(Equity Record)

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Maryland Sct.

At a Circuit Court for the Sixth Judicial Circuit of the State of Maryland. Begun and held at the Court House in the City of Westminster Carroll County, Maryland. on the 1st Monday in ~~March~~ being the 7 day of same month in the year of our Lord One thousand Nine hundred and Four

Present

Hon Wm. H. Thomas associate Judge

William N Wilson Esq Sheriff

David P Smelser Clerk

Among other were the following proceedings to wit.

Be it remembered that heretofore to wit. on the 15th day of September A.D. 1903. Milton Edward Myers by George L. Stocksdale Esq his attorney. Came into court sitting as a court of Equity. and filed his order to docket a case which appears in form and words as follows to wit:

Milton Edward Myers
Against Plaintiff
Elmer Daniel Myers,
William Addison Myers
Martha Catharine Myers
Herman Theodore Myers and
Emma Esther Myers Infants
Defendants

No 4077 Equity.
In the Circuit Court
for Carroll County
In Equity.
To the Honorable, the Judges of the Circuit Court for Carroll County.
Sitting as a Court of Equity.

Your Orator Complaining says:

First: That Daniel Shall late of Carroll County. Maryland. deceased. was in his life time seized and possessed of all those several parcels or pieces of land situate. lying and being in Carroll County. in the State of Maryland being part of that tract of land called the Resurvey on "Johns Lot" or part of "Otis". as appears by certified Copies of deeds thereof. and filed herewith, namely:

"A" All that piece or parcel of land containing 9 acres 3 roods and 15 square perches of land more or less. and being the same land which was conveyed by Henry Masters and wife to Daniel Shall by deed bearing date on the 1st day of April A.D. 1856 a certified copy thereof filed herewith marked exhibit "A"

"B" All that piece or parcel of land containing 19 square perches of land more or less. and being the same piece or parcel of land which was conveyed by Daniel Repmeter and wife to Daniel Shall by deed bearing date on the 30th day of September A.D. 1854. a certified copy by which deed is filed herewith marked exhibit "B"

"C" Also all that piece or parcel of land. part of a tract of land called "Otis." containing 12 acres. and 3 Rood of land more or less. and being the same land which was conveyed by Charles T Reifsnider unto Daniel Shall by deed bearing date on the 28th day of October A.D. 1885. a certified copy of which deed is filed herewith Masters Exhibit "C"

2nd That being so seized and possessed as aforesaid. the said Daniel Shall departed this life Intestate on or about the 7th day of January AD 1900 leaving surviving him his widow Catharine Shall.
3rd That the said Catharine Shall the surviving widow of the said intestate departed this life also in Carroll County. Maryland on or about the 6th day of September AD 1903
4th That the said Daniel Shall who departed this life as aforesaid left no child or children. but the following Grand Children. Lewis children of his deceased Daughter Selena Shall. who intermarried with Jonas D Myers. and who also departed this life Intestate in Carroll County. Maryland: and before that of her father. (Daniel Shall) on the 20th day of April AD 1899 And who left surviving her the following named Children viz: Your Orator Milton Edward Myers Elmer Daniel Myers. William Addison Myers Martha Catharine Myers Herman Theodore Myers and Emma Esther Myers. and all of whom are Infants. under the age of 21 years. except your Orator the said Milton Edward Myers. and all of whom are Complainant and Defendants in this Cause. and to whom all the Real estate of the said Daniel Shall deceased. in equal shares. as tenants in Common.
5th That the real estate described in exhibit "A" "B" "C" filed herewith as a part hereof. contains all the real estate of which the said Daniel Shall died seized and possessed. and which descended unto the Grand Children of the said Intestate. (the said Daniel Shall) share and share alike. and who hold the same as tenants in Common.
6. That all the real estate of which the said Daniel Shall died seized and possessed and which descended unto his said Grand Children as aforesaid as tenants in Common. cannot be divided amongst them without material loss and injury. to them. and especially to the infant defendants in this cause. But that it would be to the interest and advantage of all the parties interested. and especially to the infant defendants that all the real estate be sold by a decree of your Honorable. and that the funds arising from the sale thereof be divided amongst all the parties interest therein.
7th That all the real estate of which the said Daniel Shall died seized and possessed is worth about the sum of $1.000.00

To the end therefore,

"A" That the said real estate may be sold by a decree of your Honorable Court. and the proceeds thereof may be distributed amongst the parties interested therein. and entitled to the same
"B" And that your Orator may have such further and other relief as his case may require.
May it please your Honorable Court. to grant unto your Orator the writ of subpoena of the State of Maryland. directed to the said Elmer Daniel Myers. William Addison Myers Martha Catharine Myers Herman Theodore Myers and Emma Esther Myers. Infant defendants. in this cause. all residing in Carroll County Maryland. commanding them and each of them (obd). and appear either in person or by Solicitor in this Court. on or

before a certain day to be named therein. To show cause if any they or either of them have. Why a Decree ought not to be passed as prayed.
And as in duty bound he will ever pray &c.

George L. Gorsuch
Solicitor for complainant

1903 September 15th.

Exhibit A.

Exhibit A. is a certified copy of a Deed from Henry Myers & wife to Daniel Shaff. which is recorded in Liber J.H.G. No 98. folio 1847. one of the Land Records of Carroll County.

Exhibit B.

Exhibit B. is a certified copy of a Deed from Daniel Rinehart & wife to Daniel Shaff. which is recorded in Liber J.H.G. No 98 folio 1867. one of the Land Records of Carroll County.

Exhibit C.

Exhibit C. is a certified copy of a Deed from Charles T. Reifsnider Trustee to Daniel Shaff. which is recorded in Liber G.H.W. No 63 folio 340 &c. one of the Land Records of Carroll County.

Answer of Infant Defendant by Guardian Ad litem

Milton Edward Myers
Against Plaintiff
Elmer Daniel Myers and other
Defendants

No 4077 Equity
In the Circuit Court for Carroll County. In Equity.

To the Honorable. the Judges of said Court.

The joint and several answers of Elmer Daniel Myers William Addison Myers. Martha Catharine Myers. Herman Sherdon Myers and Emma Esther Myers. Defendants by Thomas A Haviland Guardian Ad litem. duly appointed by order of this Court. To the Bill of Complaint of Milton Edward Myers. against them in this cause exhibited.

These Defendants being Infants cannot admit any of the matters and things in said Bill alleged, and submit their rights thereunder. To the protection of this Court.

And as in duty bound &c.

Thomas A Haviland
Guardian Ad litem for above named Infant Defendants

Witness
George M. Zepp.

General Replication

Milton Edward Myers
Plaintiff
Against.
Elmer Daniel Myers and other
Defendants

No 4077 Equity
In the Circuit Court for Carroll County. In Equity.

The Plaintiff joins issue on the matters alleged in the Answer of Elmer Daniel Myers. William Addison Myers. Martha Catharine Myers. Herman Sherdon Myers. and Emma Esther Myers Infant Defendants in this cause so far as the same may be later to deny or avoid the allegations of the Bill.

Geo. L. Gorsuch
Solicitor for Plaintiff

1903 Sept 21st.

Agreement to submit for a Decree.

Milton E. Myers.
Plff.

Against.

Elmer D. Myers and others
Defts

In the Circuit Court for Carroll County.
In Equity.
No 4077 Equity

To the Honorable the Judges of said Court.

We hereby submit this cause for Decree.

Geo L. Stocksdale
Solr for Plaintiff
Thomas H Pearre
Guardian for all Infant Defendants.

1903. Oct 6th

Decree

Milton Edward Myers
Plff

Against

Elmer Daniel Myers et al
Defts

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4077 Equity.

The above cause standing ready for hearing and being submitted without argument the Bill. Answer and all other proceedings were by the Court read and considered.

It is thereupon this seventh day of October in the year Nineteen Hundred and Three. by the Circuit Court for Carroll County sitting as a Court of Equity. Adjudged Ordered and Decreed. That the Real Estate mentioned in these proceedings be sold. and that George L. Stocksdale of Carroll County Maryland be and he is hereby appointed Trustee to make said sale. and that the Terms and manner of his proceedings shall be as follows. He shall first file with the Clerk of this Court a Bond to the State of Maryland executed by himself and a surety or sureties to be approved by this Court. or by the Clerk thereof. in the penalty of Four thousand Dollars. conditioned for the faithful performance of the trust reposed in him by this Decree. or by any other or further Decree or Order in the premises. he shall then proceed to make the said sale. having given at least three weeks notice by advertisement inserted in some newspaper published in Carroll County. and by such other mode as he shall think proper of the time place. and terms of sale. which shall be as follows viz. One third part of the purchase money shall be paid by the purchaser or purchasers to the Trustee on the day of sale or upon the ratification thereof by this Court. and the residue shall be paid in two equal payments. the one to be paid in one year. and the other in two years from the day of sale with interest and to be secured by the note of the purchaser or purchasers with security to be approved of by the Trustee or at the option of the purchaser. and as soon as may be after each payment. after any such sale or sales the said Trustee shall return to this Court a full and particular account of his proceedings relative to such sale with an affidavit annexed of the truth thereof. and of the fairness of said sale. and on obtaining the Courts ratification of the said sale. and on the payment of the whole purchase money (and not before) the said Trustee shall. by a good and sufficient deed. to be executed. acknowledged and recorded according to law

agency of the Purchaser or Purchasers. his her or their heirs. the property and estate of them. her or them sold. free clear and discharged from all claims of the parties hereto. Complainant and Defendants and those claiming by. from or under them or either of them. And the said Trustee shall bring into this Court. the money arising from said sale. to be distributed under the direction of this Court. after deducting the cost of this suit the expenses of said sale. and such commission to the said Trustee as this Court shall think proper & allow. in consideration of the skill. attention and fidelity wherewith he shall appear to have discharged his trust.

And. H. Thomas

"Bond"

The Bond filed in this cause is recorded in Liber J.D.T.B. No 1 Folio 136 & end of the Land Records of Carroll County.

"Report of Sale"

Milton E Myers
Plaintiff
Against
Alice D Myers and others
Defendants

No 4077 Equity

In the Circuit Court for Carroll County.
In Equity.

To the Honorable, the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity:

The Report of Sale made by George L. Stocksdale Trustee appointed by the Decree passed in this cause states sale of the real estate therein mentioned. and therein fully described, respectfully shows,

That after giving Notice with security for the faithful discharge of his trust as required by said Decree. and giving notice of the time. place manner. and terms of sale by advertisement in the Democratic Advocate. a paper published in Carroll County. once a week for three successive weeks before the days of Sale. and by handbills extensively circulated throughout said County. your Trustee pursuant to said notice attended on the premises in Myers District on the 7th day of November A.D. 1903 at 11 o'clock A.M. and then and there proceeded to sell said property.

In the first place. your Trustee offered all those two parcels of land. lying contiguous to each other. containing 12 acres. 3 roods and 19 perches of land more or less. and withheld the bid for the same. In the next place your Trustee offered all that wood lot or parcel of land. containing 9 acres, 3 roods and 15 perches of land, more or less. and withheld the bid of that parcel. Your Trustee then offered the two parcels as one body of land. and there and then sold the same to Milton E. Myers of Carroll County Maryland. at and for the sum of $825.00 Dollars. Which the said pieces of land are the same pieces which were conveyed by Charles T Reindollar Trustee to Daniel Stull. by deed bearing date October 28th A.D. 1885. and recorded among the Land Records of Carroll County. and recorded in Liber G.A.M. No 63 folio 340 &c. And also the same pieces which were conveyed by Daniel Reindollar and wife to Daniel Stull by deed bearing date September 30th A.D. 1854 and recorded among the Land records of Carroll County. Maryland. in

Liber J.B.D. No 98. Folio ——— Your Trustee immediately thereafter offered the aforesaid lot. being a parcel of land containing 9 acres. 3 roods and 15 perches of land more or less and then and there sold the same to Milton E. Myers. Jr and for the sum of $30.00 per acre. making in the aggregate therefor. the sum of $295.31. That the aforesaid parcels of land were offered at public auction at the time and date aforesaid. and that the said Milton E Myers was the highest bidder for the same.

Your Trustee further report. that the said Milton E Myers the purchaser has signed the purchasers certificate of sale and has duly given to them good and sufficient promissory notes to your Trustee with approved security for the sum of $1.180.31. that the first note is drawn without interest. but that the second and third note for the sum of $373.43 each. are drawn with interest from date. and that each of said three notes are made payable to your Trustee on the 1st day of April A.D 1904. Your Trustee further report to your Honorable Court. that the purchaser informed your Trustee at the time and prior to the purchase of the property. that in the event he became purchaser of said property. that he must & pay the full purchase money for said property on the 1st day of April A.D 1904. and that he expects to in the mean of the purchase. that he was a cash purchaser of the property. and did not believe that he ought to be required to pay any interest on the purchase money. but that if second and third note called for interest and there should be due and owing on the same. the sum of $14.94 Your Trustee informed him. that he would report the same. and the Institute of the purchase. and leave the matter with your Honorable Court. whether or not. he should be required to pay any interest on the purchase money. Your Trustee further report. that the sale of these property was well attended. and that all persons bidders and purchasers had a fair opportunity to bid and purchase the property. which resulted by the said purchaser getting all the property as above reported.

All of which is respectfully submitted

George L. Stocksdale

Trustee.

State of Maryland, Carroll County. Sct:

I hereby certify that on this Eleventh day of November. A.D 1903. before me. the subscriber. a Justice of the Peace. of the State of Maryland. in and for Carroll County aforesaid. personally appeared George L. Stocksdale. Trustee named in the foregoing report of sale. and made oath in due form of law. that the matters. facts and things set forth in the said report are true as therein stated to the best of his knowledge and belief. and that the sales therein reported were bona fide and fairly made.

Sworn to before

Gustavus A. Crapster

Justice of the Peace

Order Nisi on Sale

Milton E Myers Plaintiff

against

Oliver D Myers and others Defendants

No 4077 Equity.

In the Circuit Court for Carroll County In Equity.

Ordered. this Eleventh day of November A.D 1903 that the sale of the property mentioned in these proceedings made and reported by George L. Stockdale Trustee. wherein Milton E Myers is Plaintiff & against Oliver D Myers and others are Defendants. be Ratified and Confirmed unless cause to the contrary thereof. be shown on or before the 15th day of December next. Provided a Copy of this order be inserted in some Newspaper published in Carroll County. once in — three successive weeks before the 8th day of December next.

The report states the amount of sales to be $1.120.3/

Jos H. Dellinger Clerk

Printers Certificate.

Westminster Md December 11 1903

We hereby certify that the annexed Order Nisi in Sale was published in each of three successive weeks prior to the 8th day of December 1903 in The Democratic Advocate. a newspaper published in Carroll County. Md.

Vandeford Bros.
Editors and Publishers

"Order of Court"

Milton E. Myers Plaintiff
Against.
Oliver D Myers and others
Defendants

No 4977 Equity
In the Circuit Court for
Carroll County
In Equity.

Ordered by the Circuit Court for Carroll County. sitting as a Court of Equity. this 21st day of December A.D 1903. That the sales made and reported by the Trustee aforesaid. be and the same are hereby finally Ratified and Confirmed. no cause to the contrary having been shown. although due notice appears to have been given as required by the order Nisi passed in this cause. and the Trustee is allowed the usual Commissions and such proper expenses as he shall produce vouchers for to the Auditor to whom this case is hereby referred.

W. N. Thomas

"Auditors Report"

Milton Edward Myers
Plaintiff
Vs
Oliver Daniel Myers et al
Defendants

In the Circuit Court for Carroll County. sitting as a Court of Equity.

No 4077 Equity.

To the Honorable. the Judges of the Circuit Court for Carroll County sitting as a Court of Equity

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed therein and therefrom stated the within account.

He first charged the Trustee with all the purchase money in his hands as shown by his report filed in this Cause November 11th 1903 and as shown by the order of your Honorable Court passed in this Cause on the 28th day of March 1904 on the Petition of Trustee and thereof allowed him his

Commissions and expenses and all cost proper to be allowed.
The balance then left to be distributed to the parties entitled thereto under these proceedings.

All of which is respectfully submitted

John M. Robert
Auditor

April 1st 1904

The Real Estate of Daniel Sholl, deceased intestate,
In Account with
George L. Stuckdale. Trustee.

Debtor

1903 November 7th By sale of Real Estate then made by Trustee at Public sale to Milton E. Myers as appears by his report filed in this cause November 6th 1903 amounting to the sum of

Amount of Sale $1120.31

$1120.31

"Credit"

By the Trustee for his commissions	$ 62.	81
By the Trustee to pay Vandeford Bros. for printing as per voucher No 1 filed	$ 17.	75
By the Trustee to pay William Warner. for auctioneering sale as per voucher No 2 filed.	$ 6.	00
By the Trustee to pay George L. Stuckdale Solicitor for professional services rendered. as per voucher No 3 filed	$ 55.	00
Cost of taking testimony		
By Michael E. Walsh Examiner	$ 8.	00
By Jonas D. Myers. a witness	$ 1.	75
By Christopher Schultz Eagle. a witness	$ 1.	75
By Milton E. Myers. a witness	$ 1.	75
Cost as taxed by Clerk		
By David J. Shuler. Clerk	$ 40.	00
By George L. Stuckdale. Solicitor appearance fee	$ 10.	00
By J. Albert Crawford. Sheriff.	$ 2.	25
By publication order Nisi on this account.	$ 1.	50
By Thomas A. Faulkerd. Guardian ad litem	$ 4.	00
By John M. Robert. Auditor. making examination of papers and stating this account and distribution	$ 13.	50
Amount of Expenses	$ 226.	06
Balance for distribution	$ 894.	25
Amount of Sales	$ 1120.	31

Balance for distribution brought forward and distributed as follows. to wit.

By Millon Edward Myers. a son of Selena Myers a deceased daughter of Daniel Sholl. deceased. intestate the sum of $149.02 1/6

To Oliver Daniel Myers. a son of Selena Myers deceased daughter of Daniel Shall. deceased intestate or the party entitled thereto the sum of =	$ 149	04/6		
To William Addison Myers. a son of Selena Myers. a deceased daughter of Daniel Shall. deceased. intestate or the party entitled thereto the sum of =	$ 149	04/6		
To Martha Catharine Myers, a daughter of Selena Myers a deceased daughter of Daniel Shall. deceased intestate or the party entitled thereto the sum of =	$ 149	04/6		
To Herman Theodore Myers a son of Selena Myers. a deceased daughter of Daniel Shall. deceased ~~daughter of Daniel Shall~~ intestate or the party entitled thereto the sum of =	$ 149	04/6		
To Emma Esther Myers a daughter of Selena Myers a deceased daughter of Daniel Shall. deceased intestate or the party entitled thereto the sum of	$ 149	04/6		
	$ 894	25	$ 894	25

Order Nisi on Audit.

Melton Edward Myers Plaintiff
vs
Oliver Daniel Myers, et al
Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4077 Equity.

Ordered this 1st day of April A.D. 1904. that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 18th day of April inst. Provided a copy of this order be inserted in some newspaper published in Carroll County once in each of three successive weeks before the said 18th day of April inst.

David T. Smelser Clerk

Printer's Certificate

Westminster Md April 15th 1904

We hereby certify that the annexed Order Nisi on Audit was published for the successive weeks, prior to the 18th day of April 1904. in The Democratic Advocate. a newspaper published in Carroll County Md

Vandeford Bros.
Editors and Publishers

Order of Court.

Ordered this 19th Day of April in the year Nineteen Hundred and Four. by the Circuit Court for Carroll County. Maryland. sitting as a Court of Equity that the foregoing account of the Auditor filed in this Cause. be and the same is hereby finally Ratified and Confirmed. No cause to the Contrary thereof appearing: Although notice appears to have been given in accordance with the preceding Order Nisi. The Trustee is hereby directed to pay over the trust funds in his hands in accordance with the foregoing account.

Wm. H. Thomas

Recorded & Fd
per David T. Smelser Clerk.

Maryland Sct.

At a Circuit for the fifth Judicial Circuit of the State of Maryland, begun and held at the Court House in the City of Westminster Carroll County Maryland, on the 1st Monday of March it being the — day of same month in the year One Thousand Nine hundred and four.

Were Present.

Hon Wm H Thomas Associate Judge

Wm H Wilson Esq Sheriff

David P. Smelser Clerk.

Among others were the following proceedings to wit:

Be it remembered that heretofore to wit on 2nd day of Dec A.D 1903. Daniel Harlock by Jos D. Brooks his attorney, comes here into Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words as follows to wit:

Daniel Harlock. Plaintiff

vs

Sarah. A Harlock widow
Lot. Harlock. Sarah. E. Slothower
Joseph H. Husbamm. Samuel. A Husbamm
Sarah. E. Warner Alice Baker and
John W. Baker her husband
Margaret. E. Myerly and
James. T. Myerly her husband
Martha J. Engle and
Milton J. Engle her husband
Albert Harlock Joseph L. Harlock
John E. Harlock. William Harlock
Annie Clabaugh and — Clabaugh her husband.
Alice Barrick and — Barrick her husband
Lillian Burke and — Burke her husband
Mollie Metzgar and Benjamin Metzgar her
husband. Edward Harlock
Mrs E. B. Dabney and
E. B. Dabney her husband
Priscilla A. Gilbert and
Wm Gilbert her husband
Elizabeth J. Harlock

Defendants

No 4101 Equity
In the Circuit
Court for Carroll
County
in Equity
To the Honorable
Judges of the
Circuit Court
for Carroll
County sitting
as a Court
of Equity

To the Honorable the Judges of said Court.

The bill of complaint of Daniel Harlock of Howard County in the State of Maryland humbly complaining respectfully shows unto your Honors.

1. That John Harlock late of Carroll County.

deceased departed this life on the 22nd day of January 1903. intestate seized and possessed of Valuable Real Estate situated in Union Bridge Carroll County Maryland. which said Real Estate is fully described in Exhibit A & B. herewith filed as part of this Bill of Complaint which together with all other Exhibits your Orator prays may be taken and considered as part of this bill of complaint.

2. That the said John Harbaugh deceased left surviving him a widow named Sarah A. Harbaugh residing in Frederick County Maryland. and the following brothers and sisters and the childrn of deceased brothers and sisters, who are his next of kin and only heirs at law, to whom the said Real Estate descended as tenants in commons. and all of whom are adults. above the age of twenty-one years. and all of whom reside as follows. to wit.

Lot Harbaugh a brother residing in Frederick County Maryland. Sarah E. Slothower a sister and a widow residing in the State of Illinois. David Harbaugh a brother (your Orator) residing in Howard County Maryland. The following children of Mary Husbaugh a deceased sister, who predeceased said John Harbaugh deceased to wit. Joseph H Husbaugh residing in Frederick County Maryland. Samuel A Husbaugh residing in Frederick County Maryland. Sarah E. Harner residing in Carroll County Maryland Alice Baker intermarried with John W. Baker residing in Frederick County Maryland. Margaret E Myerly intermarried with James F. Myerly residing in Carroll County Maryland and Martha Fleagle intermarried with Milton Fleagle residing in Frederick County Maryland. Also the following children of Asbury Harbaugh a deceased brother of intestate who predeceased intestate to wit. Albert Harbaugh residing in the State of Iowa Joseph L. Harbaugh residing in Frederick County Maryland. John E. Harbaugh residing in Carroll County Maryland. William Harbaugh residing in Baltimore City Maryland. Anna Clabaugh intermarried with — Clabaugh residing in Frederick County Maryland Alice Barnick intermarried with — Barnick residing in Carroll County Maryland. Lillian Burtle intermarried with — Burtle residing in Montgomery County Maryland Mollie Metzgar intermarried

with Benjamin Metzgar residing in Baltimore County Maryland. Also the following children of Abner Hartsock deceased brother of intestate who predeceased intestate to wit: Edward Hartsock residing in the State of Missouri and Mrs E.R. Dabney intermarried with E.B. Dabney residing in the State of Missouri. Also the following children of Andrew Hartsock a deceased brother of intestate who predeceased intestate to wit: Priscilla A. Gilbert intermarried with —— Gilbert residing in the State of Wisconsin, and Elizabeth J. Hartsock residing in the State of California.

3rd That said Real Estate which consists of three Houses and lots in Union Bridge as aforesaid, cannot be divided among said widow and heirs at Law, without loss and injury to the parties interested, and it would be to the best interest of all the parties both Complainants and defendants to have the land sold and the proceeds divided among the parties entitled thereto according to their respective rights and interest.

To the end therefore,

(a) That a decree may be passed by your Honorable Court for the sale of the real Estate mentioned in these proceedings (b) That your Orator may have such other and further relief as his case may require. May it please your Honors to grant unto your Orator the writ of Subpoena directed to the said Sarah A. Hartsock, widow of said intestate, Lot Hartsock, Joseph W Husbands Samuel A. Husbands, Alice Baker and John W Baker her husband, Martha Flaugle and Milton Flaugle her husband Joseph L. Hartsock, Anna Clabaugh and —— Clabaugh her husband residing in Frederick County Maryland to Sarah E. Horner Margaret E. Myerly and James T. Myerly her husband John E. Hartsock, Alice Barrick and —— Barrick her husband residing in Carroll County Maryland to William Hartsock residing in Baltimore City Maryland to Mollie Metzgar, and Benjamin Metzgar her husband residing in Baltimore County Maryland to Lillian Burke and —— Burke her husband residing in Montgomery County Maryland commanding them and each of them to be and appear in this Court in person or by solicitor on or before

a certain day to be therein named, to wit, on the first Monday of January 1904, to answer the premises and abide by and perform such decree as may be passed therein. And also grant unto your Orator, the order of publication against Sarah E. Slothower residing in the State of Illinois Albert Harlstock residing in the State of Iowa, Edward Harlstock Mrs E.B. Dabney and E.B. Dabney her husband residing in the State of Missouri Priscilla A. Gilbert and — Gilbert her husband residing in the State of Wisconsin and Elizabeth Hartstock residing in the State of California all of whom are non residents of the State of Maryland, giving them notice of the object and substance of this Bill of Complaint and warning them to brand appear in this Court in person or by Solicitor on or before a certain day to be therein named. To answer the premises and abide by and perform such decree as may be passed therein.

And as is duly bound.

Joseph D. Brooks Solicitor for Plaintiff.

Exhibit A.

Exhibit A. is a Certified copy of a Deed from Albert L. Beard & wife to John Hartstock which is Recorded in Liber. F.T.S. No 47 folio 123 &c one of the Land Records of Carroll County

Exhibit B.

Exhibit B. is a Certified Copy of a Deed from Eberland Anders to John Harlstock. which is Recorded in Liber F.T.S. No 60 folio 168 &c one of the Land Records of Carroll County

Answer of Mollie R. Melzgar & Benjamin Melzgar.

Daniel Harlstock
vs
Sarah. O. Harlstock
widow
Lott Harlstock Etal

No 4101 Equity
In the Circuit Court for
Carroll County sitting
as a Court of Equity

The answer of Mollie R Melzgar and Benjamin Melzgar her husband to the Bill of complaint of Daniel Harlstock against them in this Court exhibited respectfully sheweth. These respondents admit the matters and things to be true as stated in said Bill of Complaint. and hereby consent to the passage of an immediate decree for the Sale of said land mentioned in the above

Proceedings. Having answered said Bill of Complaint these respondents pray to be hence dismissed with their reasonable costs in their behalf incurred.

Benjamin F. Melzgar
Mollie R. Melzgar

Answer of Curtis A Dabney. Ellis B. Dabney his husband

Daniel Harlock
vs.
Sarah A. Harlock widow
Lott Harlock Et al

No 4101 Equity
In the Circuit Court for
Carroll County sitting
as a Court of Equity

The answer of Curtis A. Dabney and E. B. Dabney her husband to the Bill of Complaint of Daniel Harlock against them in this Court exhibited respectfully represents. That Respondents admits the matters and things alleged in said Bill of Complaint to be true as therein alleged, and hereby consents to the immediate passage of a decree for the sale of the land mentioned in these proceedings. Having answered said Bill of Complaint these Respondents pray to be hence dismissed with their Reasonable costs and charges in their behalf incurred

Curtis A Dabney
Ellis. B. Dabney

Answer of William J. Harlock & wife

Daniel Harlock
vs
Sarah A. Harlock widow
Lott Harlock Et al

No 4101. Equity
In the Circuit Court
for Carroll County sitting
as a court of Equity

The answer of William J. Harlock to the Bill of Complaint of Daniel Harlock against him in this Court Exhibited respectfully represents. This respondent admits the matters and things alleged in said Bill of Complaint to be true as therein alleged and hereby consents to the passage of an immediate decree for the Sale of the land described in the above proceedings. Having answered said Bill of Complaint this respondent prays to be hence dismissed with his reasonable costs and charges in his behalf incurred.

William J. Harlock
Eunice Harlock

Answer of Elizabeth J. Harlock

Daniel Harlock
vs
Sarah A. Harlock
Widow
Lott Harlock Etal

No 4101. Equity.
In the Circuit Court for
Carroll County Sitting
as a Court of Equity

The answer of Elizabeth J. Harlock to the Bill of Complaint of Daniel Harlock against her in this Court Exhibited respectfully represents.

This Respondent admits the matters and things alleged in said Bill of Complaint to be true as therein set forth, and hereby consents to the immediate passage of a decree for the sale of the land mentioned in these proceedings. This Respondent having answered said Bill of Complaint prays to be hence dismissed with her reasonable costs and charges in this behalf incurred.

Elizabeth J. Harlock

Answer of Edward Harlock &c to Bill &c

Daniel Harlock
vs
Sarah A. Harlock
Widow
Lott Harlock Etal

No 4101. Equity
In the Circuit Court
for Carroll County sitting
as a Court of Equity

The answer of Edward Harlock to the Bill of Complaint of Daniel Harlock against him Exhibited respectfully represents. This Respondent admits the matters and things alleged in said Bill of complainant to be true, as therein stated, and hereby consents to the immediate passage of a decree for the Sale of the land mentioned in the above proceedings. Having answered said Bill of Complaint this respondent prays to be dismissed with his reasonable cost and charges in this behalf incurred.

Edward Harlock
Nellie E. Harlock

Answer of Sarah E. Slothower &c

Daniel Harlock
vs
Sarah A. Harlock
Widow
Lott Harlock Et al

No 4101 Equity
In the Circuit Court for
Carroll County sitting
as a Court of Equity

The answer of Sarah E. Slothower to the Bill of Complaint of Daniel Harlock against her

in this Court Exhibited respectfully represents. That Respondent admits the matters and things alleged in said Bill of Complaint to be true as therein stated and hereby consents to the passage of an immediate decree for the sale of the land mentioned in the above proceedings. Having answered said Bill of Complaint this Respondent begs to be hence dismissed with her reasonable costs in this behalf incurred.

Consent of B.R. Hartsock
Daniel Hartsock
vs
Sarah A Hartsock
Widow
Lott Hartsocks Etal

Sarah E Slothower
wife of Daniel Hartsock
No 4101 Equity
In the Circuit Court for
Carroll County sitting
as a Court of Equity

I B.R. Hartsock wife of Daniel Hartsock brother of John Hartsock late of Carroll County deceased do hereby waive all potential right of dower I may have in the land described in the above proceedings and hereby consent to the passage of a decree for the sale of the said land free and clear of any potential dower I may or could have in the same, should my said husband die before the conversion of the said land into money leaving me as his widow I hereby consent to accept in lieu of my dower in said land such sum of money as I may be entitled to under the laws of Maryland

Barbara R. Hartsock
(husband)

Answer of Annie Clabaugh
Daniel Hartsock.
vs
Sarah A. Hartsock Etal

No 4101 Equity
In the Circuit Court for
Carroll County sitting as
a Court of Equity.

The answer of Annie Clabaugh and William Clabaugh her husband to the Bill of Complaint of Daniel Hartsock against them in this Court Exhibited respectfully represents. That Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the passage of an immediate decree for the sale of the Real Estate mentioned in these proceedings. That Respondents having answered said Bill of Complaint beg to be hence dismissed with their reasonable costs and charges in this

behalf incurred

Annie Clabaugh
William. Clabaugh & Consent of wife.

Answer of Joseph. L. Harlsock
Daniel Harlsock
vs
Sarah. A. Harlsock & Etal

No 4101. Equity.
In the Circuit Court for
Carroll County sitting as a
Court of Equity.

The answer of Joseph. L. Harlsock to the Bill of Complaint of Daniel Harlsock. against him in this Court Exhibited respectfully represents. This respondent admits the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consents to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings This respondent having answered said Bill of Complaint hopes to be hence dismissed with his reasonable costs and charges in this behalf incurred

Joseph L. Harlsock.

I Sallie Harlsock wife of Joseph. L. Harlsock one of the defendants in the above entitled cause do hereby waive all potential dower I may have in the Real Estate mentioned in the above proceedings and hereby consent to the passage of an immediate decree for the Sale thereof

Sallie Harlsock.

Answers of John W Nusbaum. Samuel A Nusbaum Alice Baker. Martha Fleagle Milton Fleagle her husband. & Consent of Deborah Nusbaum wife of Samuel A. Nusbaum.

Daniel Harlsock
vs
Sarah. A. Harlsock & Etal

No 4101 Equity.
In the Circuit Court for
Carroll County sitting
as a Court of Equity

The joint and separate answer of John. W. Nusbaum Samuel A Nusbaum. Alice Baker and John. W. Baker her husband. Martha Fleagle and Milton Fleagle his husband to the Bill of Complaint of Daniel Harlsock against them in this Court exhibited respectfully Represents. 1. These respondents admit the matters and things alleged in said Bill of complaint to be true as therein set forth and hereby consent to the immediate passage of a decree for the sale of the Real Estate mentioned in these proceedings. 2. These Respondents having answered said Bill of Complaint hope to be hence dismissed with

their reasonable costs and charges in this behalf incurred

J. H. Husbaum
Samuel A. Husbaum
Martha A. Fleagle
Milton A. Fleagle
Alice Baker

I Deborah Husbaum wife of Samuel Husbaum one of the defendants in the above entitled cause do hereby waive all potential dower I may have in the Real Estate mentioned in the above proceedings and hereby consent to the passage of an immediate decree for the sale thereof

Deborah Husbaum.

Answer of Sarah E. Warner.

Daniel Harlock
vs
Sarah A. Harlock Etal

No 4101 Equity
In the Circuit Court for
Carroll County sitting as
a Court of Equity

The answer of Sarah E Warner to the Bill of Complaint of Daniel Harlock against her in this Court Exhibited respectfully represents.

1. This Respondent admits the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the immediate passage of a decree for the sale of the Real Estate mentioned in these proceedings.

2. This Respondent having answered said Bill of Complaint begs to be hence dismissed with her reasonable costs and charges in this behalf incurred

Sarah E. Warner.

