage		$ 4,013.34

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

No. 9799 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 14th day of January, 1976 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 29th day of January, 1976.

I. 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 2nd day of February, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

I. Theodore Phoebus
CLERK

JAN 16-76 B 526767D*****40.00

LIBER 045 PAGE 580

In the Matter of the Foreclosure of a Mortgage from James I. Johnson and Janet F. Johnson, his wife	:	No. 9841 Chancery
	:	In the Circuit Court For
	:	Somerset County
Ex Parte	:	State of Maryland

: : : :

ORDER TO DOCKET

MR. CLERK:

Please docket suit as above, file the attached Mortgage for foreclosure, file the Affidavit of Debt and notice to mortgagors.

Thomas S. Simpkins

FOR ORIGINAL MORTGAGE SEE LIBER NO. 279, FOLIO 122.
FOR ASSIGNMENT SEE LIBER NO. 291, FOLIO 642.
FOR BOND SEE BOND BOOK NO. 10, FOLIO 119.

In the Matter of the Foreclosure of a Mortgage from James I. Johnson and Janet F. Johnson, his wife	:	No. 9841 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : : :

AFFIDAVIT OF DEBT

STATE OF MARYLAND, COUNTY OF SOMERSET:

I hereby certify that on this 14th day of January 1976, personally appeared before me, Emily Jean Taylor, owner of the mortgage from James I. Johnson, Jr., and Janet F. Johnson, his wife, to Bank of Somerset dated April 2, 1974, and recorded among the Land Records of Somerset County, Maryland, in Liber 279, folio 122, who first being duly sworn according to law, deposes and says that there is justly due and owing on said mortgage the sum of Thirty-one Thousand Eight Hundred Sixty-nine Dollars and nine cents ($31,869.09) principal with interest thereon at the rate of 8% in the amount of Five Hundred Nine Dollars and Ninety one cents ($509.91) to January 13, 1976, and at $7.08 per diem thereafter.

As Witness my hand and Notarial Seal.

Susan O. Nelson
Notary Public

SUSAN O. NELSON NOTARY PUBLIC SOMERSET CO., MD.

MBR 045 PAGE 561

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 582

THOMAS S. SIMPKINS
THOMAS J. SPAIN
Attorneys at Law
Princess Anne, Maryland 21853

MORTGAGE FORECLOSURE SALE
OF
VALUABLE MODERN RESIDENCE
IN MT. VERNON, SOMERSET COUNTY

Under and by Virtue of the Power of sale contained in a mortgage from James I. Johnson and Janet F. Johnson dated April 2, 1974, and recorded among the Land Records of Somerset County, Maryland, in Liber 279, folio 122, default having occurred therein, I hereby give notice that I will on

TUESDAY, FEBRUARY 17, 1976 at 2:00 p.m.
AT THE COURTHOUSE DOOR, Princess Anne,
Maryland

offer the following land and improvements thereon for sale at auction to the highest bidder therefor:

All that tract or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, lying and binding on the east side of the county road known as Pruitt's County Road which leads generally in a northerly direction from Maryland State Route No. 362 known as the Mt. Vernon Road and beginning for the same at a concrete post placed on the east side of said county road at the extreme southwest corner of the land herein described and conveyed and which said concrete post and place of beginning was indicated by the letter "A" on the plat hereinafter referred to, thence from said point of beginning and by and with the east side of said

county road the three following courses and distances; (1) by and with a chord North 39° 39'10" East a distance of 110.62 feet to a point; thence (2) North 44° 43'30" East a distance of 109.15 feet; thence (3) by and with a chord North 28° 38'10" East 107.80 feet to a concrete post placed on the east side of said county road at the extreme northwest corner of the land herein described and conveyed; thence (4) North 83° 9'20" East 224.15 feet to a concrete post placed at the extreme northeast corner of the land herein described and conveyed; thence (5) South 33° 4'30" West a distance of 467.58 feet to a concrete post placed at the extreme southeast corner of the land herein described and conveyed; thence (6) North 57° 22' West a distance of 203.58 feet to the first mentioned concrete post and place of beginning containing 1.63 acres accurately laid down and described on a plat entitled "Plat of Property Surveyed for Stanley Causey" by G. Oliver Morrell, Registered Surveyor, dated August 26, 1964 *(File No. S-826) recorded among the Land Records of Somerset County in Liber I.T.P. No. 222, folio 664; and being the same land conveyed unto James I. Johnson and Janet F. Johnson, his wife, by Stanley N. Causey, Sr. and Marian E. Causey, his wife, by deed dated April 2, 1974 and recorded among the Land Records of Somerset County in Liber 279, folio 119.

IMPROVEMENTS: The property is improved by a modern, single story brick veneer home with 3 bedrooms, living room, dining room, kitchen, fully finished recreation

THOMAS S. SIMPKINS
ATTORNEY AT LAW.
31 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

room and garage in the basement. All modern conveniences, and is situate on a large beautifully landscaped high sandy lot in a very desirable neighborhood.

TERMS OF SALE: 20% Cash on day of sale, Balance upon ratification, unpaid portion to bear interest @8% to date of ratification. All title papers, revenue stamps, recording costs and other closing costs at the expense of the purchaser.

Thomas S. Simpkins
Attorney

Jan. 22 1976
Jan. 29 1976
Feb. 5 1976
Feb. 12 1976

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

In the Matter of the Foreclosure of a Mortgage from James I. Johnson and Janet F. Johnson, his wife	:	No. 9841 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : : : :

AFFIDAVIT

STATE OF MARYLAND, COUNTY OF SOMERSET, TO WIT:

Thomas S. Simpkins, being duly sworn deposes and says:

That on the 2nd day of February 1976, he did mail an exact copy of the advertisement of sale to James I. Johnson, c/o United Insurance Company, 106 West Circle Ave., Salisbury, Maryland 21801; and Janet F. Johnson, c/o E.S. Adkins Company, 801 N. Salisbury Blvd., Salisbury, Maryland 21801, by certified mail as required by Rule W74(b).

Jean Taylor
Notary Public

TAYLOR NOTARY PUBLIC SOMERSET COUNTY, MD.

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

FILED
FEB 4 9 11 AM '76

In the Matter of the Foreclosure of a Mortgage from James I. Johnson and Janet F. Johnson his wife	:	No. 9841 Chancery
	:	In the Circuit Court For
	:	Somerset County
Ex Parte	:	State of Maryland

: : : :

AFFIDAVIT

STATE OF MARYLAND, COUNTY OF SOMERSET:

I hereby certify that on this 17th day of February 1976, before me, a Notary Public in and for the state and county aforesaid, personally appeared Douglas K. Hopkins, and after being duly sworn by me according to law, deposes and says:

(1) That he was the purchaser at the public auction of the property in these proceedings held on February 17, 1976, at 2:00 p.m., for $39,250.00.

(2) That he did not directly or indirectly discourage anyone from bidding on the property.

As Witness my hand and Notarial Seal.

JEAN TAYLOR NOTARY PUBLIC SOMERSET COUNTY, MD.

Jean Taylor
Notary Public

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

In the Matter of the Foreclosure of a Mortgage from James I. Johnson and Janet F. Johnson his wife	:	No. 9841 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : :

REPORT OF SALE

TO THE HONORABLE, THE JUDGE OF SAID COURT:

Thomas S. Simpkins, Attorney in the above captioned cause, duly qualified after filing his approved bond, hereby reports: That he did on February 17, 1976, at 2:00 p.m. after having given due notice as required by law, sell the land at public auction described in these proceedings, unto Douglas K. Hopkins, for the sum of Thirty-nine Thousand Two Hundred Fifty Dollars ($39,250.00), that being the highest bid therefor and that a deposit of $7,850.00 has been paid as per terms of sale, the unpaid portion to be paid upon ratification.

Respectfully submitted,

Thomas S. Simpkins

STATE OF MARYLAND, COUNTY OF SOMERSET:

I hereby certify, that on this 17th day of February 1976, before me, a Notary Public in and for the state and county aforesaid, personally appeared Thomas S. Simpkins, personally known to me and after being duly sworn by me according to law, deposes and says: That he was duly appointed and qualified to sell the land in the above case proceedings and that he did sell the same as hereinbefore set forth, that the sale was fairly conducted and that the REport of Sale is true and correc t to the best of his knowledge and belief.

As Witness my hand and Notarial Seal.

Jean Taylor
Notary Public

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 598

THOMAS S. SIMPKINS
Attorney at Law
Princess Anne, Maryland

In the Foreclosure of
a Mortgage from James I.
Johnson and Janet F.
Johnson, his wife

Chancery No. 9841
In the Circuit Court For
Somerset County, Maryland

ORDER NISI

ORDERED, by the Circuit Court for Somerset County, Maryland, this 17th day of February 1976, that the sale of the property mentioned in these proceedings, made and reported by Thomas S. Simpkins, Attorney, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 19th day of March 1976; provided a copy of this ORDER be inserted in some newspaper published in Somerset County, Maryland, once in each of THREE consecutive weeks before the 8th day of March 1976.

The report states the amount of sale to be a total of THIRTY NINE THOUSAND TWO HUNDRED FIFTY DOLLARS ($39,250.00).

I. Theodore Phoebus, Clerk

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

CLERK
CIRCUIT COURT

In the Matter of the Foreclosure	:	No. 9841 Chancery
of a Mortgage From James I.	:	In the Circuit Court for
Johnson and Janet F. Johnson,	:	Somerset County, Maryland
His Wife	:	

PETITION OF PENINSULA BANK FOR
DISTRIBUTION OF SURPLUS PROCEEDS

To the Honorable, the Judge of said Court:

The petition of Peninsula Bank, a body corporate of the State of Maryland, by Jones & Jones, its attorneys, respectfully represents:

1. That the defendants herein, James I. Johnson and Janet F. Johnson, executed a note to petitioner in the amount of $11,406.00 on March 26, 1975.

2. That said defendants herein subsequently defaulted on the aforesaid obligation.

3. That Peninsula Bank obtained judgment by confession against defendants herein on November 10, 1975 in Civil Case No. 4449 in the Circuit Court of Somerset County in the amount of $ 8,702.59.

4. That said judgment constituted a lien on the real estate of defendants herein.

5. That as a result of the foreclosure in the above entitled case, the judgment is uncollectible, except for the excess proceeds arising out of the sale.

6. That petitioner is entitled to disbtibution of the excess proceeds of the sale under Rule W 75 a of the Maryland Rules of Procedure to the extent of $5,833.52, which petitioner represents to be due and owing as of the date hereof, comprising $4334.65 principal, $1260.37 collection fee (being $1305.39 less $45.02 credit), $50.00 costs, $188.50 interest accrued from date of judgment to March 3, 1976.

WHEREFORE, petitioner prays the passage of an appropriate order.

JONES & JONES

By Tony Bruce
Attorneys for Petitioner
311 S. Somerset Avenue
Princess Anne, Maryland
Telephone: 301-65102747

PENINSULA BANK

By Donald M. Higgins
Assistant Vice President

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

LIBER 045 PAGE 559

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 3rd day of March, 1976, before me, the subscriber, a Notary Public of the State of Maryland in and for Somerset County aforesaid, personally appeared George M. Wigglesworth, Jr., Assistant Vice President of Peninsula Bank, 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, and that he is the agent of Peninsula Bank, duly authorized to make this affidavit.

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

Notary Public

CERTIFICATE OF SERVICE

I Hereby certify that a copy of the aforegoing Petition was personally delivered to Thomas S. Simpkins, Attorney for purposes of foreclosure, at his law office at North Somerset Avenue, Princess Anne, Maryland, this 4th day of March, 1976.

Tony Bruce
Attorney for Petitioner

ORDER

The aforegoing Petition having been read and considered, it is thereupon this 4th day of March, 1976, by the Circuit Court for Somerset County, Maryland, ORDERED that the aforegoing Petition of Peninsula Bank for Distribution of Surplus Proceeds be considered by the Court Auditor of Somerset County, Maryland and be allowed in the order of its priority.

Richard M. Pollitt
Judge

Thomas S. Simpkins
Thomas J. Spain

Attorneys at Law
Princess Anne, Maryland 21853

Mortgage Foreclosure Sale

OF VALUABLE

MODERN RESIDENCE

IN MT. VERNON
SOMERSET COUNTY

Under and by Virtue of the Power of sale contained in a mortgage from James I. Johnson and Janet F Johnson dated April 2, 1974, and recorded among the Land Records of Somerset County, Maryland, in Liber 279, folio 122, default having occurred therein, I hereby give notice that I will on

TUESDAY
FEB. 17, 1976

AT 2:00 P. M.

AT THE COURTHOUSE DOOR

PRINCESS ANNE, MD.

offer the following land and improvements thereon for sale at auction to the highest bidder therefor:

All that tract or parcel of land situate, lying and being in Mt. Vernon Election District, Somerset County, Maryland, lying and binding on the east side of the county road known as Pruitt's County Road which leads generally in a northerly direction from Maryland State Route No. 362 known as the Mt. Vernon Road and beginning for the same at a concrete post placed on the east side of said county road at the extreme southwest corner of the land herein described and conveyed and which said concrete post and place of beginning was indicated by the letter "A" on the plat hereinafter referred to, thence from said point of beginning and by and with the east side of said county road the three following courses and distances; (1) by and with a chord North 39° 39' 10" East a distance of 110.62 feet to a point; thence (2) North 44° 43' 30" East a distance of 109.15 feet; thence (3) by and with a chord North 28° 38' 10" East 107.80 feet to a concrete post placed on the east side of said county road at the extreme northwest corner of the land herein described and conveyed; thence (4) North 83° 9' 20" East 224.15 feet to a concrete post placed at the extreme norheast corner of the land herein described and conveyed; thence (5) South 33° 4' 30" West a distance of 467.58 feet to a concrete post placed at the extreme southeast corner of the land herein described and conveyed; thence (6) North 57° 22' West a distance of 203.58 feet to the first mentioned concrete post and place of beginning containing 1.63 acres accurately laid down and described on a plat entitled "Plat of Property Surveyed for Stanley Causey" by G. Oliver Morrell, Registered Surveyor, dated August 26, 1964 *(File No. S-826) recorded among the Land Records of Somerset County in

PRINCESS ANNE, MD., FEB. 16 1976

This is to certify that the annexed MORTGAGE 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 MORTGAGE SALE

Dates Inserted: 1/22, 1/29, 2/5

G. Bryan Lynch BY
Business Manager MARYLANDER and HERALD

LIBER 045 PAGE 592

PRINCESS ANNE, MD., March 23 1976

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: 2/19, 2/26 & 3/4

J. Wilson Byrd

Business Manager MARYLANDER and HERALD

THOMAS S. SIMPKINS
Attorney at Law
Princess Anne, Maryland 21853

ORDER NISI

In the Foreclosure of a Mortgage from James I. Johnson and Janet F. ohnson, his wife
Chancery No. 9841

In the Circuit Court for Somerset County, Maryland

ORDERED, by the Circuit Court for Somerset County, Maryland, this 17th day of February 1976, that the sale of the property mentioned in these proceedings, made and reported by Thomas S. Simpkins, Attorney, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 19th day of March 1976. provided a copy of this ORDER be inserted in some newspaper published in Somerset County, Maryland, once in each of three consecutive weeks before the 8th day of March 1976.

The report states the amount of sale to be a total of Thirty Nine Thousand Two Hundred Fifty Dollars ($39,250.00).

s/I. THEODORE PHOEBUS
Clerk

TRUE COPY, TEST:
I. THEODORE PHOEBUS
CLERK

44-3tc

In the Matter of the Foreclosure of a Mortgage from James I. Johnson and Janet F. Johnson his wife	:	No. 9841 Chancery
	:	In the Circuit Court For
	:	Somerset County
	:	State of Maryland

: : : : : :

ORDER OF RATIFICATION

Upon the Report of Sale, Affidavit and Order NISI which was duly published as required by Rule, and no one having shown cause to the contrary or objected thereto, IT IS this 23rd day of March 1976, ORDERED and DECREED by the Circuit Court for Somerset County, Maryland, in #9841 Chancery that the sale of the property mentioned in these proceedings BE and IT hereby IS RATIFIED AND CONFIRMED.

Richard W. Pollitt
JUDGE

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

LIBER 045 PAGE 594

IN THE MATTER OF THE FORECLOSURE OF A MORTGAGE FROM JAMES I. JOHNSON AND JANET F. JOHNSON, HIS WIFE	*	NO. 9841 CHANCERY
	*	IN THE CIRCUIT COURT
	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND

TAKE DUE NOTICE that the First and Final Auditor's report in the above-entitled cause was filed on March 24, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rule of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this report to the following parties by regular U.S. Mail, postage prepaid;

Thomas S. Simpkins, Esq.
51 N. Somerset Avenue
Princess Anne, Maryland

Tony Bruce, Esq.
S. Somerset Avenue
Princess Anne, Maryland

James I. Johnson
c/o United Insurance Company
106 W. Circle Avenue
Salisbury, Maryland 21801

Janet F. Johnson
c/o E. S. Adkins Company
801 N. Salisbury Blvd.
Salisbury, Maryland 21801

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

IN THE MATTER OF THE FORECLOSURE OF A MORTGAGE FROM JAMES I. JOHNSON AND JANET F. JOHNSON, HIS WIFE

* NO. 9841 CHANCERY

* IN THE CIRCUIT COURT

* FOR SOMERSET COUNTY

* STATE OF MARYLAND

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Assignee therein, states the following account:

He charges the Assignee with the amount of sale as reported by him being the sum of thirty-nine thousand two hundred fifty dollars ($39,250.00) plus accrued interest of two hundred forty dollars and eighty-eight cents ($240.88).

He has allowed the proper fees, costs and all other proper expenses amounting to three thousand sixty-nine dollars and ninety-seven cents ($3,069.97).

The balance then remaining amounts to thirty-six thousand three hundred seventy dollars and ninety-one cents ($36,370.91) to be distributed as follows:

To Assignee to satisfy mortgage and interest		32,980.97
To Peninsula Bank - Judgment Creditor		3,439.94
Amount of Sale		39,250.00
Interest from Date of Sale to Settlement		240.88
Total		39,490.88
Expenses, Costs, Fees		
Marylander & Herald-Advertising	113.50	
Edwin B. Muir - Auctioneer	75.00	
Clerk of Court Costs	98.00	
Daily Times-Advertising	73.03	
Henderson Insurance Bond	120.00	
State & County Taxes	348.10	
Clerk to Record Assignment	5.00	
Postage	4.84	
Thomas Simpkins' Fee per Mortgage	75.00	
Thomas Simpkins' Commission per Rules	2112.50	
Notary Fee	5.00	
Auditor's Fee	40.00	
Total		3,069.97

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

Funds to be distributed		36,420.91
First Mortgage		
Principal (1/13/76)	31,869.09	
Interest (1/13/76)	509.91	
Interest (1/13/76 to 4/7/76)	601.97	
Total Debt First Mortgage		32,980.97
Balance to be distributed to Peninsula Bank per Order of Court		3,439.94

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

No. 9844 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 24th day of March, 1976 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 8th day of April, 1976.

S. Gordon Thorburn
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 28th day of September, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

S. Gordon Thorburn
CLERK

LIBER 045 PAGE 597

OCT. 8 1976

USER 45 PAGE 598

OCT 20-75 B 524614D*****40.00

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9804 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County,
JOSEPH W. HAYMAN, JR.	*	State of Maryland
and		
FRANCES H. EPPS Route 1, Manokin, Maryland	*	

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated April 23, 1971, from Joseph W. Hayman, Jr., and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 259, Folio 748; Lloyd O. Whitehead and Donald C. Davis having been appointed Substitute Trustees in accordance with the provisions of said Deed of Trust. the said Deed of Trust having been assumed by Frances H. Epps.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

FOR SUBSTITUTION OF TRUSTEED SEE LIBER NO. 290, FOLIO 01.
FOR ORIGINAL DEED OF TRUST SEE LIBER NO. 259, FOLIO 748.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

-vs-

JOSEPH W. HAYMAN, JR.,

and

FRANCES H. EPPS
Route 1, Manokin,
Maryland

*
*
*
*
*
*
****

No. 9804 Chancery

In the Circuit Court

For Somerset County

State of Maryland

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 16th day of October, 1975, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Homes, Inc. in accordance with the provisions of a Deed of Trust from Joseph W. Hayman, Jr.; , dated April 23, 1971, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 259, Folio 748; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $6,867.38 is now due and owing: the said Deed of Trust having been assumed by Frances H. Epps.

2. That the 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.

3. That the last known Post Office Address of the Defendants was Route 1, Manokin, Maryland.

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Beverly A. Tilghman
Notary Public

My Commission Expires: July 1, 1978

BEVERLY A. TILGHMAN NOTARY PUBLIC WICOMICO COUNTY

LAW OFFICES, PERDUE, BWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

CHEP. 45 PAGE 300

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9804 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
JOSEPH W. HAYMAN, JR.	*	State of Maryland
and	*	
FRANCES H. EPPS, Route 1, Manokin, Maryland	*	

****

AMENDED
AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 4th day of March, 1976, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, who made oath in due form of law as follows:

1. That they have been appointed Substitute Trustees for Jim Walter Homes, Inc., in accordance with the provisions of a Deed of Trust from Joseph W. Hayman, Jr., , dated April 23, 1971, and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 259, Folio 748; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law that the sum of $6681.38, plus $1.86 interest after March 4, 1976, per day, is now due and owing, the said Deed of Trust having been assumed by Frances H. Epps.

2. That the 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.

3. That the last known Post Office Address of the Defendants was Route 1, Manokin, Maryland.

Lloyd O. Whitehead, Substitute Trustee, Affiant

Donald C. Davis, Substitute Trustee, Affiant

AS WITNESS my hand and Notarial Seal.

Notary Public

My Commission Expires July 1, 1978.

FOR BOND SEE BOND BOOK NO. 10, Folio 124.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

MORTGAGEE OR ATTORNEYS' BOND

No. 9804 CHANCERY

Know all Men by these Presents:

THAT WE Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees

of 212 E. Main Street, Salisbury, Maryland 21801

and the AETNA INSURANCE COMPANY, *a body corporate, duly authorized by its charter to become sole surety on bonds, are held and firmly bound unto the State of Maryland, in the full and just sum of* Eight thousand and 00/100----------($8,000.00) *Dollars, to be paid to the said State, or its certain attorney, to which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this* 19th *day of* March *in the year of our Lord nineteen hundred and* Seventy-six

WHEREAS, the above bounden Lloyd O. Whitehead and Donald C. Davis *by virtue of a power contained in* ~~mortgage~~ Deed of Trust *from* Joseph W. Hayman, Jr. *assumed by* Frances H. Epps *to* JIM WALTER HOMES, INC.

dated 4-23-71 *and recorded in Liber* ITT259 *No.* ..... *folio* 748 *etc., one of the Land Record Books of* Somerset County *is authorized and empowered to sell the property described in said* ~~mortgage~~ Deed of Trust *in case of default being made in any of the covenants contained therein, and whereas such default has occurred and the said* Lloyd O. Whitehead and Donald C. Davis *is about to execute the power vested in him in said mortgage;*

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden do and shall abide by and fulfill any order or decree which shall be passed by any Court of Equity in relation to the sale of said property or the proceeds thereof, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered in the presence of }

[SEAL.]

[SEAL.]

AETNA INSURANCE COMPANY

By ..... *Attorney-in-Fact.*

ATTEST: Beverly A. Silghman

THE WITHIN BOND APPROVED,

PER: S. Theodore Phoebus, CLERK.

LIBER 010 PAGE 124

USE 45 001

Ætna Insurance Company

OF HARTFORD, CONNECTICUT

LIBER 45 PAGE 602

POWER OF ATTORNEY

Know all Men by these Presents, That ÆTNA INSURANCE COMPANY, a corporation created by and existing under the laws of the State of Connecticut, having its principal office in the City of Hartford, State of Connecticut, does hereby nominate, constitute and appoint

Robbin W. Gray of Salisbury, Maryland

its true and lawful attorney(s) in fact, with full power and authority hereby conferred to execute, and to affix thereto the seal of the corporation, as Surety, as its act and deed, subject to the limitations and conditions hereinafter set forth, bonds and undertakings as follows:

Any and all bonds and undertakings of suretyship provided the penal sum of no one bond shall in any event exceed FIVE HUNDRED THOUSAND ($500,000) DOLLARS .

and to bind ÆTNA INSURANCE COMPANY thereby as fully and to the same extent as if such bond were signed by the duly authorized officers of ÆTNA INSURANCE COMPANY, and all the acts of said attorney(s), pursuant to the authority herein given, are hereby ratified and confirmed.

This power of attorney is granted under and by the authority of the following applicable paragraphs of ARTICLE II of the BYLAWS of the company:

The president or a vice president may execute fidelity and surety bonds and other bonds, contracts of indemnity, recognizances, stipulations, undertakings, receipts, releases, deeds, releases of mortgages, contracts, agreements, policies, notices of appearance, waivers of citation and consents to modifications of contracts as may be required in the ordinary course of business or by vote of the directors, and such execution may be attested where necessary or desirable and the seal of the company where necessary or desirable may be affixed to the specific instrument by a secretary or an assistant secretary.

The president or a vice president may with the concurrence of a secretary or an assistant secretary appoint and authorize an attorney-in-fact or any other person to execute on behalf of the company any such instruments and undertakings and to affix the seal of the company thereto where necessary or desirable.

The attorneys-in-fact under the preceding paragraphs of this article are authorized and empowered to certify to a copy of any of the bylaws of the company or any resolutions adopted by the directors or to the financial statement of the condition of the company and to affix the seal of the company thereto where necessary or desirable.

This power of attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the ÆTNA INSURANCE COMPANY at a meeting duly called and held on the 11th day of February, 1966.

RESOLVED THAT, In the execution, attestation and sealing of any instrument or undertaking authorized by Article II of the Bylaws, the facsimile signatures of the officers and the facsimile seal of the Company affixed thereto shall be valid and binding upon the Company.

IN WITNESS WHEREOF, ÆTNA INSURANCE COMPANY has caused these presents to be signed by its President and its Secretary and its corporate seal to be hereunto affixed, attested by its Secretary, this 22nd day of August, 19 75

ÆTNA INSURANCE COMPANY

Attest: J. J. Murphy, Secretary

F. D. Watkins, President

HARTFORD ÆTNA INSURANCE CO. CONNECTICUT

J. J. Murphy, Secretary

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss.

On this 22nd day of August, 19 75, before me, Olive E. Mackey, the undersigned officer, personally appeared F. D. WATKINS and J. J. MURPHY who acknowledged themselves to be the President and Secretary of ÆTNA INSURANCE COMPANY, a corporation, and that they, as such President and Secretary being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by themselves as President and Secretary, and that said Secretary affixed thereto the seal of the corporation and attested to the execution of the foregoing instrument.

In Witness Whereof I hereunto set my hand and seal.

OLIVE E. MACKEY NOTARY PUBLIC HARTFORD, CONN.

Olive E. Mackey, Notary Public

My commission expires April 1, 1977

CERTIFICATE

I, the undersigned, Secretary of the ÆTNA INSURANCE COMPANY, a Connecticut corporation, DO HEREBY CERTIFY that the above and foregoing Power of Attorney remains in full force and has not been revoked; and, furthermore, that the paragraphs of ARTICLE II of the BYLAWS of the corporation, and the Resolution of the Board of Directors, as set forth in the Power of Attorney, are now in force.

Signed and Sealed at Hartford, Connecticut, this 19th day of Mar, 19 76

HARTFORD ÆTNA INSURANCE CO. CONNECTICUT

J. J. Murphy, Secretary

03733

Form 630-87 Ed. Feb. '73 PRINTED IN U.S.A.

LIBER 010 PAGE 125

Filed for Record March 19 76 and recorded in Liber I. T. P. No. 10 Folio 124

Test. J. Theodore Phoebus Clerk

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees

-vs-

JOSEPH W. HAYMAN, JR. and FRANCES H. EPPS
Route 1
Manokin, Maryland

* No. 9804 Chancery

* In the Circuit Court

* For Somerset County,

* State of Maryland

****

AFFIDAVIT OF COMPLIANCE - RULE W. 74 a 2b

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, make oath that we mailed to the Mortgagor, Joseph W. Hayman, Jr. and Frances H. Epps, at the Mortgagors last known address at Route 1, Manokin Maryland, as to Mr. Hayman and Route 1, P.O.Box 65, Manokin, Maryland 21836 as to Mrs. Epps, by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on March 11, 1976. Also attached is Return Receipt showing the said Mortgagor duly received the same.

LLOYD O. WHITEHEAD, Substitute Trustee

DONALD C. DAVIS, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 19th day of March, 1976, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC
Beverly A. Tilghman
My Commission Expires: July 1, ~~XXXX~~ 1978.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 45 PAGE 614

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
749-2211

EASTON OFFICE
16 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1988

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-8408

March 11, 1976

Mr. Joseph W. Hayman, Jr.
Route 1
Manokin, Maryland 21836

Dear Mr. Hayman:

This letter will advise you that the Deed of Trust executed by you to Jim Walter Homes, Inc. of April 23, 1974, and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 259, folio 748, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herlad beginning February 26, 1976. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on Friday, March 19, 1976 at or about 10:00 o'clock A.M. The Terms of Sale will be $ 1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Homes, Inc. and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

Lloyd O. Whitehead

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 20313

CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS

212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
749-2211

EASTON OFFICE
16 SOUTH WASHINGTON STREET
EASTON, MARYLAND 21601
(301) 822-1988

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-8408

March 11, 1976

Ms. Frances Epps
P.O. Box 65
Manokin, Maryland 21836

Dear Ms. Epps:

This letter will advise you that the Deed of Trust executed by you to Jim Walter Homes, Inc. of April 23, 1971, and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 259, folio 748, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald beginning Febraary 26, 1976. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland on Friday, March 19, 1976 at or about 10:00 o'clock A.M. The Terms of Sale will be $ 1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Jim Walter Homes, Inc. and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashiers check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

Lloyd O. Whitehead

LLOYD O. WHITEHEAD

LOW:vmh
File No.: 20313
CERTIFIED MAIL, RETURN RECEIPT REQUESTED

45 ME 606

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

○ SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- ☐ Show to whom and date delivered..... 15¢
- ☒ Show to whom, date, & address of delivery.. 35¢
- ☐ RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢
- ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Mr Joseph W. Hayman, Jr
Route 1
Manchester Md 21836

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	399253	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
X Thomas Hayman

4. DATE OF DELIVERY 3/12/76

POSTMARK

5. ADDRESS (Complete only if requested)
Manchester Md

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS BJW

☆ GPO: 1975—O-506-047

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

○ SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- ☐ Show to whom and date delivered..... 15¢
- ☒ Show to whom, date, & address of delivery.. 35¢
- ☐ RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢
- ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Ms. Frances Epps
PO Box 65
Manchester, Md 21836

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	399252	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
X Frances Epps

4. DATE OF DELIVERY 3/12/76

POSTMARK

5. ADDRESS (Complete only if requested)
Manchester Md

6. UNABLE TO DELIVER BECAUSE:

CLERK'S INITIALS BJW

☆ GPO: 1975—O-506-047

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	No. 9804 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
JOSEPH W. HAYMAN, JR. AND FRANCES H. EPPS Route 1 Manokin, Maryland	*	State of Maryland

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, pursuant to the power of sale contained in the Deed of Trust dated April 23, 1971, from Joseph W. Hayman, Jr., subsequently assumed by Frances H. Epps, and recorded among the Land Records of Somerset County, State of Maryland, in Liber ITP 259, Folio 748 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, Somerset Co. Maryland, prior to March 19, 1976, and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on March 19, 1976, at 10:00 o'clock A.M. attend at the front door of the Court House in 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 Joseph W. Hayman, Jr., and/or Frances H. Epps, said property being more particularly described as follows:

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

All that lot of land situate in the County of Somerset, State of Maryland, more particularly described as follows: All that lot of land situate in Westover Election District, Somerset County, Maryland, on the Easterly side of Fountain Road and described as follows: BEGINNING for the outlines of the same at a point on the Easterly side of said Fountain Road at the Southwesterly corner of the land of Joseph Hayman, et ux, the same being the Northwesterly corner of the land hereby conveyed; thence in an easterly direction by and with the said Hayman land and a ditch to the lands of Isaac Fontaine's heirs and a cross-ditch; thence in a southerly direction by and with said Fontaine land and the ditch 200'; thence in a westerly direction parallel with the first call hereof and with the reserved land of the grantors to the easterly side of said road; thence in a northerly direction by and with said road, 200' to the point of beginning. And being the same land conveyed unto Eugene Epps by deed from John Wesley Moore and wife, dated February 10, 1970, and recorded among the Land Records of Somerset County in Liber 258, Folio 350.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

AND your Trustees sold the aforedescribed property to MID-STATE HOMES, INC.,

a body corporate of Florida,

at and for the sum of $ 7500.00 at that sum, being the highest bidder therefor,

and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead, Substitute Trustee

Donald C. Davis, Substitute Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 19th day of March, 19 76, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, 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.

AS WITNESS my hand and Notarial Seal the day and year above written.

Beverly A. Tilghman

NOTARY PUBLIC
Beverly A. Tilghman

BEVERLY A. TILGHMAN NOTARY PUBLIC WICOMICO COUNTY, MD.

My Commission Expires: July 1, 1978.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 45 FOLIO 610

ORDER NISI

ORDERED by the Circuit Court of Somerset County, Maryland, in Equity on this 22nd day of March, 1976, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Joseph W. Hayman, Jr., as assumed by Frances H. Epps, 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 22nd day of April, 1976; 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 12th day of April, 1976.

The report states the amount of the sale to be $ 7500.00.

L. Theodore Shockley
Clerk

LAW OFFICES, PERDUE, GWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, to-wit:

I HEREBY CERTIFY, That on this 19th day of March, A.D., 1976, before me, the subscriber, a Notary Public of the State of Maryland, in and for Wicomico County aforesaid, personally appeared William A. Ennis, Field Representative of Mid-State Homes, Inc.,

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

(1) That I, William A. Ennis, attended the sale the property described in the mortgage filed in these proceedings held in Princess Anne, Maryland, on Friday, March 19, 1976 xxxx, and purchased the same for Mid-State Homes, Inc., for the Sum of $7500.00

(2) That no other persons, firms or corporations are financially interested or involved, as principal or otherwise, except Mid-State Homes, Inc.

(3) That I did not

directly or indirectly discouraged anyone from bidding on said property.

William A Ennis
Affiant William A. Ennis, Field Representative of Mid-State Homes, Inc.

SUBSCRIBED AND SWORN TO, before me, this 19th day March, A.D., 1976.

Beverly A. Tilghman Notary Public
BEVERLY A. TILGHMAN
My Commission expires: 7/1/78.

45 611

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	NO. 9804 CHANCERY
	*	In the Circuit Court
	*	FOR Somerset County
VS.	*	State of Maryland.
JOSEPH W. HAYMAN, JR. and FRANCES H. EPPS Route 1 Manokin, Maryland	*	

* * * * * * * * * *

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, this 29th day of April, 1976, that the sale made and reported by the Substitute Trustees herein as aforesaid, be, and the same is hereby, finally RATIFIED AND CONFIRMED, no cause to the contrary having been shown, although due notice appears to have been given as required by the Order Nisi passed in this cause; that said Substitute Trustees are allowed a fee of $200.00 in lieu of commission.

Lloyd L. Simpkins

JUDGE.

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

PRINCESS ANNE, MD., April 26 1976

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: Mar. 25, Apr. 1 & 8

J. Bryan Byrd (B)

Business Manager MARYLANDER and HERALD

85 613

Perdue, Owrutsky & Whitehead
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

ORDER NISI

LLOYD O. WHITEHEAD and
DONALD C. DAVIS,
Substitute Trustees

-VS-

JOSEPH W. HAYMAN, JR.
AND
FRANCES H. EPPS
Route 1
Manokin, Maryland
No. 9804 chancery

In the Circuit Court For Somerset County, State of Maryland

ORDERED by the Circuit Court for Somerset County, Maryland, in Equity, on this 22nd day of March, 1976, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Substitute Trustees, under the power of sale contained in the Deed of Trust from Joseph W. Hayman, Jr., as assumed by Frances H. Epps, 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 22nd day of April, 1976; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 12th day of April, 1976.