Answer of Lillian Burke et husband

Daniel Harlock
vs
Sarah A. Harlock Etal

No 4101 Equity
In the Circuit Court for
Carroll County sitting
as a Court of Equity

The answer of Lillian Burke and — Burke her husband to the Bill of Complaint of Daniel Harlock against them in this Court Exhibited respectfully represents: 1. These Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings. 2. These Respondents having answered said Bill of Complaint beg to be hence dismissed with their reasonable costs and charges in

this behalf incurred

Lillian Burke
Franklin G. Burke
Sarah E. Slothower
No 4101 Equity
In the Circuit Court for
Carroll County sitting as
a Court of Equity

Amended Answer of
Daniel Hartsock
Vs
Sarah A. Hartsock Etal

The answer of Sarah E. Slothower to the Bill of Complaint of Daniel Hartsock against her in this Court Exhibited respectfully represents. 1. This Respondent admits the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consents to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings. 2. This Respondent having answered said Bill of Complaint hopes to be dismissed with her reasonable costs and charges in this behalf incurred

Sarah E. Slothower

State of Illinois Ogle County to wit:
I hereby certify that on this 5th day of January 1904 before me the subscriber a Notary Public of the State of Illinois in and for Ogle County personally appeared Sarah E. Slothower and acknowledged the foregoing answer to be her act. and the signature attached thereto to be her true and genuine signature

Witness my hand and Notarial Seal on this 5th day of January A.D. 1904

Harry Tyler Notary Public

Amended Answer of
Daniel Hartsock
Vs.
Sarah A. Hartsock Etal

Gertie A. Dabney Husband.
No 4101 Equity
In the Circuit Court for
Carroll County sitting as
a Court of Equity.

The answer of Gertie A. Dabney and Ellis B. Dabney her husband to the Bill of Complaint of Daniel Hartsock against them in this Court Exhibited respectfully represents. 1. That Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consents to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings. 2. That Respondents having answered said Bill of Complaint hope to be hence dismissed with their reasonable costs and charges in their

behalf incurred.

Gertie A. Dabney
Ellis B. Dabney

State of Missouri County of Linn ss:
I Shenby certify that on this 4th day of January, 1904 before me the subscriber a Notary Public of the State of Missouri in and for the County of Linn personally appear Gertie A. Dabney and Ellis B Dabney her husband and did each acknowledge the aforegoing answers to be their respective act and the signatures attached thereto to be their genuine signatures.

(Seal Place) Witness my hand and Notarial seal.

Charles H. Jones
Notary Public

Commission Expires July 8-1905.

Answer of Albert H. Harstock.

Daniel Harstock
vs
Sarah A. Harstock Et al

No 4101. Equity
In the Circuit Court for Carroll County sitting as a Court of Equity.

The answer of Albert H. Harstock to the Bill of Complaint of Daniel Harstock against her in this Court Exhibited respectfully represents.

1. This Respondent admits the matters and things alleged in said Bill of Complaint to be true as herein set forth and hereby consents to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings.

2. This respondent having answered said Bill of Complaint prays to be hence dismissed with his reasonable costs and charges in this behalf incurred.

Albert H. Harstock

State of Iowa County of Monona ss:
I Shenby certify that on this 3rd day of January 1904. before me the subscriber a Notary Public of the State of Iowa in and for the County of Monona, personally appeared Albert H. Harstock and acknowledged the forgoing answer to be his act and the signature attached thereto to be his true and genuine signature.

Witness my hand and Notarial Seal at Soldier Iowa this 3rd day of January 1904.

(Seal Place)

G. L. Harold
Notary Public.

Answer of Priscilla A. Gilbert & Wm M. Gilbert her husband.

Daniel Hartsock vs Sarah A. Hartsock } No 4101 Equity. In the Circuit Court for Carroll County sitting as a Court of Equity.

The joint and separate answer of Priscilla A. Gilbert and William M. Gilbert her husband to the Bill of Complaint of Daniel Hartsock against them in this Court Exhibited respectfully Represents. 1. That Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth, and hereby consent to the immediate passage of a decree for the sale of the Real Estate mentioned in these proceedings. 2. That Respondents having answered said Bill of Complaint pray to be hence dismissed with their reasonable costs and charges in this behalf incurred

Priscilla A. Gilbert.
William M. Gilbert.

State of Wisconsin County of Winnebago. ss. I hereby certify that on this Eighth day of January 1904. before me the subscriber a Notary Public of the State of Wisconsin in and for the County of Winnebago personally appeared Priscilla A. Gilbert and William M Gilbert her husband and did each acknowledge the foregoing answer to be their respective act and at the same time did each acknowledge the signature to be their respective true and genuine signature

Witness my hand and Notarial Seal.
(Seal) (Place)
E. H. Utt. Notary Public
My commission Expires June 16-1907.

Amended Answer of Wm J Hartsock & wife.

Daniel Hartsock vs Lott Hartsock Etal } No 4101 In the Circuit Court for Carroll County sitting as a Court of Equity.

The answer of William J. Hartsock and Minnie Hartsock. his wife to the Bill of Complaint of Daniel Hartsock against them in this Court Exhibited respectfully represents. 1. These Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the immediate passage of a decree for the sale

Sale of the Real Estate mentioned in these proceedings 3. These Respondents having answered said Bill of Complaint pray to be hence dismissed with their reasonable costs and charges in this behalf incurred

William D. Harlock.
Eunice Harlock.

State of Washington County of Spokane ss:
I hereby certify that on this 5th day of January 1904 before me the subscriber a Notary Public of the State of Washington in and for the County of Spokane personally appeared William D. Harlock and Eunice Harlock his wife and did each acknowledge the aforegoing answers to be their act and the signatures attached thereto as their true and genuine signature

In witness my hand and Notarial Seal this
Seals 5th day of January 1904.
Place

J. B. Gilbert Notary Public
Rockford Wash

Answer of Margant. E. Myerly. James Myerly her husband

Daniel Harlock
vs
Sarah A. Harlock Etal

No 4101. Equity
In the Circuit Court
for Carroll County sitting
as a Court of Equity.

The answer of Margant. E. Myerly and James Myerly her husband to the Bill of Complaint of Daniel Harlock against them in this Court Exhibited respectfully represents. 1. These Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings. 2. These Respondents having answered said Bill of Complaint pray to be hence dismissed with their reasonable cost and charges in this behalf incurred.

Margant. E. Myerly.
James. Myerly.

Amended Answer of Edward Harlock Nellie E. Harlock his wife.

Daniel Harlock
vs
Sarah A. Harlock Etal

No 4101. Equity
In the Circuit Court
for Carroll County
sitting as a Court of Equity.

The answer of Edward Harlock and Nellie E.

Harlock his wife to the Bill of Complaint of Daniel Harlock against them in this Court exhibited respectfully represents: 1. That Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the passage of an immediate decree for the Sale of the Real Estate mentioned in these proceedings. 2. That Respondents having answered said Bill of Complaint pray to be hence dismissed with their reasonable costs and charges in this behalf incurred

Edward Harlock
Nellie E. Harlock

State of Illinois City of Chicago. } ss.

I hereby certify that on this 7th day of January 1904 before me the subscriber a Notary Public of the State of Illinois in and for the City of Chicago, personally came Edward Harlock and Nellie E. Harlock his wife and did each acknowledge the aforegoing answer to be their respective act and the signature attached thereto to be their genuine signature.

Witness my hand and Notarial Seal this 7th day of January 1904.

(Seals Place)

William H. Giesecke Notary Public

My commission Expiring January 29th 1904

Answer of John W. Baker.

Daniel Harlock
vs
Sarah A. Harlock (Widow) Lott Harlocks et al

No 41104. Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

The answer of John W. Baker husband of Alice Baker to the Bill of Complaint of Daniel Harlock against him in this Court Exhibited respectfully represents: 1. This Respondent admits the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consents to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings. 2. This Respondent having answered said Bill of Complaint prays to be hence dismissed with his reasonable costs and charges in this behalf incurred.

John W. Baker.

Amended answer of Elizabeth J. Harlock.

Daniel Harlock
vs.
Sarah A. Harlock

No 41101. Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

The answer of Elizabeth J. Harlock to the Bill of Complaint of Daniel Harlock against her in this Court Exhibited respectfully represents. 1. This Respondent admits the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consents to the immediate passage of a Decree for the Sale of the Real Estate mentioned in these proceedings. 2. This Respondent having answered said Bill of Complaint prays to be hence dismissed with her reasonable costs and charges in this behalf incurred

Elizabeth. J. Harlock.

State of California City of San Francisco ss. wit.
I hereby certify that on this Ninth day of January 1904. before me the subscriber a Notary Public of the State of California in and for the City and County of San Francisco personally appeared Elizabeth. J. Harlock and acknowledged the answer to be her act and deed and the signature attached thereto to be her true and genuine signature.

Witness my hand and Notarial Seal.

(Seal) (Place)

James. M. Ellis. Notary Public In and for the City and County of San Francisco State of California.

Answer of Lott. Harlock wife

Daniel Harlock vs Sarah A. Harlock (Widow) Lott Harlock Etal

No 4101. Equity. In the Circuit Court for Carroll County sitting as a Court of Equity.

The joint and separate answer of Lott Harlock and Ann. E. Harlock his wife to the Bill of Complaint of Daniel Harlock against them in this Court Exhibited Respectfully Represents. 1. These Respondents admit the Matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the sale of the Real Estate mentioned in these proceedings. 2. That Respondents having answered said Bill of Complaint beg to be hence dismissed with their reasonable costs and charges in this behalf incurred

Lott Harlock
Ann. E. Harlock.

25 x 10

32 x 10

25 x 10

Answer of John. E. Hasbrook and waiver of dower by wife

Daniel Hasbrook
vs
Sarah. A. Hasbrook Etal

No 4101 Equity
In the Circuit Court for Carroll County, sitting as a Court of Equity.

The answer of John. E. Hasbrook to the Bill of Complaint of Daniel Hasbrook against him in this Court Exhibited Respectfully represents. 1." This Respondent admits the matter and things alleged in the Bill of Complaint to be true as therein set forth and hereby consents to the passage of an immediate decree for the sale of the Real Estate therein mentioned. 2. This Respondent having answered said Bill of Complaint prays to be hence dismissed with his reasonable costs and charges in this behalf incurred.

John. E. Hasbrook.

I Winnie Hasbrook wife of John. E. Hasbrook one of the defendants in the above Entitled cause do hereby waive all potential dower & any right in the Real Estate mentioned in the above proceedings and hereby consent to the passage of an immediate decree for the Sale thereof.

Winnie. D. Hasbrook.

Answer of Alice Barrick & husband.

Daniel Hasbrook
vs
Sarah. A. Hasbrook Etal

No 4101- Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

The answer of Alice Barrick and James. I. Barrick her husband to the Bill of Complaint of Daniel Hasbrook against them in this Court Exhibited Respectfully Represent. 1." These Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the passage of immediate decree for the sale of the Real Estate mentioned in these proceedings. 2. These Respondents having answered said Bill of Complaint by to be hence dismissed with their reasonable costs and charges in this behalf incurred

Mrs Alice M Barrick
James I. Barrick

Decree

Daniel Hasbrook
vs
Sarah. A. Hasbrook (widow) Lottie Hasbrook. Et al

In the Circuit Court for Carroll County Sitting as a Court of Equity. No 4101.

The above cause standing ready for hearing and being submitted by Solicitor for Compl't on the bill and answers and all other proceedings seen by the Court, read and considered, It is thereupon this 19th day of January in the year Nineteen Hundred and four by the Circuit Court for Carroll County, sitting as a Court of Equity. Adjudged, Ordered and decreed that the Real Estate mentioned in these proceedings be sold, for the purposes mentioned in the Bill subject to the dower of Sarah A. Warfield Widow of John Warfield deceased and that Daniel Warfield of Howard County, Maryland, be and he is hereby appointed Trustee to make sale, and that the course and manner of his proceedings shall be as follows, he shall first file with the Clerk of this Court a Bond to the State of Maryland Executed by himself and a surety or sureties to be approved by this Court, or by the Clerk thereof in the penalty of Ten Thousand Dollars, conditioned for the faithful performance of the trust reposed in him by this decree, or to be reposed in him by any future Decree or order in the premises, he shall then proceed to make the said Sale, having given at least three weeks notice by advertisement inserted in some News-Paper published in Carroll County, and by such other mode as he shall think proper, of the time, place, and terms of Sale which shall be as follows, to wit, One third part of the purchase money shall be paid by the purchaser or purchasers to the Trustee, on the day of Sale, or upon the ratification thereof by this Court, and the residue shall be paid in two Equal payments the one to be paid in six Months and the other in twelve Months from the day of Sale with interest and to be secured by the notes of the purchaser or purchasers with security to be approved by the Trustee, or all cash at option of purchaser, and as soon as may be convenient after any such sale or sales the said Trustee shall return to this Court a full and particular account of his proceedings relative to such sale, with an affidavit annexed of the truth thereof and of the fairness of said sale, and on obtaining the Court's ratification of the sale, and on the payment of the whole purchase money (and not before) the said 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 and discharged from all claim of the parties hereto, Complainant and Defendants and those claiming by, from or under them, or either of them, And the said Trustee shall bring into this Court the money arising from said Sale, to be distributed under the direction of this Court, after deducting the costs of this suit, the expenses of said sale, and such commission to the said Trustee, as this Court shall think proper to allow, in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust

Wm. G. Thomas

Bond.

The Bond filed in this cause is Recorded in Liber No. 1. Folio 173 &c J. H. B. one of the Bond Records of Carroll County.

Report of Sale

Daniel Harlock
vs.
Sarah A. Harlock (Widow) Etal

No 4101 Equity
In the Circuit Court for
Carroll County, sitting as
a Court of Equity.

To The Honorable the Judges of the said Court.

The Report of Sale of Daniel Harlock by Trustee in the above entitled cause Respectfully represents.

1. That by virtue of the authority of the Decree passed in this cause your Trustee advertised the Real Estate of John Harlock late of Carroll County deceased at public sale to the highest bidder upon the terms prescribed in the Decree passed in this cause, in the Pilot a News Paper published in Union Bridge Carroll County Maryland and also in the Carroll Record a newspaper published in Taneytown Carroll County Maryland for more than twenty days, and for three success ive weeks before the Sale, and after giving Bond to the State of Maryland for the faithful performance of his trust & your Trustee attended at the premises situated in Union Bridge Carroll County Maryland on Thursday the 3rd day of March 1904 at 10 O'clock A.M. and then and there sold the same according to the plat of said land herewith filed as part of this report and marked Exhibit No. 1. as follows.

Lot. A. to Henry F. Hoop of Johnsville Frederick County Maryland, at and for the sum of

Two Hundred and Forty Five Dollars ($245.00) Cash he being there and there the highest bidder therefor. Your Trustee next offered Lot B. and there and there sold the same to Joseph Ingallas of Union Bridge Maryland at and for the sum of Two Hundred and Five Dollars ($205.00) upon the terms prescribed in said decree Your Trustee further reports that before the sale Clayton R. Devilbiss Trustee and committee of Sarah Hartsock widow announced publicly through his Attorney Charles O. Clemson Esq. that he was authorized by your Honorable Court to join with the Trustee in the execution of the deeds for said Lots, and said Lots were sold with that understanding. Total amount of Sale - $575.00 All of which is Respectfully submitted.

Daniel Hartsock, Trustee.

State of Maryland Carroll County to wit:

I Hereby certify that on this 3rd day of March 1904 before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Daniel Hartsock Trustee and made oath in due form of Law that the matters and things alleged in the above report of sale are true and correct as therein set forth and that the sale therein reported was fairly and bona fide made

Wm. J. Crabbs J.P.

Daniel Hartsock
vs.
Sarah A. Hartsock
Widow & Etal

No 4101 Equity.
In the Circuit Court for
Carroll County sitting as
a Court of Equity.

Ordered this 4th day of March 1904. by the Circuit Court for Carroll County sitting as a Court of Equity that the Sale of the Real Estate mentioned in these proceedings made by Daniel Hartsock Trustee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 4th day of April next provided a copy of this order be published in some Newspaper printed and

Published in Carroll County Maryland for three successive weeks before the 28th day of March inst
The Report states the amount of sales to be $5775.00

NB Printers Certificate Recorded below

Daniel Harbaugh
vs
Sarah A. Harbaugh
Widow & Etal

David F. Smelser, Clerk.
No 4101, Equity.
In the Circuit Court for
Carroll County sitting as
a Court of Equity.

Ordered this 7th day of April 1904. by the Circuit Court
for Carroll County sitting as a Court of Equity, that
the Sale of the Real Estate mentioned in these Proceedings made and Reported to this Court by Daniel
Harbaugh Trustee in the above entitled cause be
and the same is hereby finally ratified and
confirmed no cause to the contrary thereof having
been shown, although due Notice appears to have
been given as appears from the Printers certificate
herewith filed, and the cause is hereby referred
to the Auditor of this Court to state an account of
Funds in the hands of the said Trustee, allowing
the Trustee the usual commission and such proper
costs and Expenses as he shall produce Vouchers for
and the said Trustee is hereby authorized to
accept from Joseph Ingalls one of the Purchasers
the whole of the Purchase money for the property
Purchased by him

Wm. F. Thomas.

Printers Certificate.

Union Bridge March 29th 1904.

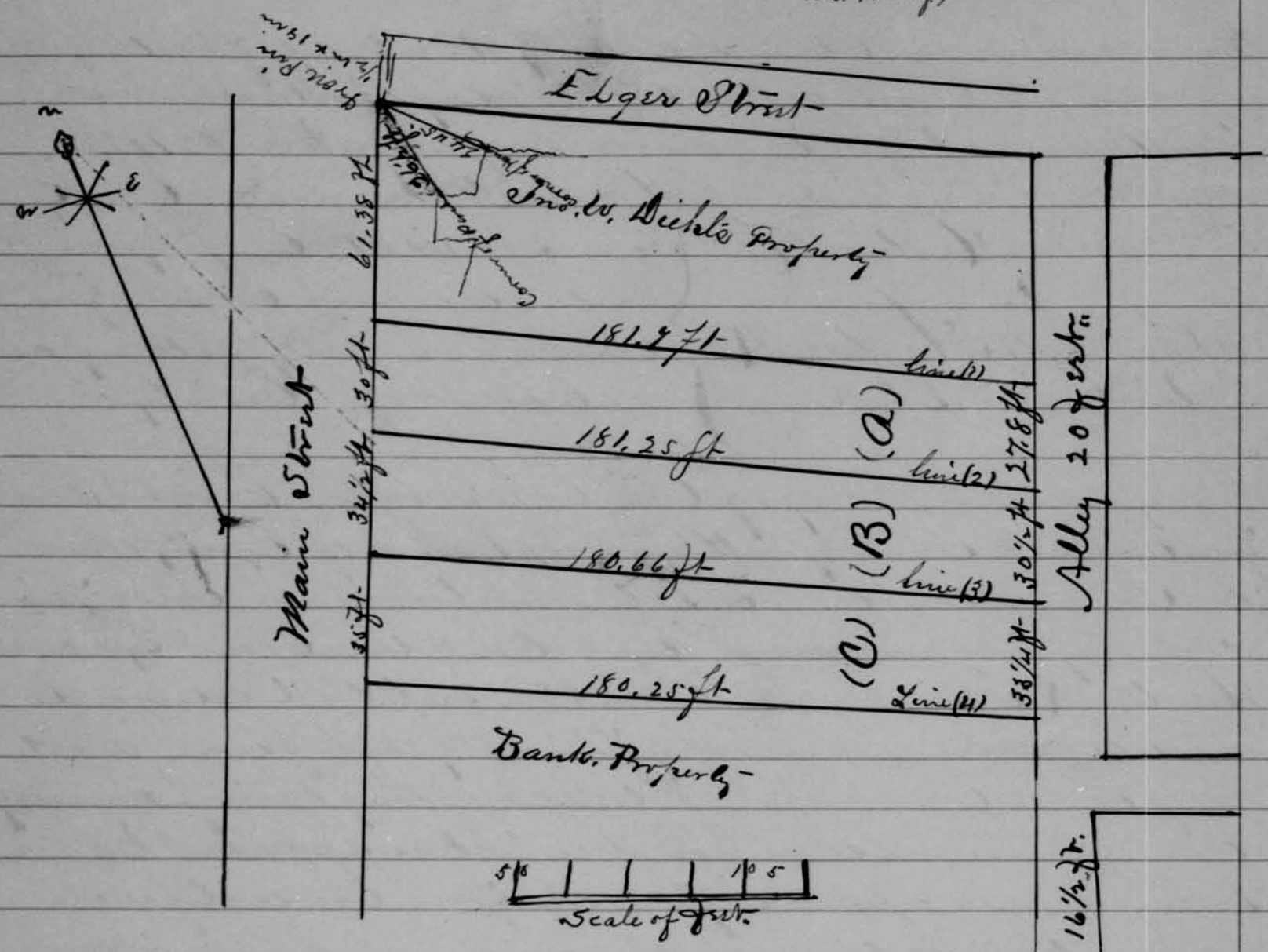
This is to certify, that the annexed Order Nisi, was
Published in The Union Bridge Pilot a Newspaper
Published in Carroll County once a week for three
successive weeks prior to the 28th day of March 1904

J. B. Gult. Publisher

Exhibit No 1

Is Report of Sale. Being Plat and Resurvey
and Resubdivision of the John Harbaugh Lots
in Union Bridge Md. Feby. 27-1904

(Chanc. D. Rec. No. 58, fol. 30)
(No. 4101 Eq)



Resurvey and Resubdivision of the Lots owned by the late Jno. Harlock deceased. Said lots are located on North Main Street in block one of the town of Union Bridge Carroll County Md. as indicated on the above plat and as shown above are now subdivided into Lots (A) (B) and (C) with their respective dimensions. All of said lots are bounded on the West by a line running S. 22¾° W. the same being the average curb line on the East side of Main Street for said block one. The Beginning or North-Western corner of Lot (A) is located in this curb line 61.58 ft southward from the intersection of this line with the South curb line of Edger Street. said intersection marked by an iron pin as shown above. All the lots are bounded on the East by the West side of a 20 ft alley having N 22¾° E. Line (1) above heard. S. 63⅞° E Line (2) bears S 63⅞° E. Line (3) S 65¼° E Line (4) S 65½ E. All corners front and back. all marked with iron pins ½ inch × 18 inches

Feby 27-1908. Jno. J. Johns.

Courses and distances in a survey made for Daniel Harlock Trustee in Estate of John Harlock Deceased.

The three lots of land A.B. & C. as shown on the accompanying plat and hereon further described all situated on the east side of North Main Street in the Town of Union Bridge Carroll County, Maryland and are parts of and include all of that lot of land in Block No. 1. marked "Hugus" on or annexed to a plat of a series of lots laid out in the aforesaid town by Joshua Dinsler and

Recorded among the Land Records of Carroll County in Liber J.A.M.C.K. No 31 Folio 363 &c. Lot (A) is bounded as follows. Beginning at a point on the average East curb line of aforenamed Main Street for Block (1) South twenty two and three fourths degrees Stony West, sixty-one and thirty-eight hundredths feet from the top of an iron pin driven in the ground at the intersection of aforesaid curb-line with the South curb line of Elger Street as more particularly indicated in accompanying plat, and running thence reversely with the third line of the Lot now owned by John W. Diehl (all lines having proper variation allowed to make them correspond with present bearings) (1) South sixty-three and three eighths degrees East One Hundred and Eighty one and seven tenths feet to the West edge of a twenty foot alley, (2) thence with the bearing of this alley South twenty two and three fourths degrees West twenty seven and eight tenths feet (3) North sixty three and seven Eighths (4) degrees West One Hundred Eighty one and one fourth feet to the said East curb line of Main Street for Block (1) (4) thence with said curb line North twenty-two and three fourths (4) degrees East thirty feet to the beginning. Lot (B) is bounded as follows. Beginning at the end of the third line of Lot (A) and running (1) thence with this line reversed South sixty three and seven Eighths (4) degrees East One Hundred and Eighty one and one fourth feet to the West edge of a twenty foot alley (2) thence with the bearing of said alley South twenty two and three fourths degrees West thirty and one half feet (3) North sixty five and one fourth (4) degrees West one hundred eighty and sixty six hundredths feet to the average East curb line of Main Street for Block (1) (4) thence with said curb line North twenty-two and three fourth degrees West thirty four and one half feet to the beginning. Lot (C) is bounded as follows. Beginning at the end of the third line of Lot (B) and running (1) thence with this third line reversed South sixty five and one fourth degrees East one hundred and eighty and sixty six hundredths feet to the West edge of a twenty foot alley (2) thence with the bearing of said alley South twenty two and three fourths degrees West thirty three and three fourths feet (3) North sixty five and one half degrees West One hundred eighty and one fourth feet to the average curb line of Main Street

for Block No. 141 thence with said curb line North twenty two and three fourths degrees East thirty five feet to the beginning

Feby 27-1904.

John J. Johns

Supplemental Report of Sale.

Daniel Harbaugh
vs
Sarah A. Harbaugh
Widow. Et al

No 4101. Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

The Supplemental report of Daniel Harbaugh Trustee in the above entitled cause Respectfully represents. 1. That in the Report of Sale filed in the above cause on the 4th day of March. 1904. your Trustee stated That before the sale Clayton R Devilbiss Trustee and committee of Sarah A. Harbaugh widow. announced publicly through his Attorney Charles O. Clemson Esq. that he was authorized by your Honorable Court to join with the Trustee in the Execution of the deeds for said lots. and said Lots were sold with that understanding. 2. That your Trustee failed in his said Report to State the fact that the said Clayton R Devilbiss Trustee and committee as aforesaid made said announcement upon the condition then stated and announced by him, that said agreement to unite in the Deeds for the property was made upon the condition that the said Sarah A Harbaugh widow would receive out of the proceeds of said Sales such proportion thereof as she would be entitled to under the rules of this Court in lieu of her dower interest in said property. 3rd Your Trustee further reports that said announcement was made by the said Clayton R. Devilbiss Trustee and committee of said Sarah A. Harbaugh widow in pursuance of the authority granted to said Trustee and Committee by an order of your Honorable Court, passed in cause No 4110. on the Equity Docket of the Circuit Court for Carroll County and that said Trustee and Committee is now ready and willing to unite with your Trustee in the Execution and delivery of the Deeds for the aforesaid lots of land sold as aforesaid. 3. Your Trustee further reports that Joseph Angelluzzi one of the purchasers of the Real Estate is anxious to pay the notes given by him for the deferred.

payment with whatever interest may have accrued thereon up to the ratification of the sale by your Honorable Court, and your Trustee (as there are no infants in this case) prays your Honorable Court to pass an order authorizing your Trustee to accept the cash for the aforesaid Note and the accrued interest thereon and to surrender the aforesaid notes to the aforesaid Joseph Wyellas, et. al. Your Trustee further reports that since his appointment as Trustee in the above entitled cause he has collected and received from the tenants on the Real Estate mentioned in the cause the sum of $40.34 which said sum of money your Trustee prays may be distributed in the audit to be stated in this cause.

Daniel Warbock Trustee

State of Maryland Carroll County to wit:

I hereby certify that on this 7th. day of April, 1904. before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County, personally appeared Daniel Warbock Trustee in the above cause and made oath in due form of law that the matters and things alleged in the above Supplemental Report of Sale are true as therein set forth to the best of his knowledge and belief

Gustavus W. Crapster J.P.

I the undersigned attorney for the purchasers of the Real Estate mentioned in these proceedings do hereby assent to the filing of the above Supplemental report of sale and do hereby waive the usual order of Nisi on said report.

And I do hereby further agree that the original report of sale together with the Supplemental report shall constitute a full and complete report of sale of said Real Estate to said purchasers.

Charles O. Clemson
Attorney for the purchasers of the Real Estate in the above proceedings

Auditors Report.

Daniel Warbock
Vs
Sarah A. Warbock
et al Defendants

In the Circuit Court for Carroll County
Sitting as a Court of Equity.

To the Honorable. the Judges of the Circuit Court for Carroll County Sitting as a Court of Equity.

The auditor Respectfully Reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within account.

He first charged the Trustee with all the purchase money in his hands as shown by his Report filed in this cause on the Fourth day of March in the year Nineteen Hundred and four, as well as the Rents received by him from the property mentioned in this cause and thereout allowed him his commissions and Expenses and all costs proper to be allowed. The balance then left he distributed to the party or parties entitled under these proceedings. All of which is respectfully submitted.

Apr. 8. 1904. John M. Robert Auditor

The Real Estate of John Hardesty deceased intestate. in account with Daniel Hardesty Trustee

Debtor.

1904. March 3. By Sale of Real Estate then made by Trustee at Public Sale to Henry F. Hooge. as appears by his report filed in this Cause March 4. 1904. The sum of:	$ 1045	00
1904. March 3. By Sale of Real Estate then made by Trustee at Public Sale to Joseph Dorsey Iles. as appears by his report filed in this cause March 4. 1904. The sum of:	$ 2125	00
1904. March 3. By Sale of Real Estate then made by Trustee at Public Sale to Joseph Dorsey Iles as appears by his Report filed in this cause March 4. 1904. The sum of:	$ 2605	00
By amount of Rents received by Trustee under these proceedings	40	34
Amount of Sales and Rents.	$ 5815	34

Credit.

To the Trustee for his Commissions	$ 204	55
To the Trustee to pay the Pilot Publishing House for printing as per Voucher No. 1. filed	$ 10	00
To the Trustee to pay the Carroll Record Co For printing as per Voucher No 2 filed	$ 3	50

To the Trustee amount paid George P Buckey Collector. taxes for year 1903. as per Voucher No 3. filed	$	47	13
To the Trustee amount paid J. W. Little. Treasurer. for Corporation taxes for year 1903. as per Voucher No. 4. filed	$	19	92
To the Trustee amount paid A. D. Sensney Collector. for Water rent as per Voucher No 5 filed	$	15	00
To the Trustee to pay. John J. Johns for. Survey. as per Voucher No. 6 filed	$	16	00
To the Trustee amount paid J. P. Delphy For Auctioneering sale as per Voucher No 7 filed	$	10	00
To the Trustee to pay Joseph D. Bowles. Solicitor For Professional Services rendered as per Voucher No 8 filed	$	225	00
Costs as taxed by Clerk.			
To Joseph D. Bowles Solicitor appearance for	$	10	00
To David Smelser Clerk.	$	54	10
To William J. Wilson, Sheriff.	$	5	40
To Sheriff Frederick County.	$	4	40
To Sheriff Baltimore County.	$		90
To Sheriff Baltimore. City.	$		13
To Sheriff Montgomery County.	$		26
To publication Order Nisi on this Account.	$	1	50
To John M Roberts Auditor. making Examination of Papers and Stating this account and distribution.	$	22	50
Amount of Expenses	$	650	29
Balance for distribution	$	5165	05
Amount of Sales and rents	$	5815	34
Balance for distribution brought forward, and distributed as follows to wit:	$	5165	05
To Sarah A Hartsock (widow of John Hartsock. deceased intestate) or the party entitled thereto in lieu of her dower as shown by the proceedings filed in this cause. being the one tenth of Net residue of Estate the sum of:-	$	516	50
To Sarah A Hartsock (widow of John Hartsock deceased intestate) or the party entitled thereto the one third of Rents =		13	44
To John J. Stewart. Register in payment of Collateral inheritance tax as per Voucher No 9 filed	$	132	47

To Lott Harlock a brother of deceased intestate the sum of. $ 643 23 3/17
To Sarah E. Slothower a sister of deceased intestate the sum of. $ 643 23 3/17
To Daniel Harlock a brother of deceased intestate the sum of. $ 643 23 3/17
To the distributive share of Wm Rusbaum a deceased sister of deceased intestate carried forward and distributed to the parties Entitled thereto the sum of. $ 643 23 3/17
To the distributive share of Asbury Harlock a deceased brother of deceased intestate carried forward and distributed to the parties Entitled thereto the sum of. $ 643 23 3/17
To the distributive share of Abner Harlock a deceased brother of deceased intestate carried forward and distributed to the parties Entitled thereto the sum of. $ 643 23 3/17
To the distributive share of Andrew Harlock a deceased brother of deceased intestate carried forward and distributed the parties Entitled thereto the sum of. $ 643 23 3/17
$ 5165 05 $ 5165 05

To the distributive share of Mary Rusbaum deceased sister of deceased intestate brought forward.
And distributed as follows. to wit.
To J. W. Rusbaum a son of Mary Rusbaum deceased and nephew of deceased intestate the sum of. $ 107 20 2/17
To Samuel A Rusbaum a son of Mary Rusbaum deceased. and Nephew of deceased intestate the sum of $ 107 20 2/17
To Sarah E. Warner, a daughter of Mary Rusbaum deceased and Niece of deceased intestate the sum of $ 107 20 2/17
$ 643 23 3/17

To Alice Baker a daughter of Mary Husbaum deceased and Niece of deceased intestate the sum of. $ 107 20 7/7

To Margaret E. Mysly a daughter of Mary Husbaum deceased and niece of deceased intestate the sum of. $ 107 20 7/7

To Martha Flengle a daughter of Mary Husbaum deceased and niece of deceased intestate the sum of. $ 107 20 7/7

Amount of distribution. $ 643 23 3/7 $ 643 23 3/7

The distributive share of Asbury Garlock a deceased brother of deceased intestate brought forward. $ 643 23 3/7

and distributed as follows Viz:

To Albert Garlock a son of Asbury Garlock deceased and nephew of deceased intestate the sum of= $ 80 40 7/7

To Joseph L. Garlock a son of Asbury Garlock deceased and nephew of deceased intestate the sum of. $ 80 40 7/7

To John E. Garlock a son of Asbury Garlock deceased and nephew of deceased intestate the sum of. $ 80 40 7/7

To William Garlock a son of Asbury Garlock deceased and nephew of deceased intestate the sum of. $ 80 40 7/7

To Annie Clabaugh a daughter of Asbury Garlock deceased and niece of deceased intestate the sum of. $ 80 40 7/7

To Alice Barrick a daughter of Asbury Garlock deceased and niece of deceased intestate the sum of $ 80 40 7/7

To Lillie Burke a daughter of Asbury Garlock deceased and niece of deceased intestate the sum of $ 80 40 7/7

To Mollie Metzgar a daughter of Asbury Garlock deceased and

Niece of deceased intestate the sum of. $ 643 | 23 3/7 | $ 643 | 23 3/7

The distributive share of Abner Harlock deceased brother of deceased intestate brought forward. $ 643 | 23 3/7

And distributed as follows to wit:
To Edward Harlock a son of Abner Harlock deceased and Nephew of deceased intestate the sum of. $ 321 | 61 7/7
To Gertrude A Dabney, a daughter of Abner Harlock, deceased. a Niece of deceased intestate the sum of. $ 321 | 61 7/7
$ 643 | 23 3/7 | $ 643 | 23 3/7

The distributive share of Andrew Harlock a deceased brother of deceased intestate brought forward. $ 643 | 23 3/7

And distributed as follows to wit.
To Priscilla A. Gilbert a daughter of Andrew Harlock deceased. and niece of deceased intestate the sum of. $ 321 | 61 7/7
To Elizabeth J. Harlock a daughter of Andrew Harlock, deceased and Niece of deceased intestate the sum of $ 321 | 61 7/7
$ 643 | 23 3/7 | $ 643. | 23 3/7

Order Nisi on Audit.

Daniel Harlock vs Sarah A. Harlock Etal. defendants } In the Circuit Court for Carroll County sitting as a Court of Equity. No 4101 Equity.

Ordered this 8th day of April A.D 1904. that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 25th day of April. next provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published

in Carroll County.

David. P. Smelser. Clerk.

Printers Certificate.

Taneytown Md. Apr. 25th 1904

I hereby certify that the annexed Order No 4101 Equity was published Apr 9.-16 & 23. 1904. Two successive weeks prior to the 25th. day of April 1904. in The Carroll Record. a Newspaper published in Carroll County Maryland

P B Englar Editor and Manager.

Daniel Harlock Vs. Sarah A. Harlock Etal	In the Circuit Court for Carroll County sitting as a Court of Equity. No 4101. Equity.

Ordered this 26th. day of April 1904. by the Circuit Court for Carroll County sitting as a Court of Equity, that the foregoing account of the Auditor filed in this cause be and the same is hereby finally ratified and confirmed. no cause to the contrary thereof having been shown although due notice appears to have been given as required by the preceding order of Court. as appears by the printers certificate herewith filed. and the Trustee is hereby authorized to pay out the funds in his hands according to said account with a due proportion of any Interest he may have received among the parties entitled to the same.

Wm. H. Thomas.

Recorded & Ex'd.

per David. P. Smelser.

Clerk.

Audit in No 4110. Equity.

Clayton R Devilbiss
Trustee & Committee
vs
Sarah A Hartsock
Widow, Lunatic

In the Circuit Court for
Carroll County sitting as a
Court of Equity.
No 4110. Equity.

To the Honorable, the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your honorable Court passed in this cause he Examined the papers filed in the cause and therefrom stated the within account.

He first charges the Trustee and committee with all the money in his hands as shown by his report and petition filed in this cause and the amount allowed him his commissions as provided by the order of Court filed in this cause, and his expenses and all costs proper to be allowed. The balance then left he distributed to the trustee and committee to be held by him as provided by the order of Court.

All of which is respectfully submitted.

May 20th 1904. John W. Robert, Auditor.

The Trust Estate of Sarah A Hartsock
widow Lunatic in account with Clayton R.
Devilbiss, Trustee and Committee.

Debtor

1904 May 13th	By amount of Trust funds in hands of Trustee and Committee as shown by his report filed in this Cause May 13. 1904 amounting to the sum of:-			
	Amount of Trust funds.		$ 1090	81
			$ 1090	81

Credit

To the Trustee and committee for his commissions of 5% as provided by the order of Court filed in this cause:-	$	54	54
To the Trustee and Committee amount paid S.D. Sensney for Hall rent as per Voucher No 1 filed	$	100	
To the Trustee and Committee amount paid John J. Stewart Register, as per Voucher No 2 filed	$	50	
To the Trustee and Committee to pay Charles C. Clemsen Solicitor for professional service rendered as per			

Voucher No 3 filed		90	00
Cost of taking Testimony.			
To Claude Tilden Smith. Examiner		4	00
To James. C. Whitehill, a witness		1	85
To Israel. C. Reichart, a witness		1	85
Costs under inquisition.			
To Israel Reichart a witness		1	00
To John Diehl a witness		1	00
To Clayton Devilbiss, a witness		1	00
To Dr David Hoff " "		1	00
To Dr James Watts " "		1	00
To Joseph Bregallas " "		1	00
To Thomas Kiszler " "		1	00
To Frank J. Shriner " "		1	00
To Philip. B. Myers a Jeror		1	00
To James. C. Whitehill " "		1	00
To George H Matter " "		1	00
To Dr Milton M Morris " "		1	00
To John H. Angel " "		1	00
To Harvey. O. Haines " "		1	00
To Jacob. S. Gladhill " "		1	00
To Daniel. B. Lightner " "		1	00
To John H Rupp " "		1	00
To L. E. Stouffer " "		1	00
To Cleveland Anders " "		1	00
To Samuel Eppley " "		1	00
To William J Crabbs " "		1	00
To Robert L. Cash " "		1	00
To C. Percie Snyder " "		1	00
Costs as taxed by Clerk			
To Charles. O. Clemson Solicitor			
appearance fee.		10	00
To David P. Smiley Clerk		17	25
To William J. Wilson Sheriff		18	60
To publication order Nisi on this account		1	50
To John H Roberts Auditor making			
Examination of papers and stating			
this account and distribution		13	50
Amount of Expenses		837	59
Ballance for distribution			855 22
			1090 81
Balance for distribution Inught forward			855 22
and distributed as follows to wit:			
To Clayton R. Devilbiss Trustee and Committee			
amount paid Wesley Forest in full			
settlement of his claim as appears			

by his receipt filed in this
Cause the sum of.
To Clayton R. Devilbiss Trustee
and committee of Sarah A
Hartsock, widow Lunatic to be
held by him under the
proceeding in this Cause

$ 225	00		
$ 628	22		
$ 853	22	$ 853	22

Order Nisi on Audit.

Clayton R. Devilbiss
Trustee and Committee
Vs.
Sarah A Hartsock
Widow Lunatic

In the Circuit Court for
Carroll County sitting as
a Court of Equity.
No 4110. Equity.

Ordered this 30th day of May A.D. 1904. That the account
of the auditor filed in this cause be finally ratified
and confirmed unless cause to the contrary thereof be shown
on or before the 6th day of June next. provided a copy
of this order be inserted for two successive weeks before
the last named day in some newspaper published in
Carroll County

David P. Smelser. Clerk.

Printers Certificate.

Westminster 6th 1904.

We hereby certify that the annexed Nisi on Audit.
was published for two successive weeks prior to the 6th
day of June 1904. in The Democratic Advocate a
News Paper published in Carroll County Md.

Vanderford Bros. Editors and Publishers

Order of Court.

Clayton R. Devilbiss
Vs
Sarah A Hartsock
Widow Lunatic

In the Circuit Court for
Carroll County sitting as a
Court of Equity
No 4110. Equity.

Ordered this 7th day of June in the year Nineteen
Hundred and four. by the Circuit Court for Carroll
County sitting as a Court of Equity, that the aforego-
ing account of the Auditor, be and the same is
hereby finally ratified and Confirmed. no
cause to the contrary thereof having been shown
although due notice appears to have been given
in compliance with the preceding order Nisi
and the Trustee and Committee the said
Clayton R. Devilbiss. is directed to pay out.

accordingly, and to hold the balance subject to the further order of this Court.

Wm. H. Thomas,

Recorded & Ed.

per David P. Smelser,

Clerk.

Maryland Sct.

At a circuit Court for the Fifth Judicial Circuit of the State of Maryland, begun and held at the Court House in the City of Westminster Carroll County Maryland on the 1st Monday of April it being the — day of same month in the year One Thousand Nine Hundred and four.

Were Present.

Hon Wm H. Thomas Associate Judge

William H. Nelson Sheriff

David. P. Smelser. Clerk.

Among others were the following proceedings to wit.

Be it remembered that heretofore to wit on February 26th 1904. Charles. E. Fink Assignee of Mortgage by Charles. E. Fink attorney for Assignee, comes here into Court sitting as a Court of Equity and filed his order to docket a case in which appears in form & words as follows to wit.

Charles. E. Fink
Assignee of Mortgagee
vs
Samuel. J. H. Frazier
Mortgagor

No 4105 Equity.
In the Circuit Court for
Carroll County sitting
in Equity.

David. P. Smelser. Clerk of said Court.

Please docket case as above and file Mortgage from Samuel J. H. Frazier to Charles. E Fink, dated June 30th 1894. and Recorded among the Real Estate Mortgage Records of Carroll County in Liber B. F. C. No 35 folio 13. etc. also file Note of same date for the payment of Forty one Hundred and five dollars and thirty four cents, and enter my appearance for Plaintiff

Feby 26-1904

Charles. E. Fink
Attorney for Assignee Dct.

Mortgage
& assignment.

The Mortgage filed in this cause is Recorded in Liber B. F. C. No 35. folio 13 &c. One of the Mortgage Records of Carroll County.

Mortgage Note.

Carroll Co Md.

$4105.34 June 30th 1894

One year after date I promise to pay to Charles E. Fink or order the sum of Four Thousand One Hundred and five dollars and thirty four cents

for value received with interest from date the
Interest payable semi annually
Witness William Moore / Samuel J. H. Frazier

Endorsements.

1895. Apr 29. Eight Hundred Dollars paid on principal
on the within Note by Frazier to Fink.
Cr on principal since April 29-1895. $114.13
Leaving bal of Prin due $3191.31
Int paid up to June 30" 1897.
Jany 8. 1898. By Cash on acct of int $35.00
Int. due, Sept 30-1898. as per letter of Sept 24" 198 $166.08
Credit Oct. 1. " $66.08
$100.00
Interest due & unpaid Sept 30-198=
1898. Dec 29. Int paid in full in the within Note to Dec 30." 1898.
1898. " 30 " " to June 30." 1899.
1900 Aug 4 " " " Dec 30" 1899
1901 Mar 27" Recd $50.00 in part of interest due on within note
1901. June 14. " 45.74 Int pd on Note to June 30" 1900
1901. Oct 5" Credit on Interest $47.87.
Int due Mar-19-1904. $164.39

Assignment

I hereby assign the within Note to George P. Buckey as
collateral security for the payment of my note dated
July 3" 1894. for the sum of Thirty two Hundred dollars
payable one year after date to the order of said George
P. Buckey. July. 3- 1894. Charles E Fink.
Witness Harry M. Clabaugh.

Pay to the order of Charles E. Fink without
recourse to me.
George. P Buckey

Pay to the order of The Westminster Deposit &
Trust Co. without recourse to me.
Charles. E. Fink

Pay to the order of Charles. E. Fink.
Westminster Deposit & Trust Co
by Geo W Albaugh Secty & Treasurer!

Bond.

The Bond filed in this cause is Recorded in Libr
J. H. B. No 1. Folio 179. One of the Bond Records of Carroll
County.

Report of Sale

Charles E. Fink
assignee of Mortgagee
vs
Samuel. J. H. Frazier

No 4140 Equity
In the Circuit Court
For Carroll County.

To the Honorable. The Judges of said Court.

The report of sale by Charles E. Fink, Assignee of Mortgagee in the above entitled cause respectfully shows.

First, that after having given bond in the penalty of seven Thousand dollars ($7000.00) which Bond was duly approved by the Clerk of your Honorable Court, and after having given more than twenty days notice before the day of sale by advertisements published in the "Democratic Advocate" and the "American Sentinel" two newspapers published in Carroll County Maryland and also by hand bills extensively circulated, and also by several notices in the "Baltimore Sun" and Baltimore American" said Assignee of Mortgagee proceeded, on Saturday the Nineteenth day of March, 1904. at one thirty. P.M. to sell at public auction the land described in said Mortgage less twenty two acres, two roods and thirty one perches, hereinafter sold to John A. Simmons upon the following terms. - One third cash on the day of Sale or upon the ratification thereof. One third in one year, and one third in two years. The purchaser giving his note with approved security bearing interest from day of Sale. Or all cash at the option of the purchaser.

Said Assignee first offered One Hundred and Twenty (120) acres thereof without any buildings, but received no bid therefor for the same.

Said Assignee then offered the entire parcel of land, containing One Hundred and fifty-eight and five sixteenth acres, (158-5/16) more or less and sold the same to Daniel T. Frazier and Milton A Frazier, at and for the sum of Thirty Three dollars per acre, aggregating the sum of Five Thousand Two hundred and twenty four dollars and twenty five cents ($5224.25). The said purchasers paying the sum of Two Hundred and twenty four dollars and twenty five cents, ($224.25) in cash and agreeing to pay the balance upon the ratification of this Sale by this Court, and gave their promissory note for said balance, Five Thousand Dollars ($5000) payable one month after date with interest from date.

Said Assignee reserved from said sale the growing crop of wheat the manure in the barnyard, the straw, and a pile of building stones.

All of which is respectfully submitted.

Chas. E. Fink
Solicitor

Charles. E. Fink
Assignee of Mortgagee.

State of Maryland Carroll County to wit.

I hereby certify that on this 21st day of March in the year A.D. 1904. before me the subscriber a Justice of the Peace of the State of Maryland, in and for Carroll County, personally appeared Charles. E. Fink the above mentioned Assignee of Mortgage and made oath in due form of law that the matters and facts set forth in the aforegoing report of sale, are true as therein stated to the best of his knowledge and belief, and that the Sale therein reported is bonafide and was fairly made.

William Moor J.P.

Order Ratifying Sale.

Charles. E. Fink
Assignee of Mortgagee
Vs
Samuel J. H. Frazier

No 4140 Equity.
In the Circuit Court
for Carroll County.

Ordered this 21st day of March in the year A.D. 1904. that the Sale of the Real Estate Reported in the above entitled cause by Charles. E Fink Assignee of Mortgagee, be finally Ratified and confirmed unless cause to the contrary thereof be shown on or before the 25th day of April A.D 1904. Provided a copy of this order be inserted in once of each of three successive weeks before the 18th day of April A.D 1904. in some newspaper published in Carroll County Maryland The report states the amount of sale to be Five Thousand Two hundred and Twenty four Dollars and Twenty five cents. ($5224.25)

David P. Smelser, Clerk.

Printers Certificate.

Westminster Md. Apr 27-1904

We hereby certify that the annexed Order Nisi in sale was published once in each of three successive weeks prior to the 18th day of April 1904. in the Democratic Advocate a Newspaper published in Carroll County Md.

Vandiford Bros
Editors and Publishers.

Order of Court.

Charles. E. Fink Assignee of Mortgagee
Vs
Samuel J. H. Frazier

No 4140 Equity
In the Circuit Court
for Carroll County.

Ordered this 2nd day of May A.D 1904. That the Sale of the Real Estate reported in the above entitled cause by Charles E. Fink. Assignee of Mortgagee, be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although notice appears to have been given in accordance with the preceding order. The paper and proceedings in the above entitled cause are hereby referred to the auditor of this Court to state an account of the said trust funds, and to allow the said Assignee the costs, commissions Expenses and attorneys fees in accordance with the provisions of the Mortgage filed in this cause, upon the production of proper vouchers therefor.

Wm H Thomas.

Auditors Account.

Charles E. Fink
Assignee of Mortgagee
Vs
Samuel J. H Frazier
Mortgagor

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4140 Equity.

To the Honorable, the Judges of the Circuit Court for Carroll County, Sitting as a Court of Equity.

The auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within account.

He first made the Statement of Mortgage Claim against Samuel J. H Frazier herewith filed.

He then made the Statement of Judgment Claims against George H Frazier herewith filed who became the purchaser of the Real Estate subsequent to the execution of the Mortgage filed in this cause and who is entitled to any balance over and above the Mortgage debt, interest, costs and Expenses of these proceedings, as shown by a certified Copy of a deed from Samuel J H Frazier to said George H Frazier filed among the proceedings in this cause.

He then allowed the Assignee of Mortgage his commissions and Expenses and all costs proper to be allowed

He then allowed the Mortgage Claim of Charles E Fink Assignee of Mortgagee in full as appears by the Statement of Mortgage claim herewith

filed. The balance then left be distributed to the judgment creditors of George H Frazier in so far as it would pay the same

All of which is respectfully submitted

May. 13th 1904. John M Roberts Auditor

The Mortgaged Real Estate of Samuel J. H Frazier. in account with Charles. E. Fink Assignee of Mortgagee.

Debtor

1904. March 19th By sale of Real Estate then made by assignee of Mortgagee at public Sale to Daniel. J. Frazier and Hilton A Frazier. as appears by his report filed in this cause March 21st 1904. Amounting to the sum of. = $5224 25

Amount of Sale	$5224	25

Credits.

To the Assignee of Mortgager for his commissions	$ 186	72
To the Assignee of Mortgagee amount paid American Sentinel. for printing as per Voucher No 1. filed	$ 7	50
To the Assignee of Mortgagee amount paid Vaudenford Bros for printing as per Voucher No 2 filed	$ 14	00
To the Assignee of Mortgagee amount paid Charles. O. Fulton and Company for printing as per Voucher No 3 filed	$ 3	60
To the Assignee of Mortgagee amount paid A.S. Abell Company for printing as per Voucher No 4 filed.	$ 3	60
To the Assignee of Mortgagee amount paid P. V. Gorsuch for Auctioneering Sale as per Voucher No 5 filed.	$ 5	00
To Assignee of Mortgagee amount paid Charles. E Fink. Solicitor for professional services rendered as per Voucher No 6 filed	$ 150	00
Costs as taxed by Clerk.		
To Charles. E. Fink. Solicitor appearance fee	$ 10	00
To David. P. Smelser Clerk.	$ 22	35
To Publication order Nisi on this account.	$ 1	50
To John M Roberts. Auditor making Examination of papers Statement of Mortgage Claim. Statement of Judgment Claims vs. George H Frazier and stating this account and distribution	$ 13	50
Amount of Expenses.	$ 417	67

50

25×10 32×10 25×10

25×10 32×10 25×10

Balance for distribution	$ 4806	58
Amount of Sales	$ 5224	25
Balance for distribution Brought forward and distributed as follows to wit:	$ 4806	58
1 To Charles E. Fink Assignee of Mortgagee in full payment of his Mortgage Claim, debt and interest as appears by the Statement of Mortgage Claim, Herewith filed the sum of =	$ 3884	75
To the Westminster Deposit and Trust Company in full for its Judgments & Claims against George H. Frazier herewith filed the sum of.	$ 262	74
2 To Daniel J. Frazier in full payment of his Judgment Claim against George H. Frazier herewith filed the sum of.	$ 646	64
3 To Charles E. Frazier in part payment of his Judgment Claim against George H. Frazier as appears by the Statement of Judgment Claims against George H. Frazier herewith filed the sum of. $ 12.45 which balance at the date of this account fails to pay said Judgment Claim to the extent of $334.04 the sum of	$ 12	45
	$ 4806	58
	$ 4806	58

Charles E. Fink
Assignee of Mortgagee
Vs
Samuel J. H. Frazier
Mortgagor

In the Circuit Court for Carroll County sitting as a Court of Equity
No 11140. Equity.

Ordered this 13th day of May A.D. 1904. That the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 30th day of May inst. Provided a copy of this order be inserted for two successive weeks before the last named day in some News-paper published in Carroll County

David P. Smelser Clerk.

Printers Certificate.

Westminster June 2nd 1904.

We hereby certify that the annexed Order Nisi on Audit was published for two successive weeks prior to the 30th day of May 1904, in The Democrat Advocate, a newspaper published in Carroll County Md.

Vanderford Bros

Editors and Publishers.

Charles E. Fiske
Assignee of Mortgagee
vs
Samuel J. H. Frazier

No 4140. Equity.
In the Circuit Court
for Carroll County.

Ordered this 2nd day of June 1904. That the account of the Auditor filed in this cause be and the same is hereby finally ratified & confirmed, no cause to the contrary having been shown, although notice appears to have been given in accordance with the preceding order, and the Assignee of Mortgage is hereby directed to pay out the Trust funds accordingly.

Wm H. Thomas

Recorded & Ex'd.

per David T. Smelser

Clerk

Audit in Cause No 4069. Equity.

Edward O. Weant
Plaintiff and Trustee
Vs
G. Moritz Zepp

In the Circuit Court
for Carroll County sitting
as a Court of Equity.
No 4069. Equity.

To the Honorable, The Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that he examined the papers filed in this cause and thereon stated the within account.

He first made the statement of Claims herewith filed.

He then charged the Trustee with all the purchase money in his hands as shown by his report of sales filed in this cause on the fourth day of May in the year Nineteen Hundred and four and thereon allowed him his commissions as provided by the Deed of Trust from G. Moritz Zepp. to said Trustee and his expenses and all cost proper to be allowed.

The balance then left he distributed to the parties entitled thereto under these proceedings

All of which is respectfully submitted.

May. 13-1904.

John M Roberts, Auditor.

The Trust Estate of G. Moritz Zepp in account with Edward O. Weant Trustee.

Debtor.

By amount of Sales of Personal property as shown by report of sales of Trustee filed in this cause May- 4th 1904. Amounting to the sum of.	$ 613	54
Amount of Sales.	$ 613	54
Credit.		
To the Trustee for his commissions of 7% as provided by the Deed of Trust a Certified Copy of which is filed in this case and the order of Court filed in the cause of the sum of.	$ 42	87
To the Trustee to pay the Westminster Gas Light Company for gas as per Voucher No filed	$ 2	16
To the Trustee amount paid John E. Shaw for Clerking sale. as per Voucher No 2. filed	$ 3	50

To the Trustee to pay American Sentinel			
for printing as per Voucher No 3 filed	$	9	50
To the Trustee amount paid W. H. Gosnell			
for auctioneering sale as per Voucher No 4 filed	$	6	75
To the Trustee amount paid George Kauffman			
for distributing sale bills as per Voucher No 5 filed	$		50
To the Trustee amount paid George H. Motter			
for appraising and invoicing goods as			
per Voucher No. 6. filed	$	2	50
To the Trustee amount paid H. Riley Myers			
for clerking sale as per Voucher No. 7. filed	$	4	45
To the Trustee amount paid Vandeford			
Bros for printing as per Voucher No 8 - filed	$		50
To the Trustee amount paid Carroll R.			
Slonich. for clerking in sloe as per Voucher			
No. 9 filed.	$	35	15
To the Trustee amount paid H. H. Davis			
for invoicing stock as per Voucher No 10 filed.	$	2	50
To the Trustee amount paid Levin M Zepp			
for work as per Voucher No 11 filed	$	5	00
To the Trustee amount paid John L.			
Reifsnider for rent of Sloe property as			
per Voucher No 12 filed	$	41	66
To the Trustee amount paid John L Reifs=			
nider for rent of Sloe property as per			
Voucher No 13 & Exhibit R. 2 Report of sale			
filed.	$	42	52
To the Trustee to pay the Mayor and Common			
Council of Westminster Md. for corpora=			
tion taxes for years 1900. 1901. and 1902 as			
per Vouchers Nos. 14. 15 & 16 filed	$	13	20
To the Trustee to pay J Wesley Biggs. Collector			
taxes for year 1899. as per Voucher No 17 filed	$	9	81
To the Trustee to pay Joseph L Franklin			
Collector taxes for years 1901. 1902 and 1903			
as per Vouchers Nos 18. 19. and 20 filed	$	25	82
To the Trustee to pay Edward O Weant and			
David H Hemming Solicitors for professional			
services rendered as per Voucher No 21 - filed	$	25	00
Costs as layed by Clerk.			
To David H Hemming and Edward O. Weant.			
Solicitors appearance fee	$	10	00
To David P. Smelser Clerk.	$	26	35
To publication order Nisi on this account	$	1	50
To John M Roberts entering examination			
of papers and stating this account.			

and distribution		18	00
Amount of Expenses		328	74
Balance for distribution		283	80
Amount of Sales		612	54
Balance brought forward and distributed as follows & viz:		283	80
To G. Moritz Zepp his exemption as provided under the Deed of Trust a certified copy of which is filed among the proceedings in this Cause.		100	00
Balance for distribution amongst the Creditors of G Moritz Zepp and distributed as follows & viz:		183	80
1. To Clement K Devine & Co in part payment of their claim as appears by the Statement of Claims herewith filed the sum of.		4	73
2. To Giles, A. Quarles & Co in part payment of their claims as appears by the Statement of Claims herewith filed the sum of			86
3. To Strul, Eidman & Co in part payment of their claim as appears by the Statement of Claims herewith filed the sum of		3	29
4. To Clark & Jones in part payment of their claims as appears by the Statement of Claims herewith filed in the sum of		4	11
5. To Dixie Oil works in part payment of its claim as appears by the Statement of Claims herewith filed the sum of		4	62
6. To Smith Ging Ling & Co in part payment of their claim as appears by the statement of Claims herewith filed the sum of		3	48
7. To Gilbert Bros & Co. in part payment of their claim as appears by the statement of Claims herewith filed the sum of			58
8. To Maryland Biscuit Company in part payment of its claim as			

appears by the Statement of Claims herewith filed the sum of	$	1	43
9. To Deering Coffee Co. in part payment of its claim as appears by the Statement of Claims herewith filed the sum of	$		91
10. To Merchants Grocery Co. in part payment of its Claim as appears by the Statement of Claims herewith filed the sum of	$	10	27
11. To the Merchants Grocery Co in part payment of its claim as appears by the Statement of Claims herewith filed the sum of =	$	79	60
12. To Shaver & Gesueh in part payment of their claim as appears by the Statement of Claims herewith filed the sum of	$	1	22
13. To A P Helwig in part payment of his Claim as appears by the Statement of Claims herewith filed the sum of	$		61
14. To J. J Haines & Co in part payment of their claim as appears by the statement of Claims herewith filed the sum of	$		64
15. To C. C. Isaacs & Bro in part payment of their claim as appears by the statement of Claims herewith filed the sum of	$		47
16. To D. J. Brilhart in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$		40
17. To Charles Pracht & Co in part payment of their claim as appears by the statement of Claims herewith filed the sum of	$	1	93
18. To D H Shaver in part payment of his claim as appears by the Statement of Claims herewith filed the sum of	$	3	34
19. To N P Gesueh & Bro in part payment of their claim as appears by the statement of Claims herewith filed the sum of	$		99

25×10

32×10

25×10

20. To Albaugh & Babylon Grocery Co in part payment of their Claim as appears by the Statement of Claims herewith filed the sum of	$	27	21
21. To F. H. Davis & Sons in part payment of their claim as appears by the Statement of Claims herewith filed for the sum of	$	2	10
23. To Harry & Co. in part payment of their claim as appears by the Statement of Claims herewith filed the sum of.	$	2	98
33. To Johnson Erb & Co in part payment of their Claim as appears by the Statement of Claims herewith filed, the sum of	$		40
34. To H. J. Heintz Co. in part payment of its claim as appears by the statement of claims herewith filed the sum of.	$	3	18
35. To D. M. Ferry & Co in part payment of their claim as appears by the statement of Claims herewith filed the sum of	$		58
36. To John T. Mermahlen in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$		78
37. To John Thonewolf & Co in part payment of their claim as appears by the statement of claims herewith filed the sum of.	$	6	73
38. To National Biscuit Co in part payment of their claim as appears by the statement of claims herewith filed the sum of	$	1	06
29. To Albaugh & Babylon Groc Co. in part payment of their claim as appears by the statement of claims herewith filed the sum of	$	11	43
30. The Westminster Gas Light Co in part payment of its claim as appears by the statement of claims herewith filed the sum of	$		83
31. To The Mayor and Common Council of Westminster Md			

in part payment of their claim as appears by the statement of claims herewith filed the sum of	$			40			
32. To Smith & Reifsnider in part payment of their claim as appears by the statement of claims herewith filed the sum of	$		2	62½			
	$	183	80	$		183	80

Edward O. Want
Plaintiff & Imolia
vs
G. Moritz Zepp.

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4069. Equity

Ordered this 11th day of May A.D. 1904. that the account of the auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 30th day of may inst provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser Clerk.

Printers Certificate.

Westminster Md. June 1st 1904

This is to certify that the annexed Order Nisi on Audit has been published in the American Sentinel, a news paper Printed and published at Westminster Carroll County Md. once in each of two successive weeks previous to the 31st day of May 1904

E. T. Kippard Published
per John H Miller Manager

Order of Court.

Ordered this 1st day of June A.D. 1904 by the Circuit Court for Carroll County sitting as a Court of Equity that the aforegoing account of the auditor be finally ratified and confirmed, no cause to the contrary thereof having been shown although due notice appears to have been given as required by the preceding order and the Trustee is hereby directed to pay out the Trust Funds in accordance with said account

Wm H Thomas
Recorder of Eqy
per David P. Smelser
Clerk.

Maryland Sct.

At a circuit Court for the Fifth Judicial Circuit of the State of Maryland. begun and held at the Court House in the City of Westminster Carroll County Maryland. on the 1st monday of May it being the — day of same month in the year One Thousand Nine hundred and four

Were Present

Hon William H Thomas

William H Wilson Esq Sheriff.

David. P. Smelser Clerk

And among others were the following proceedings to wit:

Be it remembered that heretofore to wit on July 14 A.D 1903. David W Burns Etal by John A Reifsnider their attorney comes here into Court sitting as a Court of Equity and filed his order to docket a case which appears in form & words as follows to wit:

David W Burns & Emma J Burns his wife Andrew D. Rose. Horace G. Rose and Edna Rose his wife Mary C Philips and Oliver E. Philips her husband Anna R Rose. Virginia Rose and Thomas E. Rose her husband Elizabeth J Rose. Margaret F. Rose Anna May Smith and David P Smith her husband William H Burns & Alice S Burns his wife Loda Irene Burns Amy Koop Burns & Ida Blanche Burns

Vs

Martin Luther Burns Frederick D Burns & Mary Burns his wife Katherine Rebecca Burns Charles Lewis Burns Ruth D Rose and Agnes Rose

In the Circuit Court for Carroll County in Equity.

No 4058 Equity.

To the Honorable the Judges of said Court.

Your Orators complaining say:

First: That Daniel Burns departed this life intestate in Carroll County in the State of Maryland on the 26th day of May A.D 1903. seized and possessed at the time of his death of a lot or parcel of land containing 9900 square feet more or less. situate in Carroll County Maryland and within the corporate limits of the City of Westminster. that was conveyed to him by William J Case and wife by deed dated March 27- 1882

and Recorded among the Land Records of Carroll County in Libr 77 S. No 56 folio 481 &c and is correctly described in a certified copy of said deed thereof herewith filed as part hereof and marked "Exhibit No "1" — Second" That the said Daniel Burns left surviving him the following named children and grandchildren, his only heirs at law, to whom the aforesaid real Estate upon his death, intestate as aforesaid, descended and vested to wit;

(a) Daniel W Burns a son, who is intermarried with Emma J. Burns, both of whom are adults and reside in Carroll County Maryland.

(b) Martin Luther Burns, a son, who is an adult unmarried and resides in Cairo, Alexander County in the State of Illinois.

(c) Frederick D Burns, who is intermarried with Mary Burns, both of whom are adults and reside in Adel, Dallas County, in the State of Iowa.

(d) The following named grand children who are the sons and daughters of Sarah E. Rose a daughter of said Daniel Burns, who died previous to his death, to wit: Andrew D Rose who is unmarried, Horace G. Rose who is intermarried with Edna Rose, Mary E. Philips who is intermarried with Oliver E. Philips, Anna B Rose, Virginia Rose who is intermarried with Thomas E. Rose Elizabeth J. Rose, Margaret F Rose, Ruth D Rose and Agnes Rose all of whom are adults above the age of twenty one years, except the said Ruth D Rose and Agnes Rose who are infants under the age of twenty one years and all reside in Carroll County aforesaid.

(e) The following named grandchildren, who are sons and daughters of John H Burns a son of said intestate and who died previous to his death to wit: Anna May Smith who is intermarried with David P. Smith, William Henry Burns who is intermarried with Allie S. Burns, Cora Irene Burns, Amy Roop Burns, Ida Blanche Burns, Katherine Rebecca Burns, and Charles Lewis Burns all of whom are adults above the age of twenty one years, Except the said Katherine R Burns and Charles L Burns who are infants under the age of twenty one years and all of whom reside in Mansfield Piatt County in the State of Illinois Except the said Anna May Smith and David P. Smith

her husband; who reside in Mason Calhoun
County in the State of Iowa.
Third: That said Real Estate is not susceptible of
partition without material loss and injury to the
parties Entitled to interests therein as above stated
and that in order to make division of said interests,
it will be necessary that said real estate be sold
and the proceeds thereof divided amongst the
parties according to their several interests. to the
End therefore.
(1) That a decree may be passed for the sale of the
said real estate.
(2) That the proceeds of said sale may be distrib-
uted among your orators and said defendants
according to their respective rights and interests
(3) That your orators may have such other and
further relief as their case may require.
May it please your Honorable Court to grant unto
your Orators the order of publication, giving notice
to the said Martin Luther Burns adult. of Alexan-
der County in the State of Illinois. Katherine
Rebecca Burns and Charles Lewis Burns infants
both of Piatt County in the State of Illinois as
aforesaid. Frederick D Burns and Mary Burns
his wife, adults. both of Dallas County in the
State of Iowa as aforesaid and all of whom are
now. resident of this State. of the object and substance
of this bill, and warning them to appear in Court
in person or by solicitor on or before a certain day
to be named therein to show cause if any they have
why a decree ought not to pass as prayed, and also
the writ of Subpoena directed to the said Ruth D
Rees and Agnes Rees infants, all residing in
Carroll County in the State of Maryland: comma-
nding them and each of them to be and appear
Either in person or by solicitor in this Court on or
before a certain day, to be named therein, to show
cause, if any they have, why a decree ought
not to be passed as prayed

And as in duty bound &c

Jas Milton Rifsnider
Solicitor for Complainants.

Order of Publication.

David H. Burns Etal
vs
Martin Luther Burns Etal

No 4059 Equity
In the Circuit Court for
Carroll County in Equity.

The object of this suit is to procure a decree for the Sale of certain Real Estate, situate in Carroll County in the State of Maryland of which Daniel Burns, late of said County, was seized and possessed at the time of his death and the distribution of the proceeds thereof among the parties entitled thereto according to their respective rights and interests.

The Bill states that Daniel Burns departed this life intestate, in Carroll County aforesaid, on the 26th day of May A.D 1903, seized and possessed of a certain Lot or parcel of land, situate in the City of Westminster, Carroll County aforesaid and correctly described in the certified copy of the Deed thereof from William J. Case and wife to him, filed as part of said bill and marked "Exhibit No 1."

That the said Daniel Burns left the following named children and grandchildren surviving him as his only heirs at Law, to whom the aforesaid real Estate descended and vested on his death intestate aforesaid, to wit:

(a) Daniel W Burns, a son who is intermarried with Emma J. Burns, both adults, residing in Carroll County Maryland.

(b) Martin Luther Burns, an adult son, residing in Alexander County in the State of Illinois, and a non-resident of this State.

(c) Frederick D B. Burns a son who is intermarried with Mary Burns, both adults, residing in Dallas County in the State of Iowa and non residents of this State.

(d) Andrew D Rice, Horace G. Rice, who is intermarried with Edna Rice, Mary C Phillips who is intermarried with Elias E. Phillips, Anna B. Rice, Virginia Rice, who is intermarried with Thomas E. Rice, Elizabeth J Rice and Margaret F. Rice adults and Ruth D Rice, and Agnes Rice infants, children of intestate deceased daughter Sarah C. Rice, and all residing in said Carroll County.