The Report states the amount of the sale to be $7500.00.

s/I. THEODORE PHOEBUS
CLERK

TRUE COPY, TEST:
I. THEODORE PHOEBUS

49-3tc

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Substitute Trustees	*	NO. 9804 CHANCERY
	*	IN THE CIRCUIT COURT FOR
VS.	*	SOMERSET COUNTY
JOSEPH W. HAYMAN, JR. and FRANCES H. EPPS	*	STATE OF MARYLAND
	*	

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Assignee therein, states the following account:

He charges the Assignee with the amount of sale as reported by him being the sum of seven thousand five hundred dollars ($7,500.00).

He has allowed the proper fees, costs and all other proper expenses amounting to eight hundred twenty-two dollars and six cents ($822.06).

The balance then remaining amounts to sixty-six hundred seventy-seven dollars and ninety-four cents ($6,677.94) to be paid to the Trustees to be credited to the Deed of Trust.

Amount of Sale		$ 7,500.00
Expenses, Costs, Fees:		
Marylander & Herald - Advertising	$ 118.75	
O. J. Brittingham - Auctioneer	50.00	
Clerk of Court Costs	73.00	
Gray Insurance Agency - Bond	32.00	
Postage & Mileage	10.00	
Notary Fee - Beverly A. Tilghman	3.00	
Auditor's Fee	40.00	
State & County Taxes	295.31	
Trustees' Commission per Court Order	200.00	
Total Expenses, Costs, Fees		822.06
Funds to be Distributed		$ 6,677.94
First Mortgage per Amended Affidavit of Indebtedness	$6,681.38	
Interest at 1.86 per day from 3/4/76 to 3/19/76	27.90	
		6,709.28
Deficiency		-31.34

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LLOYD O. WHITEHEAD and DONALD C. DAVIS Substitute Trustees	*	NO. 9804 CHANCERY
	*	IN THE CIRCUIT COURT FOR
VS.	*	SOMERSET COUNTY
JOSEPH W. HAYMAN, JR. and FRANCES H. EPPS	*	STATE OF MARYLAND
	*	

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on May 11, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this report to the following parties by regular U. S. mail, postage prepaid:

Lloyd O. Whitehead, Esq.
212 E. Main Street
Salisbury, Maryland 21801

Joseph W. Hayman, Jr.
Route 1
Manokin, Maryland 21836

Frances H. Epps
Route 1
Manokin, Maryland 21836

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3500

LIBER 45 PAGE 616

No. 9804 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 12th day of May, 1976 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 27th day of May, 1976.

L. 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 28th day of May, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

Exd.
MAR. 7 1978

JAN 30-76 B 927057D*****40.00

John William Long and John B. Long, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	No. 9856 Chancery
	*	In the Circuit Court
	*	For Somerset County
	*	State of Maryland
Ex Parte	*	

****

ORDER TO FILE MORTGAGE FOR FORECLOSURE

MR. CLERK:

Please docket a suit as above and file for foreclosure mortgage and mortgage note from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland, dated November 19, 1973, and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 276, Folio 782.

John William Long

John B. Long, II

Attorneys and Agents for foreclosure and collection

ADDRESSES:

James Earl Dykes: Rt. 1, Box 41-F, Pocomoke City, Maryland 21851
France Anna Dykes: Rt. 1, Box 41-F, Pocomoke City, Maryland 21851
The Bank of Fruitland: Fruitland, Maryland 21826
John William Long: 124 East Main Street, Salisbury, Maryland 21801
John B. Long, II: 124 East Main Street, Salisbury, Maryland 21801

FOR ORIGINAL MORTGAGE SEE LIBER NO. 276, FOLIO NO. 782

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

LIBER 45 PAGE 618

$ 24,000.00 Salisbury, Maryland

One Year after date hereof, for value received we

promise to pay to the order of The Bank of Fruitland, a body corporate of the State of Maryland the sum of Twenty-four Thousand and NO/100---------- Dollars ($24,000.00) with interest thereon from the date hereof, at the rate of eight per centum per annum, payable monthly on the unpaid balance; after fifteen days default there will be a late charge of $2.00

the same being for money this day borrowed from the said The Bank of Fruitland

to secure the payment of which said sum with interest as aforesaid, we

have this day executed unto the said The Bank of Fruitland

a mortgage of even date herewith on certain real estate situated in Dublin

Election District of Somerset County, State of Maryland, and it is further agreed that if any default be made in the payment of the principal or interest at the time limited for the payment thereof, or in any condition or covenant of the said mortgage, then this entire debt, and all interest thereon, shall become immediately due and demandable, and we hereby authorize and empower any attorney of any court of record in the State of Maryland, or elsewhere, to appear in any of said courts at any time thereafter, in any suit or suits hereon, by the said The Bank of Fruitland, its successors

~~personal representatives~~ or assigns, and in the name and stead of ourselves to confess judgment during term or recess of court for the amount remaining due hereon, on account of said principal sum and interest, together with the costs of suit and collection charges of ten per centum to the attorney making collection hereof, and we hereby expressly waive all right to summons and to exemptions of every kind as to the debt evidenced by this obligation, and to all stay of execution upon any judgment rendered hereon.

AS WITNESS our hands and seals this 19 day of Nov., 1973.

James Earl Dykes (SEAL)
JAMES EARL DYKES

Test: M C Lang

France Anna Dykes (SEAL)
FRANCE ANNA DYKES

(SEAL)

(SEAL)

8%

Mortgage Bond

THE BANK OF FRUITLAND
A BODY CORPORATE

FROM

JAMES EARL DYKES and
FRANCES ANNA DYKES, his wife
Rt #1 Box 41F
Pocomoke City, Md
21851

Amount $ 24,000.00

Date

Interest payable Nov. 15 Nov.
7.92 Int
208.67

JOHN WILLIAM LONG
Attorney-at-Law
ADVERTISER BUILDING
SALISBURY, MARYLAND 21801

First mortgage

8

DE LAND SERVICE-ALLEGAN MICH K-10

DATE OF PAYMENT			PAYMENTS: INTEREST AMOUNT		PAYMENTS: INTEREST PAID TO			PAYMENTS: PAID ON PRINCIPAL		BALANCE UNPAID	
11	19	73								24,000	00
12	21	73	160	01	12	19	73	40	74	23,959	26
1	21	74	159	74	1	19	74	41	01	23,918	25
2	19	74	159	46	2	19	74	41	29	23,876	96
3	19	74	159	18	3	19	74	41	56	23,835	40
4	16	74	158	90	4	19	74	41	85	23,793	55
5	21	74	158	62	5	19	74	42	12	23,751	43
6	21	74	158	35	6	19	74	42	40	23,709	03
7	30	74	316	70	8	19	74	85	36	23,623	67
9	30	74	157	49	9	19	74	43	26	23,580	41
10	7	74	157	20	10	19	74	43	55	23,538	86
11	9	74	156	93	11	19	74	43	82	23,496	04
12	3	75	156	66	12	19	74	42	11	23,453	93
4	15	75	469	64	3	19	75	156	97	23,295	96
6	13	75	468	93	6	19	75	173	46	23,022	50

FILED
JAN 30 11 03 AM '76
RECORDED IN POLIO
LIBER NO.
I. THEODORE PHOEBUS, CLK.CT.CT.
BY DEPUTY

FILED
JAN 30 11 03 AM '76
RECORDED IN POLIO
LIBER NO. 45
I. THEODORE PHOEBUS, CLK.CT.CT.
BY

John William Long and John B. Long, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	No. 9856 Chancery
	*	In the Circuit Court
	*	For Somerset County
	*	State of Maryland
Ex Parte	*	

****

STATEMENT OF MORTGAGE DEBT

STATE OF MARYLAND,

COUNTY OF WICOMICO:

On this the 29th day of January, 1976, before me, the undersigned officer, personally appeared Amos E. Lang, Cashier of The Bank of Fruitland, a body corporate of the State of Maryland, Mortgagee in the above entitled cause, and made oath in due form of law that there is due and owing on said mortgage principal the sum of $23,122.50, plus interest at the rate of 8% per annum from June 19, 1975, and the said Amos E. Lang did further make oath in due form of law that he has personal knowledge that the Mortgagors in the above entitled cause are not in military service of the United States of America and that they have not been in military service of the United States of America during the 30 day period immediately preceeding the making of this affidavit, and the said Amos E. Lang did further make oath that he is Cashier of said The Bank of Fruitland and that as such he is duly authorized to make and does make affidavit for and on behalf of the said The Bank of Fruitland.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires:
July 1, 1978

Eleanor Sue Johnson
Notary Public

ELEANOR SUE JOHNSON
NOTARY
PUBLIC
WICOMICO COUNTY, MD.

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

John William Long and John B. Long, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	No. 9856 Chancery
	*	In the Circuit Court
	*	For Somerset County
	*	State of Maryland
Ex Parte	*	

****

BOND

KNOW ALL MEN BY THESE PRESENTS:

That we, John William Long and John B. Long, II, both of Salisbury, Md., 21801 as principal and The Fidelity &Deposit Co. of Maryland, Baltimore, Md., as surety, are held and firmly bound unto the State of Maryland in the full and just sum of TWENTY-FIVE THOUSAND DOLLARS ($25,000.00) 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 and successors, jointly and severally, firmly by these presents.

Sealed with our seals and dated this third day of February, in the year Nineteen Hundred and Seventy-Six.

WHEREAS, the above bounden John William Long and John B. Long, II, by virtue of the power contained in a mortgage from James Earl Dykes and France Anna Dykes, his wife, dated November 19, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 276, Folio 782, are about to sell the land and premises described in said mortgage, default having been made in the payment of the money as specified and in the conditions and covenants therein contained.

NOW, THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden John William Long and John B. Long, II do and shall well and truly and faithfully perform the trust reposed in them under the mortgage aforesaid, and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

relation to the sale of said mortgaged property, or the proceeds thereof, then the above obligation to be void, otherwise to be and remain in full force and virtue in law.

ATTEST:

/s/ J.Asbury Holloway

John William Long (SEAL)

AS TO BOTH
address below.

John B. Long, II (SEAL)

ATTEST:

/s/ J.Asbury Holloway
502 Tony Tank Lane,
Salisbury, Md. 21801

The Fidelity & Deposit Co. of Maryland

BY Horace B. vanAuken

Horace B. vanAuken,Atty inFact.

THE WITHIN BOND APPROVED,

PER: L. Theodore Phillips, CLERK.

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

LIBER 010 PAGE 115

Power of Attorney

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

HOME OFFICE: BALTIMORE, MD.

KNOW ALL MEN BY THESE PRESENTS: That the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, a corporation of the State of Maryland, by A. R. FROMM, Vice-President, and J. C. McHUGH, Assistant Secretary, in pursuance of authority granted by Article VI, Section 2, of the By-Laws of said Company, which reads as follows:

"The President, or any one of the Executive Vice-Presidents, or any one of the additional Vice-Presidents specially authorized so to do by the Board of Directors or by the Executive Committee, shall have power, by and with the concurrence of the Secretary or any one of the Assistant Secretaries, to appoint Resident Vice-Presidents, Resident Assistant Secretaries, and Attorneys-in-Fact as the business of the Company may require, or to authorize any person or persons to execute on behalf of the Company any bonds, undertakings, recognizances, stipulations, policies, contracts, agreements, deeds, and releases and assignments of judgments, decrees, mortgages and instruments in the nature of mortgages, and also all other instruments and documents which the business of the Company may require, and to affix the seal of the Company thereto."

does hereby nominate, constitute and appoint Horace B. VanAuken of Salisbury, Maryland.....

its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed:

I. Bonds and undertakings for faithful performance of duty to be filed in any Court of any State of the United States, or in any United States Court, each in a penalty not to exceed the sum of ONE HUNDRED THOUSAND DOLLARS ($100,000) as follows: For administrators and executors; committees for incompetent persons; conservators; commissioners; guardians; referees and trustees for the sale of property; receivers and trustees in bankruptcy proceedings; receivers in equity; trustees under will; persons and corporations exercising powers of sale in deeds, mortgages, and other written instruments covering property located in any state of the United States, EXCEPT ASSIGNMENTS FOR BENEFIT OF CREDITORS.

~~II. Bonds and undertakings to be filed in any Court of any State, each in a penalty not to exceed the sum of SEVEN HUNDRED FIFTY DOLLARS ($750) as follows: For the payment of costs; for continuing medical care; replevin; attachment; garnishment; sequestration and replevin suits; for removal of suits from State to Federal Courts.~~

III. Bonds each in a penalty not to exceed the sum of TEN THOUSAND DOLLARS ($10,000) required of State, County, Township or Municipal Officials, of any State of the United States, whether elected or appointed, except those for Treasurers, Deputy Treasurers, Tax Collectors, Deputy Tax Collectors, Sheriffs, Deputy Sheriffs, Police Constables and Justices of Peace.

IV. Bonds for Notaries Public required by the Laws of any State of the United States, each in a penalty not to exceed the sum of FIVE THOUSAND DOLLARS ($5,000).

V. License bonds, each in a penalty not to exceed the sum of TEN THOUSAND DOLLARS ($10,000) required by the Statute of any State of the United States or by Ordinance of any Municipality in any State.

II. Bonds and undertakings to be filed in any civil proceeding in any court of any state of the United States, or in any United States court, each in a penalty not to exceed the sum of ONE HUNDRED THOUSAND DOLLARS ($100,000).....

And the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Company, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the Company at its office in Baltimore, Maryland, in their own proper persons. This power of attorney revokes that issued on behalf Horace B. VanAuken and J. Asbury Holloway, dated August 21, 1964.

The said Assistant Secretary does hereby certify that the aforegoing is a true copy of Article VI, Section 2, of the By-Laws of said Company, and is now in force.

IN WITNESS WHEREOF, the said Vice-President and Assistant Secretary have hereunto subscribed their names and affixed the Corporate Seal of the said FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 22nd day of July, A.D. 19 69.

ATTEST: FIDELITY AND DEPOSIT COMPANY OF MARYLAND

(SIGNED) J. C. McHUGH, *Assistant Secretary* — By A. R. FROMM, *Vice-President*

(SEAL)

STATE OF MARYLAND
CITY OF BALTIMORE } ss:

On this 22nd day of July, A.D. 19 69, before the subscriber, a Notary Public of the State of Maryland, in and for the City of Baltimore, duly commissioned and qualified, came the above-named Vice-President and Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and they each acknowledged the execution of the same, and being by me duly sworn, severally and each for himself deposeth and saith, that they are the said officers of the Company aforesaid, and that the seal affixed to the preceding instrument is the Corporate Seal of said Company, and that the said Corporate Seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal, at the City of Baltimore, the day and year first above written.

(SIGNED) EVELYN D. JONES

(SEAL) Notary Public Commission Expires July 1, 1970

CERTIFICATE

I, the undersigned, Assistant Secretary of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy, is in full force and effect on the date of this certificate; and I do further certify that the Vice-President who executed the said Power of Attorney was one of the additional Vice-Presidents specially authorized by the Board of Directors to appoint any Attorney-in-Fact as provided in Article VI, Section 2 of the By-Laws of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND.

This Certificate is signed by facsimile under and by authority of the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 16th day of July, 1969.

RESOLVED: "That the facsimile or mechanically reproduced signature of any Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed."

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seal of the said Company, this Ninth day of February, 1976.

FILED
FEB 9 8 51 AM '76

RECORDED IN
LIBER NO. 10 FOLIO 114
A. THEODORE PHOEBUS, CLK. CT. CT.
BY DEPUTY

Assistant Secretary

L1427 Ctf. 196149

LIBER 45 PAGE 623

LIBER 010 PAGE 116

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	No. 9856 Chancery
	*	In the Circuit Court
	*	For Somerset County
	*	State of Maryland
Ex Parte	*	

****

AFFIDAVIT OF NOTICE TO MORTGAGORS
PURSUANT TO RULE W74. a. 2. (c)

I, John William Long, one of the attorneys and agents for the purpose of foreclosure and collection of the mortgage filed for foreclosure in the above proceeding, make oath that the following facts are true to the best of my knowledge, information and belief:

I mailed by certified mail a notice of the time, place and terms of sale to each of the mortgagors on February 12, 1976 at Rt. 1, Box 41-F, Pocomoke City, Maryland, which is the last address that I know for them. A receipt from the post office for each of said notices sent by certified mail is attached hereto. Both of the notices were received by the Mortgagees on February 17 and February 18, 1976, as shown by the receipts attached hereto.

JOHN WILLIAM LONG

STATE OF MARYLAND,
COUNTY OF WICOMICO:

On this the 1st day of March, 1976, before me, the undersigned officer, personally appeared John William Long, affiant, and made oath in due form of law that the matters and facts hereinabove set forth are true to the best of his knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

Eleanor Sue Johnson
Notary Public

ELEANOR SUE JOHNSON NOTARY PUBLIC WICOMICO COUNTY, MD.

My Commission Expires:
July 1, 1978

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

No. 213804

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
Mrs. France Anna Dykes

STREET AND NO.
Rt. 1, Box 41-F

P.O., STATE AND ZIP CODE
Pocomoke City, Md. 21851

POSTMARK OR DATE
SALISBURY, MD MAIN STREET STA FEB 12 1976

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢

DELIVER TO ADDRESSEE ONLY ..... 50¢

SPECIAL DELIVERY (extra fee required) .....

PS Form 3800 Apr. 1971 — NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL — (See other side) — ☆ GPO : 1972 O - 460-743

No. 213803

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

SENT TO
Mr. James Earl Dykes

STREET AND NO.
Rt. 1, Box 41-F

P.O., STATE AND ZIP CODE
Pocomoke City, Md. 21851

POSTMARK OR DATE
SALISBURY, MD STA USPO FEB 12 1976

OPTIONAL SERVICES FOR ADDITIONAL FEES

RETURN RECEIPT SERVICES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered .. 35¢
With delivery to addressee only ..... 85¢

DELIVER TO ADDRESSEE ONLY ..... 50¢

SPECIAL DELIVERY (extra fee required) .....

PS Form 3800 Apr. 1971 — NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL — (See other side) — ☆ GPO : 1972 O - 460-743

PS Form 3811, Jan. 1975 — RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- [x] Show to whom and date delivered..... 15¢
- [ ] Show to whom, date, & address of delivery.. 35¢
- [ ] RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢
- [ ] RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Mrs. France Anna Dykes
Rt. 1, Box 41-F
Pocomoke City, Maryland 2185

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	213804	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY: 2-17-76 — POSTMARK

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: — CLERK'S INITIALS

☆ GPO : 1975—O-568-047

PS Form 3811, Jan. 1975 — RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3. Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- [x] Show to whom and date delivered..... 15¢
- [ ] Show to whom, date, & address of delivery.. 35¢
- [ ] RESTRICTED DELIVERY. Show to whom and date delivered..... 65¢
- [ ] RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Mr. James Earl Dykes
Rt. 1, Box 41-F
Pocomoke City, Md. 21851

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	213803	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent

4. DATE OF DELIVERY — POSTMARK SALISBURY, MD FEB 19 1976

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE: — CLERK'S INITIALS

☆ GPO : 1975—O-568-047

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	No. 9856 Chancery
	*	In the Circuit Court
	*	For Somerset County
	*	State of Maryland
Ex Parte	*	

****

REPORT OF SALE

The report of John William Long and John B. Long, II, Attorneys and Agents for the purpose of foreclosure and collection, under Power of Sale contained in a mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland, dated November 19, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 276, Folio 782, respectfully shows:

That after default had been made in the terms, covenants and conditions of said mortgage, and after having given at least twenty days' notice by advertisement published once in each of three successive weeks, the first publication being more than fifteen days prior to date of sale and the last such publication being less than one week prior to date of sale, in The Daily Times, a newspaper published in Wicomico County, Maryland, and in the Marylander & Herald, a newspaper published in Somerset County, Maryland, and after having given bond with surety approved by the Clerk of this Court, the Attorneys and Agents did, on Tuesday, March 2, 1976, at or about the hour of two o'clock P.M., attend at the front door of the Court House in Princess Anne, Somerset County, Maryland, it being the time and place mentioned in said advertisements as will more fully appear by reference to the attached copies thereof with a certificate of their publication, and did then and there offer for sale by public auction all the right, title and interest of the said James Earl Dykes and France Anna Dykes, his wife, and all the right, title and interest of

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

all those claiming by, from or under them, in and to all that farm or tract of land situate in Dublin Election District of Somerset County, Maryland, on the county road leading from Pocomoke City to Dividing Creek Bridge, embracing all that part of the land which Clarence Mills, late of Somerset County, Maryland, died seized and possessed, which was conveyed to Harold C. Mills in a deed of partition between Harold C. Mills and wife and Herbert B. Mills and wife, dated March 14, 1905, and of record among the Land Records of Somerset County in Liber O.T.B. No. 40, Folio 218, which said part of said lands lies on the North and West of a divisional line established and set forth in said deed, containing one hundred (100) acres and being also all the same land conveyed unto Robert L. Worth, Jr. from Robert L. Worth, and wife, by deed dated June 5, 1959 and of record among the Land Records of Somerset County, Maryland in Liber G.J.B. No. 194, Folio 9, except so much thereof as has heretofore been conveyed by Robert L. Worth, Jr. unto Levin J. McGee and wife, by deed dated May 28, 1970 and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 256, Folio 193, and except so much thereof as was conveyed unto Decatur Realty Company, by deed dated September 2, 1970, and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 256, Folio 598, the land hereby conveyed being supposed to contain 15.15 acres, more or less, and being all and the same land which was conveyed unto the said James Earl Dykes and France Anna Dykes, his wife, by deed from Woodrow W. Churn and wife, dated November 19, 1973 and recorded among the aforesaid Land Records in Liber I.T.P. No. 276, Folio 779; and being in all respects the same land described in said mortgage, and sold the same unto Joseph M. Murphy and Lena C. Murphy, his wife, at and for the sum of THIRTY THOUSAND DOLLARS ($30,000.00), they being the highest and best bidders therefor,

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

and the said purchasers complied with the terms of sale by paying ONE THOUSAND DOLLARS ($1,000.00) in cash and gave a Note for the balance of TWENTY-NINE THOUSAND DOLLARS ($29,000.00), payable upon final ratification of the sale.

LONG, LAWS, HUGHES & BAHEN

BY: _____
John William Long, Attorney

Respectfully submitted,

_____
JOHN WILLIAM LONG, Attorney and Agent

_____
JOHN B. LONG, II, Attorney and Agent

STATE OF MARYLAND,

COUNTY OF WICOMICO:

On this the 4th day of March, 1976, before me, the undersigned officer, personally appeared John William Long and John B. Long, II, Attorneys and Agents, and made oath in due form of law that the matters and things stated by them in the aforegoing Report of Sale are true and correct to the best of their knowledge, information, and belief, and the sale therein reported was fairly made.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires:

July 1, 1978

_____
Notary Public

ELEANOR SUE JOHNSON
NOTARY
PUBLIC
WICOMICO COUNTY, MD.

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	:	No. 9856 Chancery
	:	In the Circuit Court
	:	For Somerset County
	:	State of Maryland
Ex Parte	:	
	:	

- - - - - - - -

AFFIDAVIT OF PURCHASER

STATE OF MARYLAND,

COUNTY OF WICOMICO:

On this the 4th day of March, 1976, before me, the undersigned officer, personally appeared Joseph M. Murphy and Lena C. Murphy, his wife and made oath in due form of law that they are the purchasers at the sale of the property described in this cause, and that:

(a) That they were not acting as agent for any other person, firm, partnership, or corporation other than stated above;

(b) That there are no other interested principals;

(c) That no one was either directly or indirectly discouraged from bidding at said sale.

Lena C. Murphy
Joseph M. Murphy

SUBSCRIBED and SWORN to before me this 4th day of March, 1976.

Eleanor Sue Johnson
Notary Public

My commission expires:
July 1, 1978

ELEANOR SUE JOHNSON NOTARY PUBLIC WICOMICO COUNTY, MD.

LAW OFFICES
LONG, LAWS, HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

LIBER 45 PAGE 630

CERTIFICATION OF PUBLICATION

Salisbury, Md. . . . February 27 . . . . . 19 76

We hereby certify that the annexed . . . Attorneys' Sale . . . . . was published in . . . . . THE DAILY TIMES on . . . . . 2/6,13,20,27/76 . . . . . .

Bernola Fuller . . . . . .

Thomson Newspapers, Inc.
Publishers of The Daily Times

from home and ev

Long, Laws, Hughes & Bohan,
John William Long
John B. Long, II

Attorneys SALE

OF VALUABLE

FARM, HOUSE AND CHICKEN HOUSES

LOCATED ON ROAD FROM POCOMOKE CITY TO DIVIDING CREEK BRIDGE

Under and by virtue of the power of sale contained in a mortgage from James Earl Dykes and France Anna Dykes, his wife, dated November 19, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 276, Folio 782, default having been made in the terms, covenants and conditions thereof, the undersigned as Attorneys and Agents named therein for the purpose of foreclosure and collection, will offer for sale at public auction at the front door of the Court House, in Princess Anne, Somerset County, Maryland on

TUESDAY, MARCH 2, 1976
at or about the hour of two o'clock P.M.

all that farm or tract of land situate in Dublin Election District of Somerset County, Maryland, on the county road leading from Pocomoke City to Dividing Creek Bridge, embracing all that part of the land which Clarence Mills, late of Somerset County, Maryland, died seized and possessed, which was conveyed to Harold C. Mills in a deed of partition between Harold C. Mills and wife and Herbert B. Mills and wife, dated March 14, 1905, and or record among the Land Records of Somerset County in Liber O.T.B. No. 40, Folio 218, which said part of said lands lies on the North and West of a divisional line established and set forth in said deed, containing one hundred (100) acre and being also all the same land conveyed unto Robert L. Worth, Jr. from Robert L. Worth, and wife, by deed dated June 5, 1959 and of record among the Land Records of Somerset County, Maryland in Liber G.J.B. No. 194, Folio 9, except so much thereof as has heretofore been conveyed by Robert L. Worth, Jr. unto Levin J. McGee and wife, by deed dated May 23, 1970 and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 256, Folio 193, and except so much thereof as was conveyed unto Decatur Realty Company, by deed dated September 2, 1970, and recorded among the Land Records aforesaid in Liber I.T.P. No. 256, Folio 598, the land hereby conveyed being supposed to contain 15.15 acres, more or less, and being all and the same land which was conveyed unto the said James Earl Dykes and France Anna Dykes, his wife, by deed from Woodrow W. Churn and wife, dated November 19, 1973 and recorded among the aforesaid Land by described.

This property is improved by a two-story frame dwelling in good condition, two chicken houses and a machinery shed.

TERMS OF SALE: $1,000.00 cash on day of sale, balance upon final ratification of sale, the unpaid portion of the purchase price to be secured to the satisfaction of the undersigned Attorneys and Agents, and to bear interest at the rate of eight per cent per annum, or all cash, at the option of the purchaser. Title papers, State Stamps, and Transfer Taxes at the expense of the purchaser. Taxes will be pro-rated as of the date of final ratification of the sale.

John William Long
John B. Long, II
Attorneys and Agents
124 E. Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2356

2-6, 2-13, 2-20, 2-27

PRINCESS ANNE, MD. March 1 1976

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 Attorney's Sale

Dates Inserted: 2/5, 2/12, 2/19 & 2/26

J. Elmer Reid

Business Manager MARYLANDER and HERALD

Long, Laws, Hughes & Bahen
John William Long and
John B. Long, II

ATTORNEYS' SALE

OF VALUABLE

FARM, HOUSE & CHICKEN HOUSES

LOCATED ON ROAD FROM POCOMOKE CITY TO DIVIDING CREEK BRIDGE

Under and by virtue of the power of sale contained in a mortgage from James Earl Dykes and France Anna Dykes, his wife, dated November 19, 1973, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 276, Folio 722, default having been made in the terms, covenants and conditions thereof, the undersigned as Attorneys and Agents named therein for the purpose of foreclosure and collection, will offer for sale at public auction at the front door of the Courthouse in Princess Anne, Somerset County, Maryland on

TUESDAY MARCH 2, 1976

AT OR ABOUT THE HOUR OF 2 O'CLOCK P. M.

all that farm or tract of land situate in Dublin Election District of Somerset County, Maryland, on the county road leading from Pocomoke City to Dividing Creek Bridge, embracing all that part of the land which Clarence Mills, late of Somerset County, Maryland, died seized and possessed, which was conveyed to Harold C. Mills in a deed of partition between Harold C. Mills and wife and Herbert B. Mills and wife, dated March 14, 1905, and of record among the Land Records of Somerset County in Liber O.T.B. No. 40, Folio 218, which said part of lands lies on the Notrh and West of a divisional line established and set forth in said deed, containing one hundred (100) acres and being also all the same land conveyed unto Robert L. Worth Jr. from Ro L. Worth, and wife, by deed dated June 5, 1950 and of record among the Land Records of Somerset County, Maryland in Liber G.J.B. No. 194, Folio 9, except so much thereof as has heretofore been conveyed by Robert L. Worth, Jr. unto Levin J. McGee and wife, by deed dated May 28, 1970 and recorded among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 256, Folio 193, and except so much thereof as was conveyed unto Decatur Realty Company, by deed dated September 2, 1970 and recorded among the Land Records aforesaid in Liber I.T.P. No. 256, Folio 598, the land hereby conveyed being supposed to contain 15.15 acres, more or less, and being all and the same land which was conveyed unto the said James Earl Dykes and France Anna Dykes, his wife, by deed from Woodrow W. Churn and wife, dated November 19, 1973 and recorded among the aforesaid Land Records in Liber I.T.P. No. 276, Folio 779; special reference to said deeds being hereby made for a more particular description of the property hereby described.

This property is impoved by a two-story frame dwelling in good condition, two chicken houses and a machinery shed.

TERMS OF SALE: $1,000.00 cash on day of sale, balance upon final ratification of sale, the unpaid portion of the purchase price to be secured to the satisfaction of the undersigned Attorneys and Agents, and to bear interest at the rate of eight per cent per annum, or all cash at the option of the purchaser. Title papers, State Stamps, and Transfer Taxes at the expense of the purchaser. Taxes will be pro-rated as of the date of final ratification of the sale.

JOHN WILLIAM LONG
JOHN B. LONG, II
Attorneys and Agents
124 E. Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2356

42-4tc

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	No. 9856 Chancery
	*	In the Circuit Court
	*	For Somerset County
	*	State of Maryland
Ex Parte	*	

****

ORDER NISI

ORDERED, this 4th day of March, 1976, by the Circuit Court for Somerset County, Maryland, in Equity, that the aforegoing sale of the property mentioned in these proceedings, made and reported by John William Long and John B. Long, II, Attorneys and Agents under power of sale contained in a mortgage from James Earl Dykes and France Anna Dykes, his wife, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 5th day of April, 1976; provided a copy of this Order be inserted in some newspaper published in Somerset County, once in each of three successive weeks before the 25th day of March, 1976.

The report states the amount of sale to be $30,000.00.

A. Theodore Gholson
Clerk

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

PRINCESS ANNE, MD March 22 1976

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: MARCH 4, 11, 18 & 25

J. Byron Boyd (BH)

Business Manager MARYLANDER and HERALD

LIBER 45 PAGE 633

Laws, Hughes & Bahen
24 East Main Street
Salisbury, Maryland 21801

ORDER NISI

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland

Ex Parte

No. 9856 Chancery

In the Circuit Court For Somerset County State of Maryland

ORDER NISI

ORDERED, this 4th day of March, 1976, by the Circuit Court for Somerset County, Maryland, in Equity, that the aforegoing sale of the property mentioned in these proceedings, made and reported by John William Long and John B. Long, II, Attorneys and Agents under power of sale contained in a mortgage from James Earl Dykes and France Anna Dykes, his wife, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 5th day of April, 1976; provided a copy of this Order be inserted in some newspaper published in Somerset County, once in each of three successive weeks before the 25th day of March, 1976.

The report states the amount of sale to be $30,000.00.

s/I. Theodore Phoebus, Clerk

47-3tc

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	No. 9856 Chancery
	*	In the Circuit Court
	*	For Somerset County
	*	State of Maryland
Ex Parte	*	

****

FINAL ORDER OF RATIFICATION

ORDERED, by the Circuit Court for Somerset County, Maryland, in Equity, this 9th day of April, 1976, that the sale of the property mentioned in these proceedings, 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.

Lloyd L. Simpkins
JUDGE

LAW OFFICES
LONG, LAWS,
HUGHES & BAHEN
124 EAST MAIN STREET
SALISBURY, MARYLAND 21801

FILED
APR 9 2 0 PM '76

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	NO. 9856 CHANCERY
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
Ex Parte	*	

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, [illegible] he has made an examination of the proceedings in the above-[illegible] from them and the list of expenses furnished him by [illegible] states the following account:

He charges the Attorneys with the amoun[illegible] being the sum of Thirty thousand dollars ($30,000[illegible] date of sale to date of settlement in the amount of Fo[illegible] [illegible]y-four dollars and sixty-six cents ($444.66).

He has allowed the proper expenses, costs and fees amounting to Two thousand eight hundred forty-three dollars and forty-three cents ($2,843.43).

The balance then remaining amounts to Twenty-seven thousand six hundred one dollars and twenty-three cents ($27,601.23) to be distributed as follows:

The Bank of Fruitland - $24,992.57; James and France Dykes - $2,608.66

Amount of Sale		$30,000.00
Interest on Sale Price		444.66
Total		$30,444.66
Expenses, Costs & Fees:		
I.T. Phoebus, Court Costs	$101.00	
Carlos Bozman, Treasurer - State & County Taxes	465.87	
Daily Times - Notice of Sale	146.06	
Marylander & Herald for Notice of Sale and Order Nisi	137.50	
Bond Premium, Hanna & Kremer	100.00	
Auctioneer, Carroll G. Long	100.00	
Notary, Eleanor S. Johnson	3.00	
Commission per Rules - John W. Long and John B. Long, II	1,650.00	
Fee Allowed per Mortgage - John W. Long and John B. [illegible]ong, II	100.00	
Auditor's Fee	40.00	
Total Expenses, Costs & Fees		$ 2,843.43
Funds to be Distributed		$27,601.23

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

First Mortgage per Affidavit	$23,122.50	
As of 6/19/75		
Interest 6/19/75 to 6/23/76 at 8%	1,870.07	
(1 year-$1849.80 + 4 days-$20.27)		
Total Mortgage Debt		$24,992.57
Excess Funds		2,608.66

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

JOHN WILLIAM LONG and JOHN B. LONG, II, Attorneys and Agents for the purpose of foreclosure and collection of mortgage from James Earl Dykes and France Anna Dykes, his wife, to The Bank of Fruitland	*	NO. 9856 CHANCERY
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
	*	STATE OF MARYLAND
Ex Parte	*	

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on June 9th, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this report to the following parties by regular U.S. mail, postage prepaid:

John William Long, Esquire
John B. Long, II, Esquire
Law Offices
Long, Laws, Hughes & Bahen
124 East Main Street
Salisbury, Maryland 21801

James Earl Dykes
Route 1, Box 41-F
Pocomoke City, Maryland 21851

France Anna Dykes
Route 1, Box 41-F
Pocomoke City, Maryland 21851

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2500

LISER 45 PAGE 638

No. 9856 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 9th day of June, 1976 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 24th day of June, 1976.

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 13th day of July, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Shockley
CLERK

Gd.
MAR. 7 1978

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Susan Morris her heirs and assigns,
Princess Anne, Somerset County, Maryland

No. .....9838..... Chancery
in the Circuit Court for
Somerset County, Maryland

JAN -7-76 B 526597D*****40.00

And the Real Estate and Improvements Hereinafter Described

BILL TO ENFORCE LIEN(S)

The petition of The Somerset County Sanitary Commission, by.....Richard M. Cooley....., Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by.....Alexander G. Jones....., Attorney for Petitioner, respectfully represents:

1. That the Petitioner, under the provisions of Article 43 of the Code of Public General Laws of Maryland, 1957 edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all properties, improved or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the Petitioner.

2. That the Petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant(s) named herein.

3. That the charges and assessments against such property or properties are as follows:

A—Water Service Charge(s) including penalty of $5.00.....$

B—Sewer Service Charge(s).....$

C—Water Connection Charge(s).....$

D—Sewer Connection Charge(s).....$

E—Front Foot Assessment(s) including interest at the rate of ~~one-half~~ two-thirds of one per cent per month from March 31 of each year (Date) .....$ 98.87

TOTAL $ 98.87

4. That on the date of establishment of the charges and assessments set forth above the defendant(s) named herein were the owners of record of the property or properties described as follows:

(A) All that tract or parcel of land in.....West.....Princess Anne Election District, Somerset County, Maryland, more particularly described as:

Situate on the west side of Beckford Avenue Extended and fronting 60 feet thereon (special reference being made to a plat recorded among the Land Records in Liber I.T.P. No. 258, folio 135), being the same land conveyed unto Susan Morris by Anthony Waters, Sr. by deed dated July 2, 1910 and recorded among the Land Records of Somerset County in Liber S.F.D. No. 54, folio 269.

5 That according to the applicable provisions of Article 43 said charge or charges or assessments are first liens against the property or properties described above, and a public record of said lien(s) is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc.—Notice of Liens".

6. That despite written notice of such charges, assessments and liens from the Petitioner to the defendant(s) said charges are overdue and in default and this suit is brought to enforce said lien(s).

WHEREFORE, the Petitioner prays a decree of this Honorable Court ordering:

(1) That the property or properties described above be sold according to law and that the proceeds from said sale be applied to satisfy the Petitioner's said lien(s) including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the Rules of Court.

(2) That the Petitioner have judgment against the defendant(s) for any deficiency remaining.

(3) And for such other relief as may be proper.

Somerset County Sanitary Commission,
Acting For and On Behalf of
Somerset County Sanitary District, Inc.

By .....

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

Petitioner's Motion for Summary Judgment

The Petitioner moves for summary judgment on the ground that the Defendant(s) has no defense to its claim, and that there is no genuine dispute between the parties as to any material fact, and that it is entitled to judgment as a matter of law.

.....
Attorney for Petitioner

Affidavit in Support of Petitioner's Motion for Summary Judgment

State of Maryland, Somerset County, to wit:

I hereby certify, that on this...6th...day of.....January....., in the year nineteen hundred and...seventy-six before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Robert C. Street (name), Secretary-Treasurer (title) of Somerset County Sanitary Commission, and made oath in due form of law that there is now justly due and owing to the Petitioner from the Defendant(s) named in the attached Bill to Enforce Lien(s) the sum of $98.87.....,being charges or assessments for facilities and services provided by the Petitioner to the Defendant(s) and to the property or properties described in said Bill, that said charges are in default and are statutory first liens against said property or properties; that in his official capacity the affiant herein is familiar with the matters set forth in said Bill, that he has personal knowledge of them, and is competent to testify to them, and that he is duly authorized to make this affidavit.

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

Karen I. Nelson
Notary Public

NOTARY PUBLIC SOMERSET COUNTY, MD.

To the Defendant(s):

Take notice that unless you make your defense within the time allowed by law or Rule of Court, judgment will be entered against you. If you assert a defense, this motion may be heard by the Court fifteen days after its service on you, but not earlier than the expiration of the time allowed by law or Rule of Court to plead in answer to the Bill of Complaint.

.....
Attorney for Petitioner

LIBER 45 PAGE 642

No. 9838 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Susan Morris, her heirs and assigns,
Princess Anne, 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 The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc.; a body corporate of the State of Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable ~~Joseph McMaster Duer~~ Daniel T. Prettyman, Chief Judge of the First Judicial Circuit of Maryland.

Issued the 7th day of January, 19 76.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 17th day of February, 19 76. 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)~~ Petitioner

Alexander G. Jones
Name

Princess Anne, Maryland
Address

L. Theodore Phoebus
Clerk

Mortuus Est.
1/13/76
Sherry L. Jones, Deputy

FILED

JAN 14 3 25 PM '76

RECORDED IN _____
LIBER NO. _____ FOLIO _____
L. THEODORE PHOEBUS, CLK. CT. CT.
BY _____ DEPUTY

ALEXANDER G. JONES
Attorney

ORDER OF PUBLICATION
In the Circuit Court for Somerset County,
Maryland

No. 9838 Chancery
The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs.

Susan Morris
Princess Anne, Somerset County, Maryland

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, owned by the defendant named in this proceeding to satisfy the lien of the petitioner against said property including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the rules of Court.

The Bill of Complaint in No. 9838 Chancery recites that the following described real estate was conveyed unto Susan Morris by Anthony Waters, Sr. by deed dated July 2, 1910 and recorded among the Land Records of Somerset County in Liber S.F.D. No. 54, folio 269, described as follows: All that tract or parcel of land in West Princess Anne Election District, Somerset County, Maryland, situate on the west side of Beckford Avenue Extended and fronting 60 feet thereon (special reference being made to a plat recorded among the Land Records in Liber I.T.P. No. 258, folio 135).

The Bill of Complaint further recites that the petitioner, under the provisions of Article 43 of the Code of the Public General Laws of Maryland, 1957 Edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all property, improved or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation

of its systems and for the retirement of bonds issued by the petitioner; that the petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant named herein; that the charges and assessments against such property or properties are as follows:

No. 9838 Chancery (Susan Morris)	
Front foot assessment including interest from March 31, 1974	$51.21
Front foot assessment including interest from March 31, 1975	47.66
	$98.87

The Bill of Complaint further recites, that according to the applicable provisions of Article 43, said charges or assessments are first liens against the property or properties described above, and a public record of said liens is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc. - Notice of Liens".

That despite written notice of such charge, assessment and lien from the petitioner to the defendant said charge is overdue and in default and this suit is brought to enforce said lien.

The petitioner in this proceeding has petitioned to proceed against Susan Morris in No. 9838 Chancery as non-resident.

Upon the aforegoing Petition and Affidavit, it is this 19th day of Jan 1976, ORDERED by the Circuit Court for Somerset County that the defendant Susan Morris, be proceeded against as a non-resident by giving notice by publication at least once a week in each of four successive weeks in a newspaper published in Somerset County, Maryland, before the 13th day of Feb. 1976, stating the substance and object of the original Bill and warning the said defendant to file an initial pleading to said Bill on or before the 15th day of March 1976.

Lloyd L. Simpkins
Judge

FILED

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Susan Morris

And the Real Estate and Improvements Hereinbefore Described

No 9838 Chancery
In the Circuit Court for
Somerset County, Maryland

Petition to Proceed Against Defendant(s) As Nonresident(s)

The petition of The Somerset County Sanitary Commission, by Richard M. Cooley Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by Alexander G. Jones, Attorney for Petitioner, respectfully represents:

1. That the Defendant(s) Susan Morris was believed by the Petitioner to be residents of this jurisdiction.

2. That for said Defendant(s) have been returned "mortuus est" as set forth in the docket entries in this proceeding.

3. That reasonable efforts have been made to issue service of process upon said Defendant(s) as set forth in the affidavit of Suzanne L. Jones, Deputy Sheriff of Somerset County, attached hereto.

Wherefore, the Petitioner prays an order of this Court that the Defendant(s) named herein be proceeded against as nonresident(s) as provided by the Maryland Rules of Procedure in such cases provided by giving ~~notice of~~ the pendency of the above entitled action by publication. pursuant to Rules 180b2 and 105 and by posting pursuant to Rule 111A.

Attorney for Petitioner

Affidavit

I, Suzanne L. Jones, Deputy Sheriff of Somerset County, do hereby make affidavit that I have made reasonable and bona fide efforts to effect service of process upon the Defendant(s) named in the aforegoing petition in the above entitled case but was unable to to find said Defendant(s) and that as a result of my inquiries and investigations I believe the Defendant(s) cannot be served by personal service of process within this jurisdiction. by reason of Defendant's demise.

Suzanne L. Jones
Deputy Sheriff of Somerset County

Subscribed and sworn to before me
this 14th day of January, 1976.

Karen H. Nelson
Notary Public

KAREN H. NELSON NOTARY PUBLIC SOMERSET COUNTY

Order

Upon the aforegoing petition and affidavit, it is this 19th day of JAN, 1976, ORDERED by the Circuit Court for Somerset County that the Defendant(s) SUSAN MORRIS be proceeded against as nonresident(s) by giving notice by publication at least once a week in each of three successive weeks in a newspaper published in Somerset County, Maryland, before the 13th day of FEB, 1976, stating the substance and object of the original Bill and warning the said Defendant(s) to file an initial pleading to said Bill on or before the 15th day of March, 1976.

Lloyd Z. Griffin
Judge

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc. a body corporate of the State of Maryland	:	No. 9838 Chancery
	:	In the Circuit Court for
	:	Somerset County and
vs.	:	State of Maryland
Susan Morris And the Real Estate and Improvements Hereinbefore Described	:	

AFFIDAVIT

I, Suzanne Jones, Deputy Sheriff of Somerset County, do hereby make affidavit that I posted the Order of Publication in Case No. 9838 on the premises described therein, pursuant to Petition and Order signed by Circuit Court Judge of Somerset County on January 19, 1976.

Suzanne Jones
Deputy Sheriff of Somerset County

Subscribed and sworn to before me

this 11th day of February, 1976

Kaye J. Nelson
Notary Public

KAREN F. [illegible] NOTARY PUBLIC SOMERSET COUNTY

ALEXANDER G. JONES
Attorney

ORDER OF PUBLICATION

In the Circuit Court for Somerset County, Maryland

No. 9838 Chancery

The Somerset County Sanitary Commission

Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

vs.

Susan Morris
Princess Anne, Somerset County Maryland

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, owned by the defendant named in this proceeding to satisfy the lien of the petitioner against said property including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the rules of Court.

The Bill of Complaint in No. 9838 Chancery recites that the following described real estate was conveyed unto Susan Morris by Anthony Waters, Sr. by deed dated July 2, 1910 and recorded among the Land Records of Somerset County in Liber S.F.D. No. 54, folio 269, described as follows: All that tract or parcel of land in West Princess Anne Election District, Somerset County, Maryland, situate on the west side of Beckford Avenue Extended and fronting 60 feet thereon (special reference being made to a plat recorded among the Land Records in Liber L.T.P. No. 258, folio 135).

The Bill of Complaint further recites that the petitioner, under the provisions of Article 43 of the Code of the Public General Laws of Maryland, 1957 Edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all property, improved or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the petitioner; that the petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant named herein; that the charges and assessments against such property or properties are as follows:

PRINCESS ANNE, MD., FEB. 17 1976

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 Publicat

Dates Inserted: 1/22, 1/29, 2/5 & 2/12

J. Byron Lloyd (By)
Business Manager MARYLANDER and HERALD

No. 9838 Chancery (Susan Morris)

Front foot assessment including interest from March 31, 1974 ..... $51.21

Front foot assessment including interest from March 31, 1975 ..... 47.66

$98.87

The Bill of Complaint further recites, that according to the applicable provisions of Article 43, said charges or assessments are first liens against the property or properties described above, and a public record of said liens is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc. - Notice of Liens".

That despite written notice of such charge, assessment and lien from the petitioner to the defendant said charge is overdue and in default and this suit is brought to enforce said lien.

The petitioner in this proceeding has petitioned to proceed against Susan Morris in No. 9838 Chancery as non-resident.

Upon the aforegoing Petition and Affidavit, it is this 19th day of January, 1976, ORDERED by the Circuit Court for Somerset County that the defendant Susan Morris, be proceeded against as a non-resident by giving notice by publication at least once a week in each of four successive weeks in a newspaper published in Somerset County, Maryland, before the 13th day of February, 1976, stating the substance and object of the original Bill and warning the said defendant to file an initial pleading to said Bill on or before the 15th day of March, 1976.

s| LLOYD L. SIMPKINS
Judge

TRUE COPY, TEST:

I THEODORE PHOEBUS
Clerk

40-4tc

LISTED 45 PAGE 647

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc.	:	No. 9838 Chancery
	:	In the Circuit Court
vs.	:	for Somerset County,
Susan Morris	:	Maryland

It is ORDERED by the Circuit Court for Somerset County, State of Maryland, this 23rd day of March, 1976, that judgment be entered in favor of the Petitioner and against the Defendant, Susan Morris, and against the real estate and improvements described in the aforegoing Bill, for the sum of $98.87 with interest from date and costs of suit.

Lloyd L. Simpkins
Judge

FILED
MAR 23 4 00 PM '76

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Susan Morris, her heirs and assigns,
Princess Anne, Somerset County, Maryland
And the Real Estate and Improvements
Hereinbefore Described

No. ....9838..... Chancery
In the Circuit Court for
Somerset County, Maryland

The above cause standing ready for hearing, the proceedings therein were by the Court read and considred:

It is thereupon, this 2nd...day of.....April....., in the year nineteen hundred and seventy-six....., by the Circuit Court for Somerset County, Maryland, in Equity, ADJUDGED, ORDERED and DECREED, that the property in the proceedings mentioned be sold, and.....Alexander G. Jones..... be and he is hereby appointed Trustee to make sale, and that the course and manner of his proceedings shall be as follows: He shall first file with the Clerk of this Court a bond to the State of Maryland, executed by said Trustee and a surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of $.....850.00....., conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises, he shall then proceed to make the said sale at public auction, 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, and soon as may be convenient after such sale or sales, the said Trustee shall return to this Court a full and particular report of his proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustee shall, by a good and sufficient deed, to be excuted, acknowledged and recorded, according to law, convey to the purchaser, or purchasers, his, her or their heirs and assigns, the property and estate to him, her or them sold, free, clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting costs of this suit, and such commissions to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

Lloyd L. Simpkins
Judge

LIBER 45 PAGE 650

KNOW ALL MEN BY THESE PRESENTS, That we, Alexander G. Jones, of Somerset County and State of Maryland, and The 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 eight hundred fifty dollars ($850.00) current money to be paid to the said State of Maryland or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 12th day of April, in the year nineteen hundred and seventy-six.

Whereas, the above bounden, Alexander G. Jones, by virtue of a decree of the Circuit Court for Somerset County, has been appointed to sell the property mentioned in the proceedings in the case of The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate, vs. Susan Morris, No. 9838 Chancery, now pending in said Court.

Now 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 decree or order in the premises, then the above obligation shall be void otherwise to be and remain in full force and virtue in law.

_____ (SEAL)
Alexander G. Jones

THE FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Witness: Karen R. Thomas

By _____
Attorney in Fact

THE WITHIN BOND APPROVED.
PER: L. Theodore Phebus, CLERK.

LIBER 010 PAGE 129

FILED

APR 12 3 46 PM '76

RECORDED IN
LIBER NO. 10 FOLIO 129
L. THEODORE PHOEBUS, CLK.CT.CT.
BY _____ DEPUTY

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland : No. 9838 Chancery

: In the Circuit Court for Somerset County, Maryland

vs

Susan Morris

To the Honorable, the Judge of said Court:

The report of Alexander G. Jones, Trustee appointed by a decree of this Court, passed in the above entitled cause, dated the 2nd day of April, in the year nineteen hundred and seventy-six, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in the "Marylander & 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 at the Court House in Princess Anne, he did, pursuant to said notice, attend in front of the Court House, in Princess Anne, Maryland, on the 11th day of May, 1976, at the hour of 2:00 o'clock P.M., and then and there proceeded to sell said property, to wit:

All that tract or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, on the west side of Beckford Avenue Extended, in the Village of Greenwood, fronting 55 feet thereon and more particularly described as follows: Beginning on the westerly side of said road at the end of the third line of the parcel of land conveyed unto Anthony Waters by deed of partition in Liber S.F.D. No. 44, folio 210, thence running westerly by and with the fourth line of said parcel 184 feet, thence running southerly and parallel with said road, 50 feet to the corner of the parcel of land conveyed by deed recorded in Liber S.F.D. No. 52, folio 232, thence running easterly by and with the south line of the land conveyed by the last mentioned deed reversed 184 feet to the westerly side of the road, thence running northerly by and with

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

west side of said 55 feet to the place of beginning, containing ¼ acre, more or less; being the same and all the land which was conveyed unto Susan Morris by Anthony Waters, Sr. by deed dated July 2, 1910 and recorded among the Land Records of Somerset County in Liber S.F.D. No. 54, folio 269, and sold the same to RobertW. Murphey at and for the sum of Seven Hundred Fifty dollars ($750.00), he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your Trustee.

Respectfully submitted,

Alexander G. Jones, Trustee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 11th day of May, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alexander G. Jones, Trustee named in the above report of sale, and made oath in due form of law that the matters and facts stated in the aforegoing report are true as therein stated to the best of his knowledge, information and belief, and that the sale thereon reported was fairly made.

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

Patsy E. Ake
Notary Public

FILED
MAY 12 10 27 AM '76

Order Nisi

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland :	No. 9838 Chancery In the Circuit Court for Somerset County, Maryland
vs :	
Susan Morris	

Ordered by the Circuit Court for Somerset County, Maryland, that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on orbefore the 14th day of June, 1976, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of ~~four~~ three successive weeks on or before the 1st day of June, 1976.

The report states the amount of sale to be $750.00.

DATED: May 12, 1976

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

Final Order

Ordered by the Circuit Court for Somerset County, this 15th day of June, 1976, that the sale made and reported by the Trustee aforesaid, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause.

Lloyd L. Simpkins
Judge

FILED
JUN 15 10 37 AM '76
LIBER 45 FOLIO 653

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	No. 9838 Chancery
	In the Circuit Court for
vs	Somerset County, Maryland
Susan Morris	

PURCHASER'S AFFIDAVIT

State of Maryland, Somerset County, towit:

I hereby certify, that on this 11th day of May, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Robert W. Murphey, 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 said property.

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

Patsy E. Akes
Notary Public

NOTARY PUBLIC SOMERSET COUNTY

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

FILED
MAY 12 1976

PRINCESS ANNE, MD., June 4, 1976

This is to certify that the annexed Order of 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 of Nisi

Dates Inserted: May 13, 20, & 27

J. Bryan Bond
Business Manager MARYLANDER and HERALD

LIBER 45 FOLIO 655

ORDER NISI

The Somerset County Sanitary Commission, Acting for and on Behalf of
Somerset County Sanitary District, Inc., a body corporate of the State of Maryland
vs
Susan Morris

No. 9838 Chancery

In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, Maryland, that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 14th day of June, 1976, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks on or before the 1st day of June, 1976.

The report states the amount of sale to be $750.00.

Dated: May 12, 1976

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

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

4-3tc

SOMERSET COUNTY SANITARY DISTRICT, INC.	*	NO. 9838 CHANCERY
VS.	*	IN THE CIRCUIT COURT
SUSAN MORRIS HEIRS	*	FOR SOMERSET COUNTY
	*	STATE OF MARYLAND
	*	IN EQUITY

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustee therein, states the following account:

He charges the Trustee with the amount of sale as reported by him being the sum of seven hundred fifty dollars ($750.00).

He has allowed the proper fees, costs and all other proper expenses amounting to six hundred twelve dollars and fourteen cents ($612.14).

The balance then remaining amounts to one hundred thirty-seven dollars and eighty-six cents ($137.86) to be paid to Susan Morris, or her heirs.

Amount of Sale		$750.00
Expenses, Costs, Fees:		
Clerk of Court Costs	$107.00	
Marylander & Herald		
Reprints	5.00	
Order of Publication	105.00	
Advertising	57.05	
Order Nisi	25.00	
Bond Premium	20.00	
E. Muir-Auctioneer	25.00	
Auditor's Fee	40.00	
Trustees' Commission	75.00	
1975-76 State & County Taxes	9.60	
Notary Fee	1.00	
Front Foot Assessments		
1974	52.69	
1975	49.14	
1976	40.66	
Total Expenses, Costs, Fees		612.14
Surplus		$137.86

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

SOMERSET COUNTY SANITARY DISTRICT, INC.	*	NO. 9838 CHANCERY CASES
	*	IN THE CIRCUIT COURT FOR
VS.	*	SOMERSET COUNTY
SUSAN MORRIS HEIRS	*	STATE OF MARYLAND
	*	IN EQUITY

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on June 30, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this report to the following parties by regular U. S. Mail, postage prepaid.

Alexander G. Jones, Esq.
S. Somerset Avenue
Princess Anne, Maryland 21853

Susan Morris
Princess Anne
Maryland 21853

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3500

LIBER 45 PAGE 658

No. 9838 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 30th day of June, 19 76 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 July, 19 76.

L. 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 16th day of July, 19 76, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1892-1972)
ALEXANDER G. JONES
CHARLES A. BRUCE, JR.

AREA CODE 301
TELEPHONE 651-2747

July 16, 1976

Clerk of the Circuit Court
for Somerset County
Princess Anne, Maryland 21853

Re: No. 9838 Chancery

Dear Sir:

The First and Final Audit Report in the above entitled proceeding indicated a surplus of $137.86 "to be paid to Susan Moeris or her heirs". The said Susan Morris is deceased and her heirs are unknown to the Trustee. I am therefore submitting Jones & Jones, Trustees check No. 4666 payable to the Clerk of the Circuit Court for Somerset County in the amount of $137.86 to be held by the Clerk of Court subject to any claims which may be filed and approved by the Circuit Court for Somerset County.

Very truly yours,

Alexander G. Jones
Trustee in No. 9838 Chancery

AGJ:pea

Enclosure - check

FILED
JUL 16 2 29 PM '76
45 639

Gd.
MAR. 7 1978

LIBER 45 PAGE 660

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Handy J. Collier, his heirs and assigns,
Princess Anne, Somerset County, Maryland

No. 9837 Chancery
in the Circuit Court for
Somerset County, Maryland

JAN -7-76 B 526596D*****10.00
JAN -7-76 B 526595D*****40.00

And the Real Estate and Improvements Hereinafter Described

BILL TO ENFORCE LIEN(S)

The petition of The Somerset County Sanitary Commission, by.....Richard M. Cooley....., Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by.....Alexander G. Jones....., Attorney for Petitioner, respectfully represents:

1. That the Petitioner, under the provisions of Article 43 of the Code of Public General Laws of Maryland, 1957 edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all properties, improved or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the Petitioner.

2. That the Petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant(s) named herein.

3. That the charges and assessments against such property or properties are as follows:

A—Water Service Charge(s) including penalty of $5.00.....$

B—Sewer Service Charge(s).....$

C—Water Connection Charge(s).....$

D—Sewer Connection Charge(s).....$

E—Front Foot Assessment(s) including interest at the rate of ~~one-half~~ two-thirds of one per cent per month from March 31 of each year (Date) $230.43

TOTAL $230.43

4. That on the date of establishment of the charges and assessments set forth above the defendant(s) named herein were the owners of record of the property or properties described as follows:

(A) All that tract or parcel of land in....West.....Princess Anne Election District, Somerset County, Maryland, more particularly described as:

Binding on the northeast side of Greenwood county road and fronting 90 feet thereon, being the same land conveyed unto Handy J. Collier from William H. Miles and Annie E. Miles by deed dated February 20, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 65.

FILED
JAN 7 12 16 PM '80
RECORDED IN
LIBER 166 FOLIO
& TRANSFER RECORD
LIBER 45 661

5 That according to the applicable provisions of Article 43 said charge or charges or assessments are first liens against the property or properties described above, and a public record of said lien(s) is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc.—Notice of Liens".

6. That despite written notice of such charges, assessments and liens from the Petitioner to the defendant(s) said charges are overdue and in default and this suit is brought to enforce said lien(s).

WHEREFORE, the Petitioner prays a decree of this Honorable Court ordering:

(1) That the property or properties described above be sold according to law and that the proceeds from said sale be applied to satisfy the Petitioner's said lien(s) including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the Rules of Court.

(2) That the Petitioner have judgment against the defendant(s) for any deficiency remaining.

(3) And for such other relief as may be proper.

Somerset County Sanitary Commission,
Acting For and On Behalf of
Somerset County Sanitary District, Inc.

By .....

Alexander G. Jones
Attorney for Petitioner
Princess Anne, Maryland

Telephone..651-2747....

Petitioner's Motion for Summary Judgment

The Petitioner moves for summary judgment on the ground that the Defendant(s) has no defense to its claim, and that there is no genuine dispute between the parties as to any material fact, and that it is entitled to judgment as a matter of law.

.....
Attorney for Petitioner

Affidavit in Support of Petitioner's Motion for Summary Judgment

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of January, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Robert C. Street (name), Secretary-Treasurer (title) of Somerset County Sanitary Commission, and made oath in due form of law that there is now justly due and owing to the Petitioner from the Defendant(s) named in the attached Bill to Enforce Lien(s) the sum of $230.43, being charges or assessments for facilities and services provided by the Petitioner to the Defendant(s) and to the property or properties described in said Bill, that said charges are in default and are statutory first liens against said property or properties; that in his official capacity the affiant herein is familiar with the matters set forth in said Bill, that he has personal knowledge of them, and is competent to testify to them, and that he is duly authorized to make this affidavit.

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

Karen F. Nelson
Notary Public

NOTARY PUBLIC SOMERSET COUNTY, MD.

To the Defendant(s):

Take notice that unless you make your defense within the time allowed by law or Rule of Court, judgment will be entered against you. If you assert a defense, this motion may be heard by the Court fifteen days after its service on you, but not earlier than the expiration of the time allowed by law or Rule of Court to plead in answer to the Bill of Complaint.

.....
Attorney for Petitioner

No. 9837 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Handy J. Collier, his heirs and assigns,
Princess Anne, 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 The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable Daniel T Prettyman, Chief Judge of the First Judicial Circuit of Maryland.

Issued the 7th day of January, 19 76.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 17th day of February, 19 76. 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 Petitioner:

Alexander G. Jones
Name

Princess Anne, Maryland
Address

I. Theodore Phoebus
Clerk

FILED

JAN 14 3 26 PM '76

RECORDED IN _____
LIBER NO. ____ FOLIO ____
I. THEODORE PHOEBUS, CLK. CT. CT.
BY _____ DEPUTY

Mortuus Est. 1/13/76
Sarah Jones Deputy

LIBER 45 PAGE 663

ALEXANDER G. JONES
Attorney

ORDER OF PUBLICATION
In the Circuit Court for Somerset County,
Maryland

No. 9837 Chancery
The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs.

Handy J. Collier
Princess Anne, Somerset County, Maryland

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, owned by the defendant named in this proceeding to satisfy the lien of the petitioner against said property including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the rules of Court.

The Bill of Complaint in No. 9837 Chancery recites that the following described real estate was conveyed unto Handy J. Collier by William H. Miles and Annie E. Miles by deed dated February 20, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 65, described as follows: All that tract or parcel of land in West Princess Anne Election District, Somerset County, Maryland, binding on the northeast side of Greenwood county road and fronting 90 feet thereon.

The Bill of Complaint further recites that the petitioner, under the provisions of Article 43 of the Code of the Public General Laws of Maryland, 1957 Edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all property, improved, or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the petitioner; that

the petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant named herein; that the charges and assessments against such property or properties are as follows:

No. 9837 Chancery (Handy J. Collier)	
Front foot assessment including interest from March 31, 1973	$ 82.14
Front foot assessment including interest from March 31, 1974	76.81
Front foot assessment including interest from March 31, 1975	71.48
	$230.43

The Bill of Complaint further recites, that according to the applicable provisions of Article 43, said charges or assessments are first liens against the property or properties described above, and a public record of said liens is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc. - Notice of Liens".

That despite written notice of such charge, assessment and lien from the petitioner to the defendant said charge is overdue and in default and this suit is brought to enforce said lien.

The petitioner in this proceeding has petitioned to proceed against Handy J. Collier in No. 9837 Chancery as non-resident.

Upon the aforegoing Petition and Affidavit, it is this 29th day of Jan. 1976, ORDERED by the Circuit Court for Somerset County that the defendant Handy J. Collier, be proceeded against as a non-resident by giving notice by publication at least once a week in each of four successive weeks in a newspaper published in Somerset County, Maryland, before the 13th day of Feb 1976, stating the substance and object of the original Bill and warning the said defendant to file an initial pleading to said Bill on or before the 15 day of ~~15th~~ March 1976.

Lloyd T. Griffin
Judge

FILED

Jan 10 4 22 PM '76

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Handy J. Collier

And the Real Estate and Improvements Hereinbefore Described

No .....9837.....Chancery
In the Circuit Court for
Somerset County, Maryland

Petition to Proceed Against Defendant(s) As Nonresident(s)

The petition of The Somerset County Sanitary Commission, by.....Richard M. Cooley..... Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by.....Alexander G. Jones....., Attorney for Petitioner, respectfully represents:

1. That the Defendant(s).....Handy J. Collier..... ....was believed by the Petitioner to be residents of this jurisdiction.

2. That ....."mortuus est" for said Defendant(s) have been returned "....." as set forth in the docket entries in this proceeding.

3. That reasonable efforts have been made to issue service of process upon said Defendant(s) as set forth in the affidavit of.....Suzanne L. Jones....., Deputy Sheriff of Somerset County, attached hereto.

Wherefore, the Petitioner prays an order of this Court that the Defendant(s) named herein be proceeded pursuant to Rules 180b2 and 105 against as nonresident(s) as provided by the Maryland Rules of Procedure in such cases provided by giving notice of the pendency of the above entitled action by publication. and by posting pursuant to Rule 111A.

.....
Attorney for Petitioner

Affidavit

I, ...Suzanne L. Jones....., Deputy Sheriff of Somerset County, do hereby make affidavit that I have made reasonable and bona fide efforts to effect service of process upon the Defendant(s) named in the aforegoing petition in the above entitled case, ... but was unable to to find said Defendant(s) and that as a result of my inquiries and investigations I believe the Defendant(s) cannot be served by personal service of process within this jurisdiction. by reason of Defendant's demise.

.....Suzanne L. Jones.....
Deputy Sheriff of Somerset County

Subscribed and sworn to, before me
this.....14th.....day of.....January....., 19..76
.....Karen G. Nelson.....
Notary Public

NOTARY PUBLIC SOMERSET COUNTY

Order

Upon the aforegoing petition and affidavit, it is this.....19.....day of.....Jan....., 19..76, ORDERED by the Circuit Court for Somerset County that the Defendant(s).....Handy J. Collier.....be proceeded against as nonresident(s) by giving notice by publication at least once a week in each of three successive weeks in a newspaper published in Somerset County, Maryland, before the.....13th.....day of.....Feb....., 19..76., stating the substance and object of the original Bill and warning the said Defendant(s) to file an initial pleading to said Bill on or before the 15th day of March, 19..76.

.....Lloyd L. Griffin.....
Judge

The Somerset County Sanitary Commission Acting for and on Behalf of Somerset County Sanitary District, Inc. a body corporate of the State of Maryland	:	No. 9837 Chancery In the Circuit Court for Somerset County and State of Maryland
vs.		
Handy J. Collier And the Real Estate and Improvements Hereinbefore Described	:	

AFFIDAVIT

I, Suzanne Jones, Deputy Sheriff of Somerset County, do hereby make affidavit that I posted the Order of Publication in Case No. 9837 on the premises described therein, pursuant to Petition and Order signed by Circuit Court Judge of Somerset County on January 19, 1976.

Suzanne L. Jones
Deputy Sheriff of Somerset County

Subscribed and sworn to before me

this 11th day of February, 1976

Karen F. Nelson
Notary Public

KAREN F. NELSON NOTARY PUBLIC SOMERSET COUNTY, MD.

MISC 45 667

LIBER 45 PAGE 668

PRINCESS ANNE, MD., Feb 26 1976

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 Publica

Dates Inserted: 1/22, 1/29, 2/5, 2/12

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

No. 9837 Chancery (Handy J. Collier)

Front foot assessment including interest from March 31, 1973 ..... $82.14

Front foot assessment including interest from March 31, 1974 ..... 76.81

Front foot assessment including interest from March 31, 1975 ..... 71.48

$230.43

The Bill of Complaint further recites, that according to the applicable provisions of Article 43, said charges or assessments are first liens against the property or properties described above, and a public record of said liens is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc. - Notice of Liens".

That despite written notice of such charge, assessment and lien from the petitioner to the defendant said charge is overdue and in default and this suit is brought to enforce said lien.

The petitioner in this proceeding has petitioned to proceed against Handy J. Collier in No. 9837 Chancery as nonresident.

Upon the aforegoing Petition and Affidavit, it is this 19th day of January, 1976 ORDERED by the Circuit Court for Somerset County that the defendant Handy J. Collier, be proceeded against as a nonresident by giving notice by publication at least once a week in each of four successive weeks in a newspaper published in Somerset County, Maryland, before the 13th day of February 1976, stating the substance and object of the original Bill and warning the said defendant to file an initial pleading to said Bill on or before the 15th day of March 1976.

s|LLOYD L. SIMPKINS
Judge

TRUE COPY, TEST:

I. THEODORE PHOEBUS
Clerk

40-4tc

ALEXANDER G. JONES
Attorney

ORDER OF PUBLICATION

In the Circuit Court for Somerset County, Maryland

No. 9837 Chancery

The Somerset County Sanitary Commission,

Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

vs.

Handy J. Colller
Princess Anne, Somerset County Maryland

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, owned by the defendant named in this proceeding to satisfy the lien of the petitioner against said property including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the rules of Court.

The Bill of Complaint in No. 9837 Chancery recites that the following described real estate was conveyed unto Handy J. Collier by William H. Miles and Annie E. Miles by deed dated February 20, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 65, described as follows: All that tract or parcel of land in West Princess Anne Election District Somerset County, Maryland, binding on the northeast side of Greenwood county road and fronting 90 feet thereon

The Bill of Complaint further recites that the petitioner, under the provisions of Article 43 of the Code of the Public General Laws of Maryland, 1957 Edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all property, improved, or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the petitioner; that the petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant named herein; that the charges and assessments against such property or properties are as follows:

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc.	:	No. 9837 Chancery
	:	In the Circuit Court
vs.	:	for Somerset County,
Handy J. Collier	:	Maryland

It is ORDERED by the Circuit Court for Somerset County, State of Maryland, this 23rd day of March, 1976, that judgment be entered in favor of the Petitioner and against the Defendant, Handy J. Collier, and against the real estate and improvements described in the aforegoing Bill, for the sum of $230.43 with interest from date and costs of suit.

Lloyd L. Simpkins
Judge

FILED
MAR 23 4 01 PM '76
CLERK
CIRCUIT COURT
SOMERSET COUNTY, MD.

LIBER 45 PAGE 670

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Handy J. Collier, his heirs and assigns
Princess Anne, Somerset County, Maryland

And the Real Estate and Improvements
Hereinbefore Described

No. 9837 Chancery
In the Circuit Court for
Somerset County, Maryland

The above cause standing ready for hearing, the proceedings therein were by the Court read and considred:

It is thereupon, this 2nd day of April, in the year nineteen hundred and seventy-six, by the Circuit Court for Somerset County, Maryland, in Equity, ADJUDGED, ORDERED and DECREED, that the property in the proceedings mentioned be sold, and Alexander G. Jones be and he is hereby appointed Trustee to make sale, and that the course and manner of his proceedings shall be as follows: He shall first file with the Clerk of this Court a bond to the State of Maryland, executed by said Trustee and a surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of $1,250.00, conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises, he shall then proceed to make the said sale at public auction, 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, and soon as may be convenient after such sale or sales, the said Trustee shall return to this Court a full and particular report of his proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustee shall, by a good and sufficient deed, to be excuted, acknowledged and recorded, according to law, convey to the purchaser, or purchasers, his, her or their heirs and assigns, the property and estate to him, her or them sold, free, clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting costs of this suit, and such commissions to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

Lloyd L. Simpkins
Judge

LIBER 010 PAGE 128

KNOW ALL MEN BY THESE PRESENTS, That we, Alexander G. Jones of Somerset County and State of Maryland, and The 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 one thousand two hundred fifty dollars ($1250.00) current money to be paid to the said State of Maryland or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 12th day of April, in the year nineteen hundred and seventy-six.

Whereas, the above bounden, Alexander G. Jones, by virtue of a decree of the Circuit Court for Somerset County, has been appointed to sell the property mentioned in the proceedings in the case of The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate, vs. Handy J. Collier, No. 9837 Chancery, now pending in said Court.

Now 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 decree or order in the premises, then the above obligation shall be void otherwise to be and remain in full force and virtue in law.