(e) Anna May Smith who is intermarried with David P. Smith, William H Burns who is intermarried with Allie V. Burns, Cordar Irene Burns, Amy Roop Burns and Ida Blanche Burns adults and Katherine Rebecca Burns and Charles Lewis Burns infants children of intestate deceased, son John H. Burns, all non residents of this State and all residing in Pratt County in the State

of Illinois except the said Anna May Smith and her said husband who reside in Calhoun County in the State of Iowa.
That said Real estate is not susceptible of partition without Material loss and injury to the parties entitled to interests therein as above stated. It is thereupon this 14th day of July 1903 ordered by the Circuit Court for Carroll County in Equity that the plaintiffs by causing a copy of this order to be inserted in some Newspaper published in said Carroll County Maryland once in each of four successive weeks before the 17th day of August 1903. giving notice to the said absent defendants of the object and substance of this Bills warning them and each of them to appear in this Court in person or by solicitor on or before the 7th day of September next to show cause if any they have why a decree ought not to be passed as prayed

Wm H Thomas.

Printers Certificate.

Office of the American Sentinel.

Westminster Md Sept 7-1903

This is to certify that the annexed order of Publication has been published in the American Sentinel a Newspaper printed and published at Westminster Carroll County Md once a week in each of 4 successive weeks previous to the 17th day of August 1903.

E. J Rickard Publisher
per John H. Miller

Copy of Deed

The Certified copy of Deed filed in this cause is Recorded in Liber J.T.S No 56 fol is 481 &c One of the Land Records of Carroll Co'n

Answer of Ruth D Rice and Agnes Rice Katherine Rebecca Burns and Charles Lewis Burns by George A Miller guardian ad litem.

David H Burns et al
vs
Martin Luther Burns et al

No 4059 Equity
In the Circuit Court
for Carroll County
in Equity.

The Joint and several answer of Ruth D Rice and Agnes Rice. Katherin Rebecca Burns and Charles Lewis Burns infants by George A Miller guardian ad litem. duly appointed by order of this

Court. to the bill of complaint of David W Burns and others against them and others in this Court exhibited. These defendants being infants cannot admit any of the matters and things in said bill alleged and submit their rights thereunder to the protection of this Court.

And as in duty bound. etc

George A Miller guardian ad litem
for Ruth D Rose and Agnes Rose
Katherine Rebecca Burns and Charles
Lewis Burns infant defendants.

Decree Pro Confesso.

David W. Burns Etal
vs
Martin Luther Burns Etal

No 4059 Equity.
In the Circuit
Court for Carroll County
in Equity.

The defendants. Martin Luther Burns. Frederick D. Burns and Mary Burns his wife having been duly summoned to appear to the Bill of Complaint and having failed to appear thereto. It is thereupon this 28" day of December A.D 1903. by the Circuit Court for Carroll County. in Equity adjudged ordered and decreed that the plaintiffs are entitled to relief in the premises. but because it does not certainly appear to what relief the Plaintiffs are entitled. it is further adjudged and ordered that Leave be granted to the Plaintiffs to take testimony before any one of the Standing examiners of this Court to support the allegations of the Bill.

Wm H. Thomas.

Petition of Arthur W. Woods to be made party Plaintiff.

David W Burns Etal
vs
Martin Luther Burns Etal

No 4059 Equity
In the Circuit Court
for Carroll County
in Equity.

To The Honorable. The Judges of said Court.

The petition of Arthur W Woods of Wellington Sumner County in the State of Kansas respectfully shows unto your Honorable Court.

That since the filing of the Bill of Complaint in the above entitled cause. your petitioner has married and is now the husband of Ida Blanche Burns daughter of John H Burns a deceased son of Daniel Burns late of Carroll

County deceased. and who is one of the Plaintiffs in the above entitled cause.

Your petitioner therefore prays. (your Honorable Court that he be made a party Plaintiff in said cause.

And as in duty bound &c

Arthur W Woods. Petitioner

Jas Milton Riefsnider.
Solicitor for Arthur W. Woods.

Order of Court.

Ordered this 12 day of Jan 1904. by the Circuit Court for Carroll County in Equity on the foregoing petition that Arthur W Woods. the petitioner be and he is hereby made party Plaintiff in the above entitled cause.

Wm H Thomas.

Decree

David. W. Burns Et al vs Martin Luther Burns Et al	In the Circuit Court for Carroll County sitting as a Court of Equity. No 4059. Equity.

The above cause standing ready for hearing and being submitted without argument & the Bill answers and all other proceedings were by the Court read and considered. It is thereupon this 29th day of January in the year Nineteen Hundred and four. by the Circuit Court for Carroll County sitting as a Court of Equity. Adjudged. ordered and decreed that Real Estate and property mentioned in the proceedings in this cause be sold and that David W Burns of Carroll County Maryland. be and he is hereby appointed Trustee to make sale and that the terms and manner of his proceedings shall be as follows. he shall first file with the Clerk of this Court a bond to the State of Maryland. Executed by himself and a surety or sureties to be approved by this Court or by the Clerk thereof in the penalty of Twenty five Hundred Dollars. conditioned for the faithful performance of the trust reposed in him by this Decree. or to be reposed in him by any further Decree or order in the premises he shall then proceed to make the said sale. having given at least three weeks notice by advertisement inserted in some Newspaper published in Carroll County and by such other mode as he shall think proper

of the time place and terms of sale which shall be as follows to wit one third part of the purchase money shall be paid by the purchaser or purchasers to the Trustee on the day of sale or upon the ratification thereof by this Court and the residue shall be paid in two equal payments the one to be paid in six months and the other in twelve months from the day of sale with interest and to be secured by the notes of the purchaser or purchasers with security to be approved of by the Trustee or the whole of the purchase money may be paid in cash at the option of the purchaser, and as soon as may be convenient after any such sale or sales the said Trustee, shall return to this Court a full and particular account of his proceedings relative to such sale with an affidavit annexed of the truth thereof and of the fairness of said sale, and on obtaining the Courts Ratification of the sale and on the payment of the whole purchase money (and not before) the said Trustee, shall by a good and sufficient deed to be executed acknowledged and Recorded according to law convey to the purchaser or purchasers his, her or their heirs the property and estate to him her or them sold, free clear and discharged from all claim of the parties hereto, Complainants and Defendants and those claiming by, from or under them or either of them, and the said Trustee, shall bring into this Court the money arising from said sale to be distributed under the direction of this Court after deducting the costs of this suit, the Expenses of said sale and such commission to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity herewith, he shall appear to have discharged his trust

Wm. H. Thomas.

Bond

The Bond filed in this cause is Recorded in Liber J.H.B. No 1 - folio 171 &c one of the Bond Records of Carroll County.

Report of Sale.

David W. Burns Etal
vs
Martin Luther Burns Etal

No 4009 Equity.
In the Circuit Court
for Carroll County
in Equity.

The report of the sale of the Real Estate made in the above entitled cause by David W Burns duly appointed by a Decree of this Honorable Court. Trustee to sell the Real Estate in the proceedings in said cause mentioned, respectfully shows unto your Honorable Court.

1. That before proceeding to discharge the Trust reposed in him by said decree he first executed a Bond to the State of Maryland in the penalty of Twenty five Hundred dollars ($2500.00) with the Surety as required by said decree which said Bond was duly approved by the Clerk of your Honorable Court and is filed in this Cause.

2. That he then advertised the Real Estate in the proceedings in said cause decreed to be sold by advertisement inserted in the "American Sentinel" a newspaper published in Carroll County, Maryland. once a week in each of three successive weeks prior the day of sale and also by printed handbills put up in the vicinity of said property and Elsewhere in Carroll County, one of which was put up at the Court House door in Westminster Maryland. by which said advertisements he gave notice of the time. place manner and terms of sale. which terms were those prescribed by the aforesaid decree of your Honorable Court.

3. That in pursuance of said advertisements he attended on the premises known as No. 149 Pennsylvania Avenue, in the City of Westminster Carroll County Maryland. it being the same property that was conveyed by William J Case and wife to Daniel Burns in his lifetime, by Deed dated March 27. 1882. and Recorded among the Land Records of Carroll County in Liber J.T.S No 56. folio 481 &c on Wednesday February 24 - 1904. at 2. o'clock P M and then and there offered said property for sale at public sale to the highest bidder upon the terms aforesaid and for the quantity of 9900 square feet of land more or less and the highest bid received therefor was Eight Hundred and fifty Dollars $850.00 which in the opinion of your Trustee not being sufficient said property was withdrawn.

4. That since said Property was offered at Public

sale your Trustee, has made repeated Efforts to
sell the same at private sale and that on the
Fourth day of March 1904. he sold the aforesaid
property for the quantity of land aforesaid to
John H Sullivan of Carroll County Maryland at
and for the sum of One Thousand dollars ($1000.00)
Three Hundred dollars thereof payable in cash
and the balance thereof to wit: Seven Hundred
dollars payable on the ratification of said sale
by your Honorable Court.
5. That the said purchaser has paid the sum of
Three hundred dollars in cash and has agreed
to pay the balance on the ratification of said sale.
6. That your Trustee is of the opinion that said
price is quite as much as could reasonably be
had for the same, although he had hoped to se-
=cure a purchaser at a greater price.
All of which is respectfully submitted.
David H. Burns. Trustee.
Jas. Milton Reifsnider solicitor for Trustee.
State of Maryland Carroll County to wit.
I hereby certify that on this ninth day of March
A.D. 1904. before me, the subscriber, a Justice of the
Peace of the State of Maryland in and for Carroll
County aforesaid personally appeared David H
Burns. the above named Trustee and made oath
in due form of law that the matters and things
stated in the aforegoing report of sale are true
as therein set forth and that the sale therein
reported is bona fide and was fairly made.
William Horn Justice of the Peace.
Order Ratifying Sale.
David H Burns Etal
vs
Martin Luther Burns Etal
No 4059 Equity
In the Circuit Court
for Carroll County in
Equity.
Ordered this 9th day of March A.D. 1904. by the Circuit
Court for Carroll County in Equity that the sale
of the real estate made and Reported in the
above entitled cause by David H. Burns Trustee
appointed by Decree passed therein to sell the
same, be ratified and confirmed unless cause
to the contrary be shown on or before the 11th day
of April next provided a copy of this order be inser-
=ted in some newspaper published in Carroll
County Maryland, once a week in each of three

success ive weeks before the 11th day of April next
The Report states the amount of sale to be $1000.00-
David. L. Smelser. Clerk.

Printers Certificate.

Office of the American Sentinel
Westminster Md Apr 14th 1904

This is to certify that the annexed order Nisi in
said cause has been published in the American Sentinel
a newspaper printed and published at Westmin-
ster Carroll County Md once a week in each of
three successive weeks previous to the 11th day of
April. 1904. E. F. Lippard Publisher
per John. L. Mitten

Order of Court.

David H Burns Etal
vs
Martin Luther Burns Etal

No 4069
In the Circuit Court
for Carroll County.
in Equity.

Ordered this 16th day of April A.D. 1904. by the
Circuit Court for Carroll County that the sale of
the Real Estate made and reported in the above
entitled cause by David H Burns Trustee therein
appointed to sell the same be and the same is
hereby finally ratified and confirmed. no
cause to the contrary having been shown. alt-
hough notice appears to have been given as
appears by the proceeding order Nisi. and the
papers in the cause are hereby referred to the
auditor of this Court with instructions to
state an account of the Trust Funds therein
reported. allowing to the Trustee the usual com-
missions and such proper costs and expenses
as he shall produce vouchers for the auditor. and
report the same to this Court for its further order
in the premises

Wm. L. Thomas.

Auditors Account.

David H Burns Etal
vs
Martin Luther Barnes Etal

In the Circuit Court
for Carroll County sitting
as a Court of Equity.
No 4069 Equity.

To the Honorable. The Judges of the Circuit Court for
Carroll County sitting as a Court of Equity.
The auditor respectfully reports that in pursuance
of the order of your honorable Court passed in
this cause he examined the papers filed in the

cause and therefrom stated the within account.
He first charged the Trustee with all the purchase money in his hands as shown by his report filed in this cause on the Ninth day of March, in the year Nineteen Hundred and four, and thereon allowed him his commission and Expenses and all costs proper to be allowed.
The balance then left he distributed to the parties entitled thereto under these proceedings.
All of which is respectfully submitted.
Apr 22. 1904. John M Roberts Auditor.

The Real Estate of Daniel Burns deceased intestate in account with David W Burns Trustee.

Debtor

1904. March 4. By sale of Real Estate then made by Trustee at private sale to John H Sullivan as appears by his report filed in this cause March 9. 1904. Amounting to the sum of = $1000 00

Amount of Sale. $1000 00

Credit

To the Trustee for his Commission	$ 58	00
To the Trustee amount paid Henry B Grammer Collector for Corporation Taxes for the year 1903. as per Voucher No 1 filed.	$ 3	53
To the Trustee amount paid William Moon Jr as per Voucher No 2. filed.	$	30
To the Trustee amount paid Geo H Blair Jr and to as per Voucher No 3 filed.	$ 5	36
To the Trustee to pay J Thomas Kopp for Auctioneering sale as per Voucher No 4 filed.	$ 2	00
To the Trustee amount paid American Sentinel for Printing as per Voucher No 5 filed.	$ 27	00
To the Trustee to pay Joseph L Franklin Collector. taxes for year 1903. as per Voucher No 6 filed	$ 10	38
To the Trustee amount paid John M Reifsnider Solicitor for professional services rendered as per Voucher No 7 filed	$ 50	00
Cost of taking Testimony-		
To Michael. E. Walsh. Examiner	$ 8	00
To Andrew J Russ a witness.	$ 1	05
To Harry M Daly a witness	$ 1	05
To David. W. Burns. a witness	$	85
Costs as taxed by Clerk.		
To John M Reifsnider. Solicitor. appearance for	$ 10	00

To David B. Smiser Clerk.	$ 30	90
To F. Albert. Crawford Shiriff		90
To Geurge A Miller guardian ad litem	4	00
To Publication order Nisi on this account.	1	50
To John M Roberts auditor making Examination of papers and Stating this account	13	50
Amount of Expenses	$ 227	61
Balance for distribution	$ 772	39
Amount of Sale	$1000	00
Balance for Distribution Brought forward and distributed as follows to wit =	$ 772	39

To David W Burns a son of deceased intestate the sum of.	$	154	47 3/5	
To Martin Luther Burns a son of deceased intestate the sum of.	$	154	47 3/5	
To Frederick D Burns. a son of deceased intestate the sum of.	$	154	47 3/5	
To the distribution share of Sarah. C. Ruse a deceased daughter of deceased intestate carried forward and distributes among the parties entitled thereto the sum of.	$	154	47 3/5	
To the distribution share of John C. Burns a deceased son of deceased intestate carried forward and distributed among the parties Entitled thereto the sum of	$	154	47 3/5	
	$	772	39	$ 772 39
The distribution share of Sarah C. Ruse a deceased daughter of deceased intestate brought forward. and distributed as follows to wit:				$ 154 47 3/5
To Andrew D Ruse a son of Sarah C Ruse deceased. and a nephew of deceased intestate the sum of	$	17	16 3/5	
To Horace G Ruse a son of Sarah. C. Ruse deceased. and nephew of deceased intestate the sum of	$	17	16 3/5	
To Mary C. Phillips a daughter of Sarah. C. Ruse deceased. a niece of deceased intestate the sum of.	$	17	16 3/5	
To Anna R Ruse a daughter of Sarah. C. Ruse deceased and niece				

of deceased intestate the sum of.	$	17	16 2/5		
To Virginia Rose a daughter of Sarah C. Rose deceased and Niece of deceased intestate the sum of	$	17	16 2/5		
To Margaret L. Rose a daughter of Sarah C. Rose deceased and Niece of deceased intestate the sum of	$	17	16 2/5		
To Ruth D Rose an infant daughter of Sarah C. Rose deceased and niece of deceased intestate or the party entitled thereto the sum of.	$	17	16 2/5		
To Agnes Rose an infant daughter of Sarah C. Rose deceased and niece of deceased intestate or the party entitled thereto the sum of.	$	17	16 2/5		
	$	154	47 4/5	$ 154	47 4/5
The distribution share of John H. Burns a deceased out of deceased intestate Brought forward. and distributed as follows to wit:				$ 154	47 4/5
To Anna May Smith a daughter of John H Burns deceased and Niece of deceased intestate the sum of.	$	22	06 4/5		
To William Henry Burns a son of John H Burns deceased and Nephew of deceased intestate the sum of.	$	22	06 4/5		
To Corda Irene Burns a daughter of John H Burns deceased and Niece of deceased intestate the sum of	$	22	06 4/5		
To Amy Rook Burns a daughter of John H Burns deceased and niece of deceased intestate the sum of.	$	22	06 4/5		
To Ida Blanche Burns a daughter of John H Burns deceased and niece of deceased intestate the sum of.	$	22	06 4/5		
To Katherine Rebecca Burns an infant daughter of John H. Burns deceased and niece of deceased intestate or the party entitled thereto the sum of	$	22	06 4/5		
To Charles Lewis Burns an infant son of John H Burns deceased and Nephew of deceased intestate or the party Entitled thereto the sum of.	$	22	06 4/5		
Amount distributed	$	154	47 4/5	$ 154	47 4/5

David. W. Burns Etal
vs
Martin Luther Burns Etal

In the Circuit Court for Carroll County sitting as a Court of Equity—
No 4059 Equity.

Ordered this 22nd day of April A.D. 1904 that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of May next. provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser. Clerk.

Printers Certificate
Office of American Sentinel.
Westminster Md May - 18 - 1904

This is to certify that the annexed Order Nisi on audit has been published in the American Sentinel a Newspaper printed and published at Westminster Carroll County Md. once a week, in each of two successive weeks previous to the 9th day of May - 1904

E. J. Rippard Publisher.
per John H. Nitter

Order of Court.

Ordered this 28th day of June A.D. 1904 by the Circuit Court for Carroll County in Equity that the aforegoing account of the Auditor be and the same is hereby finally ratified and confirmed unless cause to the contrary having been shown, although notice appears to have been given as required by the preceding order Nisi, and the Trustee is hereby authorized and directed to pay out the trust fund in accordance with said account.

Wm. H. Thomas.

Recorded & Exd
per David. P. Smelser.
Clerk.

Maryland Oct.

At a Circuit Court for the fifth Judicial Circuit of the State of Maryland, begun and held at the Court house in the City of Westminster Carroll County Maryland on the 1st. Monday of May it being the 2nd day of same month in the year One Thousand Nine Hundred and four.

Were present.

Hon Wm H. Thomas Associate Judge.

William H Wilson Esq Sheriff.

David P. Smelser Clerk.

Among other things were the following proceedings & wit:

Be it remembered that heretofore to wit on 30th day of Oct AD 1904. Joseph D. Baker by J Roger McElhiney Attorney comes here into Court sitting as a Court of Equity and filed his order & docket a case which appears in form and words as follows & wit:

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P Jones partners trading as Jones and Company

vs.

No 4093 Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable. The Judges of said Court.

The Petition of Joseph D Baker, Trustee of Albert Jones and Albert Jones and Thomas P Jones partners trading as Jones and Company. respectfully shows unto your honors:-

#1. That on the 29th day of October AD 1903. Albert Jones individually and Albert Jones and Thomas P Jones partners trading as Jones and Company of Mount Airy Carroll County Maryland. Executed and delivered to your Petitioner a Deed of Trust. whereby Albert Jones individually and Albert Jones and Thomas P. Jones partners trading as Jones and Company, conveyed to your Petitioner in trust all of their real and personal estate and partnership property. for the benefit of their creditors viz= Albert Jones individually and Albert Jones and Thomas P. Jones partners trading as Jones and Company. as expressed in said Deed a certified copy of which is herewith filed marked Exhibit #1. and prayed to be taken as a part hereof. as fully as if herein inserted in words and figures.

#3. That a portion of the estate conveyed by said Deed consists of a Banking House, together with a lot of securities stocks Bonds, and a considerable sum of cash deposited in and with said firm by divers persons, and that it is to the interest and benefit of said Trust Estate that your Petitioner should take immediate charge of the Bank and its affairs and report the condition of affairs to your Honors for fur=ther orders.

#3" That your Petitioner files herewith a statement from Mr Jones, as to the assets in his hands which is marked Exhibit #2, showing about $130,000.

#4. That your Petitioner has accepted the trusts and filed his Bond with the Clerk of the Circuit Court for Carroll County, with approved security in the penal sum of Two Hundred and Fifty Thousand Dollars. that he might execute his said trusts under the direction and control and jurisdiction of your Honorable Court.

#5" Whereforn your Petitioner prays your Honors to assume jurisdiction of the Settlement of said Trust Estate so created by said Deed of Trust.

And for such other and further relief as the nature of his case may require. And that your Honors may pass an order authorizing and empowering him to take immediate charge of said Banking House and its business affairs and make a report thereof to your Honors.

And as in duty bound.

J Roger McSherry
Solicitor

Joseph D Baker
Trustee and Petitioner

Order of Court.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity, the aforegoing Petition having been read and considered this 30th day of October AD 1903. that Joseph D Baker, the Trustee named in said Petition be and he is hereby, authorized and empowered to take immediate charge of the Banking House and its affairs, securities, stocks, bonds and money and report the condition of the same to this Court as soon as practicable, and this Court assumes jurisdiction of the Trusts created by said Deed of Trust and hereinaforesaid.

Wm H Thomas.

Deed of Trust. Exhibit #1.

The Deed of Trust filed in this cause is Recorded in

in Liber J.H.B.No. 28 folio 276 &c One of the Land Records of Carroll County.

Bond

The Bond filed in this cause is Recorded in Liber J.H.B. #1 folio 145 &c One of the Bond Records of Carroll County.

Exhibit # 2

Frederick Md. Oct 29th 1903

To the Honorable, The Judges of the Circuit Court for Frederick County, sitting as a court of Equity.

I beg leave to report to your Honors that in my judgment my assets will amount to about the sum of $130.000.00

Yours Truly

Albert Jones

Jones & Co.

Joseph D Baker Trustee of Albert Jones and Thos. H. Jones individually and as partners trading as Jones and Company in Petition

vs.

No 4093 Equity.

In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable, the Judges of said Court.

The Petition of Joseph D Baker Trustee, in the above cause respectfully shows.

First: That he now has in hand more than Ten thousand dollars of Trust Funds which he holds under the provisions of the Deed of Trust a copy of which is filed in the above case, and he expects to receive an additional amount at an early date.

Second: That he is desirous of executing the Trusts reposed in him by said Deed as Expeditiously as possible and distribute the Trust Funds among the parties entitled under the order and direction of your Honorable Court. Wherefore he prays your Honors to pass an order authorizing him to give the usual and proper Notice to creditors to file their claims duly proven, with the Clerk of your Honorable Court on or before some certain day to be named, and that your petitioner may have all such other and further relief to which he may be entitled he will ever pray.

Roberts & Conaway

J Roger McSherry

Milton G. Urner

Solicitors for Petitioner

Order of Court.

Upon the foregoing petition it is ordered by the Circuit Court for Carroll County sitting as a Court.

of Equity this 22nd day of December A.D. 1903. that Joseph D. Baker Trustee be and is hereby authorized to give notice to the creditors of Albert Jones, and Thos. P. Jones individually, and to the creditors of said Albert Jones and Thos. Poole Jones partners trading as Jones and Company who were such on the 29th day of October 1903. by inserting a copy of this order once a week for at least four successive weeks before the 1st. day of February 1904. in some newspaper published in Carroll County and also in some Newspaper published in Frederick County to file their claims duly proven with the Clerk of this Court on or before the 3rd. day of March 1904.

Wm. H. Thomas.

Trustees Report of Sale #1

Joseph D. Baker Trustee of Albert Jones et al vs Petition

No 4093 Equity.

In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable, The Judges of said Court.

The report and Petition of Joseph D. Baker Trustee under the Deed of Trust executed by Albert Jones and wife and Thomas Poole Jones, dated the 29th day of October A.D. 1903. a certified copy of which is filed in the above case, respectfully shows unto your Honors,

1st That by virtue of the Power of sale conferred upon him by said Deed of Trust he did on the 14th day of January A.D. 1904. sell at private sale to Raymond Barnes the home place of the said Albert Jones situated in the Village of Mount Airy in Carroll County containing thirty five acres of land more or less, a portion of which is located in Frederick County, being the same property described in a Deed from Jannie A.C. Bond Trustee, to said Albert Jones dated the 20th day of October A.D. 1886 and duly Recorded in Liber J.D.T. No 16 folio 435, one of the Land Records of Frederick County and also Recorded in Liber W.M.M. No 65 folio 329. one of the Land Records of Carroll County. Excepting from the land described in said Deed two acres and twenty-seven square perches more or less, conveyed by said Albert Jones and wife to Albert Maynard by Deed bearing date the twenty ninth day of April A.D. 1887. and Recorded in Liber W.M.M. No 66. folio 227 one of the Land Records of Carroll County and also Excepting two acres and thirty two and 86/100

parcels of land more or less conveyed by said Albert Jones and wife to the Standard Oil Company by Deed dated the 25th day of January A.D. 1898, and Recorded in Liber D.T.G. No. 1 folio 188, One of the Land Records of Frederick County, and your Orator and Petitioner sold the said remaining thirty five acres of land more or less with the improvements thereon and the rights and privileges connected therewith to the said Raymond Barnes for the gross sum of seven Thousand Dollars upon the following terms. One Thousand Dollars to be paid cash on or before the 18th day of January A.D. 1904. and the balance on or before the 1st day of May A.D. 1914. upon full possession of said property being given him and the execution of a good and sufficient deed therefor and said sale being ratified by your Honorable Court, all of which will more fully appear by the acknowledgement of purchase and the obligation of said Raymond Barnes to comply with said terms of sale filed herewith marked Exhibit R.B. and prayed to be taken as part of this Report and Petition.

2nd That after the execution of said Deed of Trust and the acceptance of the Trusts thereunder by your petitioner and after having filed his bond with approved security he procured the Real Estate situated in Carroll and Frederick Counties and conveyed to him by said Deed of Trust to be appraised by George William Smith and Hiram Jones two gentlemen of high standing for intelligence and integrity and of large experience and in whose judgments in estimating the value of Real Estate your Petitioner has great confidence and they appraised the said Home place of the said Albert Jones with the land connected therewith of thirty five acres more or less at the sum of Seven Thousand Dollars and which your petitioner believes is a fair and reasonable price for the same and as much as he could reasonably expect to obtain for the same, Wherefor your petitioner prays your Honors to ratify and confirm said sale and authorize him to convey said Real Estate to the said Raymond Barnes by a good and sufficient deed upon his complying with said contract of purchase. And that your petitioner may have all such other and further relief to which he may be entitled. he will ever pray &c.

Roberts & Lemmon. Roger McSherry & Milton G. Urner Solicitors

J. D. Baker Trustee

State of Maryland Frederick County to wit.

I hereby certify that on this 15th day of January AD 1904
before me a Notary Public of the State of Maryland in and
for said County personally appeared Joseph D Baker
Trustee and made oath in due form of law that the
matters and things stated in the foregoing report
and Petition are true to the best of his knowledge and
belief and the sale therein reported was fairly made

Witness my hand and Notarial Seal.

(Seal) (Pluce)

J. Travers Thomas
Notary Public

Ex parte. In the matter of the Trust Estate of Albert Jones Et al / Joseph D Baker Trustee / In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093 Equity.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 18th day of January in the year Nineteen Hundred and four that the sale of the Real Estate mentioned in these proceedings made and reported by Joseph D Baker Trustee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of February next: provided a copy of this order be inserted in some newspaper printed and published in Carroll County once in each of three successive weeks before the 15th day of February next

The Report states the amount of sales to be $7000.00

David P. Smelser. Clerk.

Exhibit R.D.

I hereby acknowledge that I have this 14th day of January in the year Nineteen Hundred and four bought at private sale of Joseph D Baker Trustee of Albert Jones under a Deed of Trust from said Albert Jones and wife & J.P. Jones dated the 29 day of October AD 1903. all that Home Place of the said Albert Jones situated in Carroll County in the State of Maryland in the Village of Mount Airy. Together with all the land now used in connection with said Home Place by said Albert Jones, and being all the land conveyed to said Jones by J. H. C. Bond Trustee by Deed dated Oct 20 - 1886. Except what has been conveyed away by said J. Jones. Being thirty six acres more or less and lying partly in Carroll and partly in Frederick County at and for the sum of seven Thousand dollars and I oblige myself to pay the same as follows. One Thousand Dollars cash on or before the eighteenth day of January.

AD 1904. and the balance on or before the first day of May AD Nineteen hundred and four upon full possession of said property being given me and the execution of a good and sufficient deed therefor and this sale being ratified by the Circuit Court for Carroll County sitting as a Court of Equity, and this purchase is made upon the further understanding and agreement that I am to have the privilege to go upon said property at any time before the said 1st day of May AD 1904. and after the payment of said sum of One Thousand dollars to make repairs to fencing and outbuildings to make such improvements as I may deem necessary outside of the dwelling house and to plow and make other preparation for spring crops.

Test. Milton G. Ursmer. Raymond Warner

Printers Certificate.

Westminster Md. March 22-1904

We hereby certify that the annexed Nisi on Sale was published for three successive weeks prior to the 15th day of February 1904. in the Democratic Advocate a newspaper published in Carroll County. Md.

Vanderford Bros. Editors and Publishers.

Order of Court.

Exparte: In the matter of the Trust Estate of Albert Jones Etal Joseph D Baker Trustee | In the Circuit Court for Carroll County sitting as a Court of Equity.

No 4093. Equity.

Ordered this 23rd day of March in the year Nineteen Hundred and four. By the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the Real Estate made and reported by Joseph D Baker Trustee be and the same is hereby finally ratified and confirmed. no cause to the contrary thereof having been shown although notice appears to have been given as required by the preceeding order Nisi, and this cause is hereby referred to Geo. E. Crouse special Auditor to state an account and report same to this Court for its further order.

Wm H Thomas

Report of Sale #2.

Joseph D Baker Trustee of Albert Jones Etal on Petition | No 4093 Equity. In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable. The Judges of said Court.

The second report and petition of Joseph D Baker, Trustee.

under a Deed of Trust from Albert Jones and wife and J. D. Jones dated the 29th. day of October A.D. 1903. a copy of which is filed in the above cause respectfully shows.
1. That after having given more than three weeks previous notice of the time, place manner and terms of sale by advertisement in the "Advocate" and "Sentinel" Two Newspapers published in Carroll County and in the "Citizen" the "News" the "Examiner" and other Newspapers published in Frederick County, and by hand bills extensively circulated whereby he did advertise for public Sale the larger part of the Real Estate situated in Carroll and Frederick Counties, conveyed to him by said Deed of Trust. he did in pursuance to said Notice attend in front of the Banking house of Jones and Company at Mount Airy Maryland, on Thursday the 21st. day of January A.D. 1904. at eleven o'clock A.M. and then and there offered at public sale all of said real Estate advertised as aforesaid, a copy of which advertisement is filed herewith marked Exhibit A. but only succeeded in selling then and there at Public Sale two parcels of said real Estate that is to say.
A. In the first place your Trustee sold at Public Sale all that tract of land with the improvements thereon being the fourth described parcel in said advertisement and known as the Wood Lot containing Fourteen acres of land, more or less, and being the same property conveyed to the said Albert Jones by Francis Neal Park Assignee &c. by deed dated the 7th day of April A.D. 1900. and Recorded in Liber J.W.B. No 90. folio 407 &c. One of the Land Records of Carroll County to Osko. Shipley he being the highest and last bidder therefor at and for the gross sum of Eight Hundred and Twenty Dollars and the said Osko Shipley obligated himself to comply with the terms of sale as specified in said advertisement, as will appear by his acknowledgment of purchase filed herewith marked. Exhibit. O.S.
B. Your Trustee next sold at public Sale the seventh lot described in said advertisement as containing Six acres of land more or less, situated in Mount Pleasant District Frederick County, Being all of the land conveyed to said Albert Jones by J. Dorsey Jones by Deed dated December 26th 1870. and Recorded in Liber G.M.C. No 7. folio 107. One of the Land Records of Frederick County, Except the part thereof heretofore conveyed away by said Albert Jones to John B Burkle he being the highest and last bidder therefor, at and for the gross

sum of One Hundred and ninety two dollars and fifty cents and the said John B Runkles obligated himself to comply with the terms of sale as specified in said advertisement as will appear by his acknowledgment of Purchase filed herewith Marked Exhibit J. B. R.

2. That your Trustee has since sold at Private Sale the Eighth parcel of land described in said advertisement as containing two acres of land more or less. situated in New Market District in Frederick County being the same lot or parcel of land conveyed to said Albert Jones by Edward Hobbs Executor by Deed dated January 16" 1872. and Recorded in Liber J. G. No 3 folio 582 One of the Land Records of Frederick County Except the part thereof heretofore conveyed away by the said Albert Jones to Charles D. Walter at and for the sum of Twenty five Dollars. The same being a fair and reasonable price for said Lot as your Trustee is advised and believes, and the said Charles D Walter has obligated himself to comply with the terms of sale. as will appear by his acknowledgment of purchase filed herewith. marked Exhibit C. D. W.

3". That your Trustee did on the 27" day of January A D 1904 sell at Private sale to Dennis D Hobbs a farm conveyed to him by said Deed of Trust supposed to contain about One Hundred and Twenty acres at and for the sum of Fifty Dollars per acre. the exact quantity of land in said farm to be ascertained by a survey. But which your Trustee has not as yet been able to have done because of inclement weather and snow. said farm being situated part in Carroll and part in Frederick County now in possession of Albert Dorsey as tenant and being part of the same Land conveyed to said Albert Jones by John C. Motter and James H Pearre Trustees by Deed dated the 31" day of March 1884. and Recorded in Liber A. T. No 9 folio 70. One of the Land Records of Frederick County and also being the same Land conveyed to said Albert Jones by three separate Deeds. One from Jeremiah and Ann Brashear dated December 19" 1891. and Recorded in Liber J. L. J. No 1. folio 37. One of said Land Records. One from Milton. S. Ebner and wife dated April 4" 1892. and Recorded in Liber J. L. J. No 1 folio 427. One of said Land Records. And one from Jeremiah and Ann Brashear dated April 25" 1896. and Recorded in Liber J. L. J. No 14. folio 239. One of said Land Records. Together with all the rights and privileges.

belonging and pertaining to said farm including the right to use the water from the spring upon the adjoining farm on the East now occupied by one Wagner as tenant as such water has heretofore been and is now used for the benefit and convenience of the said farm, the growing crops on said farm being reserved and the said Dennis D. McPherson obligated himself to comply with the terms of sale all of which will more fully appear by reference to his acknowledgment of purchase filed herewith as part of this report, and marked Exhibit D. D. McP. That your Trustee had had said farm appraised by George William Smith and Winter D. Jones two gentlemen of large experience in estimating the Value of Real Estate, and who appraised said farm at fifty Dollars per acre, and which your Trustee believes to be a fair and Reasonable price for same 4th. That said Sales aggregate the sum of One Thousand and Thirty seven dollars and fifty cents ($1037.50) Exclusive of said farm which is commonly known as the "Doney Farm" and sold at fifty Dollars per acre as before stated.