_____ (SEAL)
Alexander G. Jones

THE FIDELITY AND DEPOSIT COMPANY OF MARYLAND

Witness: Karen R. Thomas By _____
Attorney in Fact

THE WITHIN BOND APPROVED,
PER: I. Theodore Phoebus, CLERK.

FILED

APR 12 3 46 PM '76

RECORDED IN 10
LIBER NO. 10 FOLIO 128
I. THEODORE PHOEBUS, CLK. CT. CT.
BY _____ DEPUTY

LIBER 45 PAGE 671

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc. a body corporate of the State of Maryland	No. 9837 Chancery
	In the Circuit Court for
vs	Somerset County, Maryland
Handy J. Collier	

To the Honorable, the Judge of said Court:

The report of Alexander G. Jones, Trustee appointed by a decree of this Court, passed in the above entitled cause, dated the 2nd day of April, in the year nineteen hundred and seventy-six, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in the "Marylander & Herald", a weekly newspaper published in Somerset County, for four successive weeks before the day of sale and by dodgers placed a the bulletin board at the Court House in Princess Anne, he did, pursuant to said notice, attend in front of the Court House, in Princess Anne, Maryland, on the 11th day of May, 1976, at the hour of 2:00 o'clock P.M., and then and there proceeded to sell said property, to wit:

All that tract or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, on the northeasterly side of Greenwood county road and being Lot No. 9 on a plat by William F. W. Miles recorded in Liber L.W. No. 10, folio 622, said lot being described in a deed to Louisa Handy from Alexander C. Morean, et ux, dated December 7, 1867 as follows: Beginning at the end of the first course of Lot No. 7 on the aforesaid plat at the letter F on the eastward side of the county road, thence by and with Lot No. 7 North 60° East 9½ perches to Lot No. 8 on the aforesaid plat, thence with the lines of Lot 8 and Lot No. 10 South 30° 30' East 4 1/8 perches to the line of Lot No. 11, thence with Lot No. 11 South 60° West 9½ perches to the eastward side of the said county road, thence by and with said county road to the place of beginning,

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ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

containing ½ acre, more or less, said land being assessed as fronting on said road for 90 feet, being the same and all the land which was conveyed unto Handy J. Collier from William H. Miles and Annie E. Miles by deed February 20, 1956 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 176, folio 65, and sold the same to Robert W. Murphey at and for the sum of Nine Hundred dollars ($900.00), he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your Trustee.

Respectfully submitted,

Alexander G. Jones, Trustee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 11th day of May, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alexander G. Jones, Trustee named in the above report of sale, and made oath in due form of law that the matters and facts stated in the aforegoing report are true as therein stated 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 the day and year above written.

Patsy E. Ake
Notary Public

Order Nisi

The Somerset County Sanitary Commission, : Acting for and on Behalf of Somerset County Sanitary District, Inc., : a body corporate of the State of Maryland :	No. 9837 Chancery In the Circuit Court for Somerset County, Maryland
vs :	
Handy J. Collier	

Ordered by the Circuit Court for Somerset County, Maryland, that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 14th day of June, 1976, provided a copy of this order be inserted in some weekley newspaper printed in Somerset County once in each of ~~four~~ three successive weeks on or before the 1st day of June, 1976.

The report states the amount of sale to be $900.00.

DATED: May 12, 1976

Theodore Shockley
Clerk of the Circuit Court
for Somerset County, Maryland

Final Order

Ordered by the Circuit Court for Somerset County, this 15th day of June, 1976, that the sale made and reported by the Trustee aforesaid, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause.

Lloyd C. Simpkins
Judge

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	No, 9837 Chancery In the Circuit Court for Somerset County, Maryland
vs	
Handy J. Collier	

PURCHASER'S AFFIDAVIT

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 11th day of May, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Robert W. Murphey, 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 any one.
2. That others interested in said purchase, as principals are none.
3. That he did not directly or indirectly discourage anyone from bidding for said property.

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

NOTARY PUBLIC SOMERSET COUNTY

Patsy E. Ake
Notary Public

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

FILED
MAY 12 12 27 PM '76

LIBER 45 PAGE 676

PRINCESS ANNE, MD., June 4, 1976

This is to certify that the annexed ~~Order of 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 of Nisi

Dates Inserted: May 13, 20, 27

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

ORDER NISI

The Somerset County Sanitary Commission, Acting for and on Behalf of
Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

vs.

Handy J. Collier

No. 9837 Chancery

In the Circuit Court for Somerset County, Maryland

Ordered by the Circuit Court for Somerset County, Maryland, that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones, Trustees appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown in or before the 14th day of June, 1976, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks on or before the 1st day of June, 1976.

The report states the amount of sale to be $900.00.

Dated: May 12, 1976

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

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk

4-3tc

The Somerset County Sanitary Commission Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	*	No. 9837 Chancery
	*	In the Circuit Court for
	*	Somerset County
Vs.	*	Maryland
Handy J. Collier	*	In Equity

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Trustee therein, states the following account:

He charges the Trustee with the amount of sale as reported by him being the sum of nine hundred dollars ($900.00).

He has allowed the proper fees, costs and all other proper expenses amounting to eight hundred thirty dollars and fifty-two cents ($830.52).

The balance then remaining amounts to sixty-nine dollars and forty-eight cents ($69.48) to be paid to Handy J. Collier or his heirs.

Amount of Sale		$900.00
Expenses, Costs & Fees:		
Clerk of Court Costs	$117.00	
Marylander & Herald		
Reprints	5.00	
Order of Publication	105.00	
Advertising	57.04	
Order Nisi	25.00	
Bond Premium	20.00	
Auctioneer, E. Muir	25.00	
Auditor	40.00	
Notary Fee	1.00	
Sanitary District		
1973 Front Foot Assessment	84.36	
1974 " " "	79.03	
1975 " " "	73.70	
1976 " " "	60.98	
1973 State and County Taxes	18.52	
1974 " " " "	14.37	
1975 " " " "	14.52	
Trustee's Commission	90.00	
Total Expenses, Costs & Fees		$830.52
Surplus		69.48

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

The Somerset County Sanitary Commission Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	*	No. 9837 Chancery
	*	In the Circuit Court for
	*	Somerset County, Maryland
Vs.	*	In Equity
Handy J. Collier	*	

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on June 16, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said Report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this Report to the following party by regular U. S. mail, postage prepaid:

Alexander G. Jones, Esq.
S. Somerset Avenue
Princess Anne, Maryland 21853

Mr. Handy J. Collier
General Delivery
Princess Anne, Maryland 21853

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

No. 9837 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 17th day of June, 1976 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 1st day of July, 1976.

L. Theodore Gladden
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 16th day of July, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Gladden
CLERK

LIBER 45 PAGE 680

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1883-1972)
ALEXANDER G. JONES
CHARLES A. BRUCE, JR.

AREA CODE 301
TELEPHONE 651-2747

July 16, 1976

Clerk of the Circuit Court
for Somerset County
Princess Anne, Maryland 21853

Re: No. 9837 Chancery

Dear Sir:

The First and Final Audit Report in the above entitled proceeding indicated a surplus of $69.48 "to be paid to Handy J. Collier or his heirs". The said Handy J. Collier is deceased and his heirs are unknown to the Trustee. I am therefore submitting Jones & Jones, Trustees check No. 4652 payable to the Clerk of the Circuit Court for Somerset County in the amount of $69.48 to be held by the Clerk of Court subject to any claims which may be filed and approved by the Circuit Court for Somerset County.

Very truly yours,

Alexander G. Jones
Trustee in No. 9837 Chancery

AGJ:pea

Enclosure - check

FILED
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Exd.
MAR. 7 1978

APR 20-76 B 328625D*****40.00

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
James E. Bloxom and Paula J. Bloxom,	:	Somerset County, Maryland
his wife, to David Johnson and Ruth	:	
O. Johnson, his wife	:	

Mr. Clerk:

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

Alexander G. Jones
311 S. Somerset Avenue
Princess Anne, Maryland 21853
Telephone: 301-651-2747

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

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APR 19 3 30 PM '76
CLERK

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LIBER 45 PAGE 682

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
James E. Bloxom and Paula J. Bloxom,	:	Somerset County, Maryland
his wife, to David Johnson and Ruth	:	
O. Johnson, his wife	:	

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 19th day of April, 1976, before me, the undersigned officer, personally appeared David Johnson and Ruth O. Johnson, his wife, and made oath in due form of law as follows: The principal amount owing on the above mortgage is $20,000.00 with interest from August 28, 1975, 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.

JANET T. BROSHGRTH NOTARY PUBLIC SOMERSET COUNTY, MD.

Notary Public

FOR ORIGINAL MORTGAGE SEE LIBER NO. 288, FOLIO 706.

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

FILED

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
James E. Bloxom and Paula J. Bloxom,	:	Somerset County, Maryland
his wife, to David Johnson and Ruth	:	
O. Johnson, his wife	:	

ATTORNEY'S AFFIDAVIT AS TO NOTICE TO MORTGAGORS

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 14th day of June, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Alexander G. Jones, pursuant to the provisions of Rule W-74a 2 (b) and made oath in due form of law that he was and is the attorney named in the mortgage in the above entitled proceeding filed for foreclosure and collection, that on June 10, 1976 pursuant to said rule he mailed a notice of the pending foreclosure proceeding to James E. Bloxom, Rt. 1 Box 33, Marion, Maryland 21838 (Post Office receipt number 049957), by certified mail, and to Paula J. Bloxom, Rt. 1 Box 33, Marion, Maryland 21838 (Post Office receipt number 049958), by certified mail; that as indicated by post office receipts said letter was delivered to Mr. and Mrs. Bloxom on June 11, 1976.

The aforesaid post office receipts, copy of letter and return receipts signed by James Bloxom and Paula Bloxom are attached hereto to be filed in this proceeding.

Alexander G. Jones

Notary Public

LIBER 45 PAGE 684

June 10, 1976

Mr. and Mrs. James E. Bloxom
Rt. 1 Box 33
Marion, Maryland 21838

Dear Mr. and Mrs. Bloxom:

Pursuant to Rule W-74 a 2 (a) (ii) (b), this is to inform you that proceedings have been filed in No. 9903 Chancery in the Circuit Court for Somerset County, Maryland, for the foreclosure of a certain mortgage from James E. Bloxom and Paula J. Bloxom to David Johnson and Ruth O. Johnson, dated August 28, 1975 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 288, folio 706. The foreclosure sale is currently being advertised in the Marylander & Herald, a newspaper published in Princess Anne, Somerset County, Maryland. The property described in the mortgage will be offered for sale at 3:00 o'clock P.M., on Tuesday, June 29, 1976 in front of the Court House door in Princess Anne, Maryland. Terms of Sale: $10,000.00 cash at the time of sale and the balance to be secured to the satisfaction of the undersigned attorney, payable prior to ratification of sale sale by the Circuit Court, with interest from date of sale at the rate of eight per cent per annum. A copy of the advertisement is attached to this letter for your convenience.

Very truly yours,

Alexander G. Jones
Attorney Named in Said Mortgage

AGJ:b

Certified Mail - Return Receipt Requested

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

No. 049958

SENT TO
Mrs. Paula J. Bloxom

STREET AND NO.
Rt. 1 Box 33

P.O., STATE AND ZIP CODE
Marion, Maryland 21838

RETURN RECEIPT SERVICES
OPTIONAL SERVICES FOR ADDITIONAL FEES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered ..... 35¢
With delivery to addressee only ..... 85¢

DELIVER TO ADDRESSEE ONLY .....
SPECIAL DELIVERY (extra fee required) .....

POSTMARK OR DATE
PRIVILESS ANNE MD JUN 10 1976

PS Form 3800 Apr. 1971 NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL

*See other side)

*GPO: 1974 O - 551-454

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

No. 049957

SENT TO
Mr. James E. Bloxom

STREET AND NO.
Rt. 1 Box 33

P.O., STATE AND ZIP CODE
Marion, Maryland 21838

RETURN RECEIPT SERVICES
OPTIONAL SERVICES FOR ADDITIONAL FEES
1. Shows to whom and date delivered ..... 15¢
With delivery to addressee only ..... 65¢
2. Shows to whom, date and where delivered ..... 35¢
With delivery to addressee only ..... 85¢

DELIVER TO ADDRESSEE ONLY .....
SPECIAL DELIVERY (extra fee required) .....

POSTMARK OR DATE
PRIVILESS ANNE MD JUN 02 1976

PS Form 3800 Apr. 1971 NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL

*See other side)

*GPO: 1974 O - 551-454

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- ☐ Show to whom and date delivered ..... 15¢
- ☐ Show to whom, date, & address of delivery .. 35¢
- ☐ RESTRICTED DELIVERY. Show to whom and date delivered ..... 65¢
- ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Mr. James E. Bloxom
Rt. 1 Box 33
Marion, Maryland 21838

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	049957	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☐ Addressee ☐ Authorized agent
James Bloxom

4. DATE OF DELIVERY 6-11-76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK MARION STATION MD JUN 11 1976

CLERK'S INITIALS

☆ GPO: 1975—O-569-047

PS Form 3811, Jan. 1975

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

SENDER: Complete items 1, 2, and 3.
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one).
- ☐ Show to whom and date delivered ..... 15¢
- ☐ Show to whom, date, & address of delivery .. 35¢
- ☐ RESTRICTED DELIVERY. Show to whom and date delivered ..... 65¢
- ☐ RESTRICTED DELIVERY. Show to whom, date, and address of delivery 85¢

2. ARTICLE ADDRESSED TO:
Mrs. Paula J. Bloxom
Rt. 1 Box 33
Marion, Maryland 21838

3. ARTICLE DESCRIPTION:

REGISTERED NO.	CERTIFIED NO.	INSURED NO.
	049958	

(Always obtain signature of addressee or agent)

I have received the article described above.
SIGNATURE ☒ Addressee ☐ Authorized agent
Paula Bloxom

4. DATE OF DELIVERY 6-11-76

5. ADDRESS (Complete only if requested)

6. UNABLE TO DELIVER BECAUSE:

POSTMARK MARION STATION MD JUN 11 1976

CLERK'S INITIALS

☆ GPO: 1975—O-569-047

#9903 cl.

LIBER 45 PAGE 686

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 twenty-five thousand dollars ($25,000.00), 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 eachof 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 28th day of June, in the year nineteen hundred and seventy-six.

Whereas, by mortgage dated August 28, 1975 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 288, folio 706, James E. Bloxom and Paula J. Bloxom, his wife, conveyed to David Johnson and Ruth O. Johnson, his wife, 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 fullfill any order or decree which shall be made by any Court of Equity in relation to the sale of said mortgaged property or the proceeds thereof, then the above obligation shall be void, otherwise to be and remain in full force and virtue in law.

(SEAL)
Alexander G. Jones

FIDELITY ANDDEPOSIT COMPANY OF MARYLAND

Witness: _____ By _____
Attorney in Fact

THE WITHIN BOND APPROVED.

PER: _____, CLERK.

FILED

JUN 28 2 53 PM '76

RECORDED IN ITP
LIBER NO. 10 FOLIO 333
I. THEODORE PHOEBUS, CLK.CT.CT.
BY _____ DEPUTY

FIDELITY AND DEPOSIT COMPANY OF MARYLAND
INCORPORATED 1890

LIBER 010 PAGE 333

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
James E. Bloxom and Paula J. Bloxom,	:	Somerset County, Maryland
his wife, to David Johnson and Ruth O.	:	
Johnson, his wife	:	

To the Honorable, the Judge of said Court:

The report of sales of Alexander G. Jones, Attorney in a mortgage made and executed by James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife, dated August 28, 1975 and recorded among the Land Records of Somerset County in Liber I.T.P. No. 288, folio 706, 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 in 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 reposed in him as Attorney named in said mortgage, and as required by law, and giving more than twenty days notice of the time, place, manner and terms of sale by advertisement in the Marylander & Herald, a weekly newspaper published in Somerset County, once a week for three successive weeks before the day of sale, he did pursuant to said notice attend at the Court House door, in Princess Anne, Maryland, on the 29th day of June, 1976, at three 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 Brinkleys Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, described in 1881 as beginning for the same at a post set up at the easterly corner of the land of Samuel Waters as described on a plat and survey by Thomas Williams, surveyor of Somerset County, dated July 26, 1880, and described on said plat at the letter "A", thence running North 65° 30' West by and with the said Waters lot 21 3/5 perches to a post set up at the southeasterly side of the Samuel Waters road, thence North 25° East by and with the southeasterly side of said road 28 perches to a post at a westerly corner of a lot of Lewis Whittington, thence South 65° 30' East by and with

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

the said Whittington lot 23 3/5 perches to a post set up in a ditch at the southerly corner of the said lot, thence South 28° 30' West by and with the said ditch 28 1/5 perches to the place of beginning, containing 3 7/8 acres, more or less, being Lot No. 6 on said plat.

Second: All that tract or parcel of land, situate as aforesaid, described in 1881 as "Beginning at a stone set up on the southwesterly side of 'Burnetts Road' at the end of the first line of a lot of said land sold and conveyed to Henry James Marshall, said beginning described on a plat of the land hereby granted at the letter C, thence running by and with the southwesterly side of said 'Burnetts Road' South fifty two degrees thirty minutes East thirteen perches, thence South fifty nine degrees East twenty three perches and two fifths of a perch to a post, thence South twenty nine degrees and thirty minutes West seventeen and one half perches to a post, thence North fifty nine degrees West thirty six and four fifths perches to a post, a bounder common to the land hereby granted and the said lot of land of Henry James Marshall, thence North thirty degrees and thirty minutes East by and with said Marshalls lot twenty one perches to the place of beginning, containing four acres and three eighths of an acre of land, more or less".

Third: All those lots or parcels of land, situate as aforesaid, one described as containing 8 5/8 acres, being a part of all that lnad described in a deed recorded in Liber B.F.L. No. 4 at folio 355, dated December 23, 1881 from Isaac D. Jones, Attorney in Fact, to Stephen H. Whittington, being subject to a road 20 feet wide leading to Liberia Marsh described in a deed to Samuel Waters dated November 10, 1884 and recorded among the Land Records of Somerset County in Liber H.F.L. No. 2, folio 250, and the other described as containing 5 acres in a deed from Isaac D. Jones, Trustee to Samuel Waters, dated October 14, 1872 and recorded among the aforesaid Land Records in Liber L.W. No. 13, folio 663, together with a 14 foot right of way, said lots of land containing in the aggregate 13 5/8 acres of land, more or less.

The above described land being subject to a right of way reserved in a deed from Jesse H. Johnson and Mary L. Johnson to David Johnson and Ruth Johnson dated March 7, 1946 and recorded among the aforesaid Land Records in Liber B.L.B. No. 135, folio 378, for the benefit of the Landon property; and being the same and all the land conveyed unto the said James E. Bloxom and Paula J. Bloxom, his wife, by David Johnson and Ruth O. Johnson, his wife, by deed dated August 28, 1975 and recorded

among the aforesaid

among the aforesaid Land Records in Liber I.T.P. No. 288, folio 698; and sold the same to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, at and for the sum of thirty-five thousand dollars ($35,000.00), it being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your Trustee.

Respectfully submitted,

Attorney

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of June, in the year nineteen hundred and seventy-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 said therein reported was fairly made.

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

JANET T. BOSWORTH NOTARY PUBLIC SOMERSET COUNTY, MD.

Notary Public

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
James E. Bloxom and Paula J. Bloxom,	:	Somerset County, Maryland
his wife, to David Johnson and Ruth O.	:	
Johnson, his wife	:	

Purchaser's Affidavit

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 29th day of June, 1976, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared W. Allen Greiner, County Supervisor for Somerset County, of the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, 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 except as set forth above.

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.

JANET T. ROSHORTH NOTARY PUBLIC SOMERSET COUNTY, MD.

Notary Public

W. Allen Greiner

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

FILED
JUN 29 10 30 AM '76

ORDER NISI

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
James E. Bloxom and Paula J. Bloxom,	:	Somerset County, Maryland
his wife, to David Johnson and Ruth O.	:	
Johnson, his wife	:	

ORDERED by the Circuit Court for Somerset County this 30th day of June, in the year nineteen hundred and seventy-six, that the sale of the property mentioned in these proceedings 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 August, 1976, provided a copy of this order be inserted in some newspaper published in Somerset County once in each of three successive weeks before the 19th day of July, 1976.

The report states the amount of sale to be $35,000.00.

Clerk of the Circuit Court for
Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court for
James E. Bloxom and Paula J. Bloxom,	:	Somerset County, Maryland
his wife, to David Johnson and Ruth O.	:	
Johnson, his wife	:	

ORDERED by the Circuit Court for Somerset County, in Equity, this 3rd day of August, in the year nineteen hundred and seventy-six, that the sale of the real estate mentioned in these proceedings made and reported by Alexander G. Jones, Attorney named in said mortgage, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given as required by the Order Nisi passed in said cause.

Judge

FILED
AUG 3 3 37 PM '76
CLERK
CIRCUIT COURT
SOMERSET COUNTY
MARYLAND

LIBER 45 PAGE 692

PRINCESS ANNE, MD., July 16 19 76

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: July 1,8,&15

Business Manager MARYLANDER and HERALD

ORDER NISI

No. 9903 Chancery

In the Circuit Court for Somerset County, Maryland

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife.

ORDERED by the Circuit Court for Somerset County this 30th day of June, in the year nineteen hundred and seventy-six, that the sale of this property mentionned in these proceedings made and reported by Alexander G. Jones, Attorney named in the above mortgage, be ratified and confirmed unless cause of the contrary thereof be shown on or before the 2nd day of August, 1976, provided a copy of this order be inserted in some newspaper published in Somerset County once in each of three successive weeks before the 19th day of July, 1976.

The report states the amount of sale to be $35,000.00.

J. THEODORE PHOEBUS
Clerk of the Circuit Court for Somerset County, Maryland

True Copy Test:
J. Theodore Phoebus, Clerk
11-3tc

PRINCESS ANNE, MD., July 16 1976

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: June 10, 17, & 24 1976

Business Manager MARYLANDER and HERALD

Jones and Jones, Attorneys

ATTORNEY'S SALE

OF VALUABLE FARM PROPERTY

Under and by virtue of the power of sale contained in a mortgage from James E. Bloxom and Paula J. Bloxom, his wife, recorded among the Land Records of Somerset County in Liber I.T.P. No. 288, folio 706, dated August 28, 1975, default having occurred in said mortgage, the undersigned as attorney in said mortgage, will offer at public sale in front of the Courthouse door in Princess Anne, Somerset County, Maryland on

TUESDAY JUNE 29, 1976

at or about the hour of 3:00 o'clock P. M., all those lots or parcels of land situate in Brinkleys Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, described in 1881 as beginning for the same at a post set up at the easterly corner of the land of Samuel Waters as described on a plat and survey by Thomas Williams surveyor of Somerset County, dated July 26, 1880, and described on said plat at the letter "A", thence running North 65° 30' West by and with the said Waters lot 21-3|5 perches to a post set up at the southeasterly side of the Samuel Waters road, thence North 25° East by and with the southeasterly side of said road 28 perches to a post at a westerly corner of a lot of Lewis Whittington, thence South 65° 30' East by and with the said Whittington lot 23-3|5 perches to a post set up in a ditch at the southerly corner of the said lot, thence South 28° 30' West by and with the said ditch 28-1|5 perches to the place of beginning, containing 3-7|8 acres, more or less; being Lot No. 6 on said plat.

Second: All that tract or parcel of land, situate as aforesaid, described in 1881 as "Beginning at a stone set up on the southwesterly side of 'Burnetts Road' at the end of the first line of a lot of said land sold and conveyed to Henry James Marshall, said beginning described on a plat of the land hereby granted at the letter C, thence running by and with the south westerly side of said 'Burnetts Road' South fifty two degrees thirty minutes East thirteen perches, thence South fifty nine degrees East twenty three perches and two fifths of a perch to a post, thence South twenty nine degrees and thirty minutes West seventeen and one half perches to a post, thence North fifty nine degrees West thirty six and four fifths perches to a post, a bounder common to the land hereby granted and the said lot of land of Henry James Marshall, thence North thirty degrees and thirty minutes East by and with said Marshalls lot twenty one perches to the place of beginning, containing four acres and three eighths of an acre of land more or less.".

Third: All those lots or parcels of land, situate as aforesaid, one described as containing 8-5|8 acres, being a part of all that land described in a deed recorded in Liber B.F.L. No. 4 at folio 355, dated December 23, 1881 from Isaac D. Jones, Attorney in Fact, to Stephen H. Whittington, being subject to a road 20 feet wide leading to Liberia Marsh described in a deed to Samuel Waters dated November 10, 1884 and recorded among the Land Records of Somerset County in Liber H.F.L. No. 2, folio 250, and the other described as containing 5 acres in a deed from Isaac D. Jones, Trustee to Samuel Waters, dated October 14, 1872 and recorded among the aforesaid Land Records in Liber L.W. No. 13, folio 663, together with a 14 foot right of way, said lots of land containing in the aggregate 13-5|8 acres of land, more or less.

The above described land being subject to a right of way reserved in a deed from Jesse H. Johnson and Mary L. Johnson to David Johnson and Ruth Johnson dated March 7, 1946 and recorded among the aforesaid Land Records in Liber B.L.B. No. 135, folio 378, for the benefit of the Landon property; and being the same and all the land conveyd unto the said James E. Bloxom and Paula J. Bloxom, his wife, by David Johnson and Ruth O Johnson, his wife, by deed dated August 28, 1976 and recorded among the aforesaid Land Records in Liber I.T.P. No. 288 folio 698.

This property is improved by a one and one-half story frame dwelling with aluminum siding, new roof, new storm doors, storm windows, baseboard electric heat, modern plumbing, jalousie porch, with two bedrooms upstairs, one bedroom downstairs, dining room, dinette kitchen, living room and first floor bathroom. The property is also improved by a metal broiler house of 11,200 capacity and a wooden broiler house of 5,000 capacity, each with steel bulk bins, together with a detached frame storage building.

Terms of Sale: $10,000.00 cash payble at the time of sale and the balance to be secured to the satisfaction of the undersigned attorney, payable prior to ratification of said sale by the Circuit Court, with interest from the date of sale at the rate of eight per cent per annum.

All public taxes and assessments will be prorated as of the date of sale. Title papers, documentary stamps, transfer tax and recording costs at expense of purchaser or purchasers.

Alexander G. Jones
Attorney

311 S. Somerset Avenue
Princess Anne, Maryland 21853
Telephone 301-651-2747

8-3tc

LIBER 45 PAGE 693

Alexander G. Jones, Attorney, Ex Parte	*	No. 9903 Chancery
under power contained in Mortgage from	*	In the Circuit Court
James E. Bloxom and Paula J. Bloxom,	*	For Somerset County
his wife, to David Johnson and Ruth O.	*	State of Maryland
Johnson, his wife	*	In Equity

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Attorneys therein, states the following account:

He charges the Attorneys with the amount of the sale as reported by them being the sum of Thirty five thousand dollars ($35,000.00).

He has allowed the proper expenses, costs and fees amounting to Two thousand four hundred eighty six dollars and ninety four cents ($2,486.94).

The balance then remaining amounts to Thirty two thousand five hundred thirteen dollars and six cents ($32,513.06) to be distributed as follows:

1) David Johnson and Ruth O. Johnson		$21,337.74
2) James E. Bloxom and Paula J. Bloxom		11,175.32
		$35,000.00
Amount of Sale		
Expenses, Costs & Fees:		
I. T. Phoebus, Court Costs	$ 89.00	
Marylander & Herald for Notice of Sale and Order Nisi	201.04	
Bond Premium	100.00	
Auctioneer, E. B. Muir	75.00	
Notary Fees	6.00	
Commission per Rules	1,900.00	
Fee Allowed per Mortgage	75.00	
Auditor's Fee	40.00	
Certified Mail	.90	
Total Expenses, Costs & Fees		$ 2,486.94
Funds to be Distributed		$32,513.06
First Mortgage per Affidavit	$20,000.00	
Interest 8/28/75 to 6/29/76 at 8%	1,337.74	
Total Mortgage Debt		$21,337.74
Excess Funds		$11,175.32

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

76-39
8-6-76
j.l.f.

Alexander G. Jones, Attorney, Ex Parte	:	No. 9903 Chancery
under power contained in Mortgage from	:	In the Circuit Court
James E. Bloxom and Paula J. Bloxom,	:	For Somerset County
his wife, to David Johnson and Ruth O.	:	State of Maryland
Johnson, his wife	:	In Equity

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on August 6th, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this report to the following parties by regular U.S. mail, postage prepaid:

Alexander G. Jones, Esquire
Jones & Jones
Princess Anne
Maryland 21853

James E. Bloxom
Rt. 1 Box 33
Marion
Maryland 21838

Paula J. Bloxom
Rt. 1 Box 33
Marion
Maryland 21838

Logan C. Widdowson

LAW OFFICE
LOGAN C. WIDDOWSON
NORTH SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

No. 9903 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 6th day of August, 1976 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 23rd day of August, 1976.

L. Gordon 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 August, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Gordon Shockley
CLERK

ALEXANDER G. JONES, Attorney, Ex Parte under power contained in Mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife	:	No. 9903 Chancery In the Circuit Court for Somerset County, Maryland Application by the United States of America for Surplus Proceeds of Sale Pursuant to Rule W75(a) of the Maryland Rules of Procedure

PETITION FOR SURPLUS FUNDS OF SALE

To the Honorable, the Judge of said Court:

On August 3, 1976, this court ratified and confirmed the sale of real estate mentioned in these proceedings made and reported by Alexander G. Jones, attorney named in a Mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife.

As noted in the Report of Sale by Alexander G. Jones, the property was sold to the United States of America for Thirty-Five Thousand Dollars ($35,000.00).

The property which was the subject of that Mortgage was also subject to a Mortgage in favor of the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, dated August 28, 1975, and recorded that day in Liber ITP No. 288, at folio 701. Said Mortgage was given by James E. Bloxom and Paul J. Bloxom, his wife, to secure two loans in the amount of Twenty-One Thousand Dollars ($21,000.00) and Three Thousand Five Hundred Dollars ($3,500.00). A copy of said Mortgage is attached hereto, marked Exhibit A. The loans are evidenced by two certain Promissory Notes of even date and amount and are attached hereto, marked Exhibits B and C, respectively.

As of August 6, 1976, the Government was owed a total of Fifty-Eight Thousand Six Hundred Twelve and 52/100 Dollars ($58,612.52) in principal, which includes the amount of its bid at the foreclosure sale referred to above. Interest accrued through August 31, 1976, amounts to Eight Hundred Ninety-Eight and 25/100 Dollars ($898.25). A copy of a Statement of Account reflecting these figures is attached hereto, marked Exhibit D.

On information and belief, this court holds a surplus in the amount of Eleven Thousand One Hundred Seventy-Five and 32/100 Dollars ($11,175.32) which remains after the payment of all amounts due on the Mortgage foreclosed by Alexander G. Jones on behalf of David Johnson and Ruth O. Johnson.

The Mortgage of the United States of America described above constituted a second mortgage against the premises sold despite the fact that it was actually recorded prior to the Mortgage given to David Johnson and Ruth O. Johnson. The intention of all of the parties in this regard is demonstrated by a Memorandum Transmittal of Title Information dated July 28, 1975, which was signed by the Farmers Home Administration County Supervisor at Princess Anne, Maryland, and sent to Alexander G. Jones who was the closing attorney representing all of the parties to the original transaction. A copy of said Memorandum is attached hereto, marked Exhibit E. The intention of the parties is further evidenced by a recital to that effect in the last paragraph of the property described in the Mortgage given to the Government.

Based upon the foregoing, the United States respectfully represents that it is the person which has an interest in the equity of redemption which is superior to all over other persons and that such surplus as remains should be paid over to it since the amount of the surplus is substantially less than its claim.

Respectfully submitted,

JERVIS S. FINNEY
UNITED STATES ATTORNEY
DISTRICT OF MARYLAND

William McC. Schildt
Assistant United States Attorney

By Thomas G. Banjanin
Thomas G. Banjanin
Assistant United States Attorney
405 U. S. Courthouse
Fayette and Calvert Streets
Baltimore, Maryland 21202
Tel: 301/539-2940

State of Maryland, ~~Somerset County~~ Baltimore City, to wit:

I hereby certify, that on this 16th day of August, 1976, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared the Assistant United States Attorney named in the foregoing Report of Sale, and made oath in due form of law that the matters and things therein stated are true to the best of his knowledge and belief and that the said therein reported was fairly made.

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

Notary Public

FILED

Aug 17 3 14 PM '76

RECORDED IN
LIBER No. ____ FOLIO ____
ALL OF THE LAND RECORDS, CITY OF
BY ____ DEPUTY

45 PAGE 699

USDA-FHA
Form FmHA 427-1 MD
(Rev. 9-12-74)

Position 5
LIBER 45 PAGE 700

REAL ESTATE MORTGAGE FOR MARYLAND

AUG 28-75 B 23043 *****15.5

KNOW ALL MEN BY THESE PRESENTS, Dated August 28, 1975

WHEREAS, the undersigned James E. Bloxom and Paula J. Bloxom, his wife,

residing in Somerset County, Maryland, whose post office address is Rt. 1 Marion, Maryland, Maryland 21838, herein called "Borrower," are (is) justly indebted to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, herein called the "Government," as evidenced by one or more certain promissory note(s) or assumption agreement(s), herein called "note" (if more than one note is described below, the word "note" as used herein shall be construed as referring to each note singly or all notes collectively, as the context may require), said note being executed by Borrower, being payable to the order of the Government in installments as specified therein, authorizing acceleration of the entire indebtedness at the option of the Government upon any default by Borrower, and being further described as follows:

Date of Instrument	*Principal Amount*	*Annual Rate of Interest*	*Due Date of Final Installment*
August 28, 1975	$21,000.00	5%	August 28, 2015
August 28, 1975	$ 3,500.00	8 1/8%	August 28, 2008

And the note evidences a loan to Borrower and the Government, at any time, may assign the note and insure the payment thereof pursuant to the Consolidated Farm and Rural Development Act, or Title V of the Housing Act of 1949;

And it is the purpose and intent of this instrument that, among other things, at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the note, this instrument shall secure payment of the note; but when the note is held by an insured holder, this instrument shall not secure payment of the note or attach to the debt evidenced thereby, but as to the note and such debt shall constitute an indemnity mortgage to secure the Government against loss under its insurance contract by reason of any default by Borrower:

NOW, THEREFORE, in consideration of the loan(s) and (a) at all times when the note is held by the Government, or in the event the Government should assign this instrument without insurance of the payment of the note, to secure prompt payment of the note and any renewals and extensions thereof and any agreements contained therein, including any provision for the payment of an insurance or other charge, (b) at all times when the note is held by an insured holder, to secure performance of Borrower's agreement herein to indemnify and save harmless the Government against loss under its insurance contract by reason of any default by Borrower, and (c) in any event and at all times to secure the prompt payment of all advances and expenditures made by the Government, with interest, as hereinafter described, and the performance of every covenant and agreement of Borrower contained herein or in any supplementary agreement, Borrower does hereby grant, convey, mortgage, assign, and forever warrant unto the Government the following property situated in the State of Maryland, County(ies) of

Somerset, Brinkleys Election District, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, described in 1881 as beginning for the same at a post set up at the easterly corner of the land of Samuel Waters as described on a plat and survey made by Thomas Williams surveyor of Somerset County, dated July 26, 1880, and described on said plat at the letter "A', thence running North 65° 30' West by and with the said Waters lot 21 3/5 perches to a post set up at the southeasterly side of the Samuel Waters road; thence North 25° East by and with the southeasterly side of said road 28 perches to a post at a westerly corner of a lot of Lewis Whittington, thence South 65° 30' East by and with the said Whittington lot 23 3/5 perches to a post set up in a ditch at the southerly corner of the said lot, thence South 28° 30' West by and with the said ditch 28 1/5 perches to the place of beginning, containing 3 7/8 acres, more or less, being Lot No. 6 on said plat.