And your Trustee and Petitioner respectfully prays your Honor to ratify and confirm said sales and grant him all such other and further relief to which he may be entitled, and he will ever pray.

Roberts & Conaway / Roger McSherry / Millard G. Urner, Solicitors

Joseph D. Baker
Trustee

State of Maryland, Frederick County, to wit:

I Hereby certify that on this 5th day of February A.D. 1904, before me a Notary Public of the State of Maryland in and for Frederick County personally appeared Joseph D. Baker Trustee and made oath in due form of law that the matters and things stated in the foregoing Petition and Report of sales are true to the best of his knowledge and belief that the sales therein reported were fairly made.

Witness my hand and seal

(Seal)
(Place)

J. Travers Thomas
Notary Public

Exhibit. O S.

I hereby Certify that I have this 21st. day of January 1904 Purchased from Joseph D Baker Trustee under the Deed of Trust from Albert Jones & wife and J. P. Jones all that tract or parcel of land known as the Wood Lot and containing 13 acres more or less.

and more fully described in the annexed advert-
isement at and for the sum of Eight Hundred and
twenty-Dollars $820. and I agree to comply with the
terms of sale as specified in said annexed adver-
isement Witness my hand and seal
Witness Milton. G. Urner. Oscar. Shipley [Seal]

Exhibit J.B.B.

I hereby certify that I have this 21st day of
A.D. 1904. purchased from Joseph D Baker Trustee
under the Deed of Trust from Albert Jones and wife
and T. P Jones all that tract or parcel of land known
as the Wood lot in Mt Pleasant Dist Fred Co. Conta-
ining 10. acres more or less. and more fully descr-
ibed in the annexed advertisement at and
for the sum of One Hundred and Ninety two Dollars
and fifty cents and I agree to comply with the
terms of sale as specified in said annexed
advertisement, Witness my hand and Seal.
J. Roger. McSherry J. B Burtles [Seal]

Exhibit C.D.H.

I hereby acknowledge that I have this 21st. day of
January A.D 1904. bought at Public Sale of Joseph
D Baker Trustee under the Deed of Trust of Albert
Jones and wife and T.P. Jones the woodlot described
as the Eighth parcel of land described in the printed
advertisement of sale. containing two acres of land
more or less. at and for the sum of twenty five
dollars and I obligate myself to comply with
terms of Sale of one third cash and the balance
in one and two years from this date with interest
or all cash at my option.

Charles D Walker.

Exhibit D.D.H.C.

I hereby acknowledge that I have this 27th day of
January A.D 1904. bought at private sale of Joseph D.
Baker Trustee under a Deed of Trust from Albert Jones
and wife and T. P Jones. for the sum of Fifty Dollars
all that farm situated partly in Frederick and
partly in Carroll County in the State of Maryland
conveyed to said Trustee by said Deed of Trust
and now occupied by Albert Dorsey as tenant Supp-
osed to contain about one Hundred and seventy
acres of land. the exact quantity to be ascertained
by survey. together with all the rights and privileges
belonging and pertaining to said farm including
the right to use the water from the Spring upon the

adjoining farm on the East now occupied by one Wagner as tenant as such water has heretofore been and is now used, for the benefit and commun of the farm hereby purchased, together with the right of ingress and Egress upon said adjoining Wagner farm along the lines of the pipes conveying the water from said spring, to the premises hereby purchased whenever necessary for the purpose of cleaning said spring, renewing or repairing said pipes, such right to enter the said adjoining Wagner farm to be always exercised with reasonable care and so as to do the least damage and injury to the said adjoining farm. The growing crops and all personal property on said farm are reserved by the said Trustee. And I do hereby obligate myself to pay to the said Joseph D Baker Trustee for the amount of land in said farm when the quantity shall be ascertained by survey at Fifty Dollars per acre, upon the following terms. One third of the aggregate cash upon the Ratification of this Sale by the Court, and the balance in two Equal payments in one and two years from this date with interest from date, or all cash at my option. Two Hundred and fifty Dollars of said cash payment to be paid as a deposit upon the Execution of this acknowledgment of Purchase and the cost of said survey to be borne equally by me and the said J. D. Baker Trustee.

Test. J. B. Rentzles. Dennis D. McKee.

Exhibit. A.

Office of the Citizen.

Frederick Md. Feby 6 - 1904

We hereby certify that the annexed Public Sale was published in the "Citizen" a News paper published in Frederick County State of Maryland for four successive weeks prior to the 21st day of January 1904.

Baughman, Bros.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas B. Jones trading as Jones & Company

In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093. Equity.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 6th day of February in the year Nineteen Hundred and four, that the sale of

the Real Estate mentioned in these proceedings made and reported by Joseph D Baker, Trustee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 14th day of March next. provided a copy of this order be inserted in some newspaper printed and published in Carroll County once in each of three successive weeks before the 7th day of March next

The Report States the amount of sale to be $2037.50

David P. Smelser. Clerk.

Printers Certificate.

Westminster Md March 22 1904

We hereby certify that the annexed Nisi on Sale was published for three successive weeks prior to the 14th day of March 1904. in the Democrat Advocate a newspaper published in Carroll County Md.

Vandeford Bros

Editors and Publishers

Order of Court.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company | In the Circuit Court for Carroll County sitting as a Court of Equity No 4093 Equity.

Ordered this 23rd day of March in the year Nineteen Hundred and four. by the Circuit Court for Carroll County sitting as a Court of Equity: that the sale of the Real Estate made and Reported by Joseph D Baker Trustee be and the same is hereby finally ratified and confirmed. No cause to the contrary thereof having been shown. although due Notice appears to have been given in compliance with the preceding order Nisi and it is further ordered that this cause be and the same is hereby referred to Ira. E. Crouse. Special Auditor. to state an account of the Trust Funds in this cause. in which he shall allow the Trustee the usual commissions and expenses and such costs as he shall produce satisfactory vouchers and report said account to this Court for its further order

Wm H Thomas

Supplemental Report of Joseph D Baker Trustee of Albert Jones and others on Petition | 2nd Report of Sale. No 4093 Equity For the Circuit Court for Carroll County In Equity.

To the Honorable. The Judges of said Court.

The further Report of Joseph D Baker Trustee in the above case respectfully shows.

1st That since the filing of his 2nd Report and Petition in the above case. wherein he reported the sale of a farm lying partly in Carroll and partly in Frederick Counties to Dennis J H Rock at and for the sum of fifty Dollars per acre. the quantity to be ascertained by survey said farm has been surveyed by Burl A. Warfield Surveyor. and the quantity of land contained in said farm ascertained to be One Hundred and fifty three acres and thirty six square perches of land more or less. as will more fully appear by reference to the certificate of such survey filed herewith marked "Exhibit B.A.W. and prayed to be taken as part of this Supplemental report to said 2nd Report of Sale hereto for filed in the above cause.

That the gross amount of said sale is $8161.25-

All of which is respectfully submitted.

J. D Baker Trustee

State of Maryland Frederick County to wit:

I hereby certify that on this 28th day of March A.D 1904. before me the subscriber. a Notary Public of the State of Maryland in and for Frederick County personally appeared Joseph D Baker Trustee and made oath in due form of law that the matters and things stated in the aforegoing report are true to the best of his knowledge and belief

As witness my hand and Notarial Seal.

(Seal) (Place)

J Travis Thomas

Notary Public

Exhibit B A.W.

I hereby certify that on this 23rd day of March 1904 I have very carefully Resurveyed for Joseph D Baker Trustee for Jones & Co part of a tract of land called "Long Trusted" and part of a tract called "Cherry Grove" Situate lying and being partly in Carroll County but mostly in Frederick County Maryland. The survey made by George A Davis as Deputy from Milton G Urner and wife to Albert Jones bearing date April 4 1892. will show said survey went across Mr Urners field. and to correct the error and obey the calls in said deed to the North Edge of a stream running from Mount Airy. I was compelled to change several lines so as to obey said calls entailing a loss to said land as reference to said Deed will show. Variation of Magnetic

"Farm and East" part of the tract called

Courses on all old lines corrected up to date)
Beginning for the same at an old bounded Chestnut
tree marked. Standing at the North West corner of Dorsey
Burall's Lot in Mount City. the same being a corner
common to the Lands of Burall. Jones and others
thence with a post fence to the centre of the Buffalo
road. as said road is now made a divisional line of
said Jones land.

Lines and courses.

1. North 44½° E 54 14/25- Perches to centre of Buffalo road thence in
centre of said Road. 2." N 32° W 26 pm to the centre of said Road.
3" N 33½° W 74 3/25- pm to the centre of said Road
4" N 34° E 16 " " " " " " "
5" N 23¼° E 28 " " " " " " "
6" N 8½° E 28 6/25 " " " " " " "
7" N 1½° W 12 " " " " " " "
8" N 12¼° W 31 3/25- " to the forks of the Buffalo and Woodville roads
9" N 26¾° W 25 1/25 " in centre of Woodville road. 20 ft from
stone at the beginning of the 7" line in a Deed from John
& Mother and James St. Pierre to A Jones dated 31" of March 1884
thence with said line
10" South. 46½° W. 155- pm to a stone at the end of said line
11" North 34¼° W 40 1/5- " to a stone near a marked tree thence
12" N 31½° E 11 " to the East side of a marked black Oak tree
13" N 70° W 43 18/25 " to a stone at Joseph Burtles land
binding on said land.
14" S. 12¼° E 67 4/25- pm to a stone
15" S 10½° W 7 17/25- pm to a stone at the corner of Jno. Burtles land.
16" N 85½° W 20 6/10 " to a stone on the West side of a stream of Water
at Milton D Urners land.
17" S. 12¼° E 10 6/10 pm to the East side of said stream.
18" S. 1½° W 24 " to the confluence of a stream from North
19" S 54½° E 21 3/4 " " Middle of said stream near a bend in stream
20" N 87° E 12 18/25- " " the North Edge of said stream
21" N 83½° E 30 4/6 " " the North Edge of said stream
22" S. 63° E 48 " " on division fence
23" S. 46½ E 11½ perches
24" S. 45° E 10 7/10 pm to a marked white oak Tree.
25" S 31¾° E 14 4/5- " to a marked Poplar Tree
26" S 24½° E 24 8/10 " to a stone at the 26 line of "Chevy Chase"
at 6 7 3/10 perches thence thence nearly of said line.
27" N 33½° E 5 7 2/10 pm to a stone at the beginning of said line
28" S 25° E 77 8/25- perches to the beginning
Containing one Hundred and fifty-three acres and
thirty six square perches of land more or less.
Calculated by Latitudes and Departures very

Carefully, after Balancing Lot & Dep.
Benl. A. Warfield, Surveyor.

Report of Sale #3.

Joseph D Baker Trustee
of Albert Jones Etal
vs
Petition

No 4093. Equity.
In the Circuit Court for
Carroll County sitting as
a Court of Equity.

To the Honorable. the Judges of said Court.

The third report and petition of Joseph D Baker Trustee under a deed of Trust from Albert Jones and wife and E.P. Jones dated the 29th day of October A.D. 1903. a copy of which is filed in the above case. Respectfully shows.

1st That after having given more than three weeks previous notice of the time, place, manner and terms of sale by advertisement in the "The Advocate" and "The Sentinel" two newspapers published in Carroll County and in "The Citizen." "The News" "The "Examiner" and other newspapers published in Frederick County, and by hand bills extensively circulated. whereby he advertised at Public sale the larger part of the Real Estate situated in Carroll and Frederick Counties convey ed to him by said deed of Trust. he did in pursuance of said notice attend in front of the Banking House of Jones & Company in Mt. Airy, Maryland. on Thursday the 21st day of January A.D. 1904. at 11 Oclock A.M. and there and then offered at public sale all of said real Estate advertised as aforesaid a copy of which advertisement is filed as Exhibit A with his second Report of sales. but only succeeded in selling them and them at public sale the two parcels of said real Estate reported in his said second report. 2d That immediately after his unsuccessful effort to sell said real Estate at Public Sale he succeeded in selling at private sale a portion of said advertised Real Estate as follows,- A. in the first place your Trustee sold on the said 31st day of January A.D. 1904. the sixth portion of Real Estate described in said advertisement, it being the Banking House lot and improvements of Jones & Company in Mt Airy Maryland. Together with the office fixtures. Steel chest. Furniture and Typewriter therein to Walter R Rudy and Raymond Barnes. at and for the sum of Two Thousand Dollars. the same being more than the amount bid for the same when offered

at Public Sale and a fair and reasonable price for the same and the said Haller R. Rudy and Raymond Barnes have obligated themselves to comply with the terms of Sale as specified in said advertisement as will appear by their acknowledgment of purchase filed herewith marked "Exhibit" R & B. the said Banking house lot being the same property conveyed to the said Albert Jones by three Deeds of conveyance, one from John B. Rinkles and wife dated November 7th 1887. and recorded in Liber W.M.M. No 67. folio 531. one of the Land Records of Carroll County, one from W.D. Jones and Albert Maynard and wives dated July 17th 1889 and Recorded in Liber W.M.M. No 70 folio 130. and one from John B Rinkles and wife dated November 24th 1898. and Recorded in Liber J.H.B. No 88. folio 93. one of said Land Records. B. Your Trustee next sold at private sale on said date to Alvin F. Conaway. the farm situated in Carroll County being the 5th parcel described in said advertisement and known as the "Todd farm" containing 279 acres of land more or less, at and for the sum of $40. per acre the same being the appraised value of said farm as ascertained by Geo M. Smith and W.D. Jones in the appraisment mentioned in your Trustee's previous report, and which is more than your Trustee was offered for the same at public sale, and said Alvin F. Conaway obligated himself to pay cash for said farm upon the ratification of said sale by this Court, as will appear by his acknowledgment of purchase and supplemental agreement filed herewith marked "Exhibit A.F.C." the growing crops and all personal property on said farm were reserved. At the time of the execution of said Deed of Trust the legal title to said farm was standing in the name of Wm D. Jones with a resulting trust in favor of said Albert Jones and the said Wm D Jones conveyed said farm to your Trustee by Deed dated November 7th 1903. and duly recorded among the Land Records of Carroll County in Liber J.H.B. No 98 folio 303. C. Your Trustee further reports that the 1st parcel of Real estate described in said advertisement, being a farm containing 267 acres of land more or less situated in Carroll County, was appraised by said appraisers at $60 per acre and when offered at Public Sale he

received no bids appropriating that amount and he afterwards on said day of sale sold said farm at private sale in two separate parcels or portions, the Eastern portion, supposed to contain One Hundred and Fifty acres more or less, he sold to John M. DeLashmutt, at and for the sum of sixty dollars per acre, and the Western portion he sold to Edward M. Molesworth at and for the sum of Sixty two dollars and fifty cents per acre and subsequently on the 25th day of January 1904. the said John M. DeLashmutt, Edward M. Molesworth and your Trustee met upon said farm and the said DeLashmutt and Molesworth then agreed upon a division line dividing the two portions of said farm severally purchased by them and did agree that said division line should run as follows, Commencing at a marked Hickory Tree standing at the South East corner of the Woodland north of the public road running through said farm and being part of the farm known as the Spurrier Farm and running thence in a straight line in a southerly direction to a Poplar Tree, this day, (January 25th) marked, on the South side of a worm fence at the Southern end of the field west of the buildings, on the DeLashmutt portion of said farm and then on in a straight line to the Southern line of said farm at the B & O R.R. and it was then agreed in writing that the said John M. DeLashmutt should pay to your Trustee the sum of Sixty Dollars per acre for all that portion of said farm lying on the Eastern side of said division line, the exact quantity of which shall be ascertained by survey and the said E.M. Molesworth should pay to your Trustee the sum of Sixty two Dollars and fifty cents per acre for all that portion of said farm lying on the Western side of said division line the exact quantity of which shall be ascertained by survey, and that one half of the cost of such survey should be paid by your Trustee and the balance by said DeLashmutt and Molesworth. The growing crops of wheat on said farm was reserved by your Trustee, And the said John M. DeLashmutt and Edward M. Molesworth both obligated themselves to comply with the terms of sale as specified in said printed advertisement, as will appear by their acknowledgment of purchase and Supplemental agreement of the

25th of January 1904. filed herewith. Marked Exhibit D & M. That said farm is the same Real Estate conveyed to the said Albert Jones by Robert Sellman and wife by Deed dated the 1st day of April 1901. and Recorded in Libr J H B No 93 folio 138 &c one of the Land Records of Carroll County.

3rd That on the 23rd day of January A D 1904. your Trustee sold at private sale to Charles Werthheimer the second described parcel of land in said printed advertisement being a farm in Carroll County containing Two Hundred and Twenty three acres of land, more or less at and for the sum of Thirty seven Dollars per acre and which was more than your Trustee was able to obtain for the same when offered at public sale although One Dollar less per acre than the amount at which said farm was appraised by said Smith and Jones. but as a further consideration for the said purchase the said Werthheimer obligated himself to rent said farm to one Jere Mosley, a tenant on the said farm purchased by the said Conaway and which your Trustee considered a valuable consideration in view of certain complications and contentions liable to arise on account of said tenancy and your Trustee sold said farm for the best price he was able to obtain for the same; and the said Charles Werthheimer has obligated himself to pay the entire purchase money for said farm in cash on or before the first day of June A D 1904. The growing crops and all personal property on said farm were reserved. All of which will more fully appear by reference to said Charles Werthheimer's acknowledgment of purchase filed herewith marked Exhibit C. M. The said farm being the same real estate conveyed to said Albert Jones by Deed from Mary C. Spencer & others dated the 20th day of November A D 1897. and recorded in Libr J H B No 86. Folio 155 &c one of the Land Records of Carroll County.

That said sales aggregate the sum of $ 21411.00 besides the proceeds of said Sellman's Farm. Containing 267 acres, more or less. sold in two parcels, as before stated. part at $60. per acre. and part at $ 82.00 per acre. the amounts of said separate parcels to be ascertained by survey, as hereinafter stated.

And your Trustee and Petitioner prays that said sales may be ratified and confirmed and that he may have all such other and further relief as the case may require.

And as in duty &c.
Roberts & Conner
Roger M. Shuey
Milton G. Urner. Solic for Trustee.

J D Baker Truste.

State of Maryland Frederick County to wit.

I hereby certify that on this 16th day of February A D 1904 before the subscriber a Notary Public of the State of Maryland in and for Frederick County personally appeared Joseph D Baker Truste and made oath in due form of law that the matters and things stated in the aforegoing petition and report of sales are true to the best of his knowledge and belief and that the sales therein reported were fairly made

Witness my hand and Notarial Seal

(Seal Place)

J Travers Thomas
Notary Public

Eihibit R & B

We hereby certify that we have this 21 day of January A D 1904 purchased from Joseph D Baker Truste under the Deed of Trust from Albert Jones and wife and V. P. Jones all that tract or parcel of land known as the Banbury Home Lot and improvements in Mt Airy and more fully described in the annexed advertisement at and for the sum of $2000. dollars and we agree to comply with the terms of sale as specified in said annexed advertisement including the office fixtures steel vault furniture and Typewriter.

Witness my hand and seal.

Walter R Rudy (Seal)
Raymond D Barnes (Seal)

Exhibit A. F. C.

I hereby certify that I have this 21st day of January A D 1904 purchased from Joseph D Baker Truste under the Deed of Trust from Albert Jones and wife and V. P. Jones all that tract or parcel of land known as the Todd farm and containing 272. acres of land more or less. and more fully described in the annexed advertisement at and for the sum of Forty Dollars per acre and agree to comply with the terms of sale as specified in said annexed advertisement

Witness

Witness my hand and seal.

Willon G Urner.

Alvin F. Conaway (Seal)

I hereby agree to pay the entire purchase money for the above mentioned farm cash upon the ratification of this sale and execution of Deed. And said purchase was made with the understanding the growing

crops and all personal property were assigned. Witness my hand and seal this 1st day of February A.D. 1904.

Witness Millie G. Homer — Alvin F. Conaway [seal]

Exhibit D & M

I hereby certify that I have this 21st day of January A.D. 1904. purchased from Joseph D Baker Trustee under deed of Trust from Albert Jones & wife and J. P. Jones all that part of that tract or parcel of land known as the Sellman farm & being 150 acres more or less including the Mansion House & Stable, and more fully described in the annexed advertisement at and for the sum of sixty Dollars per acre and I agree to comply with the terms of sale as specified in said annexed advertisement

Witness my hand and seal [seal]

J Roger McSherry — J. M. Delashmutt

Mt. Airy Md.

Jan 21 - 1904

I hereby acknowledge that I have this 21st day of January A.D. 1904. purchased from Joseph D Baker Trustee under the Deed of Trust from Albert Jones and wife and J. P. Jones all that part or parcel of the land known as the Sellman Farm being about 100 acres more or less including the farm House and Barn at and for the sum of $62.50 per acre and I agree to comply with the terms of sale as specified in said annexed advertisement

Witness my hand and seal [seal]

J Roger McSherry — Edward M. Molesworth

Agreement.

This agreement made this 25 - day of January A.D. 1904 by and between John M. DeLashmutt & Edward M Molesworth and Joseph D Baker Trustee under a Deed of Trust from Albert Jones and others. Witnesseth Whereas the said John M Delashmutt and E M Molesworth did each on the 21st day of January 1904. purchase of said J. D. Baker Trustee a portion of a farm situated in Carroll County Maryland recently owned by said Albert Jones and commonly known as the Sellman farm containing two Hundred and sixty seven acres of land more or less, but the division line between the portions of said farm severally purchased by said Delashmutt and said Molesworth was not then determined upon but left to future agreement and the said Delashmutt and Molesworth have now agreed that said division line shall run as follows, Commencing at a marked Hickory tree standing at the

South East corner of the wood Land north of the Public road running through said Sellman farm and being part of the farm known as the Shuman farm and running thence in a straight line in a southerly direction to a poplar tree this day marked on the south side of a worm fence at the southern end of the field West of the buildings on the Delashmutt portion of said farm and then on in a straight line to the Southern line of said farm at the B & O R R. Now it is hereby agreed by and between the parties hereto, that said John M. DeLashmutt's said purchase shall embrace and include all that portion of said farm lying on the Eastern side of said division line, the exact quantity of which shall be ascertained by survey and for which said DeLashmutt obligates himself to pay to said J D Baker Trustee the sum of fifty dollars per acre, and the said E M Molesworth's said purchase shall embrace and include all that portion of said farm lying on the Western side of said division line, the exact quantity of which shall be ascertained by survey and for which said Molesworth obligates himself to pay to said J D Baker Trustee, the sum of fifty two and 50/100 per acre. The cost of said survey shall be paid one half by said J D Baker Trustee and the Executors by said DeLashmutt and Molesworth. It is further understood that this agreement does not in any wise vary the terms upon which said purchases were originally made, as embodied in the printed advertisement had when said farm was offered at public sale that is to say, one third of the purchase money cash upon the ratification of said sales and the balance in one and two years from the day of sale with interest from date of sale, or all cash at the option of said purchasers. The growing crop of wheat on said farm having been reserved and the said John M. DeLashmutt and E M. Molesworth having each paid to said J D Baker Trustee on the said 21st day of January 1904. The sum of $250.00 by check to be credited in part of the cash payments

John M. DeLashmutt (Seal)

Edward M. Molesworth (Seal)

Test

Milton G. Ward

J D Baker (Seal)

Exhibit C. H.

I hereby acknowledge that I have this 20th day of January A D 1904. bought at private Sale of Joseph D Baker Trustee under a Deed of Trust from Gilbert

Jones & wife and J. P. Jones, all that farm situated in Carroll County Maryland, containing Two Hundred and Thirty-Three acres of land, more or less, convey'd to said Joseph D. Baker Trustee, by said Deed of Trust and commonly known as the "Spurrier" farm, at and for the sum of Thirty-seven Dollars per acre, the growing crops and all personal property on said farm being reserved and I obligate myself to pay the said purchase money in cash on or before the 1st day of June A.D. 1904 and as a further consideration for the purchase of said farm I obligate myself to rent said farm to Jesse Mosby, now a tenant on the "Todd" farm sold by said Trustee to one Conaway, upon the usual terms of renting for one year from the 1st day of April 1904 to the end that said "Todd" farm and the said Joseph D. Baker, Trustee, may be relieved of any claim of said Mosby to continue his tenancy upon said "Todd" farm.

Witness, Solomon D. Baker. } Chas Hetherington

Order Nisi. On Sale

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company

For the Circuit Court for Carroll County sitting as a Court of Equity. No 4093. Equity.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 17th day of February in the year Nineteen Hundred and four, that the sale of the Real Estate mentioned in these proceedings made and reported by Joseph D Baker Trustee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of March next, provided a copy of this order be inserted for three successive weeks before the 14th day of March next. The Third Report states the amount of Sales to be $21411.00.

David P. Smelser, Clerk.

Printers Certificate.

Westminster March 22nd 1904

We hereby certify that the annexed Nisi on Sale was published for three successive weeks prior to the 7th day of March 1904, in the Democratic Advocate a Newspaper published in Carroll County Md.

Vandeford Bros,
Editors and Publishers.

Order of Court.

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners trading as Jones and Company

In the Circuit Court for Carroll County Sitting as a Court of Equity. No 4093. Equity.

Ordered this 25th day of March, in the year Nineteen Hundred and four, by the Circuit Court for Carroll County, sitting as a Court of Equity, that the sale of the Real Estate made and reported by Joseph D. Baker Trustee, be and the same is hereby finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice appears to have been given, in accordance with the proceedings; order Nisi, and it is further ordered that this cause be and the same is hereby referred to Dra. E. Crouse Special Auditor, to state an account of the trust funds in this cause, in which he shall allow the Trustee the usual commissions and Expenses and such costs as he shall produce satisfactory vouchers and report said account to this Court for its further order.

Wm. H. Thomas

Report of Sale #3. (Supplemental)

Joseph D. Baker Trustee of Albert Jones & Etal vs Petition

No 4093 Equity. In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable, the Judges of said Court.

The further report of Joseph D Baker Trustee in the above cause respectfully shows.

1st That since the filing of his third report and petition in the above case, wherein he reported the sale of a farm in Carroll County in two several parcels, one to John H. DeLashmutt at sixty dollars per acre and the other to Edward M. Molesworth at sixty two and 50/100 dollars per acre, the exact quantity in each parcel to be ascertained by survey as appears by Exhibit D and M to your Trustees third Report of sales filed in the above case, said farm and the said several parts thereof sold as aforesaid have been surveyed by Beale A Harfield Surveyor and the quantity of land purchased by said John DeLashmutt ascertained to be one

Hundred and sixty five acres, two Roods and four square perches of land more or less, as will appear by Exhibit B.A.W. No. 1. filed herewith and the quantity of land contained in the part of said farm purchased by said Edward M. Molesworth has been ascertained to be one Hundred and two acres and sixteen square perches, more or less, as will appear by the certificate of survey marked Exhibit B A W. No. 1, filed herewith,

2" That the gross amount of said sale to John M DeLashmutt is $9931.50, and the gross amount of said Sale to Edward M Molesworth is $6381.25 the two sales together aggregating the sum of $16312.75-

All of which is Respectfully submitted,

J D Baker, Trustee,

State of Maryland Frederick County to wit;

I hereby certify that on this 29th day of March AD 1904 before me the subscriber a Notary Public of the State of Maryland in and for Frederick County personally appeared Joseph D Baker Trustee and made oath in due form of law that the matters and things stated in the aforegoing report are true to the best of his knowledge and belief.

(Seals Place) Witness my hand and Notarial Seal

J Travers Thomas

Notary Public

Exhibit B A W No. 1.

I hereby certify that on this 28th day of March 1904 I have carefully Resurveyed the lines of what is known as the Robert Sellman Homestead, Sold by Joseph D Baker Trustee for Jones &c, to John M. DeLashmutt it being part of several tracts of land situate lying and being in Carroll County Maryland called "Hampton Court" "The Valley of Strife" and "Buck Bottom" or whatever the same may be called which is contained within the following metes and bounds, courses and distances to wit; with variation of Magnetic courses on all old lines corrected up to date; the first 7 lines corrected with an allowance of 2½° degrees, the 12" 13" 14" and 15" corrected with an allowance of 3° degrees, Beginning for the same at a stone planted equi distant between two white oak trees (bounded) in a road &c thence &c (the corrections of Variation) adds on N.E & S W. courses and subtract on N.W. & S.E ones) 1st South 55½° W 104½ prs to the West side of a branch thence, 2" S 11½° E 60 prs, 3rd S 14° W 26¾ prs to the North Margin of the B & O Railroad and binding thereon. so as to be in correct juxtaposition to said

North Margin. 4 courses & distances. 4" N 57° W 49 pes
5" N 56° W 20 pes. 6" N 52° W 10 pes 7" N 48½° W 6 pes to the W line
of "Hampton Park" which is the end of that part of old
deed. binding on Railroad the balance of lines up
R. Road going back to old Clary Deed in centre of Railroad
8" S 42½° W 2 perches to the centre of the B & O R R tracks.
9" N 44° W 22 " in centre of B & O R R Tracks.
10 N 32° W 41½ " to the East of the division line now made
and established by John M. De Lashmutt & E M. Moles
with & thence running of said divisional line.
11" N 28½° E 173 21/25 perches to the beginning of said divisional
line at a marked Hickory tree at an iron pin now
planted at the root of said tree. thence with the lines
in Deed from Robert Sillman wife to Albert Jones the 5"
last lines on Spurrier farm, and the late J. H. Stubbs
land 4. of said lines corrected with 3° allowance &
Examine old deed &c.
12" N 27½° E 30¼ perches to the Spurrier farm & on &c
13" S 78° E 78½ " " "
14" S 78° E 31 " to a stone &c at corner of J. H. Stubbs land
15" S 31° W 103¼ " to stone on W side of W Ry road.
16" S 66¼ E 41¼ " to the beginning containing
One Hundred and Sixty four acres 2 Rods and four square
perches of land more or less.

Basil A Garfield. Surveyor.

Exhibit. B. & O. No. 2.

I hereby certify that on this 8" day of March 1904. I
have carefully surveyed for Joseph D Baker Trustee for
Jones &c part of a tract of land called. The Addition
to Hobsons Choice" and part of a tract called "Buck
Bottom" or whatever the same may be called (Situate
lying and being in Carroll County Maryland) which
is contained within the following metes and bounds
courses and distances to wit: Beginning for the same
at an iron pin now planted at the root of a marked
Hickory tree. said point being the beginning of a
division line now established between John M. De.
Lashmutt and Edward M Moles with the purchasers
of the Sillman farm the above beginning being
also a corner of the Spurrier farm and the end of the
17th line of the Deed from Robert Sillman & wife to Albert
Jones. thence with the said divisional line
across said land. (Variations of Magnetic Courses
on all old lines corrected upto date to same and
to govern location) the following described land is
known as the Clary farm to be conveyed to.

25×10

32×10

25×10

Edward M. Molesworth

1" S 28½° W 173 21/25 perches to the centre of the B'to Railroad tracts. thence in centre of said Railroad the 7 following courses. 2" N 43° W 7 6/25 pm. 3" N 48° W 12 pm 4" N 55½° W 13.5 pm 5" N 56° W 10 pm 6" N 63° W 14 pm 7 N 67½° W 14 23/25 pm 8" N 75° W 24 pm to a corner of the land deeded to Robert Garrett by Robert Sellman wife deed dated Aug 4" 1887. it being the last line in said Deed thence binding on said line. 9" S 9¾° E 126 2/5 perches to a stone in Mt Airy Road. 10" S 74¾° E 6 pm to a stone at ent of Chestnut Sm thence. 11 S 42° E 21½ pm on the North side of Mt Airy road. 12" S 54½° E 18 12/25 prs on the North side of Mt Airy Road. 13 S 51½° E 57½ pm on the East side of private road to stone. 14" S 70° E 63½ pm to the beginning containing One Hundred and Six acres and 160 square perches of land more or less.

Beale A Warfield. Surveyor

Report of Sale. #. 4.

Joseph D Baker Trustee of
Albert Jones and others
vs
Petition

No 4093 Equity.
In the Circuit Court for
Carroll County sitting as
a Court of Equity.

To the Honorable the Judges of said Court.

The further report and petition of Joseph D Baker Trustee under Deed of Trust from Albert Jones and others dated October 29" A D 1903. respectfully shows.

1" That he has sold at private sale to Cordelia H Jones for the sum of Five Hundred Dollars all the undivided interest of Albert Jones in a farm containing One Hundred and Six acres of land more or less. situated near Liberty town in Frederick County, and the said Cordelia H Jones has obligated herself to pay cash for said interest in said farm upon the ratification of said Sales as will appear by her acknowledgment of purchase filed herewith, marked Exhibit C H. J. The said farm being the same land described in a deed from J Dorsey Jones and wife to Albert Jones and William D Jones dated March 3rd. 1890. and Recorded in Liber W. J. P. No 11 folio 55. One of the Land Records of Frederick County, Except the parts thereof previously conveyed away by said Albert Jones and William D. Jones. 2nd That the interest of the said Albert Jones, so sold is the undivided interest in the Equity of redemption in said farm. the same being subject to a Mortgage for Two thousand and five

hundred dollars upon said farm, and your Trustee is advised by parties acquainted with said Real Estate and in whose judgment he has confidence that the said sum of five hundred dollars is a fair and reasonable price for the interest of said Albert Jones in said farm so sold and as much as he could reasonably expect to receive for same Wherefore your Trustee prays your Honors to ratify and confirm said sale, and grant him such other and further relief to which he may be entitled and he will ever pray &c

Robert & Crouse
J Roger McSherry
Milton G. Urner. Solicitors for Trustee.

J D Baker. Trustee

State of Maryland, Frederick County to wit:
I hereby certify that on this 16th day of February AD 1904. Before me the the subscriber a Notary Public of the State of Maryland in and for Frederick County personally appeared Joseph D Baker Trustee and made oath in due form of law that the Matters and things stated in the aforegoing Report and petition are true to the best of his knowledge and belief and that the sale therein reported was fairly made

(Seal Place) Witness my hand and Notarial Seal.
J. Travers H. Thomas. Notary Public

Exhibit C. H. J.

I hereby acknowledge that I have this eighth day of February. AD 1904. bought at private Sale of Joseph D Baker Trustee under a Deed of Trust from Albert Jones and others the undivided interest of the said Albert Jones in and to the farm Containing One Hundred and two acres of land more or less situated near Liberty Town in Frederick County and now in the occupancy of J. Dorsey Jones. at and for the sum of Five Hundred Dollars and I obligate my Self to pay cash for said interest in said farm upon the ratification of said sale.

Cordelia H. Jones.

Order Nisi on Sale

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners Trading as Jones and Company	In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093 Equity.

Ordered by the Circuit Court for Carroll County sitting

as a Court of Equity this 17th day of February in the year Nineteen Hundred and four that the sale of the Real Estate mentioned in these proceedings made and reported by Joseph D Baker Trustee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of March next. provided a copy of this order be inserted for three successive weeks before the 14th day of March next.

The fourth Report states the amount of sale to be $5000.00

David P Smelser. Clerk.

Trustees Certificate.

Westminster Md. March 22nd 1904

We hereby certify that the annexed Nisi on Sale was published for three successive weeks prior to the 14th day of March 1904. in the Democratic Advocate, a newspaper published in Carroll County Md.

Vandiver & Bro.

Editors and Publishers.

Order of Court.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners trading as Jones and Company. | In the Circuit Court for Carroll County. Sitting as a Court of Equity No 4093. Equity.

Ordered this 23rd day of March in the year Nineteen Hundred and four. by the Circuit Court for Carroll County, sitting as a Court of Equity. that the sale of the Real Estate made and reported by Joseph D Baker Trustee be and the same is hereby finally ratified and confirmed. No cause to the contrary thereof having been shown. although due Notice appears to have been given in compliance with the preceding Order Nisi, and it is further order that this cause be and the same is hereby referred to Ira. E. Crouse Special Auditor, to state an account of the trust funds in this cause, in which he shall allow the Trustee the usual commissions and expenses and such costs as he shall produce satisfactory vouchers and report said account to this Court for its further order.

Wm J. C. Thomas.

Report of Sale #5.

Joseph D. Baker Trustee of Albert Jones Etal vs Petition | No 4093 In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable, the Judges of said Court.

The further Report and Petition of Joseph D Baker Trustee under a Deed of Trust from Albert Jones and wife and J. R. Jones dated the 29th day of October A.D. 1903. a copy of which is filed in this above case, respectfully shows.

1st That under said Deed of Trust, conveying to your Trustee and Petitioner all the property and Estate of every Nature, Kind or description and wheresoever situated of the said Albert Jones, then were conveyed and assigned to your Trustee and Petitioner, in trust, for the purposes mentioned in said deed, a Leasehold interest of the said Albert Jones in and to a house and lot situated on the East side of North Calhoun Street in the City of Baltimore at the North East corner of North Calhoun and Mulberry Streets and known as No 401 N. Calhoun Street the same being a lease of said property by Henrietta R Glenn and others Trustees, to the said Albert Jones for the period of Ninety Nine years, with right of renewal. by Deed of Lease dated the second day of April in the year 1877. and duly recorded in Liber G.H. No 773 folio &c &c of the Land Records of Baltimore City and which lease is subject to the payment of the yearly rent or sum of One Hundred and Twenty Dollars, computing from the first day of January 1877. and payable semi annually on the first day of January and July in every year during the continuance of said lease, free and clear of all deductions for taxes and other assessments, all of which will more fully appear by reference to said Deed of Lease.

2nd That your Trustee placed said property for sale in the hands of Mr J. A. O. Tucker, a Real Estate Agent of Baltimore City, and who sold the same as agent for your Trustee to William Olmsted Tucker, of the City of Baltimore, for the sum of Twelve Hundred Dollars Twenty five Dollars of which was paid cash and the balance to be paid in cash within thirty days from the 27th day of January 1904. The date of said sale, reserving from said sale, the Parlor Chandelier and Metal Mirror and Metal Cabinet in dining room the said property, sold being subject to the present tenancy of a Mrs Flora Biedler, all of which will more fully appear by reference to the contract of Sale filed herewith marked Exhibit W.O.T. as part of this Report and Petition.

3rd That your Trustee employed the said J. A. Tucker upon the usual terms of 2½% commission, and

25 x 10
32 x 10
25 x

the said sale was made, as your Trustee is advised and believes for a fair and reasonable price and for as much as he could reasonably expect to receive for the same. Wherefore your Trustee and Petitioner prays your Honors to ratify and confirm said sale and authorize him to convey said leasehold interest to said William C. Tucker by a good and sufficient Deed upon his paying the balance of the purchase money thereof and that he may have all such other and further relief to which he may be entitled he will ever pray &c

Robert S. Towse
Roger McSherry
Milton S. Homer Solicitors for Trustee.

J. D. Baker
Trustee

State of Maryland Frederick County to wit:

I hereby certify that on this 18th day of February A.D. 1904 Before me the subscriber a Notary Public of the State of Maryland in and for Frederick County, personally appeared Joseph D. Baker Trustee and made oath in due form of law that the matters and things stated in the aforegoing Report and Petition are true to the best of his Knowledge and belief and that the sale therein reported was fairly made

Seal Place

Witness My hand and Notarial Seal
J. Travers Thomas
Notary Public

Exhibit N.O.T.

This agreement Made the 27th day of January 1904.
Between J. D. Baker Trustee of Frederick City Md. by the first part and J. A. O. Tucker agent for William Olmstead Tucker of the City of Baltimore of the second part. Witnesseth that said party of the first part doth hereby bargain and sell unto said party of the second part, and the latter doth hereby purchase from the former, and agree to pay for the following described property situate and lying in the City of Baltimore and State of Maryland viz. The Dwelling known as No 401 N. Calhoun St (N.E. Cor) The Chandaliers gas and water fixtures, Furnace Heaters and range annexed to said building are included in this sale, saving however the Parlor Chandelier and Mantel Mirror and Mantel Cabinet in Dining room. At and for the price or sum of Twelve Hundred Dollars, of which $25. have been paid prior to the signing hereof and the balance is to be paid as follows. Cash within thirty days from date hereof. And upon payment as above of the unpaid purchase money, a Deed for the property shall be Executed at the Vendees Expense by the Vendor. Which shall convey

the property by a good and marchantable title to the
vendee free of all Liens and encumbrances. Taxes water
rent ground rent interest on encumbrances if any and
rental of the premises to be apportioned or adjusted to the
day of settlement. As to possession of the premises it is
agreed that same is subject to the present tenancy (Mrs
Flora Bidler) and the said parties hereto hereby bind
themselves, their heirs Executors and administrators for
the faithful performance of this Agreement within
thirty days from the date hereof, said time to be of the
Essence of this Agreement.

Witness our hands and seals in Duplicate

Test

J. D. Baker [Seal]

per J. A. D. Tucker agt.

Wm O. Tucker [Seal]

Order Nisi on Sale.

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity.

No 4093. Equity.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 19th day of February A.D. 1904 that the sale of the Leasehold property in Baltimore City mentioned in the proceedings made and reported by Joseph D. Baker Trustee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of March next, provided a copy of this order be inserted for three successive weeks before the 14th day of March next in some newspaper published in Carroll County.

The fifth report states the amount of sales to be $1200.00

David P. Smelser Clerk

Printers Certificate.

Westminster Md March 22 - 1904

We hereby certify that the annexed Nisi on Sale was published for three successive weeks prior to the 14th day of March 1904 in The Democratic Advocate, a Newspaper published in Carroll County Md.

Vandiver & Bro's. Editors and Publishers

Special Auditors Account. A.

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4093 Equity

To The Honorable. The Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

Your special Auditor. Ira. E. Crouse appointed in this cause by your Honorable Court has duly qualified before the Clerk of the Circuit Court for Carroll County. The Special Auditor further reports that in pursuance of the order of your Honorable Court passed in this cause he Examined the papers filed in the cause and therefrom stated the within accounts.

He first made the Statement of Claims against Albert Jones, and then made the Statement of claims against Albert Jones and Thomas P. Jones partners trading as Jones and Company.

He then charged the Truste with all the money in his hands as shown by his report and Petition filed in this cause on the twenty first day of April, in the year Nineteen Hundred and four. and thereout allowed him his commissions and expenses and all costs proper to be allowed.

He then distributed the balance of Trust Funds of Albert Jones individually, to his individual credi-tors in full payment of their claims as will more fully appear by reference to account A. herewith filed. and the balance then left he carried forward and distributed among the Creditors of Albert Jones and Thomas P. Jones. Trading as Jones and Company as will more fully appear by reference to account B. herewith filed. He further reports that in pursuance of the order of your Honorable Court passed in this cause. he allowed the claim of the Continental Commercial Company Vs Jones and Company in full under the distribution of Trust. Funds of said Jones and Company as will more fully appear by said account. B.

All of which is Respectfully submitted

April 29. 1904 Ira. E. Crouse Special Auditor.

The Trust Estate of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company. in account with Joseph D Baker Truste.

Debtor

1904. April 13"	By sale of Real Estate of Albert Jones Reported by said Truste as shown by his report and Petition filed in this cause the sum of	$ 33,102.50
1904 April 13"	By sale of stocks of Albert Jones Reported by said Truste. as shown by his	

report and Petition filed in this cause the sum of	$ 13392	22
1904. April 12" By sale of Personal property of Albert Jones reported by said Truste in his report and Petition filed in this cause the sum of.	$ 5605	90
1904. April 12" By sundry collections made by said Truste as shown by his report and Petition filed in this cause the sum of	$ 698	76
Amount of Trust Estate of Albert Jones as shown by Truslies report and Petition	$ 72799	38
1904. April 12" By cash on hand of Albert Jones and Thomas. P. Jones. trading as Jones and Company as shown by the report and Petition of Truste filed in this cause the sum of.	$ 1393	55
1904. April 12" By cash on deposit with Citizens National Bank as shown by the report and petition of Truste filed in this cause the sum of.	$ 5636	60
1904. April 12" By notes and drafts collected by said Truste as appears by his Report and Petition filed in this cause the sum of.	$ 4188	56
1904 April 12" By overdrafts collected by said Truste as appears by his Report filed in this cause the sum of.	$ 525	49
1904. April 12" By sale of shoats calves. Butter &c by said Truste as shown by his report filed in this cause the sum of.	$ 149	97
1904. April 12" By sundry accounts collected as shown by said Trustes report and Petition filed in this cause the sum of.	$ 138	02
Amount of Trust Estate of Albert Jones and Thomas. P. Jones partners trading as Jones and Company.	$ 12032	19
Total amount of Trust Estate	$ 84831	57
Account A		
By total amount of Trust estate of Albert Jones. Brought forward.	$ 72799	38
Credit.		
To the Truste for his commissions	$ 3639	96
To the Truste amount paid T.G. Thomas & Son for insurance as per Voucher No 1 filed	$ 50	85
To Truste amount paid Albert Dorsey		

For labor as per Voucher No 2 filed	$	1	50
To the Trustee amount paid Burl A. Warfield			
For labor as per Voucher No 3 filed	$	12	52
To Trustee amount paid Frank V. D. Lewis			
Register for corporation taxes for years 1902			
and 1903. as per Vouchers Nos 4 and 5 filed	$	34	75
To the Trustee amount paid The Examiner			
Publishing Company for printing as per			
Voucher No 9 filed.	$	24	00
To the Trustee amount paid Baughmans Bros			
for printing as per Voucher No 10. filed	$	29	00
To the Trustee amount paid the Gazette			
Company for printing as per Voucher No 11 filed	$	62	50
To the Trustee amount paid American Sentinel			
for printing as per Voucher No 12 filed.	$	23	00
To the Trustee amount paid G.C. Rhoderick for			
printing as per Voucher No 13 filed	$	20	00
To the Trustee amount paid the Evening News			
Publishing Company for printing as per			
Voucher No 14 filed.	$	37	74
To the Trustee amount paid the News for			
printing as per Voucher No 15 filed.	$	2	00
To the Trustee amount paid the News for			
printing as per Voucher No 16 filed	$	3	00
To the Trustee amount paid A.R. Anderson			
as per Voucher filed	$	6	50
To the Trustee amount paid W.D. Jarvis interest			
on groundrent as per Voucher No 18. filed.	$	60	00
To the Trustee amount paid the Herald Publishing			
Company for printing as per Voucher No 19. filed.	$	38	25
To the Trustee amount paid the A.S. Abell			
Company for printing as per Voucher No 20 filed	$	44	40
To the Trustee amount paid the News for			
printing as per Voucher No 21 filed.	$	100	00
To the Trustee amount paid Vanderford Bros for			
printing as per Voucher No 22. filed	$	25	00
To the Trustee amount paid Charles C			
Fulton and Company for printing as per Voucher			
No 23 filed.	$	45	25
To the Trustee amount paid the Herald			
Publishing Company for printing as per			
Voucher No 24 filed	$	4	50
To the Trustee amount paid Charles C. Fulton			
and Company for printing as per Voucher No 25 filed	$	4	13
To the Trustee amount paid A.S. Abell Company			
for printing as per Voucher No 26 filed	$	7	05

To the Truste amount paid the News for printing as per Voucher No 27 filed.	$ 19	50
To the Truste amount paid Morgan G. Sharp for insurance as per Vouchers Nos 28 & 29 filed	$ 10	69
To the Truste amount paid Benson M. Conn for insurance as per Voucher No 30 filed.	$ 3	60
To the Truste amount paid James H Billingsley Clerk for Recording Deed from William D. Jones as per Voucher No 31 filed	$ 4	50
To the Truste amount paid Edgar Macgill for auctioneering sale as per Voucher No 32 filed	$ 25	00
To the Truste amount paid F.G. Thomas and Son for insurance as per Voucher No 33 filed	$ 2	82
To the Truste amount paid F. G. Thomas and son for insurance as per Vouchers No 34 filed	$ 85	49
To the Truste amount paid the Central National Bank of Frederick as per Voucher No 35 filed	$ 8	51
To the Truste Amount paid Albert Jones as per Voucher No 36 filed	$ 10	72
To the Truste amount paid H. H. Demsey Collector taxes as per Vouchers Nos. 37. 38. 39. & 40 filed	$ 3	28
To the Truste to pay Vandenford Dorr for printing as per Voucher No 41 filed	$ 25	00
To the Truste to pay Samuel T. Kaffner Clerk for Recording, as per Voucher No 42 filed.	$ 6	50
Cost as taxed by Clerk.		
To J. Roger McShany, Milton G. Urner and Roberts and Crouse. Solicitors appearance fee.	$ 10	00
To David P Smelser Clerk	$ 171	73
To F. Albert. Crawford. Sheriff	$ 1	25
To Publication order Nisi on this account	$ 1	50
To Jno. E. Crouse. Special Auditor for making Examination of papers. Statement of Claims and stating this account and distribution	$ 50	00
Amount of Expenses	$ 4857	71
Balance for distribution	$ 67941	67
Amount of Trust funds.	$ 72799	38
Balance for distribution brought forward and distributed among the creditors of Albert Jones in full payment of their Claims as shown by the Statement of Claims against Albert Jones herewith filed as follows to wit:	$ 67941	67
To Hutzler Brothers in full for their claim against Albert Jones as appears from the Statement of Claims herewith filed the sum of	$ 102	39

7	Jo O"Neill and Company in full for their claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of.	$	629	37
9	Jo Hilliam E. Hood Company in full payment of their Claim against Albert Jones as appears by the Statement of Claims herwith filed the sum of	$	29	30
12	Claim of John Fitzgerger in full payment of his claim against Albert Jones as appears by the Statement of claims herewith filed the sum of.	$	24	60
13	Jo National Mechanics Bank in full payment of its claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of	$	543	19
210	Jo J. R. Condon in full payment of his claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of.	$	26	93
212	Jo Albert Maynard in full payment of his claim against Albert Jones as appears by the Statement of claims herewith filed the sum of	$	1157	62
213	Jo. E. H. Molesworth in full payment of his claim against Albert Jones as appears by the Statement of claims herewith filed the sum of.	$	3	23
215	Jo A. H. Runkles and Company in full payment for their claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of	$	4	85
223.	Jo Baker & Sentz. in full payment of their claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of	$	24	50
224	Jo W. H. Hood. in full payment of his claim against Albert Jones as appears by the statement of claims herewith filed the sum of	$	163	85
227	Jo O. M Spurrier in full for his claim against Albert Jones as appears by the Statement of claims herewith filed the sum of.	$	44	08

321.	To J W & Clus in full payment of his claim against Albert Jones as appears by the statement of claims herewith filed the sum of	$	3	60
322	To Byron T Dorsey in full payment of his claim against Albert Jones as appears by statement of claims herewith filed the sum of	$	20	95
347	To Haller & Rudy in full payment of his claim against Albert Jones as appears by statement of claims herewith filed the sum of.	$	33	88
348	To Gilbert Brothers and Company in full payment of their claim against Albert Jones as appears by the statement of claims herewith filed the sum of.	$	7	14
351	To Morrow Brothers in full payment of their claim against Albert Jones as appears by the statement of Claims herewith filed the sum of	$	7	80
352	To Gangwlt. Walter and Company in full payment of their claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of	$	29	35
353	To Bruton and Company in full payment of their claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of.	$	1000	
302	To F W. Ellinghausen in full payment of his claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of.	$	40	80
354	To John F. Deal & Sons in full for their claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of	$	35	30
356	To Emmart & Quartley in full payment of their claim against Albert Jones as appears by the statement of claims herewith filed the sum of	$	6	25
357	To Drs Brownell and Carr in full payment of their claim against Albert Jones as appears by the			

	statement of Claims herewith filed the sum of.					
				$	30	25
359.	To William H. Jones in full payment of his claim against Albert Jones as appears by statement of claims herewith filed for the sum of			$	10	25
361	To John H. Fole in full payment of his claim against Albert Jones as appears by statement of claims herewith filed for the sum of			$	18	06
363	To Charles C. Harris in full payment of his claim against Albert Jones as appears by the Statement of claims herewith filed the sum of			$	12	00
113	To Charles Jones in full payment of his claim against Albert Jones as appears by statement of Claims herewith filed for the sum of			$	418	18
384	To M. J. Grove Lime Company in full payment of its claim against Albert Jones as appears by the Statement of claims herewith filed the sum of.			$	48	02
109	To William D. Jones in full payment of his claim against Albert Jones as appears by the Statement of claims herewith filed the sum of.			$	5119	17
110	To William D. Jones in full payment of his claim against Albert Jones as appears by the Statement of claims herewith filed the sum of.			$	1165	38
111	To William D. Jones in full payment of his claim against Albert Jones as appears by the statement of Claims herewith filed the sum of			$	416	41
388	To heirs of Joab Brown deceased in full payment of their claim against Albert Jones as appears by the Statement of Claims herewith filed the sum of.			$	573	39
389	To heirs of C. Brashears deceased in full payment of their claim against Albert Jones as appears by the Statement of Claim herewith filed the sum of			$	292	86
	Balance carried forward and distributed under account. B.			$	21548	21
				$	46393	46

Special Auditors Account. B.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P Jones Partners Trading as Jones and Company. } In the Circuit Court for Carroll County sitting as a Court of Equity No 4093. Equity

Debtor

By total amount of Trust Estate of Albert Jones and Thomas P. Jones Trading as Jones and Company brought forward.	$ 12032	19
By Balance of Albert Jones Trust Estate brought forward from Account A. to be distributed under this account.	$ 46393	46
Amount of Trust funds to be distributed.	$ 58425	65

Credit.

To the Trustee for his commissions of 5% on $12032.19. the sum of	$ 601	60
To the Trustee amount paid Frank D Levin as per Voucher No. 1. filed.	$ 6	00
To the Trustee amount paid Gassaway Watkins as per Voucher No 2 filed	$ 8	00
To the Trustee for sundry expenses as per Voucher No 3 filed.	$ 52	70
To the Trustee amount paid Vernon S. Knowles as per Voucher No 4 filed	$ 19	57
To the Trustee amount paid Gassaway Watkins as per Voucher No 5 filed	$ 8	00
To the Trustee amount paid Gassaway Watkins as per Voucher No 6 filed.	$ 11	13
To Trustee Amount paid Gassaway Watkins as per Voucher No 7 filed.	$ 8	00
To the Trustee amount paid Frank D. Levin J.P. as per Voucher No 8 filed.	$ 10	50
To the Trustee amount paid The News for printing as per Voucher No 9. filed	$ 1	50
To the Trustee amount paid Great Southern Plg and Mfg Company for Printing as per Voucher No 10 filed.	$ 1	50
To the Trustee amount paid J.P. Jones as per Voucher No 11. filed	$ 6	09
To the Trustee amount paid Great Southern Plg. and Mfg Company for printing a per Voucher No 12 filed	$ 5	25
To the Trustee amount paid Robert Carle Clerk for Recording deed as per Voucher No 13 filed	$ 3	00

Costs as taxed by Clerk.

To Fra. E. Crouse, Special Auditor for Examination of Papers Stating this account and distribution $ 83 67

Amount of Expenses $ 826 51

Balance for distribution $ 57599 14

Amount of Trust fund. $ 58425 65

Balance for distribution brought forward and distributed among the creditors of Albert Jones and Thomas P. Jones partners trading as Jones and Company at the rate of 66 2/3 p. on their claims as follows, to wit: $ 57599 14

1 To Nixdorff and Brokey, Assignee of H. E. & T. Smith in part payment of their claim as appears by the Statement of Claims herewith filed the sum of. $ 130 00

2 To the Falconer Company in part payment of its claim as appears by the Statement of Claims herewith filed the sum of. $ 2 66 2/3

8 To the American Agricultural Chemical Company in part payment of its claim as appears by the Statement of Claims herewith filed the sum of. $ 303 28

10 To J. C. Buckingham in part payment of his claim as appears by the Statement of Claims herewith filed the sum of. $ 396 66 2/3

11 To William A. Sapplington in part payment of his claim as appears by the Statement of Claims herewith filed the sum of. $ 4 48

15 To E. D. Danner in part payment of his claim as appears by the Statement of Claims herewith filed the sum of. $ 240 54 2/3

16 To J. O. Etchison in part payment of his claim as appears by the Statement of Claims herewith filed the sum of. $ 16 66 2/3

17 To H. L. Day in part payment of his claim as appears by the Statement of Claims herewith filed the sum of. $ 409 62 2/3

18 To Martin V. Slagle in part payment of his claim as appears

by the Statement of Claims
herewith filed the sum of. $ 26 66⅔
19 To O.B. Buckingham in part payment
of his claim as appears by the
Statement of Claims herewith filed $ 2 33⅓
the sum of.
20 To B.F. Mullinix in part payment of
his claim as appears by the
Statement of Claims herewith
filed the sum of. $ 10 81 15⅓
21 To Mrs A.P. Anderson in part pay-
ment of her claim as appears
by the Statement of claims here-
with filed the sum of. $ 20 41⅔
22 To R.E. Spunnier in part payment of
his claim as appears by the
Statement of Claims herewith
filed the sum of. $ 16 66⅔
23 To Grafton Bucraft in part payment
of his claim as appears by the
Statement of Claims herewith
filed the sum of. $ 346 14
24 To Miss Susie Vansant in part pay-
ment of her claim as appears
by the Statement of Claims here-
with filed the sum of $ 683 50
25 To Mrs A.C. Bennett in part payment
of her claim as appears by the
Statement of Claims herewith
filed the sum of. $ 397 44
26 To H.L. Poole in part payment of
his claim as appears by the State-
ment of Claims herewith filed
the sum of $ 6 66⅔
27 To Charles N. Hardy in part pay-
ment of his claim as appears
by the Statement of Claims herewith
filed the sum of $ 493 76⅔
28 To Mrs Miranda E. Hardy in part
payment of her claim as appears
by the Statement of Claims
herewith filed the sum of. $ 272 26
29 To C.L. Mosley in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of $ 52 98⅓

30	To Miss Carrie E. Mullinix in part payment of her claim as appears by the statement of claims herewith filed the sum of	$	19	10⅔
31	To Mrs H. A. Bellison in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	76	66⅔
32	To W W Purdum in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	167	66
33	To John N. Clay in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	159	59⅓
34	To F. E. Burton in part payment of his claim as appears by the statement of claims herewith filed the sum of.	$	90	77⅔
35	To Mrs Anna C. Burns in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	283	36
36	To Mrs N A Mullinix in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	84	84
37	To Eliza. E. Ryan in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	679	58
38	To J. J. Molesworth in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	320	84⅔
39	To Mrs Laura A Walker in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	52	60
41	To Joseph Mullinix in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	119	60
42	To Mrs Mary E. Harbeck in part payment of her claim as appears by the statement of claims herewith filed the sum of	$	12	06⅔

43	Broola Bruton in part payment of his claim as appears by the statement of claims filed herewith the sum of	$	814	94
44	To W. L. Bicraft in part payment of his claim as appears by the State=ment of claims herewith filed the sum of	$	161	78
45	To Thomas H. Hyatt in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	30	00
46	To F. H. C. Ruck in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	31	12
47	To Mr and Mrs R. L. Hannay in part payment of their claim as appears by the statement of claims herewith filed the sum of	$	30	00
48	To John C. Lowe in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	36	55 1/3
49	To L. Gudason in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	8	60
50	To G. W. Brandenburg in part payment of his claim as appears by the State=ment of claims herewith filed the sum of		4	33 1/3
51	To W. H. Hardy Insurer. in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	168	26 2/3
52	To Archy. R. Molesworth in part pay=ment of his claim as appears by the statement of claims herewith filed the sum of.		51	56
53	To Jesse E. Burdette in part payment of his claim as appears by the State=ment of claims herewith filed the sum of.	$	48	23 1/3
54	To W. H. Hardy in part payment of his claim as appears by the state=ment of claims herewith filed the sum of		3	33 1/3
55	To Earnest Mullen in part payment of his claim as appears by the			

25×10
32×10
25×10

Statement of claims herewith filed the sum of. $ 107 30

56 To Ladies Home Missin Society in part payment of their claim as appears by the Statement of claims herewith filed the sum of. $ 27 00 2/3

57 To Abram Fisher in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 65 08

58 To J.O. Stallings in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 56 66 2/3

59 To L.O Runkles in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 100 00

60 To Wm A Smith in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 103 86 2/3

61 To E. Dougherty in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 70 00

62 To Mrs M. A. Smith in part payment of her claim as appears by the Statement of Claims herewith filed the sum of. $ 154 51 1/3

63 To Eldridge Mullinix in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 34 55 1/3

64 To Daniel Hartsock in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 163 96

65 To George W. Goins in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 7 04 2/3

66 To Mrs Edgar Mercer in part payment of her claim as appears by the Statement of claims herewith filed the sum of. $ 3 33 1/3

67 To Mrs C. A. Plumin in part

payment of her claim as appears by the Statement of Claims herewith filed the sum of. $ 209 73

68 To Gurney C. Holsworth in part Payment of his claim as appears by the Statement of Claims herewith filed the sum of $ 116 40

69 To J. P. E. Hood in part payment of his claim as appears by the Statement of Claims herewith filed the sum of. $ 28 16

70 To Mrs Mary C. Baker in part payment of her claim as appears by the statement of claims herewith filed the sum of. $ 231 64 2/3

71 To S. S. Hood Treasurer in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 5 34

72 To Holland Blair in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 13 33 1/3

73 To Henry C. Hobbs in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 72 26 2/3

74 To C. E. Mullinix & J. in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 16 61 2/3

75 To Oscar Baumgardner in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 255 83 1/3

76 To Clifton Mullinix in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 19 88

77 To Wm and Wm Henry Crossen in part payment of their claim as appears by the Statement of claims herewith filed the sum of. $ 86 66 2/3

78 To John T. Mullinix in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 38 34

79 To E. L. Mullinix in part payment of his claim as appears by the

	Statement of claims herewith filed the sum of	$	239	33⅓
80	To Arthur W. Gaither in part payment of his claim as appears by the State=ment of claims herewith filed the	$	17	31⅔
	sum of			
81	To J. R. Hood in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	56	69⅔
82	To Langden S Day, in part payment of his claim as appears by the State=ment of claims herewith filed the sum of.	$	191	84
83	To Mrs Camellia Welzel in part payment of her claim as appears by the State=ment of Claims herewith filed the sum of.	$	38	71⅓
84	To Charles A Hunkles Assignee of Edgar Mercer in part payment of his claim as appears by the State=ment of claims herewith filed the sum of.	$	274	90⅔
85	To Mandilla A Hellings in part pay=ment of her claim as appears by the Statement of claims herewith filed the sum of	$	145	41⅔
86	To Francis E Mullen in part payment of his claim as appears by the State=ment of claims herewith filed the sum of.	$	85	38⅔
87	To J. J. Fleming in part payment of his claim as appears by the State=ment of claims herewith filed the sum of	$	66	66⅔
88	To T. G. Grimes in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	28	01⅓
89	To Estella Hoy in part payment of her claim as appears by the State=ment of claims herewith filed the sum of.	$	20	19⅓
90	To Hays. Denny in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	741	30

25×10
32×10
25×10

91	To John H Noyes in part payment of his claim as appears by the State=ment of claims herewith filed the sum of.	$	14	86	2/3
92	To John Hoy in part payment of his claim as appears by the State=ment of claims herewith filed the sum of.	$	10	66	2/3
93	To George W. Easton in part payment of his claim as appears by the State=ment of claims herewith filed the sum of.	$	617	09	1/3
94	To J R Woodfield in part payment of his claims as appears by the Statement of claims herewith filed the sum of.		546	53	1/3
95	To Henning Watkins in part pay=ment of his claim as appears by the Statement of claims herewith filed the sum of.	$	69	27	1/3
96	To Alonzo Watkins in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	28	70	2/3
97	To Gladys Watkins in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	14	04	
98	To H B Wilson in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	73	33	1/3
99	To George F Butze in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	56	92	2/3
100	To John Butz in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	248	02	2/3
101	To James H. Fleming in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	556	75	1/3
102	To William A Burdittein part payment of his claim as appears by the state=ment of claims herewith filed the sum of	$	34	23	1/3

103.	To Charles H Smith in part payment of his claim as appears in the Statement of claims herewith filed the sum of	$	48	08	
104	To James M Hobbs in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	119	09	1/3
105	To Mrs Esther E. Hobbs in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	68	08	2/3
106	To Miss Linda and Mrs. E. H Griffith in part payment of their claim as appears by the statement of claims herewith filed the sum of	$	139	26	1/3
107	To Mrs E H and Miss Linda Griffith in payment of their claim as appears by the Statement of claims herewith filed the sum of	$	81	02	2/3
108	To the First National Bank of Westminster in part payment of its claim as appears by the Statement of claims herewith filed the sum of.	$	4	33	1/3
113	To John C Browning in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	210	76	2/3
114	To A. C. Barnes in part payment of his claim as appears by the statement of claims herewith filed the sum of.	$	172	84	2/3
115	To J H Runkles and Company in part payment of their claims as appears by the statement of claims herewith filed the sum of.	$	342	93	1/3
116	To John B Runkles in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	20	61	1/3
117	Claim of Baker and Seitz in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$	34	78.	
118	To S B Howard in part payment of his claim as appears by the				

	Statement of claims herewith filed the sum of.	$	11	92
119	To Clary and Smith in part payment of their claim as appears by the Statement of Claims herewith filed the sum of.	$	61	74
120	To Thomas A Barnes in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	11	78 2/3
121	To Sarah L. Brundrgill in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	350	00
122	To Mrs S. N. Wates in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	106	50
123	To Luther H Gonny in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	709	36
124	To Mrs Ellen V. Runkles in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	333	33 1/3
125	To Harry H. Dorsy in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	4	66 2/3
126	To Mrs Rufus Bucraft in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	480	99 1/3
127	To Mrs Belle H. Runkles in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	14	38
128	To Charles A Runkles Treasurer in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	2	39 1/3
129	To Jason Mullinix in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	4	00

130	To Thomas J. Shoemaker in part payment of his claim as appears by the Statement of claims herewith filed the sum of.		127	11⅓
131	To Mrs Mary C. Hilton in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	26	06
132.	To J McLeese in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	43	34⅔
133	To Mrs M R Riddlemoser in part payment of her claim as appears by the statement of claims herewith filed the sum of	$	125	25⅓
134	To C. H Tunkles Assigne of Wm Harshear in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	303	16⅔
135	To Mrs M P. Owings in part payment of her claim as appears by the statement of claims herewith filed the sum of	$	275	40
136	To Charles. E. Poole admr in part payment of his claim as appears by the Statement of Claims herewith filed the sum of		1	33⅓
137	To Albert Maynard in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	417	32
138	To J B Hawkins in part payment of his claim as appears by the statement of claims herewith filed the sum of		16	20
139	To W. R. Runkles in part payment of his claim as appears by the State-ment of claims herewith filed the sum of:	$	2	62
140	To E W Molesworth in part payment of claim as appears as by state ment of claims herewith filed the sum of:	$	588	77⅔
141	To Willie Norwood in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	339	97⅓
142	To James. E. Doutt and brother in part payment of their claims as appears			

by the statement of claims herewith filed is

Filed the sum of $ 614 46

143. To J. Harry Stile in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 13 33 1/3

144 To Mrs Minnie E. Poole in part payment of her claim as appears by the Statement of Claims herewith filed the sum of 68 40

145 To M. O. Runkles in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 32 85 1/3

146 To Perry Durell in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 173 34 2/3

147 To Elizabeth Parish in part payment of her claim as appears by the Statement of claims herewith filed the sum of $ 300 ..