FmHA 427-1MD (Rev. 9-12-74)

LIBER 280 PAGE 711

EXHIBIT A

Second: All that tract or parcel of land, situate as aforesaid, described in 1881 as "Beginning at a stone set up on the southwesterly side of 'Burnetts Road' at the end of the first line of a lot of said land sold and conveyed to Henry James Marshall, said beginning described on a plat of the land hereby granted at the letter C, thence running by and with the south westerly side of said 'Burnetts Road' South fifty two degrees thirty minutes East thirteen perches, thence South fifty nine degrees East twenty three perches and two fifths of a perch to a post, thence South twenty nine degrees and thirty minutes West seventeen and one half perches to a post, thence North fifty nine degrees West thirty six and four fifths perches to a post, a bounder common to the land hereby granted and the said lot of land of Henry James Marshall, thence North thirty degrees and thirty minutes East by and with said Marshalls lot twenty one perches to the place of beginning, containing four acres and three eighths of an acre of land, more or less".

Third: All those lots or parcels of land, situate as aforesaid, one described as containing 8 5/8 acres, being a part of all that land described in a deed recorded in Liber B.F.L. No. 4 at folio 355, dated December 23, 1881 from Isaac D. Jones, Attorney in Fact, to Stephen H. Whittington, being subject to a road 20 feet wide leading to. Liberia Marsh described in a deed to Samuel Waters dated November 10, 1884 and recorded among the Land Records of Somerset County in Liber H.F.L. No. 2, folio 250 and the other described as containing 5 acres in a deed from Isaac D. Jones, Trustee to Samuel Waters, dated October 14, 1872 and recorded among the aforesaid Land Records in Liber L.W. No. 13, folio 663, together with a 14 foot right of way, said lots of land containing in the aggregate 13 5/8 acres of land, more or less.

The above described land being subject to a right of way reserved in a deed from Jesse H. Johnson and Mary L. Johnson to David Johnson and Ruth Johnson dated March 7, 1946 and recorded amongthe aforesaid Land Records in Liber B.L.B. No. 135, folio 378, for the benefit of the "Landon" property; and being the same and all the land conveyed unto the said James E. Bloxom and Paula J. Bloxom, his wife, by David Johnson and Ruth O. Johnson, his wife, by deed dated evenly herewith and intended to be recorded among the aforesaid Land Records immediately prior hereto.

It is understood and agreed that this mortgage is second and subsequent to a mortgag from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife, dated evenly herewith and intended to be recorded among the aforesaid Land Records immediately prior hereto.

together with all rights, interests, easements, hereditaments and appurtenances thereunto belonging, the rents, issues, and profits thereof and revenues and income therefrom, all improvements and personal property now or later attached thereto or reasonably necessary to the use thereof, including, but not limited to, ranges, refrigerators, clothes washers, clothes dryers, or carpeting purchased or financed in whole or in part with loan funds, all water, water rights, and water stock pertaining thereto, and all payments at any time owing to Borrower by virtue of any sale, lease, transfer, conveyance, or condemnation of any part thereof or interest therein-all of which are herein called "the property";

TO HAVE AND TO HOLD the property unto the Government and its assigns forever in fee simple.

BORROWER for himself, his heirs, executors, administrators, successors and assigns WARRANTS THE TITLE to the property to the Government against all lawful claims and demands whatsoever except any liens, encumbrances, easements, reservations, or conveyances specified hereinabove, and COVENANTS AND AGREES as follows:

(1) To pay promptly when due any indebtedness to the Government hereby secured and to indemnify and save harmless the Government against any loss under its insurance of payment of the note by reason of any default by Borrower. At all times when the note is held by an insured holder, Borrower shall continue to make payments on the note to the Government, as collection agent for the holder.

(2) To pay to the Government such fees and other charges as may now or hereafter be required by regulations of the Farmers Home Administration.

(3) If required by the Government, to make additional monthly payments of 1/12 of the estimated annual taxes, assessments, insurance premiums and other charges upon the mortgaged premises.

(4) Whether or not the note is insured by the Government, the Government may at any time pay any other amounts required herein to be paid by Borrower and not paid by him when due, as well as any costs and expenses for the preservation, protection, or enforcement of this lien, as advances for the account of Borrower. All such advances shall bear interest at the rate borne by the note which has the highest interest rate.

(5) All advances by the Government as described by this instrument, with interest, shall be immediately due and payable by Borrower to the Government without demand at the place designated in the latest note and shall be secured hereby. No such advance by the Government shall relieve Borrower from breach of his covenant to pay. Any payment made by Borrower may be applied on the note or any indebtedness to the Government secured hereby, in any order the Government determines.

(6) To use the loan evidenced by the note solely for purposes authorized by the Government.

(7) To pay when due all taxes, liens, judgments, encumbrances, and assessments lawfully attaching to or assessed against the property, including all charges and assessments in connection with water, water rights, and water stock pertaining to or reasonably necessary to the use of the real property described above, and promptly deliver to the Government without demand receipts evidencing such payment.

(8) To keep the property insured as required by and under insurance policies approved by, delivered to, and retained by the Government.

(9) To maintain improvements in good repair and make repairs required by the Government; operate the property in a good and husbandmanlike manner; comply with such farm conservation practices and farm and home management plans as the Government from time to time may prescribe; and not to abandon the property, or cause or permit waste, lessening or impairment of the security covered hereby, or, without the written consent of the Government, cut, remove, or lease any timber, gravel, oil, gas, coal, or other minerals except as may be necessary for ordinary domestic purposes.

(23) Upon default by Borrower as aforesaid, in addition to any other remedies provided by law, Borrower hereby assents to the passage of a decree for the sale of the property and Borrower hereby also authorizes the Government, its successors or assigns, after any default in the covenants or conditions of this instrument, to sell the property. Any such sale, whether under the above assent to a decree or under the above power of sale, shall be under the provisions of Article 21 of the Public General Laws of Maryland, or under any other General or Local Laws of the State of Maryland relating to mortgages, or any supplement, amendment or addition thereto, or the Maryland Rules of Practice.

(24) If any provision of this instrument or application thereof to any person or circumstances is held invalid, such invalidity will not affect other provisions or applications of the instrument which can be given effect without the invalid provision or application, and to that end the provisions hereof are declared to be severable.

PROVIDED that if all the indebtedness hereby secured is duly paid and each and every covenant, condition, agreement, and obligation, contingent or otherwise, contained herein, secured hereby or arising hereunder is fully performed and discharged, this mortgage shall be void; otherwise to remain in full force and effect.

Witness the hand(s) and seal(s) of Borrower the day and year first above written.

TEST:

_____ (Witness)

James E. Bloxom (SEAL)
James E. Bloxom

Paula J. Bloxom (SEAL)
Paula J. Bloxom

STATE OF MARYLAND

COUNTY OF SOMERSET ss:

ACKNOWLEDGMENT AND AFFIDAVIT

I hereby certify that on this 28th day of August, 19 75, before me, a Notary Public of the State of Maryland, in and for the said County, personally appeared James E. Bloxom and Paula J. Bloxom, his wife, mortgagor(s), and acknowledged the aforegoing mortgage to be their act. At the same time also appeared Alexander G. Jones, agent of the mortgagee, and made oath that the consideration set forth in said mortgage is true and bona fide as therein set forth, and that the amount of the aforesaid loan has been paid over and disbursed to said mortgagor(s) at or before the time of execution of this mortgage, and also made oath that he is the agent of the mortgagee and authorized to make this affidavit.

Witness my hand and Notarial Seal.

(NOTARIAL SEAL)

_____ Notary Public.

My commission expires the 1st day of July, 19 78.

FILED

Aug 28 10 00 AM '75

LIBER 285 PAGE 705

Form FHA 440-16
(Rev. 11-13-73)

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

KIND OF LOAN	
[XX] FO	[ ] RH
	[ ] NONFARM
	[ ] 504
[ ] FO-NFE	[ ] RRH
[ ] SW(Ind.)	[ ] LH
[ ] RL	[ ] SURPLUS SALE

LIBER 45 PAGE 704

PROMISSORY NOTE

STATE	Maryland
COUNTY	Somerset
CASE NO.	24-20-216-76-6025

FINANCE OFFICE USE ONLY			
F	LN	LC	IA

Date August 28, 19 75

FOR VALUE RECEIVED, the undersigned (whether one or more persons, herein called "Borrower") jointly and severally promise to pay to the order of the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, (herein called the "Government") at its office

in 33 West Prince William Street, Princess Anne, Maryland 21853.

THE PRINCIPAL SUM OF TWENTY-ONE THOUSAND AND 00/100 ----------

DOLLARS ($ 21,000.00), plus INTEREST on the UNPAID PRINCIPAL of

FIVE PERCENT (5 %) PER ANNUM. The said PRINCIPAL and

INTEREST shall be PAYABLE in the FOLLOWING 41 (No. of Installments) INSTALLMENTS on or before the FOLLOWING DATES:

$ 385.00 on JANUARY 1, 19 76, and

$ 1224.00 thereafter on the 1ST of each YEAR,

until the PRINCIPAL and INTEREST are fully paid except that the FINAL INSTALLMENT of the entire

indebtedness evidenced hereby, if not sooner paid, shall be due and PAYABLE FORTY

(40) YEARS from the DATE of this NOTE. The consideration herefor shall support any agreement modifying the foregoing schedule of payments.

Every payment made on any indebtedness evidenced by this note shall be applied first to interest computed to the effective date of the payment and then to principal.

Prepayments of scheduled installments, or any portion thereof, may be made at any time at the option of Borrower. Refunds and extra payments, as defined in the regulations (7 C.F.R. 1861.2) of the Farmers Home Administration according to the source of funds involved, shall, after payment of interest, be applied to the installments last to become due under this note and shall not affect the obligation of Borrower to pay the remaining installments as scheduled herein.

Borrower agrees that the Government at any time may assign this note and insure the payment thereof, and in such case, though the note is not held by the Government, Borrower shall continue to pay to the Government, as collection agent for the holder, all installments of principal and interest as scheduled herein.

If this note is held by an insured lender, prepayments made by Borrower may, at the option of the Government, be remitted by the Government to the holder promptly or, except for final payment, be retained by the Government and remitted to the holder on either a calendar quarter basis or an annual installment due date basis. The effective date of any prepayment retained and remitted by the Government to the holder on an annual installment due date basis shall be the date of the prepayment by Borrower, and the Government will pay the interest to which the holder is entitled accruing between the effective date of any such prepayment and the date of the Treasury check to the holder.

Borrower hereby certifies that he is unable to obtain sufficient credit elsewhere to finance his actual needs at reasonable rates and terms, taking into consideration prevailing private and cooperative rates and terms in or near his community for loans for similar purposes and periods of time, and that the loan evidenced hereby shall be used solely for purposes authorized by the Government.

EXHIBIT B

Property constructed, improved, purchased, or refinanced in whole or in part with the loan evidenced hereby shall not be leased, assigned, sold, transferred, or encumbered, voluntarily or otherwise, without the written consent of the Government. Unless the Government consents otherwise in writing, Borrower (a) will personally operate such property as a farm with his own and his family's labor if this is an FO loan, or (b) will personally occupy and use such property if this is an RH loan on a "nonfarm tract" or a section 504 RH loan.

REFINANCING AGREEMENT: If at any time it shall appear to the Government that Borrower may be able to obtain a loan from a responsible cooperative or private credit source at reasonable rates and terms for loans for similar purposes and periods of time, Borrower will, at the Government's request, apply for and accept a loan in sufficient amount to pay this note in full and, if the lender is a cooperative, to pay for any necessary stock. This paragraph and the preceding paragraph shall not apply to any comaker signing this note pursuant to Section 502 of the Housing Act of 1949 to compensate for deficient repayment ability of other undersigned person(s).

DEFAULT: Failure to pay when due any debt evidenced hereby or perform any covenant or agreement hereunder shall constitute default under any other instrument evidencing a debt of Borrower owing to or insured by the Government or securing or otherwise relating to such a debt; and default under any such other instrument shall constitute default hereunder. **UPON ANY SUCH DEFAULT,** the Government at its option may declare all or any part of any such indebtedness immediately due and payable.

This note is given as evidence of a loan to Borrower made or insured by the Government pursuant to the Consolidated Farmers Home Administration Act of 1961 if the box opposite "FO", "FO–NFE", "RL", or "SW(Ind.)", is checked under the heading "KIND OF LOAN" or pursuant to Title V of the Housing Act of 1949 if the box opposite "RH", "RRH", or "LH", is checked. This note shall be subject to the present regulations of the Farmers Home Administration and to its future regulations not inconsistent with the express provisions hereof.

Presentment, protest, and notice are hereby waived.
Post Office Address of Borrower

(1) RT 1
(2) MARION MD
(3)
(4)
Zip Code 21838

James E. Bloxom (SEAL)
James E. Bloxom *(BORROWER)*

Paula J. Bloxom (SEAL)
Paula J. Bloxom *(SPOUSE)*

Pay to the order of _____

UNITED STATES OF AMERICA
FARMERS HOME ADMINISTRATION

By: _____

_____
(Title)

FILED
AUG 17 10 15 AM '78
LIBER 45 PAGE 705

☆ U.S.GPO:1975-0-665-600/1792

Form FHA 440-16
(Rev. 11-13-73)

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

KIND OF LOAN
- [ ] FO
- [X] RH
- [ ] NONFARM
- [ ] 504
- [ ] FO-NFE
- [ ] RRH
- [ ] SW(Ind.)
- [ ] LH
- [ ] RL
- [ ] SURPLUS SALE

LIBER 45 PAGE 706

PROMISSORY NOTE

STATE			
Maryland			
COUNTY			
Somerset			
CASE NO.			
24-20-216-76-6025			
FINANCE OFFICE USE ONLY			
F	LN	LC	IA

Date August 28, 19 75

FOR VALUE RECEIVED, the undersigned (whether one or more persons, herein called "Borrower") jointly and severally promise to pay to the order of the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, (herein called the "Government") at its office

in 33 West Prince William Street, Princess Anne, Maryland 21853,

THE PRINCIPAL SUM OF THREE THOUSAND FIVE HUNDRED AND 00/100 ----------

DOLLARS ($ 3,500.00), plus INTEREST on the UNPAID PRINCIPAL of

EIGHT AND ONE-EIGHTH PERCENT (8 1/8 %) PER ANNUM. The said PRINCIPAL and

INTEREST shall be PAYABLE in the FOLLOWING 34 (No. of Installments) INSTALLMENTS on or before the FOLLOWING DATES:

$ 104.00 on January 1, 19 76, and

$ 308.00 thereafter on the 1ST of each YEAR, until the PRINCIPAL and INTEREST are fully paid except that the FINAL INSTALLMENT of the entire

indebtedness evidenced hereby, if not sooner paid, shall be due and PAYABLE THIRTY-THREE

(33) YEARS from the DATE of this NOTE. The consideration herefor shall support any agreement modifying the foregoing schedule of payments.

Every payment made on any indebtedness evidenced by this note shall be applied first to interest computed to the effective date of the payment and then to principal.

Prepayments of scheduled installments, or any portion thereof, may be made at any time at the option of Borrower. Refunds and extra payments, as defined in the regulations (7 C.F.R. 1861.2) of the Farmers Home Administration according to the source of funds involved, shall, after payment of interest, be applied to the installments last to become due under this note and shall not affect the obligation of Borrower to pay the remaining installments as scheduled herein.

Borrower agrees that the Government at any time may assign this note and insure the payment thereof, and in such case, though the note is not held by the Government, Borrower shall continue to pay to the Government, as collection agent for the holder, all installments of principal and interest as scheduled herein.

If this note is held by an insured lender, prepayments made by Borrower may, at the option of the Government, be remitted by the Government to the holder promptly or, except for final payment, be retained by the Government and remitted to the holder on either a calendar quarter basis or an annual installment due date basis. The effective date of any prepayment retained and remitted by the Government to the holder on an annual installment due date basis shall be the date of the prepayment by Borrower, and the Government will pay the interest to which the holder is entitled accruing between the effective date of any such prepayment and the date of the Treasury check to the holder.

Borrower hereby certifies that he is unable to obtain sufficient credit elsewhere to finance his actual needs at reasonable rates and terms, taking into consideration prevailing private and cooperative rates and terms in or near his community for loans for similar purposes and periods of time, and that the loan evidenced hereby shall be used solely for purposes authorized by the Government.

EXHIBIT C

Position 2

FHA 440-16 (Rev. 11-13-73)

Property constructed, improved, purchased, or refinanced in whole or in part with the loan evidenced hereby shall not be leased, assigned, sold, transferred, or encumbered, voluntarily or otherwise, without the written consent of the Government. Unless the Government consents otherwise in writing, Borrower (a) will personally operate such property as a farm with his own and his family's labor if this is an FO loan, or (b) will personally occupy and use such property if this is an RH loan on a "nonfarm tract" or a section 504 RH loan.

REFINANCING AGREEMENT: If at any time it shall appear to the Government that Borrower may be able to obtain a loan from a responsible cooperative or private credit source at reasonable rates and terms for loans for similar purposes and periods of time, Borrower will, at the Government's request, apply for and accept a loan in sufficient amount to pay this note in full and, if the lender is a cooperative, to pay for any necessary stock. This paragraph and the preceding paragraph shall not apply to any comaker signing this note pursuant to Section 502 of the Housing Act of 1949 to compensate for deficient repayment ability of other undersigned person(s).

DEFAULT: Failure to pay when due any debt evidenced hereby or perform any covenant or agreement hereunder shall constitute default under any other instrument evidencing a debt of Borrower owing to or insured by the Government or securing or otherwise relating to such a debt; and default under any such other instrument shall constitute default hereunder. **UPON ANY SUCH DEFAULT,** the Government at its option may declare all or any part of any such indebtedness immediately due and payable.

This note is given as evidence of a loan to Borrower made or insured by the Government pursuant to the Consolidated Farmers Home Administration Act of 1961 if the box opposite "FO", "FO–NFE", "RL", or "SW(Ind.)", is checked under the heading "KIND OF LOAN" or pursuant to Title V of the Housing Act of 1949 if the box opposite "RH", "RRH", or "LH", is checked. This note shall be subject to the present regulations of the Farmers Home Administration and to its future regulations not inconsistent with the express provisions hereof.

Presentment, protest, and notice are hereby waived.

Post Office Address of Borrower

(1)	RT 1
(2)	MARION MD
(3)	
(4)	
Zip Code	21838

James E. Bloxom (SEAL)
James E. Bloxom *(BORROWER)*

Paula J. Bloxom (SEAL)
Paula J. Bloxom *(SPOUSE)*

Pay to the order of _____

UNITED STATES OF AMERICA
FARMERS HOME ADMINISTRATION

By: _____

_____
(Title)

FILED

AUG 17 - 9 15 AM'79

USER 45 PAGE 707

☆ U.S.GPO:1975-0-665-600/1792

Form FHA 451-11
(Rev. 10-12-70)

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
FINANCE OFFICE
ST. LOUIS, MISSOURI 63103

LISER 45 PAGE 708

STATEMENT OF ACCOUNT

TO: D. Charles Valsing, Regional Attorney
Office of the General Counsel, USDA
Harrisburg, PA 17108 - Replying to August 4, 1976 telephone call

CASE NO. 24-02-216766025

This is to certify that

NAME(S) James E. Bloxom AND OF

ADDRESS (Include ZIP Code) Anne Arundel County, MD

is (are) indebted to the United States of America as reflected by the following statement of account:

TRANSACTIONS HAVE BEEN RECORDED THROUGH		INTEREST HAS BEEN ACCRUED THROUGH	(Check appropriate block)
CHARGES	CREDITS		☐ STATUS BY LOAN TYPE ☒ ADVANCES IN DETAIL ☐ DETAIL STATUS OF INDIVIDUAL ACCOUNTS
07-13-76	06-29-76	August 31, 1976	

DATE	LOAN CODE: KIND	LOAN CODE: FUND	LOAN CODE: INT. RATE	LOAN CODE: LOAN NUMBER	LOAN ADVANCES AND OTHER CHARGES	PAYMENTS AND CREDITS: INTEREST	PAYMENTS AND CREDITS: PRINCIPAL	UNPAID BALANCES: INTEREST	UNPAID BALANCES: PRINCIPAL	DAILY INTEREST ACCRUAL
		NOTE ACCOUNT								
08-28-75		46	8.125	01	3500.00					
Total		46	8.125	01	3500.00	234.88	470.24	42.49	3029.76	0.6744
03-28-75		41	5.000	02	21000.00					
Total		41	5.000	02	21000.00	422.76	417.24	620.50	20582.76	2.8196
		ADVANCES BY GOVERNMENT								
07-13-76		41	5.000	02	35000.00	Miscellaneous				
Total		41	5.000	02	35000.00			235.26	35000.00	4.7947
TOTAL					59500.00	657.64	887.48	898.25	58612.52	8.2887

cc: State Director, FmHA
Newark, DE

David K Wagner
(Signature of approving official)

DATE OF CERTIFICATION
AUG 6 1976

EXHIBIT D

AUDIT CLERK
(Title)

☆U.S.GPO:1975-0-665-603/1837 Position 2 FHA 451-11 (Rev. 10-12-70)

FORM FHA 427-4
(Rev. 10-27-72)

Position 5

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION

TO: Jones & Jones
Attorney at Law
Princess Anne, Md. 21853

DATE: 7/28/75

SUBJECT: Transmittal of Title Information

In connection with the loan application identified below, the following information & documents are transmitted to you herewith for preparation of a title opinion & other handling in accordance with FHA Instruction 427.1 and any other instructions listed below and attached hereto or set forth below.

1: Names and address of applicant and applicant's spouse: James E. and Paula J. Bloxom, Route 1, Marion, Maryland 21838 — Telephone 623-8309

2: Address of building site or land to be purchased: Bryan Hall Road, Marion, Md. 21838

3: Name and address of seller and seller's spouse: David and Ruth Johnson — Telephone

4: Name and address of realtor or seller's agent, if any: Strout Realty, Crisfield, Md. 21817 — Telephone

5: Name and address of builder or contractor: N/A — Telephone

6: Type of Loan:
☐ Farm Ownership ☐ Housing ☐ Soil and water Conservation ☐ Other _____

☒ Insured ☐ Direct ☒ Initial ☐ Subsequent

Amount of loan	Interest rate	Purchase Price of real property	Market Value of Property	Repayment period
$ 21,000.00	5 %	$ 40,000.00	$	40 years

7: Purpose of Loan:
Purchase ☒ Build ☐ Remodeling ☐ Refinance ☐

8: Known liens on real estate owned by applicant and name, address, account and approximate amount owing on each. INDICATE THOSE TO BE REFINANCED OR PAID WITH APPLICANT'S FUNDS.
None

9: Known liens on real estate to be acquired by applicant and approximate amount owing on each with name of mortgagee, address and account THOSE TO BE REFINANCED WITH LOAN FUNDS OR PAID WITH APPLICANT'S FUNDS ARE SO INDICATED.
Unknown

10. Number of acres or size of tract for security: 38 _____acres Lot(s) size_____

Survivorship estate in applicant & spouse? ☒ yes ☐ no

11. Information on previous searches done on property:
Unknown

12 Previous marriages for applicant & spouse
Unknown

(Continue on reverse)

USER 45 709

EXHIBIT E

13. FHA blank forms attached:

No. copies		Other Documents attached:			
		DEED(S):	☐ original	☐ copy	☐ extract
2	Form FHA 427-9, "Preliminary Title Opinion"	LEGAL DESCRIPTION:	☐ original	☐ copy	☐ extract
2	Form FHA 427-10, "Final Title Opinion"	OPTION:	☐ original	☒ copy	☐ extract
1	Form FHA 427-6, "Affidavit of Sellers"	SURVEY:	☐ original	☐ copy	☐ extract
1	Form FHA 427-5, "Affidavit of Borrowers"	TAX BILL:	☐ original	☐ copy	☐ extract
3	Form FHA 427-1MD Mortgage of Deed or Trust	PREVIOUS SEARCH:	☐ original	☐ copy	☐ extract
		DEATH CERTIFICATE(S):	☐ original	☐ copy	☐ extract
		DIVORCE DECREES:	☐ original	☐ copy	☐ extract
		OTHER:			

14. Requirements of Loan Closing:

Termite Certificate: _____

Survey (state type) _____

Insurance (state type) _____

Deposit needed in Supervised Bank Account _____

Real Property to be disposed of: _____

Other: _____

15. Date of Option or Transfer Agreement.
October 8, 1974

16. Other instructions, Documents, etc., listed and attached or set forth as follows:

$21,000.00 - FmHA - Will take 2nd mortgage - $1,000.00 for legal fees.
$20,000.00 - David and Ruth O. Johnson - Will take 1st mortgage
41,000.00

Michael P. Kelsey — *County Supervisor*

☆ U.S. GOVERNMENT PRINTING OFFICE: 1974-665-595/1736 Region 6

CERTIFICATE OF MAILING

I HEREBY CERTIFY that on this 16 day of August, 1976, copy of Petition for Surplus Funds of Sale was mailed to Alexander G. Jones, Esquire, Jones and Jones, Attorneys at Law, Somerset Avenue, Princess Anne, Maryland 21853.

Thomas G. Banjanin
Assistant United States Attorney

FILED

AUG 17 3 15 AM '76

RECORDED IN ...
LIBER NO. ____ FOLIO ____
E. LAWRENCE MOSBY, CLK. CT. CT.
BY ____ DEPUTY

LIBER 45 PAGE 711

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife	:	No. 9903 Chancery
	:	In the Circuit Court for Somerset County, Maryland
	:	
	:	Application by the United States of America for Surplus Proceeds of Sale Pursuant to Rule W75 (a) of the Maryland Rules of Procedure

ANSWER OF ALEXANDER G. JONES, ATTORNEY
TO PETITION OF THE UNITED STATES OF AMERICA
FOR SURPLUS PROCEEDS OF SALE AND
SHOW CAUSE ORDER

Alexander G. Jones, Attorney, Ex Parte, in answer to the Petition of the United States of America for Surplus Proceeds of Sale and to Show Cause Order filed in this proceeding respectfully answers as follows:

1. That according to the First and Final Auditor's Report filed in this proceeding there are "excess funds" resulting from said sale in the amount of $11,175.32.

2. That a certain mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to the United States of America acting through the Farmers Home Administration, United States Department of Agriculture, dated August 28, 1975 and recorded August 28, 1975 among the Land Records of Somerset County, Maryland in Liber I.T.P. No. 288, folio 701, (a Copy of which is filed in this proceeding as "Exhibit A"), specifically sets forth that it is "second and subsequent to a mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife, dated evenly herewith and intended to be recorded among the aforesaid Land Records immediately prior hereto". Said mortgage from Bloxom to Johnson was in fact dated August 28, 1975 and recorded August 28, 1975 in Liber I.T.P. No. 288, folio 706, and is the mortgage subject of this foreclosure proceeding.

3. That said Attorney has no objection or exception and will file no exception to the First and Final Auditor's Report filed herein.

4. That said Attorney has no objection or exception and will file no objection or exception to the Petition of the United States of America seeking the payment to the United States of America of said surplus funds.

5. Said Attorney consents to the proposed Order of Court submitted by the United States of America and now pending before this Court and will abide by and comply with the terms of said Order when signed by this Court.

Alexander G. Jones

CERTIFICATE OF SERVICE

I hereby certify that on this 25th day of August, 1976 I mailed a copy of the aforegoing Answer to Thomas G. Banjanin, Assistant United States Attorney, District of Maryland, 405 United States Court House, Fayette and Calvert Streets, Baltimore, Maryland 21202, by first class U. S. mail, postage prepaid.

Alexander G. Jones

FILED
AUG 25 1976
45 713

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife	:	No. 9903 Chancery Case
	:	In the Circuit Court for
	:	Somerset County
	:	State of Maryland

SHOW CAUSE ORDER

ORDERED by the Circuit Court for Somerset County, Maryland, this 26th day of August, 1976, that the surplus proceeds derived from the sale of the property mentioned in these proceedings made and reported by Alexander G. Jones, Attorney named in a mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife, be remitted to the United States of America unless cause to the contrary thereof be shown on or before the 10th day of September, 1976, provided a copy of this Order be served on James E. Bloxom and Paula J. Bloxom, his wife, on or before the 30th day of August, 1976.

Lloyd L. Simpkins
Lloyd L. Simpkins
Judge of the Circuit Court for
Somerset County, Maryland

FILED
AUG 26 2 45 PM '76
CLERK OF CIRCUIT COURT
SOMERSET COUNTY

Alexander G. Jones, Attorney, Ex Parte under power contained in Mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife	:	No. 9903 Chancery Case
	:	In the Circuit Court for
	:	Somerset County
	:	State of Maryland

SHOW CAUSE ORDER

ORDERED by the Circuit Court for Somerset County, Maryland, this 26th day of August, 1976, that the surplus proceeds derived from the sale of the property mentioned in these proceedings made and reported by Alexander G. Jones, Attorney named in a mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife, be remitted to the United States of America unless cause to the contrary thereof be shown on or before the 10th day of September, 1976, provided a copy of this Order be served on James E. Bloxom and Paula J. Bloxom, his wife, on or before the 30th day of August, 1976.

Lloyd L. Simpkins
Lloyd L. Simpkins
Judge of the Circuit Court for
Somerset County, Maryland

TRUE COPY, TEST: J. Thodore Phoebus Clerk.

SHERIFF'S RETURN

Summoned and copy of Show Cause Order and Petition

left with James E. & Paula Bloxom
the 30 day of August, 1976

Thomas H. Foxwell Jr.
Sheriff.

LIBER 45 PAGE 716

ORDER

ALEXANDER G. JONES, Attorney, Ex Parte under power contained in Mortgage from James E. Bloxom and Paula J. Bloxom, his wife, to David Johnson and Ruth O. Johnson, his wife	No. 9903 Chancery In the Circuit Court for Somerset County, Maryland Application by the United States of America for Surplus Proceeds of Sale Pursuant to Rule W75(a) of the Maryland Rules of Procedure

. . . . . .

ORDERED by the Circuit Court for Somerset County, in Equity, this 16th day of September, 1976, that the surplus proceeds remaining from the sale of the real estate mentioned in these proceedings be and the same is hereby ordered to be disbursed to the United States of America, no cause to the contrary having been shown although due notice appeared to have been given as required by the Order passed in said cause.

Lloyd L. Simpkins
Judge
Circuit Court for
Somerset County, Maryland

Form No. USA-200
(Rev. 3-3-58)
Form approved by
Comp. Gen., U. S.

Receipt NO. 034707

DEPARTMENT OF JUSTICE
Office of United States Attorney
District of Maryland

(CHECKS ACCEPTED SUBJECT TO COLLECTION)

Claim Against ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ BLOXOM, James E. & Paula J. (No. 9903 Chancery in the Circuit Court for Somerset County, Maryland)	U. S. Attorney's No. 76-1220
Amount Received ELEVEN THOUSAND ONE HUNDRED SEVENTY FIVE/32----------11,175.32 ($	From Jones & Jones (trustees)
Agency & File No. Department of Agriculture, Harrisbury, PA	

Type Claim	Amt. of Claim	DJ File No.	
PREJUDGMENT	$11,175.32		(XXX) Pre-judgment ( ) Judgment ( ) Compromise (XXX) Paid in full ( ) Partial Pay No.

Date Payment Received Receipted 9/17/76	By Mrs. Geraldine Zinser, Legal Technician for Collections for UNITED STATES ATTORNEY

ORIGINAL—TO PAYER

Ed.

MAR. 7 1978

APR -6-76 B 928303D*****40.00

LLOYD O. WHITEHEAD and DONALD C. DAVIS, ~~Substitute~~ Trustees	*	No. 9898 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County,
FRANCIS BAILEY DUPREE General Delivery Belle Glade, Florida 33430	*	State of Maryland
	*	
	*	

****

ORDER TO DOCKET SUIT FORECLOSING DEED OF TRUST

Mr. Clerk:

Please docket the above entitled case and file herewith the Deed of Trust and Affidavit of Indebtedness, said Deed of Trust being dated August 16, 1974, from Francis Bailey Dupree,

and recorded among the Land Records of Somerset County, State of Maryland, in Liber I.T.P. No. 282, Folio 400; Lloyd O. Whitehead and Donald C. Davis having been appointed ~~Substitute~~ Trustees in accordance with the provisions of said Deed of Trust.

LLOYD O. WHITEHEAD, ~~Substitute~~ Trustee

DONALD C. DAVIS, ~~Substitute~~ Trustee

212 East Main Street
Salisbury, Maryland 21801
Telephone: (301) 749-2211

FOR ORIGINAL DEED OF TRUST SEE LIBER NO. 282, FOLIO 400.

LAW OFFICES, PENDUK, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

FILED
APR 6 3 30 PM '76
LIBER 45 PAGE 717

LIBER 45 PAGE 718

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Trustees named in Deed of Trust,	*	No. 9898 Chancery
	*	In the Circuit Court
	*	For Somerset County
vs.	*	State of Maryland
	*	
FRANCIS BAILEY DUPREE General Delivery Belle Glade, Florida 33430	*	
	*	
	*	
	*	
	*	

* * * * * * * * *

AFFIDAVIT OF INDEBTEDNESS

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 5th day of April, 1976, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, Trustees, who made oath in due form of law as follows:

1. That they have been appointed Trustees for Mid-State Homes, Inc., in accordance with the provisions of a Deed of Trust from Francis Bailey Dupree, , dated August 16, 1974 , and recorded among the Land Records of Somerset County, State of Maryland, in Liber ITP No. 282, Folio 400 ; and on behalf of the Mortgagee, being authorized so to do, made oath in due form of law, that the sum of $2,573.03 , is now due and owing.

2. That the 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.

3. That the last known Post Office Address of the Defendant is General Delivery, Belle Glade, Florida 33430.

LLOYD O. WHITEHEAD -Affiant-Trustee

DONALD C. DAVIS-Affiant-Trustee

AS WITNESS my hand and Notarial Seal.

NOTARY PUBLIC

BEVERLY A. TILGHMAN

My Commission expires: July 1, 1978.

BEVERLY A. TILGHMAN NOTARY PUBLIC WICOMICO COUNTY, MD.

FILED

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Trustees * No. 9898 Chancery

* In the Circuit Court

-vs- * For Somerset County,

FRANCIS BAILEY DUPREE * State of Maryland
General Delivery
Belle Glade, Florida 33430 *********

AFFIDAVIT OF COMPLIANCE - RULE W. 74 a 2b

STATE OF MARYLAND, COUNTY OF WICOMICO, TO WIT:

WE, Lloyd O. Whitehead and Donald C. Davis, ~~Substitute~~ Trustees, make oath that we mailed to the Mortgagor, FRANCIS BAILEY DUPREE, _____ at the Mortgagors last known address at General Delivery, Belle Glade, Florida 33430 by Registered Mail, Return Receipt Requested, the attached notice of the time, place and terms of sale on April 19, 1976. ~~Also attached Return Receipt showing the said Mortgagor duly received the same~~

LLOYD O. WHITEHEAD, ~~Substitute~~ Trustee

DONALD C. DAVIS, ~~Substitute~~ Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 30th day of April, 1976, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, ~~Substitute~~ Trustees, and made oath in due form of law that the matters and things set forth in the aforegoing Affidavit are true and correct to the best of their knowledge, information and belief.

AS WITNESS my hand and Notarial Seal the day and year above written.

NOTARY PUBLIC
Beverly A. Tilghman
My Commission Expires: July 1, 1978

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LIBER 45 PAGE 720

LAW OFFICES
PERDUE, OWRUTSKY & WHITEHEAD
PROFESSIONAL ASSOCIATION
212 EAST MAIN STREET
SALISBURY, MARYLAND 21801
(301) 749-2211

HERMAN E. PERDUE
MORTON J. OWRUTSKY
LLOYD O. WHITEHEAD
RONALD G. RAYNE
DONALD C. DAVIS
JOHN C. NASON
ROBERT A. EATON

OCEAN CITY OFFICE
PHILADELPHIA AVE. AT 40TH ST.
OCEAN CITY, MD. 21842
(301) 289-8408

April 19, 1976

Ms. Frances Bailey Dupree
c/o General Delivery
Belle Glade, Florida 33430

Dear Ms. Dupree:

This letter will advise you that the Deed of Trust executed by you to Mid-State Homes, Inc., of August 16, 1974, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 282 Folio 400, is in default and has been filed for foreclosure in the Circuit Court for Somerset County, Princess Anne, Maryland. The advertisement for the sale will appear in the Marylander & Herald, beginning April 8, 1976. Your property will be sold at the Front Door of the Court House at Princess Anne, Maryland, on FRIDAY, APRIL 30, 1976 at or about 10:00 o'clock A.M. The Terms of Sale will be $1,000.00 cash at the time and place of the sale and the balance of the purchase price to be secured to the satisfaction of the Substitute Trustees appointed by Mid-State Homes, Inc. and will be payable upon final ratification of sale by the Circuit Court of Somerset County, Princess Anne, Maryland.