148 To Mrs Kate A Ellison in part payment of her claim as appears by the Statement of claims herewith filed the sum of $ 40 00

150 To Mrs Mary E. Warfield in part payment of her claim as appears by the Statement of claims herewith filed the sum of $ 1005 51 1/3

151 To Mrs Annie E. Warfield in part payment of her claim as appears by the Statement of claims herewith filed the sum of $ 211 57 1/3

152 To F. Marion Poole in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 116 66 2/3

153 To R. Hayse Burdette in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 113 33 1/3

154 To J. R. Stilson in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 79 92 2/3

155 To Mrs Mary E. Eckert in part payment of her claim as appears by the

	Statement of claims herewith filed the sum of:	$	33	87	1/3
156	To B B Snyder in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	68	28	2/3
157	To Wm E Mullins in part payment of his claim as appears by the Statement of claims herewith filed the sum of:	$	4	13	1/3
158	To C H Burton in part payment of his claim as appears by the Statement of claims herewith filed the sum of:	$	65	97	1/3
159	To Mrs M L Shipley in part payment of his claim as appears by the Statement of claims herewith filed the sum of:	$	66	66	2/3
160	To Willie Norwood in part payment of his claim as appears by the Statement of claims herewith filed the sum of:	$	2	12	
161	To W E Smith in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	65	27	1/3
162	To J A Mullins in part payment of his claim as appears by the Statement of claims herewith filed the sum of:	$	288	48	2/3
163	To Clementine M Shipley in part payment of her claim as appears by the Statement of claims herewith filed the sum of:	$	391	30	
164	To Joseph & Mrs Martha E Purdum in part payment of their claim as appears by the Statement of claims herewith filed the sum of:	$	168	92	2/3
165	To W H Burdette in part payment of his claim as appears by the Statement of claims filed the sum of:	$	160	19	1/3
166	To Thomas F Morris in part payment of his claim as appears by the Statement of claims filed the sum of:	$	18	52	1/3
167	To Carle L Dayus part payment of his claim as appears by the Statement of claims herewith filed the sum of:	$	9	54	1/3

168	To Mrs. Nannie Dutrich in part payment of her claim as appears by the statement of claims herewith filed the sum of	$	86	66⅔
169	To Charles H. Lewis in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	139	85⅓
170	To Ruardy Bruning in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	27	16⅔
171	To A. H. Hall in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	564	14
172	To Mrs. Sarah E. Snyder in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	54	39⅓
173	To T. A. Mullinix of A. in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	20	26⅔
174	To Charles E. Poole in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	31	60⅔
175	To A. J. Baker Treasurer in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	146	26⅔
176	To J. H. Guerin in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	100	00
177	To Robert M. Mullinix in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	52	61⅓
178	To Edgar Guerin in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	102	37⅓
179	To Susan C. Snyder in part payment of her claim as appears by the statement of claims herewith filed the sum of	$	57	60
180	To Morgan G. Clary in part payment			

of his claim as appears by the Statement of claims herewith filed the sum of = $ 9 17 1/3

181 To John W Condon in part payment of his claim as appears by the Statement of claims herewith filed the sum of: $ 96 68 2/3

182 To Morris M Snyder in part payment of his claim as appears by the Statement of claims herewith filed the sum of: $ 20 58

183. To Osks. Shipley Guardian in part payment of his claim as appears by the Statement of claims herewith filed the Sum of = $ 408 31 1/3

184 To D H Murray in part payment of his claim as appears by the Statement of claims herewith filed the sum of: $ 15 92 2/3

185 To Leonard T Fowman in part payment of his claim as appears by the Statement of claims herewith filed the sum of: $ 66 66 2/3

186. To Thomas B Maynard in part payment of his claim as appears by the Statement of claims herewith filed the sum of: $ 33 66 2/3

187 To Mrs Osks Shipley formerly L.V. Clary. in part payment of her claim as appears by the Statement of claims herewith filed the sum of: $ 162 36 2/3

188 To Osks. Shipley in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 14 02

189. To Somerville Condon in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 116 75 1/2

190 To Mrs A C Fowman in part payment of her claim as appears by the Statement of claims herewith filed the sum of $ 1112 18 2/3

191 To Mrs Sarah E Cruger in part payment of her claim as appears by the Statement of claims

Sumwith filed the sum of: $ 67 79 1/3

192 To Charles. T. Mullinix in part
Payment of his claim as appears
by the Statement of claims herewith
filed the sum of $ 3 15 1/3

193. To Eldridge Morley in part payment
of his claim as appears by the Statement
of claims herewith filed the sum of $ 35 8 92

194 To C. C. Marriott in part payment
of his claim as appears by the
Statement of claims herewith filed
the sum of $ 4 44 2/3

195 To B. E. Boyer in part payment of
his claim and appears by the State
-ment of claims herewith filed
the sum of $ 29 66

196 To Mrs L. P. Kuhns in part payment
of her claim as appears by the
Statement of claims herewith
filed the sum of $ 304 06

197 To Miss Mary Duvall in part Pay.
ment of her claim as appears
by the Statement of claims
herewith filed the sum of $ 197 54 2/3

198 To Arthur E. Phoebus in part
payment of his claim as appears
by the Statement of claims here-
-with filed the sum of $ 218 08 1/3

199 To Harry B Haines in part Pay-
-ment of his claim as appears by
the Statement of claims herewith
filed the sum of $ 93 33 1/3

200 To William Orr in part payment of
his claim as appears by the State-
-ment of claims herewith filed
the sum of $ 150 00

201 To C. E Vansant in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of $ 179 44 2/3

202. To William A Walker in part payment
of his claim as appears by the State-
-ment of claims herewith filed the
sum of $ 26 69 1/3

203 To Harry T. Orr in part payment
of his claim as appears by the

Statement of claims herewith files the sum of:

204 To U.S. Poole in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 112 88

205 To W.H. Broadhurst in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 109 85 1/3

207 To Edward Butler in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 56 66 2/3

208 To D.H. Clary in part payment of his claim as appears by the Statement of claims herewith filed the sum of $ 86 32

209 To Mrs Jacob Brown in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 58 21 1/3

216 To W.G. Clary Agent in part payment of his claim as appears by the Statement herewith filed the sum of. $ 3 40

217 To Farmers and Mechanics National Bank of Baltimore in part payment of its claim as appears by the statement of claims herewith filed the sum of $ 3 33 1/3

218 To George Rigler in part payment of his claim as appears by the Statement of claims herewith filed the sum of: $ 273 96 2/3

219 To D.M. Devilbiss in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 12 68 2/3

220 To Mary A. Bitts in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 305 08 1/2

221 To Mrs Mary D. Anderson and Julia M. Bitts in part payment of their claim as appears by the Statement of claims herewith filed the sum of $ 4485 11 1/3

226	To Francis H. King in part payment of his claim as appears by the Statement of claims herewith filed the sum of=	$	190	00
228	To O M Spencer Jr- in part payment of his claim as appears by the State- ment of claims herewith filed the Sum of	$	7	26 1/3
229	To Wm H Hurd in part payment of his claim as appears by the Statement of claims herewith filed the sum of=	$	27	05 1/3
230	To Clay & Clay in part payment of this claim as appears by the Statement of claims herewith filed the Sum of=	$	537	79 1/3
231	To J. E. Bromwell in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	1264	38
232	To C. E. Simpson in part payment of his claim as appears by the Statement of claims herewith filed the Sum of	$	71	85 1/3
233	To C. P. Brandenburg in part payment of his claim as appears by the Statement of claims herewith filed the sum of=	$	7	01 1/3
234	To F. H. Levis in part payment of his claim as appears by the Statement of claims herewith filed the sum of=	$	4	39 1/3
235	To James E. Bayless in part payment of his claim as appears by the Statement of claims herewith filed the sum of=	$		99 1/3
236	To James & Lucy V. Molesworth in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$	20	08
237	To Abram Engelander in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	155	93 1/3
238	To Mrs H. C. Morley in part payment of her claim as appears by the			

Statement of claims herewith filed
the sum of $ 1 30

239 To Catherine Dorsey in part payment
of her claim as appears by the Statement
of claims herewith filed for the sum of $ 1 00

240 To Susan Bizzard in part payment
of her claim as appears by the
Statement of Claims herewith filed
the sum of- $ 130 00

241 To F. J. Lewis Register in part payment
of his claim as appears by the
Statement of claims herewith filed
for the sum of $ 46 52 2/3

242 To Howard Hetzel in part payment
of his claim as appears by the
Statement of claims herewith
filed for the sum of $ 6 66 2/3

243 To Dorsey B Myers in part payment
of his claim as appears by the
Statement of claims herewith filed
for the sum of $ 133 33 1/3

244 To George Cashaur in part payment
of his claim as appears by the State-
=ment of claims herewith filed the
sum of $ 100 00

245 To E. B Horn in part payment of
his claim as appears by the State
=ment of claims herewith filed the
sum of $ 2 40

246 To Guerin and Alexander in
part payment of their claim as
appears by the statement of
claims herewith filed the sum
of. $ 18 85 1/3

247 To Ford sisters in part payment of
their claim as appears by the
Statement of claims herewith
filed the sum of:- $ 12 80 2/3

248 To John H Ryan in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of $ 725 94 2/3

249 To Albert H. Gosnell in part pay-
=ment of his claim as appears
by the Statement of claims
herewith filed the sum of $ 3 54

250	To Miss Ella Clary in part payment of her claim as appears by the Statement of Claims herewith filed the sum of	$	409	72
251	To J. G. H. Clay in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	65	28
252	To Erbin Harrison in part payment of his claim as appears by the Statement of claims herewith filed the sum of		16	66⅔
253	To J. Tracy in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	2	46⅔
254	To Reason Clary in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	136	62 ⅔
255	To Miss Jennie Selby in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	13	33⅓
256	To Rufus Flickinger in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	30	00
257	To Charles T. Mosley in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	26	66⅔
258	To Mrs. Kate G. Warfield in part payment of her claim as appears by the statement of claims herewith filed the sum of		104	52⅔
259	To Benedict Brown in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	12	02
260	To Mary R. Selby in part payment of her claim as appears by the Statement of claims herewith filed the sum of	$	207	17⅓
261	To Milton Watkins in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	4	41⅓

262	To H. J. Burdum in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	5	92
263	To Charles A Runckles Assignee of L & Gue in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	83	33⅓
265	To Geo A Hamish in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	41	1/3
266	To Ruth E McCauley in part payment of her claim as appears by the Statement of claims herewith filed the sum of.	$	40	00
267	To Rosa Gue in part payment of her claim as appears by the Statement of claims herewith filed the sum	$	26	66⅔
268	To J L Burdette in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	2	50
269	To F. F. Lewis. Register in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	128	87
270	To Thomas Watkins in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	37	20
271	To B L Burton in part payment of this claim as appears by the Statement of claims herewith filed the sum of.	$	1	58
272	To Mrs Cordelia Warfield in part payment of her claim as appears by the Statement of claims herewith filed. The sum of	$	196	42 2/3
273	To S D Warfield in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	58	02
274	To Mrs Dora E Watkins Treasurer on part payment of her claim as appears by the Statement of claims herewith			

275	To Mrs Julia A Danner in part pay- ment of her claim as appears by the Statement of claims herewith filed the sum of	$	19	73⅓
276	To Miss Della Bruchner in part pay- ment of her claim as appears by the Statement of claims herewith filed the sum of.	$	35	35⅓
277	John F Flohr in part payment of his claim as appears by the State- ment of claims herewith filed the sum of.	$	29	43⅓
278	To Miss Mary M. Kimmel in part pay- ment of her claim as appears by the Statement of claims herewith filed the sum of.		34	26⅔
279	To Lewis Hall Jr in part payment of his claim as appears by the State- ment of claims herewith filed the sum of.	$	56	66⅔
280	To D. C. Hardy in part payment of his claim as appears by the State- ment of claims herewith filed the sum of	$	33	33⅓
281	To Mrs M. V. Crumrine in part pay- ment of her claim as appears by the statement of claims herewith filed the sum of.	$	126	66⅔
282	To R. S. Kuntzle Assignee of H. S. Woodward in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	2	66⅔
283	To F. J. Kimmel in part payment of his claim as appears by the Statement of claims herewith filed the sum of.		1	87½
284	To George H. England in part paym- ent of his claim as appears by the Statement of claims herewith filed the sum of.	$	312	54⅔
285	To E. B. Loudon in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	699	62
286	To Augustus Hanfield in part payment of his claim as appears			

25×10

32×10

25×10

by the Statement of claims herewith
filed the sum of. $ 30 83 1/6

287. To John D. Gaither in part payment
of his claim as appears by the
Statement of claims herewith filed
the sum of. $ 3 69 1/3

288 To Charles T. Warfield in part pay-
ment of his claim as appears
by the statement of claims herewith
filed the sum of. $ 364 59 1/3

289 To Wm. C. Dorsey in part payment of
his claim as appears by the
Statement of claims herewith filed
the sum of. $ 67 55 1/3

290 To Geo. E. Wright in part payment
of his claim as appears by the
statement of claims herewith
filed the sum of $ 28

291 To Margaret L. Owing in part payment
of her claim as appears by the
Statement of claims herewith filed
the sum of. 213 88

292 To C. H. Berry in part payment of his
claim as appears by the Statement
of claims herewith filed the
sum of. $ 357 23 1/3

293 To J. D. Thuler in part payment of
his claim as appears by the
Statement of claims herewith
filed the sum of. $ 80 2/3

294 To Geo. H. Kahn and wife in
part payment of their claim
as appears by the statement of
claims herewith filed the sum of. 205 73 1/3

295 To W. H. Roberts in part payment of
his claim as appears by the
Statement of claims herewith
filed the sum of. $ 1404 08

296 To Wm. H. Roberts in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of. $ 113 33 1/3

297 To Albert M. Roberts and Brother in part pay-
ment of their claim as appears
by the statement of claims
herewith filed the sum of $ 38 66 2/3

298.	To Walter K. Ridley in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	86	10 2/3
299	To J. Wood Clark. Admr. of John Palco in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	300	00
300	To Ridley and Burdette in part payment of their claim as appears by the statement of claims herewith filed the sum of.	$	1	14 2/3
301.	To John T. Baker in part payment of his claim as appears by the statement of claims herewith filed the sum	$	542	84
303	To D. L. Baker in part payment of his claim as appears by the Statement of Claims herewith filed the sum of	$	80	50 2/3
304	To Drovers and Mechanics National Bank in part payment of its claim as appears by the statement of claims herewith filed the sum of	$	17	52 04
305	To John Harison in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	185	68 2/3
306	To Daisy. C Dorsey in part payment of her claim as appears by the statement of claims herewith filed the sum of.	$	696	84 2/3
307	To Charles W. H. Ridgley in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	14	46 2/3
308	To F. W. McElroy in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	118	40 2/3
309.	To Charles M. Roemer in part payment of his claim as appears by the Statement of Claims herewith filed the sum of	$	2	24 2/3
310	To R. G. Mullin in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	16	71 2/3

25×10

32×10

25×10

311	To Thompson Williams in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	16	46	
312	To John H Burdette & Company in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$	18	05	1/3
313	To George H. Duckett in part payment of his claim as appears by the statement of claims herewith filed the sum of	$		40	
314	To Hanfield and Burdette in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$	126	82	
315	To South Bend Chill plow Company in part payment of their claim as appears by the Statement of claims herewith filed the sum of.	$	12	18	2/3
316	To Albert Maynard Assignee in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	80	00	
317	To Albert Maynard Assignee in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	23	33	1/3
318	To Albert Maynard Assignee in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	41	07	1/3
319	To Albert Maynard Assignee in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	341	16	2/3
320	To John R Lewis in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	115	23	1/3
323	To Cyrus T. Dorsey in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	94	12	
324	To Archibald Runkles in part payment of his claim as				

appears by the Statement of claims herewith
filed the sum of. $ 138 30 2/3

325- To Nathan G. Dorsey in part payment
of his claim as appears by the Statement
of claims herewith filed the sum of $ 59 96 2/3

326 To A & A Pellicer in part payment
of his claim as appear by the
Statement of claims herewith
filed the sum of $ 96 23 1/3

327 To L. F. Hood in part payment of
his claim as appears by the
Statement of claims herewith
filed the sum of $ 211 17 1/3

328 To B. F. Hammunk in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of $ 47 83 1/3

329 To H. F. Crawford in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of $ 5 72 1/3

330 To Mrs Mary Kinney in part payment
of her claim as appears by the
Statement of Claims herewith
filed the sum of $ 33 80

331 To L. G. King in part payment of
his claim as appears by the
statement of claims herewith
filed the sum of $ 691 28

332 To H. A. Gunn in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of. $ 53 33 1/3

333 To B. F. Selby in part payment
of his claim as appears by the
Statement of claims herewith
filed the sum of. $ 1 68 2/3

334 To Charles T. Gillis in part
payment of his claim as appears
by the Statement of claims
herewith filed the sum of. $ 12 00

335- To J. M. Hunt Assignee of Isaac
King in part Payment of his
claim as appears by the
Statement of claims herewith
filed the sum of.= $ 65 19 1/3

336	To G.E. Hood in part payment of his claim as appears by the Statement of claims herewith filed the sum of.	$	31	42	2/3
337	To Mr A.R. Arnold in part payment of his claim as appears by the Statement of claims herewith filed the sum of-	$	318	76	2/3
338	To Maryland National Bank in part payment of its claim as appears by the Statement of claims herewith filed the sum of-	$	4	16	2/3
339	To J.J. Barthlow in part payment of his claim as appears by the Statement of claims herewith filed the sum of-	$	27	67	1/3
340	To G.W. Walker in part payment of his claim as appears by the Statement of claims herewith filed the sum of-	$	214	49	1/3
341	To Jacob W. Motley in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	20	00	
342	To H.T. Hood of G. in part payment of his claim as appears by the Statement of claims herewith filed the sum of-	$	55	13	1/3
343	To Dr W.O. Garr in part payment of his claim as appears by the Statement of claims herewith filed the sum of =	$	5	35	1/3
344	To Dr Brunwell and Garr in part payment of claims as appear by the Statement of claims herewith filed the sum of-	$	43	07	1/3
345	To R.E. Burdette in part payment of his claim as appears by the Statement of claims herewith filed the sum of-	$	2	55	1/3
346	To Henry P. Smith in part payment of his claim as appear by the Statement of claims herewith filed the sum of	$	20	00	
347	To The Citizens National Bank of Frederick in part payment				

of its claim as appears by the Statement of claims herewith filed the sum of. $ 3717 18

356 To Joseph L Baker in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 401 56 2/3

355 To Thomas P. Jones Treasurer in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 7 65 1/3

358 To Milton G. Urner in part payment of his claim as appears by the statement of claims herewith filed the sum of $ 140 2/3

360 To Isaac Robinson in part payment of his claim as appears by the Statement of Claims herewith filed the sum of = $ 30 21 1/3

362 To Citizens National Bank of Frederick in part payment of its claim as appears by the Statement of claims herewith filed the sum of $ 891 95 1/3

364 To Raymond Barnes in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 183 70

366 To Rasin Monumental Company in part payment of its claim as appears by the statement of claims herewith filed the sum of $ 8 56

367 To The Continental commercial Company in full for its claim debt and interest as required by the order of Court passed in this cause the sum of $ 6 16

368 To Gerard H Keener in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 3 13 1/3

369 To Jere A Dayhoff Assignee of Henry Hoy in part payment of his claim as appears by the Statement of claims herewith filed the sum of. $ 2000

370	To 4 days work in part payment of his claim as appears by the Statement of claims the sum of	$	7	10	2/3
371	To Masonic Hall Association in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$	35	99	1/3
372	To M.D. Crapster in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	4	16	
373	To H.H. Todd in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	15	33	1/3
374	To Lucy and John Ryan in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$	99	59	1/3
375	To Jane and Upton Mullinix in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$	18	37	1/3
376	To James W Burdette in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	1	80	2/3
377	To H.B. Keller in part payment of his claim as appears by the statement of claims herewith filed the sum of	$	23	73	1/3
378	To H.C. Beal in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	150	00	
379	To Isaac Gorrey in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	228	00	
380	To J.W. Nelson in part payment of his claim as appears by the Statement of claims herewith filed the sum of	$	84	54	2/3
381	To A. and Laura Gorman in part payment of their claim as appears by the Statement of claims herewith filed the sum of	$		60	2/3

383	To B. J. Danner in part payment of his claim as appears by the Statement of claims herewith filed the sum of:			3	42	2/3	
383	To T. F. & Gartrell in part payment of his claim as appears by the Statement of claim herewith filed the sum of			41	54		
386	To R. O. Purdum in part payment of his claim as appears by the Statement of claims herewith filed the sum of:				44	1/3	
387	To Rodney T. Thomas in part payment of his claim as appears by the statement of claims herewith filed the sum of.			577	46		
				57819	12	57599	14

Order Nisi on Audit.

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners Trading as Jones and Company.

In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093. Equity.

Ordered this 29th day of April A.D. 1904. that the accounts A. B. and C. of the special Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 16th day of May next. provided a copy of this order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County.

David Sinclair Clerk.

Printers Certificate.

Westminster Md. May-16-1904

We hereby certify that the annexed Order Nisi on Audit was published for two successive weeks prior to the 16th day of May 1904. in the Democratic Advocate a Newspaper published in Carroll County Md.

Vanderford Bros.

Editors and Publishers.

Order of Court.

Ordered this 17th day of May in the year Nineteen Hundred and Four by the Circuit Court for Carroll County sitting as a Court of Equity that the aforegoing accounts A. B. and C. of the special auditor be and the same is hereby

finally satisfied and confirmed no cause to the contrary thereof having been shown, although due notice appears to have been given in compliance with the preceding order Nisi and the Trustee is directed to pay out according by=

William H Thomas.

Special Auditors Account. C.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4093. Equity.

To the Honorable, the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The special Auditor further reports that after having stated accounts A and B. in this cause in which the Trust Estate of Albert Jones individually and Albert Jones and Thomas P. Jones. partners trading as Jones and Company, in Chancery distributed the Trust Estate of Thomas P. Jones as mentioned in Exhibit J.P.J. heretofore filed, The special Auditor further reports that he made the statement of claims against J.P. Jones herewith filed that he did not allow the Trustee any commissions on the personal Estate of Thomas P. Jones as prayed by said Trustee

All of which is Respectfully submitted

Apr 29-1904. Jno. E. Cowan

Special Auditor

The Trust Estate of Thomas P. Jones in account with Joseph D Baker Trustee.

Account. C.

Debtor.

1904. April 23" By Trust funds in hands of Trustee as shown by his Petition filed in this cause & marked Exhibit J.P.J. amounting to the sum of $738 37

Amount of Trust Funds $738 37

Costs as Taxed by Clerk.

To David R. Wheeler Clerk $ 11 50

To Jno. E. Cowan special Auditor for making Examination of Papers and stating this account. C. and distribution $ 13 50

Amount of Expenses $ 25 00

Balance for distribution $ 713 37

Amount of Trust Funds $738 37

Balance for distribution brought forward and distributed among the creditors of Thomas P. Jones under this proceeding as follows Viz: $ 713 37

6.	To Oneill & Company in full for their claim as appears from the Statement of claims herewith filed the sum of	$	56	76			
14	To National Mechanics Bank in full for its claim as appears by the Statement of claims herewith filed the sum of	$	560	08			
211	To J. H. Condere in full for his claim as appears by the statement of claims herewith filed the sum of	$	12	96			
214	To T. H. Runkles & Company in full for their claim as appears by the statement of claims herewith filed the sum of	$	17	24			
222	To Baker & Sentz in full for their claim as appears by the statement of claims herewith filed the sum of	$	7	88			
225	To D. W. H. Wood in full for his claim as appears by the statement of claims herewith filed the sum of	$	58	45			
		$	713	37	$	713	37

Order Nisi on Audit:

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093 Equity.

Ordered this 29th day of April A.D. 1904 that the account of the special Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 16th day of May next: provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David R. Smelser,

Clerk.

Maryland Sct.

At a Circuit Court for the fifth Judicial Circuit for the State of Maryland begun and held at the Court House in the City of Westminster Carroll County Maryland on the 1st monday of May it being the - day of May One Thousand Nine Hundred and one

Were present

Hon Charles J. Reifsnider Associate Judge

George Motter Sheriff

Jas H Billingslea Clerk

Among other things was the following proceedings to wit.

Be it remembered that heretofore to wit on March 12 - 1901. Ivan L. Hoff solicitor for Mary A Nelson Assignee of John W Nelson Mortgagee comes hereunto Court sitting as a Court of Equity and filed his order to docket a case which appears in form & words as follows to wit.

Mary A Nelson
Assignee of John W.
Nelson Mortgagee
vs
Isaac Gardner

No 3872 Equity
In the Circuit Court for
Carroll County sitting
as a Court of Equity.

James H Billingslea Clerk

Please docket this case and file Exhibits "A" & "B." being the note and Mortgage

Ivan L. Hoff Solicitor for Assignee of Mortgagee

Exhibit. A.

Westminster Md.
December 11" 1895

$425.00

On the seventh day of April in the year Eighteen Hundred and Ninety six. I promise to pay to John W. Nelson or order the sum of Four Hundred and Twenty five Dollars current money for value received, with interest from the seventh day of April A D 1895.

Witness William Horn, ; Isaac Garner

Endorsements.

Feby 15" Received Twelve Dollars on within Note $12.00

For value Received I hereby assign the within note to Mary A Nelson this 25" day of March A D 1897.

Test B F Crouse { Mary A Nelson Admx of John W Nelson dec'd

March 28" 1896 Received 24 dollars as interest on Note

Apr 10. 1897. Received Twenty Dollars part Int on Note 20.00

Aug 21, 1897. Received (5) five dollars as part interest on within note 5.00

March 25. 1898, Received fifteen dollars and one half
$15.50 Int on within note. 15.50
Interest paid to april 7-1899.
6 Mos. Interest paid to April 5th 1900. 12.75
Westminster April 23-1900. Paid 5.20 for insurance
on Isaac Gardner property
Mary A Nelson
Dec 7. paid $2.50 on insurance.

Exhibit B.

The Mortgage filed in this case is Recorded in Mortgage Record B 7 C. No 37. folio 473. &c One of the Mortgage Records of Carroll County.

Bond

Know all men by these Presents
That we Mary A Nelson and William B Nelson of Carroll County. State of Maryland are held and firmly bound unto the State of Maryland in the full and just sum of One Thousand dollars to be paid to the State of Maryland or its certain Attorney, to which payment well and truly to be made we bind ourselves and each of us, our and each of our heirs Executors and administrators, jointly and severally firmly by these presents, sealed with our seals and dated this 14th day of March 1901. Whereas by Deed of Mortgage dated the eleventh day of December 1895, and duly Recorded in Liber B 7 C No 37 folio 473 &c. One of the Mortgage Records of Carroll County certain Real Estate and property situate in said County and State and therein described was conveyed by Isaac Gardner to John H Nelson and which Mortgage was assigned to Mary A. Nelson by the Administratrix of John H. Nelson deceased, to secure the payment of certain money and Interest as set forth in said Mortgage, and in said Mortgage is contained a clause authorizing a sale of the Mortgaged premises by the Mortgagee his Executors administrators or assigns in case of default being made in the payment of the Mortgage debt or the interest thereon, or in any covenant condition or agreement therein, And Whereas default has been made in the payment of the Principal and interest and in other conditions of said Mortgage and by virtue of the Authority given in said Mortgage the above bound Mary A Nelson assigned as aforesaid is about to sell the Mortgaged property, Now the condition of the above

~~obligation~~ is such that if the abov bounden Mary A. Nelson do and shall abide by 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 abov obligation to be void, otherwise to remain in full force and virtue in Law

Mary. A. Nelson (Seal)
William B. Nelson (Seal)

Signed Sealed and delivered in the presence of
W. Lawyer

Report of Sale.

Mary A Nelson Assignee of Mortgagee
vs
Isaac Gardner Mortgagor

No 3872 Equity
In the Circuit Court of Carroll County sitting in Equity.

To the Honorable the Judges of said Court.

The report of sale made by Mary. A. Nelson Assignee of Mortgagee in the abov entitled cause respectfully shows, That after having filed her bond with sureties in the penalty of One Thousand Dollars in this cause; which bond was approved by the Clerk of the Circuit Court for Carroll County and having advertised the property described in the Mortgage filed in this cause for more than 30 days in the American Sentinel a newspaper published in Carroll County in the State of Maryland and by hand bills put up in the vicinity of said property; one of which was put up at the Court House Door in said County. She proceeded in pursuance of said advertisement to offer at public Sale on aforesaid day April 10th 1901. at 10 Oclock P.M. the property described in said Mortgage save and except the 2 acres 2 Roods and 16 perches of land which was conveyed to Annie Hoffman by Isaac Gardner by Deed dated November 4th 1899. and Recorded among the Land Records of Carroll County in Liber J.H.B. No 90 folio 510 &c) upon the premises situate near Sandyville in said County, upon the following terms to wit: $100.00 cash on day of sale, and balance to be paid on the ratification of sale, and then and there sold the same to William H Brown at and for the sum of Eleven hundred and five dollars and being then and there the highest bidder therefor, the said purchaser has complied

with the terms of sale and will pay all cash upon the ratification of this sale.

All of which is Respectfully submitted.

Augustus L. Hoff
Solicitor

Mary A Nelson
Assignee of Mortgage.

State of Maryland Carroll County, to wit:

I hereby certify that on this 11th day of April in the year Nineteen Hundred and one before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Mary A. Nelson the above named Assignee of Mortgage and made oath in due form of law that the matters and facts set forth in the foregoing report of sale are true as therein stated to the best of her knowledge and belief and that the sale therein reported is bona fide and was fairly made.

W Riley Myers J.P.

Certificate of Purchase

State of Maryland Carroll County. April 10th 1901

I hereby certify that I have this day purchased at Public Sale from Mary A Nelson Mortgagee the land and premises described in the annexed advertisement less 2 acres 2 Rods and 16 Sq perches being the land conveyed by Isaac Gardner to Annie Hoffman by Deed dated Nov 4th 1899 and Recorded among the Land Records of Carroll County in Liber J H B No 90 folio 378 &c Also less 3 acres conveyed to Stephen Custer by Isaac Gardner and wife by deed dated June 6th 1866. and Recorded among the Land Records of Carroll County in Liber W A H K No 33 folio 306. for the sum of $1105.00 and in consideration thereof I hereby bind myself my heirs Executors administrators and assigns to comply with the terms of said sale as set forth in said advertisement.

William H. Brown (his mark) (Seal)

Order Nisi on Sale

Mary A Nelson Assignee of Mortgagee
vs
Isaac Gardner Mortgagor

No 3872 Equity.
In the Circuit Court for Carroll County in Equity.

Ordered this 11th day of April A.D 1901. that the sale of the Real Estate made and Reported in the above entitled cause by Mary A. Nelson Assignee of Mortgagee be ratified and confirmed unless

cause to the contrary thereof be shown on or before the 13th day of May next provided that a copy of this order be inserted in some newspaper printed in Carroll County once in each of three successive weeks before the 6th day of May next.

The report states the amount of sale to be $1105.00

Jas. H. Billingslea, Clerk.

Printer's Certificate

Westminster Md. May 14th 1901

We hereby certify that the annexed Order Nisi was published once in each of three successive weeks prior to the 6th day of May, 1901, in The Democratic Advocate a Newspaper published in Carroll County Md.

Vanderford Bros.
Editors and Publishers.

Order of Court.

Mary A. Nelson Assignee of Mortgagee
vs.
Isaac Gardner Mortgagor

In 3872. Equity.
In the Circuit Court for Carroll County in Equity.

Ordered by the Court this 14th day of May A.D. 1901. that the sale of the Real Estate made and reported in the above entitled cause by Mary A. Nelson Assignee of Mortgagee be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although notice appears to have been given in accordance with the preceding order, and this cause is hereby referred to the Auditor of this Court to state an account of the trust funds in this cause.

Chas. J. Reifsnider Associate Judge

Audit.

Mary A. Nelson Assignee of Mortgagee
vs.
Isaac Gardner Mortgagor

No 3872 Equity
In the Circuit Court for Carroll County in Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the Order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within account as follows.

He first made the Statement of Mortgage Claims.

thereunto made the Statement of Judgment Claims
said statements being herewith filed. He then
charged the Assignee of Mortgagee with the Purchase
money or Trust fund in his hands to wit $1105.00
and thereupon allowed him his commissions and
Expenses and all costs proper to be allowed aggre-
-gating the sum of $202. He then distributed the
sum of 453 33/100 to Mary A. Nelson Assignee of Mary
A Nelson administratrix of John H. Nelson deceased
Mortgagee, in payment in full of her Mortgage
Claim debt and interest which appears by the
Statement of Mortgage claim filed. He then
distributed the following sums. $61 13/100 to Mary
A Nelson administratrix of John H Nelson deceased.
$80 45/100 to Mary A Nelson $53 43/100 to Mary A Nelson $38 35/100
to the Westminster Savings Bank. a body corporate
of the State of Md. $76 14/100 to William B Thomas
$69 36/100 to the Farmers Fertilizer Company of Carroll
County Maryland a body corporate of the State of
Maryland. and $52 82 to the Farmers Fertilizer Company
of Carroll County Maryland a body corporate of
the State of Maryland. said distributions being
in payment in full of each of their respective
judgment claims debt and interest and costs
which appears by claims No 1 to 2 to 3 to 4 to 5 to 6
to No 7. respectively in Statement of Judgment Claims
herewith filed. The balance of Purchase money or
Trust fund then left to wit $16 29 the Auditor dis-
-tributed to John L Stull in part payment of his
Judgment claim of $58 05 debt interest and
costs which appears by claim No 8 in Statement
of Judgment Claims herewith filed which
balance on the date of this account May 17. 1901
fails to pay said Judgment Claim to the extent
of Forty one 76/100 Dollars.

All of which is Respectfully submitted

1901. May-17. John. J Baumgartner Auditor

The Mortgaged Real Estate of Isaac
Gardner in account with.

Mary A Nelson Assignee &c.

Debtor

1901. April 10. By sale of the Mortgaged Real
Estate then made by the Assignee of Mortgagee
at public Sale to William H Brown as appears
by her Report filed in this cause April 10. 1901
Amounting to the sum of $1105.00

Credit.

To the Assignee &c for her Commissions	$	62	20
To the Assignee &c Amount paid Elias A Davis for Auctioneering Sale per Voucher No 1 filed,	$	10	00
To the Assignee &c Amount paid Fire Insurance per Voucher No 2 filed	$	2	70
To the Assignee &c Amount paid for Revenue Stamps in Deed & Purchase per Voucher No 3 filed,	$	1	50
To the Assignee &c to pay Vanderford Bros for Printing per Voucher No 4 filed	$	11	75
To the Assignee &c to pay John. G. Hoffman Coll. Taxes for 1897. 1898. 1899. & 1900. per Vouchers Nos 5. 6. 7. & 8 filed	$	38	80
To the Assignee &c to pay Swan & Hoff Solicitor for professional services rendered per Voucher No 9 filed	$	35	00
To James H Billingsley Clerk.	$	21	55
To Publication Order Nisi on this account.	$	1	50
To John J Baumgartner Auditor Examination of Papers getting up claims Making Statement of Mortgage Claims Making Statement of Judgment Claims Stating this account & paid John. J Baumgartner Auditor	$	18	00
Amount of Effects	$	302	00
To Mary A. Nelson Assignee of Mary A Nelson Administratrix of John. H. Nelson deceased Mortgagee in payment in full of her Mortgage Claim debt and interest which appears by the Statement of Mortgage Claim hereunto filed the sum of	$	455	35
To Mary A Nelson Administratrix of John H. Nelson deceased in payment in full of her Judgment Claim debt and interest which appears by Claim No 1, in Statement of Judgment Claims hereunto filed the sum of	$	51	15
To Mary A. Nelson in payment in full of her Judgment Claim debt and interest which appears by Claim No 2 in Statement of Judgment Claims hereunto filed the sum of =	$	80	15
To Mary A. Nelson in payment in full			

of her Judgment Claim debt and interest
which appears by Claim No 3 in Statement
of Judgment Claims herewith filed
the sum of. $ 53 43

To the Westminster Savings Bank a body
corporate of the State of Md in payment
in full of its Judgment Claim debt
interest and costs which appears by
Claim No 4 in Statement of Judgment
Claims herewith filed the sum of: $ 30 35

To William B Thomas in payment in full
of his Judgment Claim debt interest
and Cost which appears by Claim No 5
in Statement of Judgment Claims
herewith filed the sum of: $ 96 14

To the Farmers Fertilizer Company of Carroll
County Maryland a body corporate of the
State of Maryland in payment in full
of its Judgment Claim debt interest and
costs which appears by Claim No 6 in
Statement of Judgment Claims here-
with filed the sum of. $ 69 36

To the Farmers Fertilizer Company of
Carroll County Maryland a body corporate
of the State of Maryland in payment of
its Judgment Claim debt interest
and costs which appears by claim
No 7 in Statement of Judgment Claims
herewith filed the sum of: $ 52 82

To John L. Skill the balance of purchase
money or Trust Fund & with #16 29 in
part payment of his Judgment Claim
of #58 05 debt interest and costs which
appears by claim No 8 in Statement
of Judgment Claims, herewith filed
which balance on the date of this
account 1 May 17-1904 fails to pay
Judgment Claim to the extent of
#41 76 the sum of $ 16 29

Amount of Sale or Trust Fund $ 1105 00

Order Nisi

Mary A. Nelson
Assignee of Mortgagee
vs
Isaac Gardner
Mortgagor

No 3872 Equity.
In the Circuit
Court for Carroll
County

Ordered this 17th day of May A.D. 1901. that the Account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 3rd day of June next provided a copy of this order be inserted for two successive weeks before the last named in some newspaper published in Carroll County.