You may redeem your property from foreclosure by paying to the undersigned all costs of foreclosure, all delinquencies due under said Deed of Trust, and any other costs justly chargable under the Deed of Trust. Payment must be in full for all of the said delinquencies and costs and must be in cash, certified check, cashier's check or money order paid at my office anytime up until the time of sale. The total amount necessary to redeem the property can be obtained by you if you contact the undersigned.

If there are any questions in regard to this matter, please do not hesitate to contact me.

Yours truly,

LLOYD O. WHITEHEAD

LOW/bt
File No. 21092
CERTIFIED MAIL, RETURN RECEIPT REQUESTED.

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Trustees	*	No. 9898 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
FRANCIS BAILEY DUPREE General Delivery Belle Glade, Florida 33430	*	State of Maryland
	*	

****

REPORT OF SALE

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Report of Lloyd O. Whitehead and Donald C. Davis, ~~XXXXXXXXXX~~ Trustees, pursuant to the power of sale contained in the Deed of Trust dated August 16, 1974, from Francis Bailey Dupree, and recorded among the Land Records of Somerset County, State of Maryland, in Liber ITP 282, Folio 400 : 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 twenty (20) days notice by advertisement published once a week in each of four (4) successive weeks in the Marylander & Herald, a newspaper published in Princess Anne, Maryland, prior to April 30, 1976, and after giving bond with the securities approved by the Clerk of this Court, said Trustees did, on April 30, 1976, at 10:00 o'clock a.m., attend at the front door of the Court House in 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 Francis Bailey Dupree, said property being more particularly described as follows:

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ALL that lot or parcel of land, situate and being in the Dublin Election District, Somerset County, on the South side of old Route 13., leading from Westover to Coston Station, and beginning North 74 degrees, 45 minutes West, 105 ft. along the said road from the northwest corner of the Asbury Tilghman property recorded in G.W.L. No. 96, Folio 511, with Plat recorded in G.W.L. No. 96, Folio 512, (1) south 14 degrees, 45 minutes west, 210 feet; thence (2) parallel with the aforesaid road, south 74 degrees, 45 minutes east, 105 feet; thence (3) North 14 degrees 45 minutes east, 210 feet to the aforesaid road; thence (4) with the said road, north 74 degrees, 45 minutes West, 105 feet to the place of beginning containing five-tenths (0.5) acres of land, more or less, and being the easterly one-half of theproperty conveyed by Roosevelt Turner and Ora Lee Turner, his wife, to Jim Walter Corporation, a Florida Corporation, by a Deed dated the 9th day of March, 1964, and recorded in Book 220, Folio 56, Land Record Book of Somerset County, State of Maryland, less and except any existing road right of ways.

AND your Trustees sold the aforedescribed property to MID-STATE HOMES, INC., a body corporate of Florida,

at and for the sum of $ 2500.00 at that sum, being the highest bidder therefor, and the said purchaser or purchasers have complied with the terms of the sale.

Respectfully submitted,

Lloyd O. Whitehead, ~~Substitute~~ Trustee

Donald C. Davis, ~~Substitute~~ Trustee

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 30th day of April, 1976, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD and DONALD C. DAVIS, ~~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.

AS WITNESS my hand and Notarial Seal the day and year above written.

Beverly A. Tilghman
NOTARY PUBLIC
Beverly A. Tilghman

My Commission Expires: July 1, 1978

LAW OFFICES, PERDUE, OWRUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

ORDER NISI

ORDERED by the Circuit Court of Somerset County, Maryland, in Equity on this 30th day of April, 19 76, that the sale of the property mentioned in these proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Trustees, under the power of sale contained in the Deed of Trust from Francis Bailey Dupree,

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 May, 19 76; 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 24th day of May, 19 76.

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

Theodore Phillips
Clerk

FINAL ORDER OF RATIFICATION

ORDERED by the Circuit Court for Somerset County, State of Maryland, this 28th day of June, 1976, 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 this cause; that said Trustees are allowed the usual commissions in accordance with the Rules of Court.

Lloyd L. Simpkins
JUDGE

FILED
Jun 30 10 13 AM '76

File No. 21092

LAW OFFICES, PERDUE, OWNUTSKY & WHITEHEAD, PROFESSIONAL ASSOCIATION

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Trustees	*	No. 9898 Chancery
	*	In the Circuit Court
-vs-	*	For Somerset County
FRANCIS BAILEY DUPREE General Delivery Belle Glade, Florida 33430	* *	State of Maryland

****

PURCHASER'S AFFIDAVIT

STATE OF MARYLAND, WICOMICO COUNTY, TO WIT:

I HEREBY CERTIFY, that on this 30th day of April, 1976, before me, the subscriber, a Notary Public in and for the State and County aforesaid, personally appeared LLOYD O. WHITEHEAD, the purchaser of the real estate describe 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 MID-STATE HOMES, INC. a body corporate of the State of Florida.

2. That there are no other parties than MID-STATE HOMES, INC interested in the purchase of the said real estate as principals.

3. That he, as agent for MID-STATE HOMES, INC. did not directly or indirectly discourage anyone from bidding for said property.

Affiant

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

NOTARY PUBLIC
Beverly A. Ilghman
My Commission Expires July 1, 1976

LAW OFFICES, PEDIGO, OWINGS, CRY & WHITEHEAD, PROFESSIONAL ASSOCIATION

FILED
MAR 30 10 12 AM '76

LIBER 45 PAGE 726

PRINCESS ANNE, MD., April 30, 1976 19

This is to certify that the annexed Trustees 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 Trustees Sale

Dates Inserted: Apr. 8, 15., 22, &29th

Business Manager MARYLANDER and HERALD

will be given upon ratification of sale.

TERMS OF SALE: $1,000.00 in cash at the time and place of sale, balance being payable with interest upon final ratification of said sale by the Circuit Court of said County, the unpaid portion to bear interest at the rate of 6 percent annum and to be secured to the satisfaction of said Trustees.

Taxes and other public charges to be paid and adjusted to date of sale. Title examination, if desired, title papers, revenue stamps, transfer tax and costs of recording at the expense of the purchaser or purchasers.

Lloyd O. Whitehead
and Donald C. Davis
212 East Main Street
Salisbury, Maryland 21801
Telephone: 742

3-4tc

Perdue, Owrutsky & Whitehead
212 East Main Street
Professional Association
Salisbury, Maryland 21801

TRUSTEES' SALE

OF VALUABLE HOME AND LOT

AT OR NEAR WESTOVER
SOMERSET COUNTY, MD.

By virtue of the Power of Sale and authority contained in a Deed of Trust executed by Francis Bailey Dupree, unto Mid-State Homes, Inc., dated August 16, 1974, and recorded among the Land Records of Somerset County, Maryland, in Liber I.T.P. No. 282, Folio 400, the undersigned will sell at PUBLIC AUCTION

AT THE FRONT DOOR OF THE COURTHOUSE AT Princess Anne, Somerset County, Maryland, on

FRIDAY
APRIL 30, 1976

at the hour of 10:00 o'clock A.M., all the following described real estate, known as land and premises situate in the County of Somerset, State of Maryland, more particularly described as follows:

All that lot or parcel of land, situate, lying and being in the Dublin Election District, Somerset County, on the South side of old Route 13, leading from Westover to Coston Station, and beginning North 74 degrees, 45 minutes West, 105 feet along the said road from the northwest corner of the Asbury Tilghman property recorded in G.W.L. No. 96, Folio 511, with Plat Recorded in G.W.L. No. 96, Folio 512, thence (1) south 14 degrees, 45 minutes west, 210 feet; thence (2) parallel with the aforesaid road, south 74 degrees, 45 minutes east, 105 feet; thence (3) North 14 degrees 45 minutes east, 210 feet to the aforesaid road; thence (4) with the said road, north 74 degrees, 45 minutes West, 105 feet to the place of beginning containing five-tenths (0.5) acres of land, more or less, and being the easterly one-half of the property conveyed by Roosevelt Turner and Ora Lee Turner, his wife, to Jim Walter Corporation, a Florida corporation, by a deed dated the 9th day of March, 1964, and recorded in Book 220, Folio 56, Land Record Book of Somerset County, State of Maryland, less and except any existing road right of way.

Possession of said property

LIBER 010 PAGE 132

MORTGAGEE OR ATTORNEYS' BOND

No. 9898 Chancery

Know all Men by these Presents:

THAT WE Lloyd O. Whitehead and Donald C. Davis, Trustees

of 212 E. Main Street, Salisbury, Md. 21801

and the AETNA INSURANCE COMPANY, *a body corporate, duly authorized by its charter to become sole surety on bonds, are held and firmly bound unto the State of Maryland, in the full and just sum of* Four thousand and 00/100----------($4,000.00) *Dollars, to be paid to the said State, or its certain attorney, to which payment, well and truly to be made, we bind ourselves and each of us, our and each of our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this* 29th *day of* April *in the year of our Lord nineteen hundred and* seventy-six.

WHEREAS, the above bounden Lloyd O. Whitehead and Donald C. Davis *by virtue of a power contained in* ~~mortgage~~ Deed of Trust *from* Mid-State Homes, Inc.

to Francis Bailey Dupree

dated August 16, 1974 *and recorded in Liber* ITP282 *No.* ..... *folio* 400 *etc., one of the Land Record Books of* Somerset County *is authorized and empowered to sell the property described in said* ~~mortgage~~ Deed of Trust *in case of default being made in any of the covenants contained therein, and whereas such default has occurred and the said* Lloyd O. Whitehead and Donald C. Davis *is about to execute the power vested in him in said* ~~mortgage~~ Deed of Trust;

NOW THE CONDITION OF THE ABOVE OBLIGATION IS SUCH, That if the above bounden do and shall abide by and fulfill any order or decree which shall be passed by any Court of Equity in relation to the sale of said property or the proceeds thereof, then the above obligation to be void; otherwise to be and remain in full force and virtue in law.

Signed, sealed and delivered in the presence of

[SEAL.]

[SEAL]

AETNA INSURANCE COMPANY

By _____ *Attorney-in-Fact*

ATTEST: Beverly J. Silghman

THE WITHIN BOND APPROVED.

Form 1-630-1593

PER: S. Theodore Phelps, CLERK.

LIBER 45 PAGE 727

Ætna Insurance Company

OF HARTFORD, CONNECTICUT

POWER OF ATTORNEY

FILED 45 728

Know all Men by these Presents, That ÆTNA INSURANCE COMPANY, a corporation created by and existing under the laws of the State of Connecticut, having its principal office in the City of Hartford, State of Connecticut, does hereby nominate, constitute and appoint

Robbin W. Gray of Salisbury, Maryland

its true and lawful attorney(s) in fact, with full power and authority hereby conferred to execute, and to affix thereto the seal of the corporation, as Surety, as its act and deed, subject to the limitations and conditions hereinafter set forth, bonds and undertakings as follows:

Any and all bonds and undertakings of suretyship provided the penal sum of no one bond shall in any event exceed FIVE HUNDRED THOUSAND ($500,000) DOLLARS

and to bind ÆTNA INSURANCE COMPANY thereby as fully and to the same extent as if such bond were signed by the duly authorized officers of ÆTNA INSURANCE COMPANY, and all the acts of said attorney(s), pursuant to the authority herein given, are hereby ratified and confirmed.

This power of attorney is granted under and by the authority of the following applicable paragraphs of ARTICLE II of the BYLAWS of the company:

The president or a vice president may execute fidelity and surety bonds and other bonds, contracts of indemnity, recognizances, stipulations, undertakings, receipts, releases, deeds, releases of mortgages, contracts, agreements, policies, notices of appearance, waivers of citation and consents to modifications of contracts as may be required in the ordinary course of business or by vote of the directors, and such execution may be attested where necessary or desirable and the seal of the company where necessary or desirable may be affixed to the specific instrument by a secretary or an assistant secretary.

The president or a vice president may with the concurrence of a secretary or an assistant secretary appoint and authorize an attorney-in-fact or any other person to execute on behalf of the company any such instruments and undertakings and to affix the seal of the company thereto where necessary or desirable.

The attorneys-in-fact under the preceding paragraphs of this article are authorized and empowered to certify to a copy of any of the bylaws of the company or any resolutions adopted by the directors or to the financial statement of the condition of the company and to affix the seal of the company thereto where necessary or desirable.

This power of attorney is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the ÆTNA INSURANCE COMPANY at a meeting duly called and held on the 11th day of February, 1966.

RESOLVED THAT, in the execution, attestation and sealing of any instrument or undertaking authorized by Article II of the Bylaws, the facsimile signatures of the officers and the facsimile seal of the Company affixed thereto shall be valid and binding upon the Company.

IN WITNESS WHEREOF, ÆTNA INSURANCE COMPANY has caused these presents to be signed by its President and its Secretary and its corporate seal to be hereunto affixed, attested by its Secretary, this 22nd day of August, 1975.

ÆTNA INSURANCE COMPANY

Attest: J. J. Murphy, *Secretary*

F. D. Watkins, *President*

HARTFORD ÆTNA INSURANCE CO. CONNECTICUT

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss.

J. J. Murphy, *Secretary*

On this 22nd day of August, 1975, before me, Olive E. Mackey, the undersigned officer, personally appeared F. D. WATKINS and J. J. MURPHY who acknowledged themselves to be the President and Secretary of ÆTNA INSURANCE COMPANY, a corporation, and that they, as such President and Secretary being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation by themselves as President and Secretary, and that said Secretary affixed thereto the seal of the corporation and attested to the execution of the foregoing instrument.

In Witness Whereof I hereunto set my hand and seal.

OLIVE E. MACKEY NOTARY PUBLIC HARTFORD, CONN.

Olive E. Mackey, *Notary Public*

My commission expires April 1, 1977

CERTIFICATE

I, the undersigned, Secretary of the ÆTNA INSURANCE COMPANY, a Connecticut corporation, DO HEREBY CERTIFY that the above and foregoing Power of Attorney remains in full force and has not been revoked; and, furthermore, that the paragraphs of ARTICLE II of the BYLAWS of the corporation, and the Resolution of the Board of Directors, as set forth in the Power of Attorney, are now in force.

Signed and Sealed at Hartford, Connecticut, this 30th day of April, 1976

RECORDED IN LIBER NO. 132
I, THEODORE ... CT. CT.
BY ... DEPUTY

J. J. Murphy, *Secretary*

#3733

Form 630-87 Ed. Feb. '73 PRINTED IN U.S.A.

LIBER 010 PAGE 133

PRINCESS ANNE, MD., June 22, 19 76

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: May 6,13,20,27

J Bryan Byrd

Business Manager MARYLANDER and HERALD

LISR 45 PAGE 729

ue, Owrutsky & Whitehead
Professional Association
Attorneys-at-Law
212 East Main Street
Salisbury, Maryland 21801

ORDER NISI

LLOYD O. WHITEHEAD and DONALD C. DAVIS,
Trustees
VS
FRANCIS BAILEY DUPREE
General Delivery
Belle Glade, Florida 33430

No. 9898 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 30th day of April, 1976, that the sale of the property mentioned in hese proceedings made and reported by Lloyd O. Whitehead and Donald C. Davis, Trustes, under the power of sale contained in the Deed of Trust from Francis Bailey Dupree, and more specifically referred to in the Report of Sale filed in these proceedings, be ratifed and confirmed, unless cause to the contrary be shown on or before the 31st day of May 1976; provided a copy of this Order be inserted in some newspaper published in said Somerset County, once in each of three (3) successive weeks before the 24th day of May, 1976.

The Report states the amount of the sale to be $2500.00.

s/I. THEODORE PHOEBUS
CLERK

TRUE COPY, TEST:
I. Theodore Phoebus, Clerk
3-3te

LLOYD O. WHITEHEAD and DONALD C. DAVIS, Trustees	*	NO. 9898 CHANCERY
	*	IN THE CIRCUIT COURT FOR
VS.	*	SOMERSET COUNTY
FRANCIS BAILEY DUPREE	*	STATE OF MARYLAND

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above-entitled cause and from them and the list of expenses furnished him by the Assignee therein, states the following account:

He charges the Assignee with the amount of sale as reported by him being the sum of two thousand five hundred dollars ($2,500.00).

He has allowed the proper fees, costs and all other proper expenses amounting to six hundred one dollars and fourteen cents ($601.14).

The balance then remaining amounts to eighteen hundred ninety-eight dollars and eighty-six cents ($1,898.86) to be paid to the Trustees to be credited to the Deed of Trust.

Amount of Sale		$2,500.00
Expenses, Costs, Fees:		
Marylander & Herald-Advertising	115.04	
O. J. Brittingham-Auctioneer	50.00	
Clerk of Court-Costs	86.00	
Gray Insurance Agency-Bond	16.00	
Postage	2.50	
Notary Fee-Beverly A. Tilghman	3.00	
Auditor's Fee	40.00	
State & County Taxes	38.60	
Trustees' Commission	250.00	
Total Expenses, Costs, Fees		601.14
Funds to be Distributed		$1,898.86
First Mortgage per Amended Affidavit of Indebtedness	$2,573.03	
Deficiency		674.17

July 28, 1976

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

LLOYD O. WHITEHEAD and DONALD C. DAVIS Trustees	*	NO. 9898 CHANCERY
	*	IN THE CIRCUIT COURT FOR
VS.	*	SOMERSET COUNTY
FRANCIS BALEY DUPREE	*	STATE OF MARYLAND

TAKE DUE NOTICE that the First and Final Auditor's Report in the above-entitled cause was filed on July 28, 1976, with the Clerk of Court for Somerset County, Maryland.

All exceptions to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the account may be ratified.

Logan C. Widdowson
Auditor

Your Auditor hereby certifies that the Maryland Rules of Procedure have been complied with by mailing on the date of the filing of this Audit, notice of this report to the following parties by regular U.S. mail, postage prepaid:

Lloyd O. Whitehead, Esq.
212 East Main Street
Salisbury, Maryland 21801

Francis Bailey Dupree
General Delivery
Belle Glade, Florida 33430

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
11 N. SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

LIBER 45 PAGE 732

No. 9898 Chancery Case

ORDERED by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 28th day of July, 1976 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 12th day of August, 1976.

L. Theodore Thoebus
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 30th day of August, 1976, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Thoebus
CLERK

EJ
MAR. 7 1978

Jackie W. Landon,
Crisfield, Maryland
Plaintiff

vs

Teeny S. Landon,
Crisfield, Maryland
Defendant

No. 9398 Chancery

In the Circuit Court for

Somerset County, Maryland

JUN 25-76 B 92 211 ******5.00
JUN 25-76 B 92 210 *****40.00

BILL OF COMPLAINT IN PARTITION

Jackie W. Landon, by Lionel Bennett, his attorney, alleges:

1. That by a decree of the Circuit Court for Somerset County, Maryland, dated May 21, 1976, in the case entitled "Teeny L. Landon vs Jackie W. Landon", No. 9398 Chancery, the plaintiff and defendant herein were divorced a vinculo matrimonii.

2. That heretofore, by deed dated November 19, 1962 and recorded among the land records of Somerset County, Maryland, in Liber 213 folio 137, the hereinafter described real property situate in Asbury Election District, Somerset County, Maryland, was granted and conveyed unto the parties hereto, as tenants by the entireties, said property described as follows:

All that lot of land in Asbury Election District, Somerset County, Maryland, on the east side of Somerset Avenue Extended, fronting 60 feet thereon and running back a uniform depth of 120 feet.

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

3. That plaintiff and defendant, as a result of the decree set forth and described in Paragraph 1 are no longer deemed to own the aforesaid property as tenants by the entireties but as tenants in common, in equal shares.

4. That plaintiff and defendant are the joint owners of:

(a) a cedar chest.

(b) a modern piano.

(c) two 6,000 B. T. U. room air conditioners.

(d) a refinished oak wash stand.

(e) a maple compact stereo console.

(f) a set of maple porch furniture.

(g) a leather recliner.

(h) a 23" floor model Zenith television set.

(i) a Boston rocker.

(j) an early American living room set.

(k) two maple finished end tables.

(l) two antique table lamps.

(m) four hand finished snack bar stools.

(n) an early American old pine dining room set.

(o) an early American pull-down ceiling light.

(p) three bedroom vanities.

(q) two bedroom dressers.

5. That the plaintiff desires to have his interest in the aforesaid real and personal property separate and apart from the defendant, who is a tenant in common of same by operation of law.

6. That the aforesaid real and personal properties cannot be divided without loss or injury to the parties, and that it will be necessary, and it is in the best interest of the parties, that the aforesaid properties be sold and that the net proceeds be divided between them.

7. That all the parties to this proceeding are sui juris.

Wherefore, plaintiff prays:

1. That a decree may be passed for the sale of said real and personal property.

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

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

Jackie W. Landon, Plaintiff

Lionel Bennett
Attorney for plaintiff
945 Main Street
Crisfield, Maryland 21817
968-1166

FILED
LIBER 45 FOLIO 735

No. 9938 Chancery Case

WRIT OF SUBPOENA:

LIBER 45 PAGE 736

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Teeny S. Landon
Crisfield, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of July next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of Jackie W. Landon
Crisfield, Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable Daniel T. Prettyman, Chief Judge of the First Judicial Circuit of Maryland.

Issued the 25th day of June, 19 76.

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 July, 1976. 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)

Lionel Bennett
Name 945 Main Street
Crisfield, Maryland 21817
Address

S. Theodore Phoebus
Clerk

Summoned & Copy of Subpoena Bill of Complaint in Partition left with Teeny S. Landon June 29, 1976.

Edwin L. Sterling
Deputy Sheriff

Jackie W. Landon	:	No. 9938 Chancery
Plaintiff	:	In the Circuit Court For
vs.	:	Somerset County
Teeny S. Landon	:	State of Maryland
Defendant	:	

: : : : : : :

ANSWER TO
BILL OF COMPLAINT IN PARTITION

Teeny S. Landon, by Thomas S. Simpkins, her Solicitor, in Answer to Bill of Complaint in Partition, respectfully says:

1) That she admits the facts set forth in paragraph one thereof.

2) That she admits the facts set forth in paragraph two thereof.

3) That she admits the facts set forth in paragraph three thereof.

4) That she denys the allegations set forth in paragraph four thereof.

5) That she admits the facts set forth in paragraph five thereof.

6) That she admits the facts set forth in paragraph six thereof.

7) That she admits the facts set forth in paragraph seven thereof.

AND, AS IN DUTY BOUND, ETC.

Teeny S. Landon (SEAL)
Teeny S. Landon

Thomas S. Simpkins

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

FILED
JUL 0 12 17 PM '76
CLERK
CIRCUIT COURT
SOMERSET COUNTY
MARYLAND

LIBER 45 PAGE 738

STATE OF MARYLAND, COUNTY OF SOMERSET:

I hereby certify that on this 8 day of July 1976, before me, the subscriber, a Notary Public in and for the state and county aforesaid, personally appeared Teeny S. Landon, and she made oath in due form of law that the Answers set forth in the foregoing are true and correct to the best of her information, knowledge and belief.

As Witness my hand and Notarial Seal.

JEAN TAYLOR NOTARY PUBLIC SOMERSET COUNTY, MD.

Jean Taylor
Notary Public

I HEREBY CERTIFY that on this 7 day of July 1976, I did mail a copy of the foregoing Answer to Bill of Complaint in Partition to Lionel Bennett, Esquire, Crisfield, Md., by regular U.S. Mail, postage prepaid.

Thomas S. Simpkins

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

FILED
JUL 8 12 37 PM '76
ASSESSORS NO.
LIBER NO. ____ FOLIO ____
A. THOMAS BIRKHEAD, CLK. CIR. CT.
BY
DEPUTY

Jackie W. Landon	:	No. 9938 Chancery
Complainant	:	In the Circuit Court For
vs.	:	Somerset County
Teeny S. Landon	:	State of Maryland
Respondent	:	

: : : : : : :

MOTION TO STRIKE APPEARANCE

The Respondent's Solicitor, Thomas S. Simpkins, moves this Honorable Court for leave to strike his appearance in the above cause.

Thomas S. Simpkins

I HEREBY certify that on this 11th day of October 1976, I did mail a copy of the foregoing Motion to Strike Appearance to Lionel Bennett, Esq., Crisfield, Md. by regular U.S. Mail, postage prepaid.

Thomas S. Simpkins

ORDER OF COURT

MOTION granted this_____day of_____1976.

_____

JUDGE

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.

TELEPHONE 651-1400

FILED
OCT 11 10 55 AM '76
CLERK
CIRCUIT COURT
SOMERSET COUNTY

Jackie W. Landon,
Plaintiff
vs
Teeny S. Landon,
Defendant

No. 9938 Chancery
In the Circuit Court for
Somerset County, Maryland

NOTICE OF TAKING OF TESTIMONY

Please take notice that I will take testimony in the above entitled action at the office of Lionel Bennett, 945 Main Street, Crisfield, Maryland on October 18, 1976 at 10:00 A.M.

William A. Martin, Jr.
William A. Martin, Jr.
Standing Examiner

Service admitted
Lionel Bennett
Atty for plaintiff
Oct 11, 1976

I hereby certify that on this 11th day of October 1976, I did mail a copy of the foregoing notice to Thomas S. Simpkins, Esquire, 51 N. Main Street, Princess Anne, Maryland.

William A. Martin, Jr.
William A. Martin, Jr.
Standing Examiner

JACKIE W. LANDON	:	No. 9938 Chancery
Plaintiff	:	
VS.	:	In the Circuit Court for
TEENY S. LANDON	:	
Defendant	:	Somerset County, Maryland

****

MR. I. THEODORE PHOEBUS, CLERK:

Please enter the appearance of Robins, Robins & Johnson, as Solicitors for Teeny S. Landon, Defendant in the above entitled cause; our telephone number being 749-3791 and address, 130 East Main Street, Salisbury, Maryland, 21801.

ROBINS, ROBINS & JOHNSON

By: Stanley G. Robins
Stanley G. Robins
- Solicitors for Defendant -

I HEREBY CERTIFY, That on this 14th day of October, 1976, I mailed a copy of the foregoing to Lionel Bennett, Solicitor for Plaintiff, 945 Main Street, Crisfield, Maryland, 21817, by Regular United States mail, postage prepaid.

Stanley G. Robins
Stanley G. Robins
One of Solicitors for Defendant

LAW OFFICES
ROBINS, ROBINS
& JOHNSON
130 EAST MAIN STREET
SALISBURY, MD. 21801

JACKIE W. LANDON	:	No. 9938 Chancery
Plaintiff	:	
vs.	:	In the Circuit Court for
TEENY S. LANDON	:	
Defendant	:	Somerset County, Maryland.

****

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Petition of Stanley G. Robins, one of the Solicitors for Teeny S. Landon, Defendant in the above entitled cause, respectfully shows:

1. That the right to sell for purposes of partition as prayed by the Plaintiff in the above entitled cause is not disputed or contested.

2. That in the event of a passage of a Decree by this Honorable Court for the purpose of appointing a Trustee or Trustees for the purpose of making a sale of the real estate described in these proceedings, it is respectfully suggested to this Court that Lionel Bennett and Stanley G. Robins be appointed Trustees to make such sale.

Respectfully submitted,

Stanley G. Robins
One of Solicitors for Defendant

I HEREBY CERTIFY, That on this 14th day of October, 1976, I mailed a copy of the foregoing to Lionel Bennett, Solicitor for Plaintiff, 945 Main Street, Crisfield, Maryland, 21817, by Regular United States Mail, postage prepaid.

Stanley G. Robins
One of Solicitors for Defendant

LAW OFFICES
ROBINS, ROBINS
& JOHNSON
120 EAST MAIN STREET
SALISBURY, MD. 21801

Jackie W. Landon,

Plaintiff

vs

Teeny S. Landon,

Defendant

No. 9398 Chancery

In the Circuit Court for

Somerset County, Maryland

TESTIMONY

In this cause, testimony having to be taken to support the allegations of the bill, I, William A. Martin, Jr., of Crisfield, Maryland, one of the Standing Examiners of the Circuit Court for Somerset County, Maryland, in Equity, duly appointed, sworn, etc., do hereby certify that on this 18th day of October, 1976, in Somerset County aforesaid, I did take the following testimony, to wit:

EXAMINATION BY MR. LIONEL BENNETT:

Jackie W. Landon, a witness of lawful age, the plaintiff, being duly sworn, deposes and says:

Q. Please state your name and residence.
A. My name is Jackie W. Landon, I reside at Crisfield, Maryland.

Q. Will you please describe the property mentioned in the bill in partition.
A. The property is a plot of land in Asbury Election District, Somerset County, Maryland, on the east side of Somerset Avenue Extended, fronting 60 feet thereon and running back a uniform depth of 120 feet, conveyed to Jackie W. Landon and Teeny S. Landon, by deed dated November 19, 1962, recorded in Liber 213 folio 137, together with buildings thereon.

Q. Can this property be divided between the parties to this action?
A. No.

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

Q. Do you believe that a sale of the premises would be advantageous to all parties concerned?
A. Yes, I believe it would.

William A. Martin, Jr.

Jackie W. Landon

Michael Wigglesworth, a witness of lawful age, produced on the part of the Plaintiff, being duly sworn, deposes and says:

Q. Please state your name, residence and occupation.
A. My name is Michael Wigglesworth, I reside in Crisfield, Maryland and I am Branch Manager of the Peninsula Bank

Q. Are you familiar with the value of the land in the vicinity of the premises described by the previous witness?
A. Yes, I am.

Q. Have you made appraisals heretofore of such property?
A. Yes, I have.

Q. Will you please describe this property?
A. It is a single family dwelling containing six rooms and bath. There is an out building on the premises. The premises are in fairly good condition. It has a marketable value as follows:

Lot	$2,500.00
Bldg	17,500.00
Total	20,000.00

William A. Martin, Jr.

Michael Wigglesworth

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

Bill of costs:

Examiner $10.00

Witness my hand and seal.

William A. Martin, Jr.

Jackie W. Landon,

Plaintiff

vs

Tenny S. Landon,

Defendant

In Equity No. 9398

In the Circuit Court for

Somerset County, Maryland

FINAL DECREE

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

It is thereupon this 19th day of October 1976, by the Circuit Court for Somerset County, in Equity, adjudged, ordered and decreed that the real estate in the proceedings mentioned be sold, and it is further

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

They shall first file with the Clerk of this Court a bond to the State of Maryland, executed by themselves and a corporate surety, to be approved by this Court in the penalty of $20,000. 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, plaintiff and defendant, 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.

Richard M. Dallas
Judge

Jackie W. Landon	:	No. 9938 Chancery
Complainant	:	In the Circuit Court For
vs.	:	Somerset County
Teeny S. Landon	:	State of Maryland
Respondent	:	

: : : : : :

MOTION TO STRIKE APPEARANCE

The Respondent's Solicitor, Thomas S. Simpkins, moves this Honorable Court for leave to strike his appearance in the above cause.

Thomas S. Simpkins

I HEREBY CERTIFY that on this 11th day of October, I did mail a copy of the foregoing Motion to Strike Appearance to Lionel Bennett, Esq., Crisfield, Md., by regular U.S. Mail, postage preaid, and I did hand-deliver a copy of the foregoing to Teeny S. Landon, Respondent in the cause.

Thomas S. Simpkins

ORDER OF COURT

MOTION GRANTED THIS 19th DAY OF October 1976.

Richard M. Pollitt

~~Thomas S. Simpkins~~

THOMAS S. SIMPKINS
ATTORNEY AT LAW
51 N. MAIN STREET
PRINCESS ANNE, MD.
TELEPHONE 651-1400

FILED
OCT 11 11 30 AM '76
IN CLERK'S OFFICE
VOL. 45 PAGE 747

No. 9938 Chancery Case

LIBER 45 PAGE 748

KNOW ALL MEN BY THESE PRESENTS: That we, Lionel Bennett and Stanley G. Robins as principal and Western Surety Company, a corporation, as surety, are held and firmly bound unto the State of Maryland, in the full and just sum of Twenty Thousand Dollars ($20,000.00), current money, to be paid to the said State of Maryland, or its certain attorney; to which payment well and truly to be made and done, we bind ourselves, and each of us, our and each of our Heirs, Successors and Assigns, Executors and Administrators, jointly and severally, firmly by these presents. Sealed with our seals, and dated this 21st day of October in the year of our Lord one thousand nine hundred and seventy six.

WHEREAS, the above bounden Lionel Bennett and Stanley G. Robins by virture of a decree of the Circuit Court for Somerset County have been appointed trustees to sell certain lands and premises in Asbury Election District, Somerset County mentioned in the proceedings in the case of Jackie W. Landon vs. Teeny S. Landon, Equity No. 9938 now pending in said Court;

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

Signed, sealed and delivered
in the presence of:

TEST: Shirley B. Ennis
As to L.B.

TEST: Evelyn E. Dennis
As to S.G.R.

Lionel Bennett Seal
Lionel Bennett, Trustee

Stanley G. Robins Seal
Stanley G. Robins, Trustee

Western Surety Company
By:
Lionel Bennett Seal
Attorney in Fact

FILED

OCT 26 2 26 PM '76

RECORDED IN Liber
LIBER NO. 10 FOLIO 344
J. THEODORE PHEBUS, CLK. CI. CT.
BY DEPUTY

Bond approved: J. Theodore Phebus, Clerk

LIBER 010 PAGE 344

POWER OF ATTORNEY

(Irrevocable)

Equity # 9938

Nº 1754111 R

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That the Western Surety Company, a corporation, does hereby make, constitute and appoint LIONEL BENNETT in the City of CRISFIELD, State of MARYLAND, with limited authority, its true and lawful Agent, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, one of the following bonds.

An ORIGINAL bond required by Statute, Decree of Court or Ordinance for:	MAXIMUM PENALTY
(A) ADMINISTRATOR CONSERVATOR CURATOR EXECUTOR GUARDIAN TRUSTEE – (Testamentary Only) SALE OF REAL OR PERSONAL PROPERTY –When this company has qualifying bond or when it is a separate bond for accounting of proceeds of sale only COMMISSIONER TO SELL REAL ESTATE REFEREE IN PARTITION TRUSTEE OR RECEIVER – (In Bankruptcy Only)	$1,000,000.00
(B) NOTARY PUBLIC PUBLIC OFFICIAL AND DEPUTIES RECEIVER – (In State Court Only)	$ 50,000.00
(C) PLAINTIFF'S COURT BOND, except bonds prohibited by (G): FOR CORPORATION ..... FOR ALL OTHERS	$ 10,000.00 $ 5,000.00
(D) COST ON APPEAL) EXCLUDING OPEN PENALTY, REMOVAL OF CAUSE) STAY, SUPERSEDEAS OR GUARANTEE OF A JUDGMENT	$ 500.00
(E) LICENSE PERMIT QUIET TITLE License and Permit limited to bonds where a county, city, town, village or township is the Obligee. Bonds to the state are not authorized, except special fuel users	$ 10,000.00 $ 1,000.00
(F) ANY BOND OR INDEMNITY provided there is attached to this Power of Attorney, written authority in the form of an endorsement, letter or telegram, signed by the Chairman of the Board, President, Vice-President, Secretary, Treasurer or Assistant Secretary of the Western Surety Company specifically authorizing its execution.	
(G) SUPERSEDEAS, OR OPEN PENALTY OR STAY BONDS ON APPEAL OR GUARANTEE OF JUDGMENT, OR BAIL BONDS OR CONSTRUCTION BID OR CONTRACT BONDS, OR A BOND FOR A DEFENDANT are not authorized by this Power of Attorney, except as provided in Section (F).	

The WESTERN SURETY COMPANY further certifies that the following is a true and exact copy of Section 7 of the By-Laws of the Western Surety Company, duly adopted and now in force, to-wit: "Section 7. All bonds, policies, undertakings or other obligations of the corporation shall be executed in the corporate name of the Company by the Chairman of the Board, President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The Chairman of the Board, President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings or other obligations of the corporation."

Executed this 1st day of April, 1973.

ATTEST _____ WESTERN SURETY COMPANY

Assistant Secretary

By Joe Kirby
President

STATE OF SOUTH DAKOTA
County of Minnehaha } ss

On this 1st day of April, 1973, before me, a Notary Public, personally appeared JOE KIRBY, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as President of the said WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.

My commission expires
J. KROEGER, Notary Public, 19 ____
My Commission Expires 5-8-81

J. Kroeger
Notary Public, South Dakota

I, the undersigned officer of the Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable and furthermore, that Section 7 of the By-Laws of the company as set forth in the Power of Attorney, is now in force.

In testimony whereof, I have hereunto set my hand and the seal of the Western Surety Company this *20th day of October, 19 76

WESTERN SURETY COMPANY

By Joe Kirby
President

*IMPORTANT: This date must be filled in before it is attached to the bond and it must be the same date as the bond.

99—6-73

LIBER 45 PAGE 750

Jackie W. Landon
Plaintiff
vs.
Teeny S. Landon
Defendant

In Equity No. 9938
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 October 19, 1976, respectfully represents to your Honors that after giving bond with security, approved by the Clerk of this Court, for the faithful performance of the trust so reposed in them by said order, and having given at least three weeks notice of the time, place, manner and terms of sale by advertisement in The Crisfield Times, a weekly newspaper published in the City of Crisfield, Somerset County, Maryland, they did, pursuant to said notice, attend at the steps of the Post Office at Crisfield, Maryland, on November 19, 1976, 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 of land in Asbury Election District, Somerset County, Maryland, on the east side of Somerset Avenue Extended, fronting 60 feet thereon and running back a uniform depth of 120 feet; being the same premises conveyed to Jackie W. Landon and Teeny S. Landon by deed dated November 19, 1962 and recorded in Liber 213 folio 137.

The above property is improved with a single family dwelling.

And sold the same to Teeny S. Landon, she being the highest bidder therefore, at and for the sum of $27,000.00 , and purchaser has complied with the terms of sale.

Respectfully submitted.

Lionel Bennett, Trustee

Stanley G. Robins, Trustee

STATE OF MARYLAND, Somerset County, to wit:

I hereby certify that on this 6th day of ~~November~~ December, 1976, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Lionel Bennett, and Stanley G. Robins, trustees 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 their knowledge and belief, and that the sale herein mentioned and reported was fairly made.

As witness my hand and Notarial Seal.

KATHRYN L. WEBB
NOTARY PUBLIC
CRISFIELD, MARYLAND

Notary Public

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 November 19, 1976, at 2:00 p.m.

All that lot of land in Asbury Election District, Somerset County, Maryland, on the east side of Somerset Avenue Extended, fronting 60 feet thereon and running back a uniform depth of 120 feet, conveyed to Jackie W. Landon and Teeny S. Landon, by deed dated November 19, 1962, recorded in Liber 213 folio 137.

The above property is improved with a single family dwelling.

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
Trustee
Stanley G. Robins
Trustee
10-29-4t

CRISFIELD, MD. Nov. 24, 19 76

THIS is to certify that the annexed Trustee'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 Trustee's Sale for 4 weeks beginning with the issue of October 29 19 76 and ending November 19, 19 76

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By S. C. Rogers

LIBER 45 PAGE 751

LIBER 45 PAGE 752

Jackie W. Landon
Plaintiff

vs.

Teeny S. Landon
Defendant

In Equity No. 9938
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 ~~November~~ December, 1976, before me, a Notary Public of the State of Maryland, in and for Somerset County, personally appeared Teeny S. Landon, 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.

KATHRYN L. WEBB
NOTARY PUBLIC
CRISFIELD, MARYLAND

Kathryn L. Webb
Notary Public

Jackie W. Landon
Plaintiff
vs.
Teeny S. Landon
Defendant

In Equity No. 9938
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 January, 1978 provided a copy of this order be printed in some weekly newspaper in Somerset County one in each of three successive weeks before the 3rd day of January, 1978.

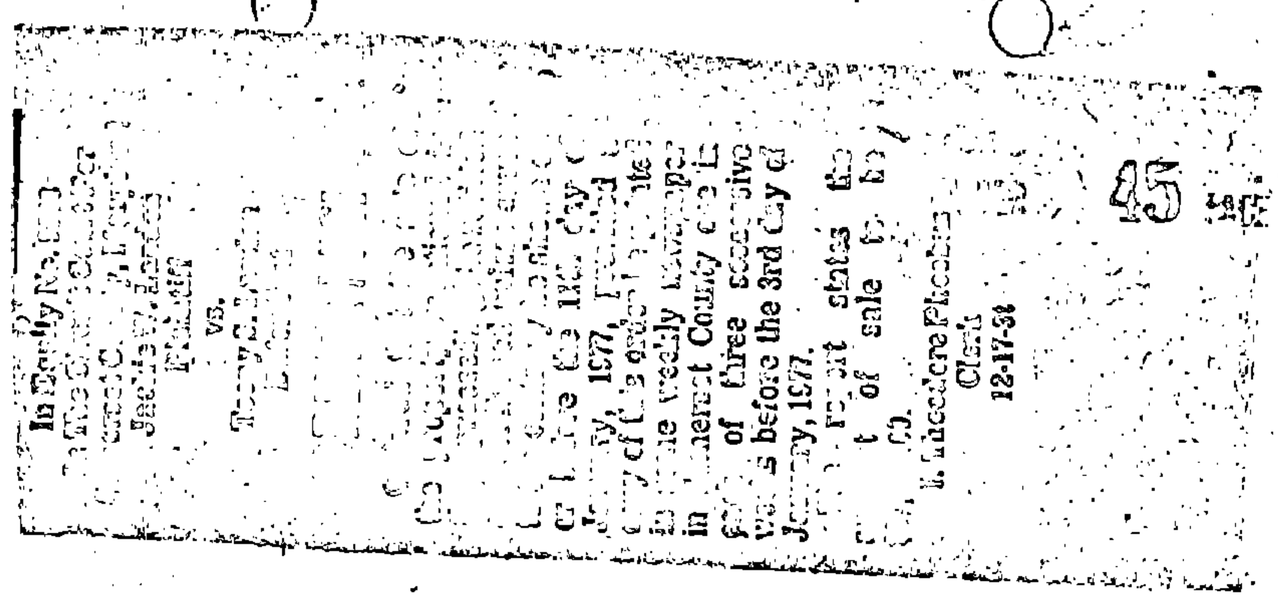
The report states the amount of sale to be $27,000.00.

L. Theodore Phoebus

FINAL ORDER

Ordered by this Court this 18th day of JAN, 1978, that the sale made and reported by the trustee herein be and the same is hereby ratified and confirmed, no cause to the contrary having been shown.

Lloyd L. Griffin



45 754

CRISFIELD, MD. January 11, 19 77

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 17, 19 76 and ending December 30, 19 76.

William A. Martin Jr.
Publisher, THE CRISFIELD TIMES

By S. C. Rippin

JACKIE W. LANDON	*	NO. 9938 CHANCERY CASES
Plaintiff	*	IN THE CIRCUIT COURT FOR
vs.	*	SOMERSET COUNTY
TEENY S. LANDON	*	STATE OF MARYLAND
Defendant	*	IN EQUITY

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above entitled cause and for them and the list of expenses furnished him therein, states the following Account:

Amount of Sale			$27,000.00
Expenses, Costs and Fees:			
Clerk of Court		$130.00	
Crisfield Times		104.00	
Advertising	$88.00		
Order Nisi	16.00		
Salisbury Times Advertising		27.84	
Western Surety Co. Bond Premium		60.00	
William A. Martin Testimony		10.00	
Edwin B. Muir Auctioneer		75.00	
Trustees Commissions Per Rules		1500.00	
Logan C. Widdowson Auditor		45.00	
Total Expenses, Costs and Fees		$1951.84	
Balance of Funds to be Distributed			25,048.16
Distribution			
1/2 to Teeny S. Landon			12,524.08
1/2 to Jackie W. Landon			12,524.08

TAKE DUE NOTICE that this First and Final Auditor's Report in the above entitled cause was filed with the Clerk of the Circuit Court for Somerset County, State of Maryland.

LAW OFFICE
LOGAN C. WIDDOWSON
NORTH SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

ALL EXCEPTIONS to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the Account may be ratified.

YOUR AUDITOR hereby certifies that the Maryland Rules of Procedure have been complied with by mailing of the date of the filing of this Audit, notice of this report to the following parties by regular U.S. Mail, postage prepaid:

Lionel Bennett, Esquire
Attorney for Jackie W. Landon
945 Main Street
Crisfield, Maryland 21817

Stanley G. Robbins, Esquire
Attorney for Teeny S. Landon
130 East Main Street
Salisbury, Maryland 21801

Date of filing: February 4, 1977

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
NORTH SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3800

No. 9938 Chancery Case

ORDERED, by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 4th day of February, 19 77, 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 22nd day of February, 19 77.

L. 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 23rd day of February, 19 77, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

L. Theodore Phoebus
CLERK

MAR. 7 1978

LIBER 45 PAGE 758

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Martha Jones, her heirs and assigns,
Princess Anne, Somerset County, Maryland

No. .....9834..... Chancery
in the Circuit Court for
Somerset County, Maryland

JAN -7-76 B 926590D******5.00
JAN -7-76 B 926589D*****40.00

And the Real Estate and Improvements Hereinafter Described

BILL TO ENFORCE LIEN(S)

The petition of The Somerset County Sanitary Commission, by.....Richard.M...Cooley....., Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by.....Alexander..G...Jones....., Attorney for Petitioner, respectfully represents:

1. That the Petitioner, under the provisions of Article 43 of the Code of Public General Laws of Maryland, 1957 edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all properties, improved or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the Petitioner.

2. That the Petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant(s) named herein.

3. That the charges and assessments against such property or properties are as follows:

A—Water Service Charge(s) including penalty of $5.00.....$

B—Sewer Service Charge(s).....$

C—Water Connection Charge(s).....$

D—Sewer Connection Charge(s).....$

E—Front Foot Assessment(s) including interest at the rate of ~~one-half~~ two-thirds of one per cent per month from March 31 of each year (Date) .....$ 250.42

TOTAL $ 250.42

4. That on the date of establishment of the charges and assessments set forth above the defendant(s) named herein were the owners of record of the property or properties described as follows:

(A) All that tract or parcel of land in.....West.....Princess Anne Election District, Somerset County, Maryland, more particularly described as:

Lying and binding on the south side of Steward's Neck Road 40 feet thereon, being just outside of town limits of Princess Anne, and being the same land conveyed unto Martha Jones from Edgar A. Jones, by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198.

5. That according to the applicable provisions of Article 43 said charge or charges or assessments are first liens against the property or properties described above, and a public record of said lien(s) is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc.—Notice of Liens".

6. That despite written notice of such charges, assessments and liens from the Petitioner to the defendant(s) said charges are overdue and in default and this suit is brought to enforce said lien(s).

WHEREFORE, the Petitioner prays a decree of this Honorable Court ordering:

(1) That the property or properties described above be sold according to law and that the proceeds from said sale be applied to satisfy the Petitioner's said lien(s) including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the Rules of Court.

(2) That the Petitioner have judgment against the defendant(s) for any deficiency remaining.

(3) And for such other relief as may be proper.

Somerset County Sanitary Commission,
Acting For and On Behalf of
Somerset County Sanitary District, Inc.

By .....

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

Petitioner's Motion for Summary Judgment

The Petitioner moves for summary judgment on the ground that the Defendant(s) has no defense to its claim, and that there is no genuine dispute between the parties as to any material fact, and that it is entitled to judgment as a matter of law.

.....
Attorney for Petitioner

Affidavit in Support of Petitioner's Motion for Summary Judgment

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 6th day of January, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Robert C. Street (name), Secretary-Treasurer (title) of Somerset County Sanitary Commission, and made oath in due form of law that there is now justly due and owing to the Petitioner from the Defendant(s) named in the attached Bill to Enforce Lien(s) the sum of $250.42, being charges or assessments for facilities and services provided by the Petitioner to the Defendant(s) and to the property or properties described in said Bill, that said charges are in default and are statutory first liens against said property or properties; that in his official capacity the affiant herein is familiar with the matters set forth in said Bill, that he has personal knowledge of them, and is competent to testify to them, and that he is duly authorized to make this affidavit.

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

Karen F. Nelson
Notary Public

KAREN F. NELSON NOTARY PUBLIC SOMERSET COUNTY, MD.

To the Defendant(s):

Take notice that unless you make your defense within the time allowed by law or Rule of Court, judgment will be entered against you. If you assert a defense, this motion may be heard by the Court fifteen days after its service on you, but not earlier than the expiration of the time allowed by law or Rule of Court to plead in answer to the Bill of Complaint.

.....
Attorney for Petitioner

No. 9834 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Martha Jones, her heirs and assigns,
Princess Anne, 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 The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable Daniel T. Prettyman, Chief Judge of the First Judicial Circuit of Maryland.

Issued the 7th day of January, 1976.

TO THE DEFENDANT(S):

You are required to file your answer or other defense in the Clerk's Office on or before the 17th day of February, 1976. 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)~~ Petitioner:

Alexander G. Jones
Name

Princess Anne, Maryland
Address

Theodore Phoebus
Clerk

Nov. Est.
1/23/76
Joseph Towers
Deputy

LIBER 45 PAGE 761

LIBER 45 PAGE 762

No. 9834 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Martha Jones, her heirs and assigns,
Princess Anne, Somerset County, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of....March.....next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable ~~Ex-Mo Master Duer~~ Daniel T. Prettyman, Chief Judge of the First Judicial Circuit of Maryland.

Issued the..26th..day of.....January....., 19.76....

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.....March.....:, 19.76... . 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)

Alexander G. Jones
Name

Princess Anne, Maryland
Address

S. Theodore Phoebus
Clerk

Nov Ent. 2/11/76
Suzy L. Jones, Deputy

FILED
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The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Martha Jones, her heirs and assigns,

And the Real Estate and Improvements Hereinbefore Described

No 9834 Chancery
In the Circuit Court for
Somerset County, Maryland

Petition to Proceed Against Defendant(s) As Nonresident(s)

The petition of The Somerset County Sanitary Commission, by Richard M. Cooley Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by Alexander G. Jones, Attorney for Petitioner, respectfully represents:

1. That the Defendant(s) Martha Jones ~~were~~ was believed by the Petitioner to be residents of this jurisdiction.

2. That two successive subpoenas issued for said Defendant(s) have been returned "non est" as set forth in the docket entries in this proceeding.

3. That reasonable efforts have been made to issue service of process upon said Defendant(s) as set forth in the affidavit of Suzanne L. Jones, Deputy Sheriff of Somerset County, attached hereto.

Wherefore, the Petitioner prays an order of this Court that the Defendant(s) named herein be proceeded against as nonresident(s) as provided by the Maryland Rules of Procedure in such cases provided by giving notice of the pendency of the above entitled action by publication.

JONES & JONES
By [signature]
Attorney for Petitioner

Affidavit

I, Suzanne L. Jones, Deputy Sheriff of Somerset County, do hereby make affidavit that I have made reasonable and bona fide efforts to effect service of process upon the Defendant(s) named in the aforegoing petition in the above entitled case, that I have twice personally visited the property of the said Defendant(s) but was unable to to find said Defendant(s) and that as a result of my inquiries and investigations I believe the Defendant(s) cannot be served by personal service of process within this jurisdiction.

Suzanne L. Jones
Deputy Sheriff of Somerset County

Subscribed and sworn to before me
this 13th day of February, 1976.
Karen L. Nelson
Notary Public

Order

Upon the aforegoing petition and affidavit, it is this 18th day of February, 1976, ORDERED by the Circuit Court for Somerset County that the Defendant(s), Martha Jones be proceeded against as nonresident(s) by giving notice by publication at least once a week in each of four successive weeks in a newspaper published in Somerset County, Maryland, before the 19th day of March, 1976, stating the substance and object of the original Bill and warning the said Defendant(s) to file an initial pleading to said Bill on or before the 19th day of April, 1976.

Richard M. Scott
Judge

ALEXANDER G. JONES
Attorney

ORDER OF PUBLICATION
In the Circuit Court for Somerset County,
Maryland

No. 9834 Chancery
The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs.

Martha Jones
Princess Anne, Somerset County, Maryland

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, owned by the defendant named in this proceeding to satisfy the lien of the petitioner against said property including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the rules of Court.

The Bill of Complaint in No. 9834 Chancery recites that the following described real estate was conveyed unto Martha Jones from Edgar A. Jones by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198, described as follows: All that tract or parcel of land in West Princess Anne Election District, Somerset County, Maryland, lying and binding on the south side of Stewart's Neck Road 40 feet thereon, being just outside of town limits of Princess Anne.

The Bill of Complaint further recites that the petitioner, under the provisions of Article 43 of the Code of the Public General Laws of Maryland, 1957 Edition, as amended, is charges among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all property, improved or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the petitioner; that

the petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant named herein; that the charges and assessments against such property or properties are as follows:

No. 9834 Chancery (Martha Jones)	
Front Foot Assessment including interest from March 31, 1970	$ 50.62
Front Foot Assessment including interest from March 31, 1971	47.06
Front Foot Assessment including interest from March 31, 1972	43.51
Front Foot Assessment including interest from March 31, 1973	39.96
Front Foot Assessment including interest from March 31, 1974	36.41
Front Foot Assessment including interest from March 31, 1975	32.86
	$250.42

The Bill of Complaint further recites, that according to the applicable provisions of Article 43, said charges or assessments are first liens against the property or properties described above, and a public record of said liens is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc. - Notice of Liens".

That despite written notice of such charge, assessment and lien from the petitioner to the defendant said charge is overdue and in default and this suit is brought to enforce said lien.

The petitioner in this proceeding has petitioned to proceed against Martha Jones in No. 9834 Chancery as non-resident.

Upon the aforegoing Petition and Affidavit, it is this 20th day of February, 1976, ORDERED by the Circuit Court for Somerset County that the defendant, Martha Jones, be proceeded against as a non-resident by giving notice by publication at least once a week in each of four successive weeks in a newspaper published in Somerset County, Maryland, before the 19th day of March, 1976, stating the substance and object of the original Bill and warning the said defendant to file an initial pleading to said Bill on or before the 19th day of April, 1976.

William B. Gates Jr.
Judge

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc. a body corporate of the State of Maryland	:	No. 9834 Chancery
	:	In the Circuit Court for
	:	Somerset County and
vs.	:	State of Maryland
Martha Jones And the Real Estate and Improvements Hereinbefore Described	:	

AFFIDAVIT

I, Suzanne Jones, Deputy Sheriff of Somerset County, do hereby make affidavit that I posted the Order of Publication in Case No. 9834 on the premises described therein, pursuant to Petition and Order signed by Circuit Court Judge of Somerset County on February 18, 1976.

Suzanne L. Jones
Deputy Sheriff of Somerset County

Subscribed and sworn to before me
this 25th day of February, 1976

Karen F. Nelson
Notary Public

KAREN F. NELSON NOTARY PUBLIC SOMERSET COUNTY

FILED

FEB 25 1 45 PM '76

PRINCESS ANNE, MD., May 5, 1976 19

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: 2/26, 3/4, 3/11 &3/18 1976

Business Manager MARYLANDER and HERALD

ALEXANDER G. JONES
Attorney

ORDER OF PUBLICATION

In the Circuit Court for Somerset County, Maryland

No. 9834 Chancery

The Somerset County Sanitary Commission,
Acting for and on Behalf of Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Martha Jones
Princess Anne,
Somerset County, Maryland

The object of this suit is to procure a decree for the sale of certain hereinafter described real estate, owned by the defendant naed in this proceeding to satisfy the lien of the petitioner against said property including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the rules of Court.

The Bill of Complaint in No. 9834 Chancery recites that the following described real estate was conveyed unto Martha Jones from Edgar A. Jones by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198, described as follows: All that tract or parcel of land in West Princess Anne Election District, Somerset County, Maryland, lying and binding on the south side of Stewart Neck Road 40 feet thereon, being just outside of town limits of Princess Anne.

The Bill of Complaint further recites that the petitioner, under the provisions of Article 43 of the Code of the Public General Laws of Maryland, 1957 Edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all property, improved or unimproved, served by is facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the petitioner; that the petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant named herein; that the charges and assessments against such property or properties are as follows:

No. 9834 Chancery
(Martha Jones)

Front Foot Assessment including interest from March 31, 1970 ..... $50.62
Front Foot Assessment including interest from March 31, 1971 ..... 47.06
Front Foot Assessment including interest from March 31, 1972 ..... 43.51
Front Foot Assessment including interest from March 31, 1973 ..... 39.96
Front Foot Assessment including interest from March 31, 1975 ..... 32.86

$250.42

The Bill of Complaint further recites, that according to the applicable provisions of Article 43, said charges or assessments are first liens against the property or properties described above, and a public record of said liens is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc. - Notice of Liens".

That despite written notice of such charge, assessment and lien from the petitioner to the defendant said charge is overdue and in default and this suit is brought to enforce said lien.

The petitioner in this proceeding has petitioned to proceed against Martha Jones in No. 9834 Chancery as non-resident.

Upon the aforegoing Petition and Affidavit, it is this 20th day of February, 1976, ORDERED by the Circuit Court for Somerset County that the defendant, Martha Jones, be proceeded against as a non-resident by giving notice by publication at least once a week in each of four successive weeks in a newspaper published in Somerset County, Maryland, before the 19th day of March, 1976, stating the substance and object of the original Bill and warning the said defendant to file an initial pleading to said Bill on or before the 19th day of April, 1976.

s/WILLIAM B. YATES, II
Judge

True Copy, Test:
I. Theodore Phoebus, Clerk
45-4ts

USEP 45 PAGE 767

LIBER 45 PAGE 768

The Somerset County Sanitary Commission Acting for and on Behalf of Somerset County Sanitary District, Inc.	:	No. 9834 Chancery In the Circuit Court
vs.	:	for Somerset County
Martha Jones And the Real Estate and Improvements Hereinbefore Described	: : :	State of Maryland

It is ORDERED by the Circuit Court for Somerset County, State of Maryland, this 15th day of June, 1976, that judgment be entered in favor of the Petitioner and against the Defendant, Martha Jones, and against the real estate and improvements described in the aforegoing Bill, for the sum of $250.42 with interest from date and costs of suit.

Lloyd L. Simpkins
Judge

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

FILED

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Martha Jones, her heirs and assigns,
Princess Anne, Somerset County, Maryland
And the Real Estate and Improvements
Hereinbefore Described

No. 9834 Chancery
In the Circuit Court for
Somerset County, Maryland

The above cause standing ready for hearing, the proceedings therein were by the Court read and considred:

It is thereupon, this 23 day of JUNE, in the year nineteen hundred and seventy-six, by the Circuit Court for Somerset County, Maryland, in Equity, ADJUDGED, ORDERED and DECREED, that the property in the proceedings mentioned be sold, and Alexander G. Jones be and he is hereby appointed Trustee to make sale, and that the course and manner of his proceedings shall be as follows: He shall first file with the Clerk of this Court a bond to the State of Maryland, executed by said Trustee and a surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of $ 650.00, conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises, he shall then proceed to make the said sale at public auction, 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, and soon as may be convenient after such sale or sales, the said Trustee shall return to this Court a full and particular report of his proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustee shall, by a good and sufficient deed, to be excuted, acknowledged and recorded, according to law, convey to the purchaser, or purchasers, his, her or their heirs and assigns, the property and estate to him, her or them sold, free, clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting costs of this suit, and such commissions to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

Lloyd L. Simpkins
Judge

LIBER 45 PAGE 770

KNOW ALL MEN BY THESE PRESENTS, That we, Alexander G. Jones, of Somerset County and State of Maryland, and The 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 six hundred fifty dollars ($650.00) current money to be paid to the said State of Maryland or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 7th day of October, in the year nineteen hundred and seventy-six.

Whereas, the above bounden, Alexander G. Jones, by virtue of a decree of the Circuit Court for Somerset County, has been appointed to sell the property mentioned in the proceedings in the case of The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate, vs. Martha Jones, No. 9834 Chancery, now pending in said Court.

Now 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 decree or order in the premises, then the above obligation shall be void otherwise to be and remain in full force and virtue in law.

(SEAL)
Alexander G. Jones

THE FIDELITY & DEPOSIT COMPANY OF MARYLAND

Witness: Karen N. Thomas

By
Attorney in Fact

THE WITHIN BOND APPROVED.

PER: S. Theodore Phoebus, CLERK.

FILED

OCT 7 11 11 AM '76

RECORDED IN IMP
LIBER NO. 10 FOLIO 338
I, THEODORE PHOEBUS, CLK. CT. CT.
BY _____ DEPUTY

LIBER 010 PAGE 338

PRINCESS ANNE, MD., Dec. 9 19 76

This is to certify that the annexed Trustee's Sale of Valuable Properties was published in the *MARYLANDER and HERALD*, a weekly newspaper published in Somerset County, Maryland, according to terms and requirements contained in said Sale

Dates Inserted: NOV. 18,25, Dec, 2, 1976

Business Manager MARYLANDER and HERALD

Alexander G. Jones
Attorney

TRUSTEE'S SALE
OF VALUABLE
PROPERTIES

By virtue of the power contained in a decree of the Circuit Court for Somerset County, Maryland, in Equity, passed in a cause in which Evelyn Tilghman is defendant, the same being No. 9833 Chancery on the Chancery Docket of said Court,

And by virtue of the power contained in a decree of said Court, passed in a cause in which Martha Jones is defendant, the same being No. 9834 Chancery on the Chancery Docket of said Court,

And by virtue of the power contained in a decree of said Court, passed in a cause in which Mary E. Wilson is defendant, the same being No. 9875 Chancery on the Chancery Docket of said Court,

The undersigned Trustee named in said decrees will sell at public auction in front of the Court House door, Princess Anne, Maryland, on

Tuesday Dec.14 1976

at 2:00 o'clock P.M.

all the following described tracts or parcels of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, and lying and binding on the south side of a public road leading westerly from Beckford Avenue to the residence of Ernest Dennis and beginning for the same at a point on said road where the land hereby conveyed joins the land of Carrie Dennis; thence running westerly by and with said road a distance of 80 feet to the reserved land of Doris M. Cohn and E. Herrman Cohn; thence running in a southerly direction by and with the reserved land of the said Doris M. Cohn and E. Herrman Cohn to the whole depth of the lot of land herein described and parallel with the fourth line of this description; thence running in an easterly direction to the land of Samuel Dennis; thence running in a northerly direction by and with the lands of Samuel Dennis and Carrie Dennis, a distance of 176 feet to the point of beginning on said road. The lot of land herein described being a part of No. 6 as laid down on a plat filed with a dead from Robert F. Brattan, et al, to James Jones recorded among the Land Records of Somerset County in Liber H.F.L. No. 5, folio 110, etc.; being the same and all the land which was conveyed unto Evelyn Tilghman by two deeds: (1) From Doris M. Cohn and E. Herman Cohn by deed dated August 5, 1949 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 148, folio 425, and (2) From Norman Tilghman, et ux, by deed dated June 3, 1955 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 174, folio 246.

Second: All that lot of parcel of land, situate as aforesaid, on the south side of the county road leading from Princess Anne to Revell's Neck, beginning on said county road at the northeast corner of the land of George Dennis, which is the northeast corner of the land herein described; thence in a southerly direction by and with the Dennis land, to the land of Isaac King; thence in an easterly direction in a line parallel to the county road a distance of 40 feet to a stake; thence in a northerly direction in a line parallel to the Dennis land to a stake set up on the south side of the aforesaid county road; thence with the county road in a westerly direction 40 feet to the place of beginning, being the same land conveyed unto the said Martha Jones by Edgar A. Jones, Trustee, by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198.

Third: All that "L" shaped lot or parcel of land, situate as aforesaid, on the south side of Hayman Lane in the neighborhood of Bowland's Hill shown on Tax Map 15 in Block 17 as Parcel 262, being bounded on the northwest by the land of Edward and Theresa Maddox (deed reference B.L.B. No. 139, folio 597), the west by the land of Oliver N. Jones (deed reference B.L.B. No. 151, folio 189) and on the east by the lands of Blanche Cherry and Woodland Jones (deed reference H.F.L. 11, folio 400), having a projected front footage of 135 feet; special reference being made to a plat by William F.W. Miles, Surveyor, dated February 1882 and recorded among the aforesaid Land Records in Plat Book B.L.B. No. 6, folio 649; and being the same and all th e land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917 and recorded among the Land Records Somerset County in Liber W.J.S. No. 71, folio 560 by Jerome and Sarah Wilson.

Terms of slae. Cash. Title papers, documentary stamps, transfer tax, recording costs, title fees, notary fees, etc. at expense of purchaser.

Each sale is subject to ratification by the Circuit Court for Somerset County.

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

31-4tc

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc. a body corporate of the State of Maryland	:	No. 9834 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs.		
	:	
Martha Jones, her heirs and assigns, Princess Anne, Somerset County, Maryland	:	

To the Honorable, the Judge of said Court:

The report of Alexander G. Jones, Trustee appointed by a decree of this Court, passed in the above entitled cause, dated the 23rd day of June, in the year nineteen hundred and seventy-six, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in the "Marylander & 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 at the Court House in Princess Anne, he did, pursuant to said notice, attend in front of the Court House, in Princess Anne, Maryland, on the 14th day of December, 1976, at the hour of 2:00 o'clock P.M., and then and there proceeded to sell said property, to wit:

All that tract or parcel of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, on the south side of the county road leading from Princess Anne to Revell's Neck, beginning on said county road at the northeast corner of the land of George Dennis, which is the northwest corner of the land herein described; thence in a southerly direction by and with the Dennis land to the land of Isaac King; thence in an easterly direction in a line parallel to the county road a distance of 40 feet to a stake; thence in a northerly direction in a line parallel to the Dennis land to a stake set up on the south side of the aforesaid county road; thence with the county road in a westerly direction 40 feet to the place of beginning, being the same land conveyed unto the said Martha Jones by Edgar A. Jones, Trustee, by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198, and sold the same to The Somerset County Sanitary

Commission, acting for and on behalf of Somerset County Sanitary District, Inc., at and for the sum of seven hundred seventy-eight dollars and nine cents ($778.09), 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.

Respectfully submitted,

Alexander G. Jones, Trustee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 15th day of December, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alexander G. Jones, Trustee named in the above report of sale, and made oath in due form of law that the matters and facts stated in the aforegoing report are true as therein stated 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 the day and year above written.

KAREN F. NELSON NOTARY PUBLIC SOMERSET COUNTY, MD.

Karen F. Nelson
Notary Public

LIBER 45 PAGE 774

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., Bobody corporate of the State of Maryland	:	No. 9834 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs.	:	
Martha Jones, her heirs and assigns, Princess Anne, Somerset County, Maryland	:	

PURCHASER'S AFFIDAVIT

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 14th day of May, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Robert C. Street, Secretary-Treasurer of The Somerset County Sanitary Commission, the purchaser of the real estate in the above entitled proceeding and made oath in dur form of law:

1. That in making said purchase he was not acting as agent for any one, except as above.

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

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

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

KAREN F. NELSON NOTARY PUBLIC SOMERSET COUNTY, MARYLAND

Karen F. Nelson
Notary Public

ORDER NISI

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	:	No. 9834 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs.	:	
Martha Jones, her heirs and assigns, Princess Anne, Somerset County, Maryland	:	

Ordered by the Circuit Court for Somerset County, Maryland, this 15th day of December, in the year nineteen hundred and seventy-six, that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of January, 1977, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks on or before the 10th day of January, 1977.

The report states the amount of sale to be $778.09.

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

FINAL ORDER

Ordered by the Circuit Court for Somerset County, Maryland, this 25th day of JAN., 1977, that the sale made and reported by the Trustee aforesaid, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause.

Lloyd L. Simpkins
Judge

LIBER 45 PAGE 776

PRINCESS ANNE, MD., 1/5/1977

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 Trustee's Sale

Dates Inserted: 11/18,& 25, 12/2,&9

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

a plat by William F.W. Miles, Surveyor, dated February 1952 and recorded among the aforesaid Land Records in B.F.L. No. 6, folio 649; and being the same and all the land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917 and recorded among the Land Records Somerset County in Liber W.J.S. No. 71, folio 560 by Jerome and Sarah Wilson.

Terms of sale. Cash. Title papers, documentary stamps, transfer tax, recording costs, title fees, notary fees, etc. at expense of purchaser.

Each sale is subject to ratification by the Circuit Court for Somerset County

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

31-4tc

Alexander G. Jones
Attorney

TRUSTEE'S SALE
OF VALUABLE
PROPERTIES

By virtue of the power contained in a decree of the Circuit Court for Somerset County, Maryland, in Equity, passed in a cause in which Evelyn Tilghman is defendant, the same being No. 9833 Chancery on the Chancery Docket of said Court,

And by virtue of the power contained in a decree of said Court, passed in a cause in which Martha Jones is defendant, the same being No. 9834 Chancery on the Chancery Docket of said Court,

And by virtue of the power contained in a decree of said Court, passed in a cause in which Mary E. Wilson is defendant, the same being No. 9875 Chancery on the Chancery Docket of said Court,

The undersigned Trustee named in said decrees will sell at public auction in front of the Court House door, Princess Anne Maryland, on

Tuesday Dec.14, 1976

at 2:00 o'clock P.M.

all the following described tracts or parcels of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, and lying and binding on the south side of a public road leading westerly from Beckford Avenue to the residence of Ernest Dennis and beginning for the same at a point on said road where the land hereby conveyed joins the land of Carrie Dennis; thence running westerly by and with said road a distance of 80 feet to the reserved land of Doris M. Cohn and E. Herrman Cohn; thence running in a southerly direction by and with the reserved land of the said Doris M. Cohn and E. Herrman Cohn to the whole depth of the lot of land herein described and parallel with the fourth line of this description; thence running in an easterly direction to the land of Samuel Dennis; thence running in a northerly direction by and with the lands of Samuel Dennis and Carrie Dennis, a distance of 175 feet to the point of beginning on said road. The lot of land herein described being a part of No. 6 as laid down on a plat filed with a dead from Robert F. Brattan, et al, to James Jones recorded among the Land Records of Somerset County in Liber H.F.L. No. 5, folio 110, etc.; being the same and all the land which was conveyed unto Evelyn Tilghman by two deeds: (1) From Doris M Cohn and E. Herrman Cohn by deed dated August 5, 1949 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 148, folio 425, and (2) From Norman Tilghman, et ux, by deed dated June 3, 1955 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 174, folio 246.

Second: All that lot of parcel of land, situate as aforesaid, on the south side of the county road leading from Princess Anne to Revell's Neck, beginning on said county road at the northeast corner of the land of George Dennis, which is the northeast corner of the land herein described; thence in a southerly direction by and with the Dennis land to the land of Isaac King; thence in an easterly direction in a line parallel to the county road a distance of 40 feet to a stake; thence in a northerly direction in a line parallel to the Dennis land to a stake set up on the south side of the aforesaid county road; thence with the county road in a westerly direction 40 feet to the place of beginning, being the same land conveyed unto the said Martha Jones by Edgar A. Jones, Trustee, by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198.

Third: All that "L" shaped lot or parcel of land, situate as aforesaid, on the south side of Hayman Lane in the neighborhood of Bowland's Hill shown on Tax Map 15 in Block 17 as Parcel 262, being bounded on the northwest by the land of Edward and Theresa Maddox (deed reference B.L.B. No. 139, folio 597), the west by the land of Oliver N. Jones (deed reference B.L.B. No. 151, folio 189) and on the east by the lands of Blanche Cherry and Woodland Jones (deed reference H.F.L. 11, folio [illegible]), having a projected front footage of 135 feet; special reference being made to

PRINCESS ANNE, MD., 1/6/ 19 77

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 terms and requirements contained in said Order NISI

Dates Inserted: Dec. 23, 30, 1976 Jan. 6, 1977

J. Bryan Byrd

Business Manager MARYLANDER and HERALD

LIBER 45 PAGE 779

ORDER NISI

No. 9834 Chancery

In The Circuit Court for Somerset County, Maryland

The Somerset Sanitary Commission, Acting for and on behalf of Somerset County Sanitary District, Inc., a body of the State of Maryland

VS.

Martha Jones, her heirs and assigns, Princess Anne, 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 seventy-six, that the sale of the property mentioned in these proceedings, made and reported by Alexander O. Jones, Trustee appointed by decree of this Court to make said sale be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of January, 1977, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County once in each of three successive weeks on or before the 10th day of January, 1977.

The report states the amount of sale to be $778.09.

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

TRUE COPY. TEST
I. Theodore Phoebus

12/23-12/30-1/6

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	*	NO. 9834 CHANCERY CASES
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
vs.		
	*	STATE OF MARYLAND
Martha Jones, her heirs and assigns, Princess Anne, Somerset County, Maryland	*	IN EQUITY

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above entitled cause and for them and the list of expenses furnished him therein, state the following Account:

Amount of Sale		$778.09
Expenses, Costs and Fees:		
Clerk of Court	$121.00	
Marylander & Herald		
Order of Publication	131.25	
Advertising	58.34	
Order Nisi	25.00	
Fidelity & Deposit Bond Premium	20.00	
Edwin B. Muir Auctioneer	25.00	
Karen Nelson Notary	4.00	
Somerset County Sanitary District, Inc.		
1970 Front Foot Assessment	45.98	
1971 Front Foot Assessment	43.61	
1972 Front Foot Assessment	41.24	
1973 Front Foot Assessment	38.87	
1974 Front Foot Assessment	36.51	
1975 Front Foot Assessment	34.14	
1976 Front Foot Assessment	28.34	
Trustee's Commission Per Rules	77.81	
Logan C. Widdowson Auditor	45.00	
Total Expenses, Costs & Fees		$776.09
Balance of Funds To Be Distributed		2.00

Distribution to Martha Jones, her heirs and assigns

LAW OFFICE
LOGAN C. WIDDOWSON
NORTH SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3600

AE 778

ALL EXCEPTIONS to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the Account may be ratified.

YOUR AUDITOR hereby certifies that the Maryland Rules of Procedure have been complied with by mailing of the date of the filing of the Audit, notice of this report to the following parties by regular U.S. Mail, postage prepaid:

Alexander G. Jones, Esquire
Attorney for Somerset County Sanitary District, Inc.
S. Somerset Avenue
Princess Anne, Maryland 21853

Martha Jones
Princess Anne
Maryland 21853

Date of Filing: February 4, 1977

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
NORTH SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2600

No. 9834 Chancery Case

ORDERED, by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 4th day of February, 19 77, 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 22nd day of February, 19 77.

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 24th day of February, 19 77, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

S. Theodore Phoebus
CLERK

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1882-1972)
ALEXANDER G. JONES
CHARLES A. BRUCE, JR.

AREA CODE 301
TELEPHONE 651-2747

February 23, 1977

Clerk of the Circuit Court
for Somerset County
Princess Anne, Maryland 21853

Re: No. 9834 Chancery

Dear Sir:

The First and Final Audit Report in the above entitled proceeding indicated a surplus of $2.00 to be distributed "to Martha Jones, her heirs and assigns". The said Martha Jones is a non-resident of Somerset County. I am therefore submitting Jones & Jones Trustees Check No. 5001 payable to the Clerk of the Circuit Court for Somerset County in the amount of $2.00 to be held by the Clerk of Court subject to any claims which may be filed and approved by the Circuit Court for Somerset County.

Very truly yours,

Alexander G. Jones
Trustee in No. 9834 Chancery

AGJ:knt

Enclosure

Ed.

MAR. 7 1978

LIBER 45 FOLIO 781

MAR -2-76 B 027671D******5.00
MAR -2-76 B 027670D*****40.00

LIBER 45 PAGE 782

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Mary E. Wilson, her heirs and assigns,
Princess Anne, Somerset County, Maryland

No. .....9175..... Chancery

in the Circuit Court for
Somerset County, Maryland

And the Real Estate and Improvements Hereinafter Described

BILL TO ENFORCE LIEN(S)

The petition of The Somerset County Sanitary Commission, by.....Richard M. Cooley....., Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by.....Alexander G. Jones....., Attorney for Petitioner, respectfully represents:

1. That the Petitioner, under the provisions of Article 43 of the Code of Public General Laws of Maryland, 1957 edition, as amended, is charged among other things, with the establishment and collection of charges for the use of its water and sewer systems, for connections to the systems and for an annual front foot assessment on all properties, improved or unimproved, served by its facilities, the receipts from said charges and assessments to be used, among other purposes, for the maintenance and operation of its systems and for the retirement of bonds issued by the Petitioner.

2. That the Petitioner has duly and lawfully established such charges and assessments and has extended its facilities and services to serve the property or properties of the defendant(s) named herein.

3. That the charges and assessments against such property or properties are as follows:

A—Water Service Charge(s) including penalty of $5.00.....$

B—Sewer Service Charge(s).....$

C—Water Connection Charge(s).....$

D—Sewer Connection Charge(s).....$

E—Front Foot Assessment(s) including interest at the rate of ~~one-half~~ two-thirds of one per cent per month from March 31 of each year (Date) $439.34

TOTAL $439.34

4. That on the date of establishment of the charges and assessments set forth above the defendant(s) named herein were the owners of record of the property or properties described as follows:

(A) All that tract or parcel of land in.....West.....Princess Anne Election District, Somerset County, Maryland, more particularly described as:

All that "L" shaped lot or parcel of land, situate as aforesaid, on the south side of Hayman Lane in the neighborhood of Bowland's Hill shown on Tax Map 15 in Block 17 as Parcel 262, being bounded on the northwest by the land of Edward and Theresa Maddox (139/597), the west by the land of Oliver N. Jones (151/189) and on the east by the lands of Blanche Cherry and Woodland Jones (H.F.L. 11/400), having a projected front footage of 135 feet, being the same and all the land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917 and recorded among the Land Records of Somerset County in Liber W.J.S. No. 71, folio 560 by Jerome and Sarah Wilson.

FILED
MAR 2 3 31 AM '76
RECORDED IN
LIBER NO. FOLIO
AND RECEIVED FOR RECORD
AT
BY
CLERK

5 That according to the applicable provisions of Article 43 said charge or charges or assessments are first liens against the property or properties described above, and a public record of said lien(s) is filed among the records of the Clerk of the Circuit Court for Somerset County in a book provided for such purposes entitled "Somerset County Sanitary District, Inc.—Notice of Liens".

6. That despite written notice of such charges, assessments and liens from the Petitioner to the defendant(s) said charges are overdue and in default and this suit is brought to enforce said lien(s).

WHEREFORE, the Petitioner prays a decree of this Honorable Court ordering:

(1) That the property or properties described above be sold according to law and that the proceeds from said sale be applied to satisfy the Petitioner's said lien(s) including any penalty or interest due thereon, together with the expenses of sale and costs of this action and any fees or charges authorized or permitted by the Rules of Court.

(2) That the Petitioner have judgment against the defendant(s) for any deficiency remaining.

(3) And for such other relief as may be proper.

Somerset County Sanitary Commission,
Acting For ~~and On Behalf of~~
Somerset County Sanitary District, Inc.

By .....

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

Petitioner's Motion for Summary Judgment

The Petitioner moves for summary judgment on the ground that the Defendant(s) has no defense to its claim, and that there is no genuine dispute between the parties as to any material fact, and that it is entitled to judgment as a matter of law.

.....
Attorney for Petitioner

Affidavit in Support of Petitioner's Motion for Summary Judgment

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 1st day of March, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State of Maryland, in and for Somerset County aforesaid, personally appeared Robert C. Street (name), Secretary-Treasurer (title) of Somerset County Sanitary Commission, and made oath in due form of law that there is now justly due and owing to the Petitioner from the Defendant(s) named in the attached Bill to Enforce Lien(s) the sum of $439.34, being charges or assessments for facilities and services provided by the Petitioner to the Defendant(s) and to the property or properties described in said Bill, that said charges are in default and are statutory first liens against said property or properties; that in his official capacity the affiant herein is familiar with the matters set forth in said Bill, that he has personal knowledge of them, and is competent to testify to them, and that he is duly authorized to make this affidavit.

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

Karen I. Nelson
Notary Public

NOTARY PUBLIC SOMERSET COUNTY, MD.

To the Defendant(s):

Take notice that unless you make your defense within the time allowed by law ~~or Rule of Court~~, judgment will be entered against you. If you assert a defense, this motion may be heard by the Court ~~fifteen days~~ after its service on you, but not earlier than the expiration of the time allowed by law ~~or Rule of Court to plead in answer to the Bill of Complaint~~.

.....
Attorney for Petitioner

No. 9875 Chancery Case

WRIT OF SUBPOENA:

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Mary E. Wilson, her heirs and assigns,
Princess Anne, Somerset County, Maryland

GREETING:

We command and enjoin you that you do within the time limited by law, beginning on the first Monday of April **next and ending fifteen days thereafter cause your answer or other defense to be filed to the complaint of** The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable DANIEL T. PRETTYMAN ~~Ex McMaster Dunx~~, **Chief Judge of the First Judicial Circuit of Maryland.**

Issued the 2nd **day of** March, **19**76.

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** April, **19**76. **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 and Jones
Name Attorneys at Law
Princess Anne, Maryland 21853
Address

Clerk

Nov. Est. 3/29/76
Suzyl. Jones, Deputy

LIBER 45 FOLIO 785

No. 9875 Chancery Case

WRIT OF SUBPOENA: LIBER 45 PAGE 786

The Circuit Court for Somerset County

Princess Anne, Maryland

The State of Maryland,
Somerset County, to wit:

TO Mary E. Wilson, her heirs and assigns,
Princess Anne, Somerset County, Maryland

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 The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

against you exhibited in the Circuit Court for Somerset County. Hereof fail not, as you will answer the contrary at your peril.

WITNESS, the Honorable Daniel T. Prettyman, Chief Judge of the First Judicial Circuit of Maryland.

Issued the 30th day of March, 1976.

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 May, 1976. 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 and Jones
Name

Princess Anne, Maryland 21853
Address

I. Theodore Phoebus
Clerk

Non Est: 3/30/76
Thomas H. Fogwell
Sheriff

FILED
APR 2 11 02 AM '76
RECORDED IN
LIBER NO. FOLIO
I. THEODORE PHOEBUS, CLK.CT.CT.
BY DEPUTY

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Mary E. Wilson, her heirs and assigns,
Princess Anne, Somerset County, Maryland
And the Real Estate and Improvements Hereinbefore Described

No. 9875 Chancery
In the Circuit Court for
Somerset County, Maryland

Petition to Proceed Against Defendant(s) As Nonresident(s)

The petition of The Somerset County Sanitary Commission, by Richard M. Cooley Chairman, Acting for and on behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland, hereinafter called "Petitioner", by Alexander G. Jones, Attorney for Petitioner, respectfully represents:

1. That the Defendant(s) Mary E. Wilson ~~were~~ was believed by the Petitioner to be residents of this jurisdiction.

2. That two successive subpoenas issued for said Defendant(s) have been returned "non est" as set forth in the docket entries in this proceeding.

3. That reasonable efforts have been made to issue service of process upon said Defendant(s) as set forth in the affidavit of Suzanne L. Jones, Deputy Sheriff of Somerset County, attached hereto.

Wherefore, the Petitioner prays an order of this Court that the Defendant(s) named herein be proceeded against as nonresident(s) as provided by the Maryland Rules of Procedure in such cases provided by giving notice of the pendency of the above entitled action by publication.

Attorney for Petitioner

Affidavit

I, Suzanne L. Jones, Deputy Sheriff of Somerset County, do hereby make affidavit that I have made reasonable and bona fide efforts to effect service of process upon the Defendant(s) named in the aforegoing petition in the above entitled case, that I have twice personally visited the property of the said Defendant(s) but was unable to to find said Defendant(s) and that as a result of my inquiries and investigations I believe the Defendant(s) cannot be served by personal service of process within this jurisdiction.

Suzanne L. Jones
Deputy Sheriff of Somerset County

Subscribed and sworn to before me
this 29th day of June, 1976.

Karen S. Nelson
Notary Public

KAREN S. NELSON NOTARY PUBLIC SOMERSET COUNTY

Order

Upon the aforegoing petition and affidavit, it is this 1st day of July, 1976, ORDERED by the Circuit Court for Somerset County that the Defendant(s), Mary E. Wilson be proceeded against as nonresident(s) by giving notice by publication at least once a week in each of ~~four~~ Three successive weeks in a newspaper published in Somerset County, Maryland, before the 26th day of July, 19....., stating the substance and object of the original Bill and warning the said Defendant(s) to file an initial pleading to said Bill on or before the 26th day of August, 1976.

Lloyd L. Griffin
Judge

LIBER 45 PAGE 788

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	:	No. 9875 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs.		
Mary E. Wilson, her heirs or assigns Princess Anne, Somerset County, Maryland And the Real Estate and Improvements Hereinbefore Described	:	

ORDER OF PUBLICATION

This is to give notice that on the 7th day of January, 1976 a bill to enforce liens was filed in the Circuit Court of Somerset County by the Plaintiff against the Defendant whose last known address was Princess Anne, Maryland 21853. The bill alleges that $439.34 front foot assessment is past due on Defendant's land in West Princess Anne Election District on the south side of Hayman Lane in the neighborhood of Bowland's Hill and being the same and all the land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917 and recorded among the Land Records of Somerset County in Liber W.J.S. No. 71, folio 560 by Jerome Wilson and Sarah Wilson.

The relief prayed in the bill is substantially as follows:

(1) that the property be sold to satisfy the lien

(2) that a judgment be entered against Defendant for any deficiency

(3) that the Court grant other relief as may be proper.

Whereupon it is ordered by the Circuit Court for Somerset County in Equity the 2nd day of July, 1976, that the Plaintiff cause a copy of this order to be inserted in a newspaper published in Somerset County once a week for THREE successive weeks before the 26th day of July, 1976 giving notice to the said nonresident Defendant of the object and substance of the bill and warning him to show cause, if any there may be, on or before the 26th day of August, 1976, why a decree should not be passed as prayed.

Theodore Phoebus
Clerk of Circuit Court
Somerset County, Maryland

FILED

PRINCESS ANNE, MD., Aug. 8, 1976 19

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: July 8, 15, & 22

Business Manager MARYLANDER and HERALD

LIBER 45 PAGE 789

ALEXANDER G. JONES
Jones & Jones, Attorneys

ORDER OF PUBLICATION

No. 9875 Chancery

In the Circuit CSurt for Somerset County, Maryland

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc. a body coperate of the State of Maryland vs. Mary E. Wilson, her heirs or assigns Princess Anne, Somerset County Maryland, And the Real Estate and Improvements Described.

ORDER OF PUBLICATION

This is to give notice that on the 7th day of January, 1976, a bill to enforce liens was filed in the Circuit Court of Somerset County by the Plaintiff against the Defendant whose last known address was Princess Anne, Maryland 21853. The bill alleges that $439.34 front foot assessment is past due on Defendant's land in West Princess Anne Election District on the south side of Hayman Lane in the neighborhood of Bowland's Hill and being the same and all the land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917, and recorded among the Land Records of Somerset County in Liber W. J. S. No. 71, folio 560 by Jerome Wilson and Sarah Wilson.

The relief prayed in the bill is substantially as follows:

(1) that the property be sold to satisfy the lein

(2) that a judgment be entered against Defendant for any deficiency

(3) that the Court grant other relief as may be proper.

Whereupon it is ordered by the Circuit Court for Somerset County in Equity the 2nd day of July, 1976. that the Plaintiff cause a copy of this order to be inserted in a newspaper published in Somerset County once a week for three successive weeks before the 26th day of July, 1976 giving notice to the said nonresident Defendant of the object and substance of the bill and warning him to show cause, if any there may be on or before the 26th day of September, 1976, why a decree should not be passed as prayed.

I. THEODORE PHOEBUS
Clerk of the Circuit Court
Somerset County Maryland

True Copy, Test:
I. Theodore Phoebus, Clerk.
12-3tc

USER 45 PAGE 790

The Somerset County Sanitary Commission Acting for and on Behalf of Somerset County Sanitary District, Inc.	:	No. 9875 Chancery In the Circuit Court
vs.	:	for Somerset County
Mary E. Wilson And the Real Estate and Improvements Hereinbefore Described	:	State of Maryland

It is ORDERED by the Circuit Court for Somerset County, State of Maryland, this 30th day of Sept., 1976, that judgment be entered in favor of the Petitioner and against the Defendant, Mary E. Wilson, and against the real estate and improvements described in the aforegoing Bill, for the sum of $439.34 with interest from date and costs of suit.

Judge

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

The Somerset County Sanitary Commission,
Acting for and on Behalf of
Somerset County Sanitary District, Inc.,
a body corporate of the State of Maryland

vs

Mary E. Wilson, her heirs or assigns
Princess Anne, Somerset County, Maryland
And the Real Estate and Improvements
Hereinbefore Described

No. 9875 Chancery
In the Circuit Court for
Somerset County, Maryland

The above cause standing ready for hearing, the proceedings therein were by the Court read and considred:

It is thereupon, this 30th day of September, in the year nineteen hundred and seventy-six, by the Circuit Court for Somerset County, Maryland, in Equity, ADJUDGED, ORDERED and DECREED, that the property in the proceedings mentioned be sold, and Alexander G. Jones be and he is hereby appointed Trustee to make sale, and that the course and manner of his proceedings shall be as follows: He shall first file with the Clerk of this Court a bond to the State of Maryland, executed by said Trustee and a surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of $1200.00, conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future decree or order in the premises, he shall then proceed to make the said sale at public auction, 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, and soon as may be convenient after such sale or sales, the said Trustee shall return to this Court a full and particular report of his proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale; and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money, the said Trustee shall, by a good and sufficient deed, to be excuted, acknowledged and recorded, according to law, convey to the purchaser, or purchasers, his, her or their heirs and assigns, the property and estate to him, her or them sold, free, clear and discharged from all claims of the parties hereto, and those claiming by, from or under them, or either of them. And the said Trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of the Court, after deducting costs of this suit, and such commissions to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

R. D. Dorsey
Judge

LIBER 45 PAGE 792

KNOW ALL MEN BY THESE PRESENTS, That we, Alexander G. Jones, of Somerset County and State of Maryland, and The 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 four thousand two hundred ninety dollars ($4,290.00) current money to be paid to the said State of Maryland or its certain attorney, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs, executors, administrators and assigns, jointly and severally, firmly by these presents, sealed with our seals and dated this 7th day of October, in the year nineteen hundred and seventy-six.

Whereas, the above bounden, Alexander G. Jones, by virtue of a decree of the Circuit Court for Somerset County, has been appointed to sell the property mentioned in the proceedings in the case of The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate, vs. Mary E. Wilson, No. 9875 Chancery, now pending in said Court.

Now 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 decree or order in the premises, then the above obligation shall be void otherwise to be and remain in full force and virtue in law.

(SEAL)
Alexander G. Jones

Witness: Karen N. Jones

THE FIDELITY AND DEPOSIT COMPANY OF MARYLAND

By
Attorney in Fact

THE WITHIN BOND APPROVED:

PER: I. Theodore Phoebus, CLERK.

FILED

OCT 7 11 11 AM '76

LIBER 010 PAGE 337

RECORDED IN
LIBER NO. 10 FOLIO 337
I. THEODORE PHOEBUS, CLK. CT. CT.
BY DEPUTY

PRINCESS ANNE, MD., Dec. 9 1976

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

Dates Inserted: NOV. 18, 25, Dec. 2, 1976

Business Manager MARYLANDER and HERALD

FILED

DEC 9 11 45 AM 1976

RECORDED IN LIBER NO. FOLIO
J. THEODORE PHOEBUS, CLK. CT. CH.
BY DEPUTY

Alexander G. Jones
Attorney

TRUSTEE'S SALE
OF VALUABLE
PROPERTIES

By virtue of the power contained in a decree of the Circuit Court for Somerset County, Maryland, in Equity, passed in a cause in which Evelyn Tilghman is defendant, the same being No. 9833 Chancery on the Chancery Docket of said Court,

And by virtue of the power contained in a decree of said Court, passed in a cause in which Martha Jones is defendant, the same being No. 9834 Chancery on the Chancery Docket of said Court,

And by virtue of the power contained in a decree of said Court, passed in a cause in which Mary E. Wilson is defendant, the same being No. 9875 Chancery on the Chancery Docket of said Court,

The undersigned Trustee named in said decrees will sell at public auction in front of the Court House door, Princess Anne, Maryland, on

Tuesday Dec. 14, 1976

at 2:00 o'clock P.M.

all the following described tracts or parcels of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, and lying and binding on the south side of a public road leading westerly from Beckford Avenue to the residence of Ernest Dennis and beginning for the same at a point on said road where the land hereby conveyed joins the land of Carrie Dennis; thence running westerly by and with said road a distance of 80 feet to the reserved land of Doris M. Cohn and E. Herrman Cohn; thence running in a southerly direction by and with the reserved land of the said Doris M. Cohn and E. Herrman Cohn to the whole depth of the lot of land herein described and parallel with the fourth line of this description; thence running in an easterly direction to the land of Samuel Dennis; thence running in a northerly direction by and with the lands of Samuel Dennis and Carrie Dennis, a distance of 176 feet to the point of beginning on said road. The lot of land herein described being a part of No. 6 as laid down on a plat filed with a dead from Robert F. Brattan, et al, to James Jones recorded among the Land Records of Somerset County in Liber H.F.L. No. 5, folio 110, etc.; being the same and all the land which was conveyed unto Evelyn Tilghman by two deeds: (1) From Doris M Cohn and E. Herman Cohn by deed dated August 5, 1949 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 148, folio 425, and (2) From Norman Tilghman, et ux, by deed dated June 3, 1955 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 174, folio 246.

Second: All that lot of parcel of land, situate as aforesaid, on the south side of the county road leading from Princess Anne to Revell's Neck, beginning on said county road at the northeast corner of the land of George Dennis, which is the northeast corner of the land herein described; thence in a southerly direction by and with the Dennis land to the land of Isaac King; thence in an easterly direction in a line parallel to the county road a distance of 40 feet to a stake; thence in a northerly direction in a line parallel to the Dennis land to a stake set up on the south side of the aforesaid county road; thence with the county road in a westerly direction 40 feet to the place of beginning, being the same land conveyed unto the said Martha Jones by Edgar A. Jones, Trustee, by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198.

Third: All that "L" shaped lot or parcel of land, situate as aforesaid, on the south side of Hayman Lane in the neighborhood of Bowland's Hill shown on Tax Map 15 in Block 17 as Parcel 262; being bounded on the northwest by the land of Edward and Theresa Maddox (deed reference B.L.B. No. 139, folio 597), the west by the land of Oliver N. Jones (deed reference B.L.B. No. 151, folio 189) and on the east by the lands of Blanche Cherry and Woodland Jones (deed reference H.F.L. 11, folio 400), having a projected front footage of 135 feet; special reference being made to a plat by William F.W. Miles, Surveyor, dated February 1882 and recorded among the aforesaid Land Records in B.F.L. No. 6, folio 649; and being the same and all the land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917 and recorded among the Land Records Somerset County in Liber W.J.S. No. 71, folio 560 by Jerome and Sarah Wilson.

Terms of sale. Cash. Title papers, documentary stamps, transfer tax, recording costs, title fees, notary fees, etc. at expense of purchaser.

Each sale is subject to ratification by the Circuit Court for Somerset County

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

31-4tc

LIBER 45 PAGE 793

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	:	No. 9875 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs.	:	
Mary E. Wilson, her heirs or assigns, Princess Anne, Somerset County, Maryland	:	

To the Honorable, the Judge of said Court:

The report of Alexander G. Jones, Trustee appointed by a decree of this Court, passed in the above entitled cause, dated the 30th day of September, in the year nineteen hundred and seventy-six, to make sale of certain real estate therein mentioned, respectfully shows:

That after giving bond with security for the faithful performance of his trust, and after having complied with all the other prerequisites as required by law and the said decree, and giving notice of the time, place, manner and terms of sale by advertisement inserted in the "Marylander & 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 at the Court House in Princess Anne, herdid, pursuant to said notice, attend in front of the Court House, in Princess Anne, Maryland, on the 14th day of December, 1976, at the hour of 2:00 o'clock P.M., and then and there proceeded to sell said property, to wit;

All that "L" shaped lot or parcel of land, situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, on the south side of Hayman Lane in the neighborhood of Bowland's Hill shown on Tax Map 15 in Block 17 as Parcel 262, being bounded on the northwest by the land of Edward and Theresa Maddox (deed reference B.L.B. No. 139, folio 597), the west by the land of Oliver N. Jones (deed reference B.L.B. No. 151, folio 189) and on the east by the lands of Blanche Cherry and Woodland Jones (deed reference H.F.L. No. 11, folio 400), having a projected front footage of 135 feet; special reference being made to a plat by William F. W. Miles, Surveyor, dated February 1882 and recorded among the aforesaid Land Records in Plat Book B.L.B. No. 6, folio 649; and being the same and all the land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917 and recorded among the Land Records of Somerset County in Liber W.J.S. No. 71, folio 560 by Jerome and Sarah Wilson, and sold the same to Leon Johnson, Jr.,

agent for Leon Johnson and Janie T. Johnson, at and for the sum of one thousand eight hundred dollars ($1800.00), he being then and there the highest bidder therefor, and the purchaser has complied with the terms of sale to the satisfaction of your Trustee.

Respectfully submitted,

Alexander G. Jones, Trustee

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 15th day of December, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Alexander G. Jones, Trustee named in the above report of sale, and made oath in due form of law that the matters and facts stated in the aforegoing report are true as therein stated 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 the day and year above written.

Karen J. Nelson
Notary Public

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	:	No. 9835 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs.	:	
Mary E. Wilson, her heirs or assigns, Princess Anne, Somerset County, Maryland	:	

PURCHASER'S AFFIDAVIT

State of Maryland, Somerset County, to wit:

I hereby certify, that on this 14th day of December, in the year nineteen hundred and seventy-six, before me, the subscriber, a Notary Public of the State and County aforesaid, personally appeared Leon Johnson, Jr., agent for Leon Johnson and Janie T. Johnson, 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 any one, except as above.

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

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

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

KAREN G. NELSON NOTARY PUBLIC SOMERSET COUNTY, MD.

Karen G. Nelson
Notary Public

ORDER NISI

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	:	No. 9875 Chancery
	:	In the Circuit Court for
	:	Somerset County, Maryland
vs.		
	:	
Mary E. Wilson, her heirs or assigns, Princess Anne, Somerset County, Maryland	:	

Ordered by the Circuit Court for Somerset County, Maryland, this 15th day of December, in the year nineteen hundred and seventy-six, that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones, Trustee appointed by a decree of this Court to make said sale, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of January, 1977, provided a copy of this order be inserted in some w weekly newspaper printed in Somerset County once in each of three successive weeks on or before the 10th day of January, 1977.

The report states the amount of sale to be $1,800.00.

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

FINAL ORDER

Ordered by the Circuit Court for Somerset County, Maryland, this 25th day of JAN., 1977, that the sale made and reported by the Trustee aforesaid, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although due notice appears to have been given as required by the order nisi passed in said cause.

Lloyd L. Simpkins
Judge

PRINCESS ANNE, MD., 1/5 1977

This is to certify that the annexed Trustee' 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 Trustee's Sale

Dates Inserted: 11/18 & 25, 12/2 & 9, 1976

J. Bryan Byrd
Business Manager MARYLANDER and HERALD

649; and being the same and all the land which was conveyed unto Mary E. Wilson by deed dated February 17, 1917 and recorded among the Land Records Somerset County in Liber W.J.S. No. 71, folio 560 by Jerome and Sarah Wilson.

Terms of sale. Cash. Title papers, documentary stamps, transfer tax, recording costs, title fees, notary fees, etc. at expense of purchaser.

Each sale is subject to ratification by the Circuit Court for Somerset County

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

31-4tc

Alexander G. Jones
Attorney

TRUSTEE'S SALE
OF VALUABLE
REAL ESTATE

By virtue of the power contained in a decree of the Circuit Court for Somerset County, Maryland, in Equity, passed in a cause in which Evelyn Tilghman is defendant, the same being No. 9833 Chancery on the Chancery Docket of said Court.

And by virtue of the power contained in a decree of said Court, passed in a cause in which Martha Jones is defendant, the same being No. 9884 Chancery on the Chancery Docket of said Court.

And by virtue of the power contained in a decree of said Court, passed in a cause in which Mary E. Wilson is defendant, the same being No. 9875 Chancery on the Chancery Docket of said Court.

The undersigned Trustee named in said decrees will sell at public auction in front of the Court House door, Princess Anne Maryland, on

Tuesday Dec. 14, 1976

at 2:00 o'clock P.M.

all the following described tracts or parcels of land situate, lying and being in West Princess Anne Election District, Somerset County, Maryland, and more particularly described as follows:

First: All that lot or parcel of land, situate as aforesaid, and lying and binding on the south side of a public road leading westerly from Beckford Avenue to the residence of Ernest Dennis and beginning for the same at a point on said road where the land hereby conveyed joins the land of Carrie Dennis; thence running westerly by and with said road a distance of 80 feet to the reserved land of Doris M. Cohn and E. Herrman Cohn; thence running in a southerly direction by and with the reserved land of the said Doris M. Cohn and E. Herrman Cohn to the whole depth of the lot of land herein described and parallel with the fourth line of this description; thence running in an easterly direction to the land of Samuel Dennis; thence running in a northerly direction by and with the lands of Samuel Dennis and Carrie Dennis, a distance of 175 feet to the point of beginning on said road. The lot of land herein described being a part of No. 6 as laid down on a plat filed with a dead from Robert F. Brattan, et al, to James Jones recorded among the Land Records of Somerset County in Liber H.F.L. No. 5, folio 110, etc.; being the same and all the land which was conveyed unto Evelyn Tilghman by two deeds: (1) From Doris M Cohn and E. Herrman Cohn by deed dated August 5, 1949 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 148, folio 425, and (2) From Norman Tilghman, et ux, by deed dated June 3, 1955 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 174, folio 243.

Second: All that lot of parcel of land, situate as aforesaid, on the south side of the county road leading from Princess Anne to Revell's Neck, beginning on said county road at the northeast corner of the land of George Dennis, which is the northeast corner of the land herein described; thence in a southerly direction by and with the Dennis land to the land of Isaac King; thence in an easterly direction in a line parallel to the county road a distance of 40 feet to a stake; thence in a northerly direction in a line parallel to the Dennis land to a stake set up on the south side of the aforesaid county road; thence with the county road in a westerly direction 40 feet to the place of beginning, being the same land conveyed unto the said Martha Jones by Edgar A. Jones, Trustee, by deed dated April 11, 1951 and recorded among the Land Records of Somerset County in Liber B.L.B. No. 154, folio 198.

Third: All that "L" shaped lot or parcel of land, situate as aforesaid, on the south side of Hayman Lane in the neighborhood of Bowland's Hill shown on Tax Map 15 in Block 17 as Parcel 262, being bounded on the northwest by the land of Edward and Theresa Maddox (deed reference B.L.B. No. 139, folio 597), the west by the land of Oliver N. Jones (deed reference B.L.B. No. 151, folio 189) and on the east by the lands of Blanche Cherry and Woodland Jones (deed reference H.F.L. 11, folio 400), having a projected front footage of 175 feet; special reference being made to a plat by William F.W. Jones, Surveyor, dated February 1972 and recorded among the aforesaid Land Records in B.F.L. No. 6, folio

PRINCESS ANNE, MD., 1/6/ 19 77

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: Dec. 23, 30, 1976 Jan. 6, 1977

J. Bryan Boyd

Business Manager MARYLANDER and HERALD

LIBER 45 PAGE 799

ORDER NISI

No. 9875 Chancery
In The Circuit Court for
Somerset County, Maryland

The Somerset County Sanitary Commission

vs.

Somerset County Sanitary District, Inc., a body corporate of the State of Maryland

VS.

Mary E. Wilson, her heirs or assigns, Princess Anne, 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 seventy-six, that the sale of the property mentioned in these proceedings, made and reported by Alexander G. Jones, Trustee appointed by a decree of this Court to make said sale be ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of January, 1977, provided a copy of this order be inserted in some weekly newspaper printed in Somerset County, once in each of three successive weeks on or before the10 th day of January, 1977.

The report states the amount of sale to be $1,800.00.

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

TRUE COPY, TEST
I. Theodore Phoebus

12/23-12/30-1/6

The Somerset County Sanitary Commission, Acting for and on Behalf of Somerset County Sanitary District, Inc., a body corporate of the State of Maryland	*	NO. 9875 CHANCERY CASES
	*	IN THE CIRCUIT COURT FOR
	*	SOMERSET COUNTY
vs.		
	*	STATE OF MARYLAND
Mary E. Wilson, her heirs or assigns, Princess Anne, Somerset County, Maryland	*	IN EQUITY

FIRST AND FINAL AUDITOR'S REPORT

Logan C. Widdowson, Auditor, duly appointed by this Court, reports that he has made an examination of the proceedings in the above entitled cause and for them and the list of expenses furnished him therein, state the following Account:

Amount of Sale		$1800.00
Expenses, Costs and Fees:		
Clerk of Court	$115.00	
Marylander & Herald Advertising	58.33	
Order of Publication	60.00	
Order Nisi	25.00	
Fidelity & Deposit Co. Bond Premium	20.00	
Edwin B. Muir Auctioneer	25.00	
Karen Nelson Notary	4.00	
Somerset County Sanitary District, Inc.		
1973 Front Foot Assessment	131.20	
1974 Front Foot Assessment	123.21	
1975 Front Foot Assessment	115.22	
1976 Front Foot Assessment	95.63	
Trustee's Commission Per Rules	180.00	
Logan C. Widdowson Auditor	45.00	
Total Expenses, Costs, & Fees		$997.59
Balance of Funds to be Distributed		$802.41
Distribution to Mary E. Wilson, her heirs and assigns		

TAKE DUE NOTICE that this First and Final Auditor's Report in the above entitled cause was filed with the Clerk of the Circuit Court for Somerset County, State of Maryland.

LAW OFFICE
LOGAN C. WIDDOWSON
NORTH SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-2800

ALL EXCEPTIONS to said report must be filed within fifteen (15) days of the date of filing; if no exceptions are filed, the Account may be ratified.

YOUR AUDITOR hereby certifies that the Maryland Rules of Procedure have been complied with by mailing of the date of the filing of this Audit, notice of this report to the following parties by regular U.S. Mail, postage prepaid:

Alexander G. Jones, Esquire
Attorney for Somerset County Sanitary District, Inc.
S. Somerset Avenue
Princess Anne, Maryland 21853

Mary E. Wilson
Princess Anne
Maryland 21853

Date of Filing: February 4, 1977

Logan C. Widdowson
Auditor

LAW OFFICE
LOGAN C. WIDDOWSON
NORTH SOMERSET AVE.
PRINCESS ANNE, MD. 21853
651-3500

No. 9875 Chancery Case

ORDERED, by the Subscriber, Clerk of the Circuit Court for Somerset County, in Equity, this 7th day of February, 19 77, 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 22nd day of February, 19 77.

J. 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 24th day of February, 19 77, that the within Report of the Auditor be and the same is hereby finally Ratified and Confirmed.

J. Theodore Phoebus
CLERK

JONES & JONES
ATTORNEYS AT LAW
PRINCESS ANNE, MD. 21853

EDGAR A. JONES (1892-1972)
ALEXANDER G. JONES
CHARLES A. BRUCE, JR.

AREA CODE 301
TELEPHONE 651-2747

February 23, 1977

Clerk of the Circuit Court
for Somerset County
Princess Anne, Maryland 21853

Re: No. 9875 Chancery

Dear Sir:

The First and Final Audit Report in the above entitled proceeding indicated a surplus of $802.41 to be distributed "to Mary E. Wilson, her heirs and assigns". The said Mary E. Wilson is a non-resident of Somerset County. I am therefore submitting Jones & Jones Trustees Check No. 4993 payable to the Clerk of the Circuit Court for Somerset County in the amount of $802.41 to be held by the Clerk of Court subject to any claims which may be filed and approved by the Circuit Court for Somerset County.

Very truly yours,

Alexander G. Jones
Trustee in No. 9875 Chancery

AGJ:knt

Enclosure

MAR. 7 1978