Jas H. Billingslea, Clerk.

Printer's Certificate.

Westminster Md. June 3rd 1901.

We hereby certify that the annexed Order Nisi on Audit was published for two successive weeks prior to the 3d day of June 1901. in the Democratic Advocate a newspaper published in Carroll County Md.

Vandiver & Bro's.
Editors and Publishers

Order of Court.

Mary A. Nelson Assignee &c
vs
Isaac Gardner Mortgagor
} No 3878. Equity
In the Circuit Court for Carroll County sitting in Equity.

Ordered this fourth day of June A.D. 1901. that the Account of the Auditor filed in this cause be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, although notice appears to have been given in accordance with the preceding order. and the Assignee of Mortgagor is directed to pay out the trust funds accordingly.

Charles J. Reifsnider
Associate Judge.

Recorded Test
Jas. H. Billingslea Clerk

Test David P. Smelser Clerk

Maryland Sct.

At a Circuit Court for the Fifth Judicial circuit for the State of Maryland begun and held at the Court House in the City of Westminster Carroll County Maryland on the 1st Monday of it being the Day of same month in the year One Thousand Nine Hundred and one

Hon Present

Hon Chas. J. Wingfield Associate Judge

George Matter Sheriff

Jas H Billingslea Clerk &c.

among other things done the following proceedings Viz:

Be it remembered that heretofore Viz on Feby 21st 1901. Wm A McKellipp assignee &c by Wm A McKellipp Attorney comes him into Court sitting as a Court of Equity and files his order to docket a case which appears in form & words as follows to wit:

William A. McKellipp Assignee &c
vs
James Hopes & Ellen Hopes his wife Mortgagors

No 3870 Equity
In the Circuit Court for Carroll County.
Proceedings under the code of Public General Laws of the State of Maryland relating to Mortgages.

Dr James H Billingslea Clerk &c

Please docket the above case; file Statement of the acct. promissory Note. Mortgage from James Hopes & wife to Henry Shriver duly assigned to Mary Buckingham and by her assigned to Wm A. McKellip and approve and file Bond of assignee

Wm A McKellip Atty &c.

Statement of Account.

James Hopes & wife.

To Wm A McKellip assignee of Mortgage &c, Dr. To the following sum of Money secured by Mortgage to Henry Shriver dated 17th Sept 1887 and duly assigned to Wm A McKellip and with the assgt thereon Recorded among the Real Estate Mortgage Records of Carroll County in Liber WHM #26. folio 13 &c To amt the sum of $400 with interest thereon from the 13th of May 1900. subject to a credit of $5.00 paid on interest Sept 6, 1900 by Ellen E. Hopes.

Mortgage Note

Carroll County Md.

$400.

September 17-1887

Two years after date we or either of us promise to pay Henry Shreve or order the sum of Four Hundred Dollars for value received with interest from date interest payable Semi annually

Witness our hands.

Test R Manning, George L Stockdale

James Hope
Ella. E. Hope

Westminster Md January 13th 1896

We hereby assign and transfer the above Note to Mary Buckingham for value received without recourse to us. Witness our hands the day & year aforesaid

Witness, Geo. L. Stockdale.

Henry B. Grammar
Jesse F. Shreve,
Executors of Henry Shreve dec'd.

1888. Sept 17- Interest paid up to date being one year $24.00.
$24.00 int paid up to Sept 17-1889
$24.00 int paid up to Sept 17. 1890
$24.00 " " " " Sept 17. 1891
$24.00 Int paid up to Sept 17. 1892
$24.00 Int paid up to Sept 17. 1893
$24.00 Int paid up to Sept 17. 1894
Interest paid on within Note in full to date
January 13-1896. Executor of Henry Shreve dec'd
1896. May 14. Rec'd on Interest $3.00
" June 1. " " " " 2.04
1897. Sep 25. Int Paid to Jan 13. 1897
Int paid to Jan 13. 1898
" " " Jan 13. 1899.
1900. May 13. Rec'd one years interest from Ellen E Hope paid by her since his death to int $24.00
1900. Sept 6. Rec'd $5.00 on interest from Ellen E Hope
For value Received I assign the within promissory Note to William A McKellip

Witness George R Babylon. Mary Buckingham

Mortgage

The Mortgage filed in this cause is Recorded in Liber W. H. M # 26 folio 13 &c one of the Real Estate Mortgage Records of Carroll County.

Bond

Know all men by these Presents.
That we William A McKellip assignee John T. Yokum and Mary Buckingham of Carroll County in the State of Maryland, are held and firmly bound unto the State of Maryland in the full and just sum of Eight Hundred dollars to be paid to the said State or its certain attorney to which

payment well and truly to be made we bind ourselves and each of us, our and each of our heirs, Executors and administrators jointly and severally firmly by these presents, sealed with our seals and dated this twenty-first day of February in the year One Thousand Nine Hundred and one. Whereas by Deed of Mortgage dated the 17th day of September A.D. 1887, and Recorded among the Real Estate Mortgage Records of Carroll County certain Real Estate and convey'd by James Hopes and Ellen E. Hopes his wife to Henry Shriver and by his Executors assigned to Mary Buckingham and by her assigned to said William A. McKellip as will appear from the said Records in Liber W.N.M. No 26 folio 18 &c to secure the payment of certain money and the interest as set forth in said Mortgage and in said Mortgage is contained a clause authorizing a sale of the Mortgaged premises by the Mortgagee his executors administrators or assigns in case of default being made in payment of the Mortgage debt or the interest thereon, and whereas default has been made in the payment of the principal and interest and in other conditions of said Mortgage, and by virtue of the authority given in said Mortgage the above bounden W. A. McKellip as assignee is about to sell said Mortgage property. Now the condition of the above obligation is such That if the above bounden William A. McKellip do and shall abide by and fulfill any order or decree which shall be made by any Court of Equity in relation to the sale of such 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 presence of
George W. C. Babylon

Wm. A. McKellip (Seal)
J. T. Baker (Seal)
Mary Buckingham (Seal)

Report of Sale.

William A. McKellip assignee of Mary Buckingham assignee of Mortgagee

vs

James Hopes and Ellen E. Hopes his wife Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity. No. 3870 Equity.

To the Honorable the Judges of said Court.

The report of William A. McKellip assignee of Mary Buckingham who was assignee of Henry Shriver

Mortgagee as fully set out in this cause. Respectfully shows that after giving Bond and having complied with all the prerequisite required by law and having given notice of the time place manner and terms of sale by advertisement inserted in the American Sentinel and Democratic Advocate" Newspaper published and printed in Carroll County Md. for more than twenty days before the day of sale, as per Exhibit No 1 filed herewith - appear he did pursuant to said notice attend on the premises being lots Nos 28 & 29 on the plat or plan of Frizzells addition to Westminster Md. situate and lying on what is known as South Court St. in said Westminster Md. on Monday the 18" day of March 1901, at 2 o'clk P.M. and then and there proceeded to sell, said Lots Nos 28 & 29 in manner following that is to say, to offer at public sale to the highest bidder the two lots Nos 28 & 29. mentioned in said Mortgage from said Harpers & wife and duly assigned containing together the quantity of 1980/Nineteen hundred and Eighty square feet of land more or less, with the improvements thereon and sold the same to W. Frank Thomas and William B. Thomas at and for the sum of $600/ Six Hundred dollars he being then and there highest bidder therefor and sold the same upon the terms following to wit: Fifty dollars to be paid in cash on the day of sale, and the balance of the purchase money to be paid upon the ratification of the sale by your honorable Court with interest from the day of sale. All of which is Respectfully submitted,

Wm A McKellip Assignee

State of Maryland Carroll County to wit:

I hereby certify that on this 31" day of March A.D. 1901 before the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared William A. McKellip Assignee in the aforegoing report of Sale and made oath in due form of Law that the matters and facts set forth in said Report of Sale are true as therein set forth to the best of his knowledge and belief and further that the sale therein reported was fairly made.

William Moon J.P.

Printers Certificate Advertisement of Sale.

Westminster Md March 21-1901

This is to certify that the annexed advertisement has been published in the American Sentinel a newspaper printed and published at Westminster

Carroll County Md. once a week in each of four successive weeks previous to the 18th day of March 1901.

E. J. Pippard Publisher
per H=L H Seabrook

Order Nisi on Sales.

William A McKellip
assignee &c
Vs
James Harper and Ellen E Harper Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity
No 3870 Equity

Ordered this 21st day of March A.D. 1901. By the Circuit Court for Carroll County in Equity. That the sale of the property mentioned in the proceedings in this cause made and reported by Wm A McKellip assignee be ratified and confirmed unless cause to the cause to the contrary thereof be shown on or before the 22nd day of April next provided a copy of this order be inserted in some Newspaper printed in Carroll County once in each of three successive weeks before the 15th day of April A.D. 1901.

The Report states the amount of Sale to be $600

Jas H Billingslea Clerk.

Printers Certificate.

Westminster Md April 22-1901

This is to certify that the annexed Order Nisi on Sale has been published in the American Sentinel a newspaper published at Westminster, Carroll County Md once a week in each of three successive weeks previous to the 15th day of April 1901.

E J Pippard Publisher
per John H Mitten

Order of Court.

Ordered by the Circuit Court for Carroll County, in Equity this 29th day of April A.D. 1901. that the sale made and reported by Wm A McKellip assignee in the above entitled cause 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 preceding order Nisi passed in this cause and the assignee is allowed the usual commissions and such proper expenses as he shall produce vouchers for to the Auditor, the papers in this cause are hereby referred to the Auditor, to distribute the Trust Fund.

Chas. T. Reifsnider
Associate Judges

Auditors account.

William A. McKellip
Assignee
vs
James Hopes and
Ellen E. Hopes Mortgagors

No 3870 Equity.
In the Circuit Court for
Carroll County in Equity.

To the Honorable the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause to examine the papers filed in the cause and therefrom state the within account as follows. He first made the Statement of Mortgage Claim, which is herewith filed, He then charged the Assignee & with all the Purchase Money or Trust Fund in his hands & viz $603.76 And thereout allowed him his commissions and Expenses and all costs proper to be allowed aggregating the sum of $167.07 The whole balance of Purchase Money or Trust Fund then left & viz $436.69 he distributed & William A. McKellip assignee of Mary Buckingham assignee of Henry B. Grammar and Jesse F. Shreve Executors of Henry Shreve deceased Mortgagee in part payment of his Mortgage Claim of $455.87 debt and interest which appears by the Statement of Mortgage Claim herewith filed which balance on the date of the ratification of sale April 29 1901. failed to pay said Mortgage Claim to the extent of Eighteen 38/100 Dollars.

All of which is Respectfully submitted.

1901. May 15th. John. J. Banning Auditor

The Mortgaged Real Estate of James Hopes & wife
In Account with. William A. McKellip assignee.

Debtor.

1901. March 18. By Sale of the Mortgaged Real Estate then made by the Assignee & at Public Sale & W. Frank Thomas and William B. Thomas. as appears by his report filed in this cause March 21st 1901 amounting & the sum of.	$ 600	00
By interest received by the Assignee & from the above purchasers on $550. from the day of Sale & the date of Ratification thereof & viz. the sum of	$ 3	76
Amount of Fund	$ 603	76

Credit.

To the Assignee &c for his commissions	$ 39	19
To the Assignee &c Amount P.A. Gorsuch for Auctioneering Sale per Voucher No 1 filed	$ 2	50
To the Assignee &c to pay E.J. Lippard for printing per Voucher No 2 filed	$ 16	75
To the Assignee &c to pay Vanderford Bros for printing per Voucher No 3 filed	$ 10	80
To the Assignee &c to pay J. Wesley Biggs Collr Taxes for 1897. 1898. & 1899. per Vouchers Nos 4.5 & 6 filed	$ 28	86
To the Assignee &c to pay Joseph L. Franklin Collr Taxes for 1900. per Voucher No 7 filed	$ 8	34
To the Assignee &c to pay the Mayor and Common Council of Westminster Md Corporation taxes for 1900 per Voucher No 8 filed	$ 3	18
To the Assignee &c to pay William A McKellip Solicitor for professional services rendered per voucher No 9 filed	$ 30	00
To Jas. H. Billingslea Clerk	18	55
To publication order Nisi on this account	$ 1	50
To Jno. J. Baumgartner Auditor making Statement Mortgage Claim Stating this account &c.	$ 9	00
Amount of Expenses &c	$ 167	07
To William A. McKellip Assignee of Mary Buckingham Assignee of Henry B. Grammer and Jesse F. Shriver Executors of Henry Shriver deceased Mortgagee the whole balance of Purchase Money or Trust Fund distributable $436.69 in part payment of his Mortgage Claim of $455.07 debt and interest which appears by the Statement of Mortgage Claim herewith filed which balance on the date of the ratification of Sale 16th April 29th 1901 failed to pay said Mortgage Claim & the Costs of $18.35 the sum of	$ 436	69
Amount of Funds.	$ 603	76

Order Nisi on Audit.

William A. McKellip
Assignee &c
vs
James Hopes and Ellen E. Hopes Mortgagors

No 3870 Equity
In the Circuit Court for Carroll County.

Ordered this 16th day of May A.D. 1901. that the account of the Auditor filed in this

cause be finally ratified and confirmed unless
cause to the contrary thereof be shown on or before
the 3rd day of June next provided a copy of this order
be inserted for two successive weeks before the last
named day in some newspaper published in
Carroll County

Jas H Billingslea Clerk

Printers Certificate

Westminster May 28th 1901

This is to certify that the annexed Order Nisi on
Audit has been published in the American Sentinel
a newspaper published at Westminster Carroll County
Md once a week in each of two successive weeks
previous to the 3rd day of June 1901.

Ej Pippard Publisher

Per John H Mitten

Ordered this third day of June A D 1901. that the
account of the auditor filed in this cause be and
the same is hereby finally ratified and confirmed
unless cause to the contrary thereof having been shown
although notice appears to have been given as
required by the preceding Order Nisi and the
Assignee is hereby directed to pay out the Trust Funds
accordingly.

Jas Revell

Associate Judge 5th Jud. Circuit of Md

Recorded Sept

Per David P. Smelser

Clerk.

Maryland Sct.

At a Circuit Court for the Fifth Judicial Circuit of Maryland begun and held at the Court House in the City of Westminster Carroll County Maryland on the 1st Monday in January. being the day of the same month in the year One Thousand Nine Hundred and two.

Were Present.

Hon Wm H Thomas Associate Judge

J. F. A. Crawford

Jas H Billingslea Clerk.

Among other things were the following proceedings & wit:

Be it remembered that heretofore & wit on Mar 30th 1901 Mary. G. Culbertson et al by Bond & Parke their attorney comes here into Court sitting as a Court of Equity and filed their order to docket a case which appears in form and words as follows to wit:

Mary G. Culbertson and Joseph White Culbertson her husband Virginia R Hedges and William H Hedges her husband Plaintiffs

vs

Anna M. C. Devilbiss widow Charles S Devilbiss Defendants.

No 3878. Equity

In the Circuit Court for Carroll County in Equity.

To the Honorable the Judges of said Court.

Mary. G. Culbertson and Joseph White Culbertson her husband and Virginia R Hedges and William H Hedges her husband of Baltimore City Your Orators complaining say:- (1) That John S. Devilbiss late of Baltimore City deceased was in his lifetime and at the time of his death seized and possessed in fee simple absolutely of several parcels of land lying and being in the Village of Uniontown Carroll County Maryland, and fully described in the Deed to John S. Devilbiss a certified copy of which is herewith filed and prayed to be taken as part hereof Marked Exhibit A. (2) That being so seized the said John S. Devilbiss departed this life on or about the 2nd. day of April 1893. intestate leaving the defendant Anna M. C. Devilbiss a widow surviving him and the following children. Your Orator Mary. G. intermarried with Joseph White Culbertson a daughter by a first wife Anna Eliza who died April 4th 1869. Your Orator Virginia R intermarried with William H Hedges, a daughter by a first wife Ann Eliza

who died April 4th 1869. and Charles A Devilbiss a son by a second wife the said surviving widow Anna M.C. Devilbiss herein before mentioned.

(3) That your Oratrix Mary. G. and Joseph White Culbertson her husband are both of full age and reside at No 1110 Fulton Avenue Baltimore City Maryland.

(4) That your Oratrix Virginia R. and William H Hodges her husband are of full age and reside and No 106 North Monroe St. Baltimore Maryland.

(5) That the said surviving widow defendant herein Anna M.C. Devilbiss was born on the 18th day of September 1840. and resides at No 752 Lexington St Baltimore City Maryland.

(6) That her son and son of said deceased the defendant Charles A Devilbiss resides with his mother in the City of Baltimore and is and infant under twenty one years.

(7) That said Real Estate consists of a small lot of land improved by a dwelling house of the value about to $600.00. to $800.00 and is not suscaptible of partition among the parties interested without loss and injury to them and that it would be to the interest and benefit of all the parties entitled as aforesaid in order to make division of said interests to have said Real Estate sold and the proceeds thereof divided amongst the parties according to their several interests.

To the end therefore,

(1) That a Decree may be passed for the sale of the said Real Estate;

(2) That the proceeds of said sale may be distributed between your Oratrix and the defendant according to their respective rights and interests

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

May it please your Honorable Court to grant unto your orators the writ of Subpoena directed to said Anna M.C. Devilbiss widow and Charles A. Devilbiss infant defendant residing at No 752 West Lexington Street Baltimore Maryland commanding them to be and appear in this Court at some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein

and in duty bound &c. James A. C. Bond. F. Neal Parke.
Solicitors for Plaintiffs

Exhibit A.

The Deed filed in this cause is Recorded in Liber J B B No 41. folio 149 &c one of the Land Records of Carroll County.

Answer and consent of widow Mary G. Culbertson

Mary G. Culbertson and Joseph White Culbertson her husband
Virginia W. Hedges and William H. Hedges her husband
Plaintiff vs
Anna M. C. Devilbiss widow
Charles S. Devilbiss
Defendants

No 3878 Equity.
In the Circuit Court for Carroll County in Equity

To the Honorable the Judges of said Court.

The answer of the Defendant Anna M. C. Devilbiss widow of the late John S. Devilbiss deceased mentioned in the Bill of complaint in this cause. for answer to said Bill admits all the matters and things therein charged to be true as stated and as widow of the said John S Devilbiss deceased late of Baltimore City Maryland do hereby agree that the Real Estate of the said deceased mentioned in said bill shall be sold under the direction of the Court free from incumbrance of my dower therein and that in lieu thereof I will accept one proportion of the proceeds of sale of said estate as to this Court shall seem just and reasonable.

Anna M. C. Devilbiss
Widow & Defdt.

Answer of Guardian Ad Litem.

Mary G. Culbertson & others
Plaintiffs
vs
Anna M. C. Devilbiss and
Charles S. Devilbiss
Defendants.

No 3878 Equity
In the Circuit Court
for Carroll County
in Equity.

The answer of Charles S Devilbiss infant by J Frank Long. guardian ad Litem duly appointed by order of this Court, to the Bill of Complaint of Mary G. Culbertson and others against him and another in this cause Exhibited. This Defendant being an infant, cannot admit any of the matters and things in said Bill alleged and submit his rights, under the protection of this Court, And as in duty bound &c.

J Frank Long.
Guardian Ad Litem

Agreement.

Mary G. Culbertson and others
Plaintiffs
vs
Anna M. C. Devilbiss and
Charles A. Devilbiss
Defendants

No 3878. Equity
In the Circuit Court for
Carroll County in
Equity.

It is agreed this 29th day
of May 1901. that the papers
and proceedings in the above cause be submitted
for the immediate action and decree of the Court.

Witness
Geo. H. Leiter

Bond & Parke. Solicitors for Plaintiffs
J. Frank Long. Guardian ad litem
Anna M. C. Devilbiss adult defendant

Decree.

Mary G. Culbertson
and others Plaintiffs
vs
Anna M. C. Devilbiss
and Charles A. Devilbiss
Defendants

In the Circuit Court for
Carroll County sitting as a
Court of Equity.
No 3878. Equity.

The above cause standing
ready for hearing and being
submitted by agreement the Bill
answer testimony and all other proceedings in
by the Court read and considered. It is thereupon
this third day of June in the year Nineteen Hundred
and one by the Circuit Court for Carroll County
sitting as a Court of Equity. Adjudged Ordered and
Decreed that the Real Estate of which John A. Devilbiss
died seized and possessed mentioned and described
in the proceedings in this cause be sold and that
John T. Cassell of Carroll County Maryland. be and
he is hereby appointed Trustee. to make said sale
and that the course and manner of his proceedings
shall be as follows he shall first file with the
Clerk of this Court a Bond to the State of Maryland.
executed by himself and a surety or sureties to
be approved by this Court. or by the Clerk thereof.
in the penalty of One Thousand Dollars condit-
-ioned for the faithful performance of the Trust
reposed in him by this Decree or to be reposed in him
by any future Decree or Order in the premises he
shall then proceed to make the said sale having
given at least three weeks notice by advertisement
inserted in some Newspaper published in Carroll
County and by such other mode as he shall think
proper of the time place and terms of sale which
shall be as follows to wit. One third part of the purchase

money shall be paid by the purchaser or purchasers to the Trustee, on the day of sale or upon the ratification thereof by this Court and the residue shall be paid in two equal payments the one to be paid in six months and the other in one year, from the day of sale with interest, or all cash at the option of the purchaser, and to be secured by the notes of the purchaser or purchasers, with security to be approved of by the Trustee, and as soon as may be convenient after any such sale or sales the said Trustee, shall return to this Court a full and particular account of his proceedings relative to such sale with an affidavit annexed of the truth thereof and of the fairness of said sale, and on obtaining the Court's ratification of sale and on the payment of the whole purchase money (and not before) the said Trustee shall by a good and sufficient deed to be executed acknowledged and recorded according to law convey to the purchaser or purchasers his her or their heirs the property and Estate to him her or them sold, free clear and discharged from all claim of the parties hereto Complainant 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 the expenses of said sale, and such commission to the said Trustee, as this Court shall think proper to allow in consideration of the skill attention and fidelity wherewith he shall appear to have discharged his trust.

Chas. J. Reifsnider Associate Judge.

Bond

Know all men by these Presents.

That we John T. Cassell and James A C Bond of Carroll County in the State of Maryland are held and firmly bound unto the State of Maryland in the full and just sum of One Thousand dollars current money to be paid to the said State of Maryland or its certain Attorney to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our heirs Executors administrators jointly and severally firmly by these presents sealed with our seals and dated this fourth day of June in the year of our Lord One Thousand

Nine Hundred and one. Whereas by a Decree of the Circuit Court for Carroll County as a Court of Equity bearing date the 3rd day of June in the year Nineteen hundred and one, and passed in a cause in said Court wherein Mary. G. Culbertson et als are complainants and Anna M.C. Devilbiss Et als are Defendants the above bound John. T. Cassell has been appointed Trustee to make sale of certain Real Estate in the proceedings in said cause mentioned.

Now the condition of the above obligation is such that if the above bound John. T. Cassell do and shall well and faithfully perform the Trust reposed in him by said decree, or that may be reposed in him by any further Decree, or Order of said Court in the premises then the above obligation to be void and of no effect, otherwise to remain in full force and virtue in Law

Signed sealed and delivered in the Presence of F. Neale Parke

John T. Cassell (Seal)
James H. Bond (Seal)

To the Clerk of the Circuit Court for Carroll County.

Hereby certify that the securities in the above Bond are amply sufficient for the penalty therein expressed

F. Neale Parke Solicitor for Complainants

The above Bond is approved this 4th day of June 1901.

Jas. H. Billingslea. Clerk.

Trustee's Report of Sale.

Mary. G. Culbertson and others
Plaintiffs
vs
Anna M.C. Devilbiss et al others
Defendants

No 3878 Equity.
In the Circuit Court for Carroll County in Equity.

To the Honorable Judges of said Court. The Report of John T. Cassell, Trustee as hereinafter set forth respectfully shows. That the said John T. Cassell was duly appointed Trustee, by a Decree of your Honorable Court, passed on the 3rd day of June 1901, in a cause wherein Mary. G. Culbertson and others are Plaintiffs and Anna M.C. Devilbiss and others are defendants to make sale of the land and premises in said cause mentioned and the said Trustee after giving Bond with approved security for the faithful performance of the trust and after complying with all the other requisites of said decree and of law Except advertisement at public sale, sold at private sale to Theodore Eckard of Baltimore City Maryland at and for the

sum of Five Hundred Dollars the Real Estate in said Cause and proceedings mentioned and bring the land and premises situate lying and being in Uniontown. Carroll County Maryland. that a certain John. S. Devilbiss obtained by Deed from John. C. Wright bearing date January 31- 1872. and Recorded among the Land Records of Carroll County aforesaid in Liber J.B.B. No 41 folio 149 &c. And your said Trustee further reports that his departure from the Manner of sale prescribed by the said decree of your Honorable Court was made and done by the said Trustee in the interest of the parties to said cause and these proceedings. Your said Trustee finding that owing to the physical condition of the property. the depreciation of property in the village of Uniontown. the absence of probable purchasers for said property and all the circumstances. a private sale was best and that the sum of Five Hundred Dollars was the highest price obtainable for said property at either public or private sale. And your said Trustee further reports that said purchaser has Elected to pay all cash upon the ratification of said sale by your Honorable Court. And your said Trustee further reports that he has caused to be appended hereto the affidavits of Competent reputable and disinterested parties living in the neighborhood of said land and premises as to the propriety of said sale as aforesaid made.

All of which is Respectfully submitted.

John. T. Cassell, Trustee.

State of Maryland Carroll County to wit:

I hereby certify that on this 23rd day of October 1901. before me the subscriber a Justice of the Peace of the State of Maryland. in and for Carroll County aforesaid. personally appeared John. T. Cassell Trustee and solemnly and truly declared and affirmed that the matters and things set forth in the aforegoing report of sale are true as therein stated and that the sale was fairly made.

Gustavus W. Crapster Justice of the Peace

State of Maryland Carroll County to wit:

I hereby certify that on this twenty-third day of October in the year Nineteen Hundred and one before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Davis Myers. and David M. Young.

and did each solemnly, sincerely and truly Declare and affirm that the recent Sale of the Real Estate of John S Devilbiss deceased made by John. T. Cassell Trustee to Theodore Eckard at and for the sum of Five Hundred Dollars is in their opinion a good sale of said property, and also that they further believe that said property would have brought less money if it had been offered at public sale.

Jesse F Billingsley J.P.

Order Nisi on sale

Mary G. Culbertson and others
Plaintiffs.
Vs
Anna M. C. Devilbiss and others
Defendants.

No 3878, Equity.
In the Circuit Court
for Carroll County
in Equity.
Ordered this 25th day of October that the sale

of the property mentioned in these proceedings made and reported by John. T. Cassell. Trustee be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 25th day of November next. Provided a copy of this order be inserted in some newspaper published in Carroll County aforesaid once in each of three successive weeks before the 18th day of November next.

The Report states the amount of sales $3500

Jas H Billingslea Clerk

Printers Certificate.

Office of the American Sentinel

Westminster Md Nov. 25th 1901

This is to certify that the annexed order No 3878, has been published in the American Sentinel a newspaper printed and Published at Westminster Carroll County Md. once a week in each of 3 successive weeks previous to the 18th day of November 1901.

E. J. Hibbard Published
per Jas H. Mitten

Order of Court.

Ordered this 26th day of November 1901. by the Circuit Court for Carroll County in Equity that the report of sale of the property mentioned in these proceedings made and Reported by John. T. Cassell Trustee be and the same is hereby finally ratified and confirmed. No cause to the contrary thereof having been shown, although due notice appears to have been given in accordance

with the preceding order Nisi passed in said cause and the papers and proceedings in said cause are hereby referred to the Auditor of this Court to state an account of the trust funds in said cause, allowing the said Trustee the usual costs and commissions and such expenses as he shall produce satisfactory vouchers therefor.

Chas. J. Keiferider
Associate Judge.

Auditors Account

Mary G. Culbertson and others Plaintiffs
vs
Anna M. C. Devilbiss and others Defendants

No 3878 Equity.
Circuit Court for Carroll County in Equity.

To the Honorable the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within Account as follows.

He charged the Trustee with all the purchase money in his hands to wit: $500. and thereon allowed him his commissions and expenses and all costs proper to be allowed aggregating the sum of $125.55 He then distributed the sum of $44.05 to Mrs Anna M. C. Devilbiss widow of John S. Devilbiss deceased Intestate in lieu of her Dower in the Real Estate sold by the Trustee in this cause. The balance of purchase money and trust funds then left to wit: $330 00 he distributed among the Children Heirs at Law of said John S. Devilbiss deceased Intestate share and share alike.

All of which is Respectfully submitted.

Jno. J. Baumgartner Auditor.

1901. November 29th

The Real Estate of John S. Devilbiss deceased.

In Account with.

John T. Cassell, Trustee.

Debtor.

By sale of Real Estate made by the Trustee at private sale to Theodore Eckard of Baltimore City Md as appears by his Report filed in this Cause October 23rd 1901 Amounting to the sum of		$500	00
Credit.			
To the Trustee for his Commissions		$ 33	80

To the Trustee to pay E. J. Rippard for printing
per Voucher No. 1 Filed. $ 8 00
To the Trustee to pay Boyd & Parke Solicitors
for professional Services rendered
per Voucher No. 2 Filed $ 25 00
Cost of taking evidence.
To William A. McKellip, Examiner $ 4 10
To John T. Cassell, Witness. $ 75
To Anna M. C. Devilbiss Witness. Paid per
Voucher No. 3 Filed $ 13 55
To Frank O. J. Long, Guardian ad litem $ 4 00
Costs as taxed by the Clerk
To Boyd & Parke, Solicitors appearance Fee. $ 10 00
To Jas H. Billingslea Clerk $ 25 85
To John B. Schwatka as Shriff of Baltimore City $ 90
To publication Order Nisi on this account $ 1 50
To Jno. J. Bruning as Auditor, Examination
of papers. Getting up Vouchers stating
this account &c $ 9 00
Amount of Expenses. $ 125 55
To Mrs Anna M. C. Devilbiss widow of said
John S. Devilbiss deceased Intestate in
lieu of her Dower in the Real Estate sold
by the Trustee in this cause the sum of: $ 44 05
Balance for Distribution $ 330 40
Amount of Sale $ 500 00

Balance for Distribution brought forward $ 330 40
and distributed among the Children
Heirs at Law of said John S. Devilbiss
deceased Intestate as follows to wit.

To Mary G. Culbertson wife of Joseph
White Culbertson a Daughter
Heir at law of Intestate 1/3 $ 110 13 1/3
To Virginia R. Hedges wife of William
H. Hedges a Daughter Heir at Law
of Intestate 1/3 $ 110 13 1/3
To Charles S. Devilbiss a son Heir
at Law of Intestate 1/3 110 13 1/3
$ 330 40 330 40

Order Nisi on Audit

Mary G. Culbertson & others Plaintiffs / No 3878 Equity In the Circuit
Anna M. C. Devilbiss & others Defendants / Court for Carroll County.

Ordered this 29th day of November A.D. 1901. that the account of the Auditor filed in this cause be finally ratified and confirmed unless to the contrary thereof be shown on or before the 16th day of December next provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

Jas H. Billingslea Clerk

Printers Certificate.

Office of the American Sentinel.

Westminster Md January 3rd 1902.

This is to Certify that the annexed order No 3878. has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md once a week in each of 2 successive weeks previous to the 16th day of December 1901.

E. J. Pippard Publisher

per Jas H. Hatter.

Order of Court. on Audit.

Ordered this 7th day of January 1902. by the Circuit Court for Carroll County sitting as a Court of Equity that the aforegoing account of the Auditor be and the same is hereby finally confirmed no cause to the contrary thereof having been shown although due notice appears to have been given according with the preceding order nisi passed in said cause, and it is further ordered that John T. Cassell Trustee pay out the Trust funds in his hands accordingly.

Wm. H. Thomas,

Release.

Received April 15th 1902. by me Anna M.C. Devilbiss widow of John S. Devilbiss deceased. from John T. Cassell Trustee. in Equity cause No 3878. in the Circuit Court for Carroll County in the State of Maryland. the sum of forty four Dollars and five cents. the same being payment in full of the allowance to me in lieu of my dower in the Real Estate sold by said Trustee in said cause No 3878. and I the said Anna M.C. Devilbiss duly appointed Guardian to Charles S. Devilbiss infant by the Orphans Court of Baltimore City on the 8th day of March in the year 1902. have also on this 15th day of April 1902 Received from the said John T. Cassell Trustee as aforesaid the sum of One Hundred and two

Dollars and Thirteen cents (less $4 2/100 the one third of overdue taxes on the property decreed in said cause to be sold. The same being payment of the distributive share resulting to the said Charles A Devilbiss from the sale of the Real Estate of John S Devilbiss deceased as mentioned and set forth in the Audit filed in said Cause No 3878, on the 29th day of November 1901, and now of Record in said Court. And in consideration of the above stated payment I the said Anna M.C. Devilbiss do hereby release and discharge the said John T. Cassell Trustee as aforesaid from all further claim and demand for or on account of said audit and distribution.

Witness my hand and seal both for myself and as Guardian to Charles A Devilbiss the above mentioned infant on this fifteenth day of April in the year Nineteen Hundred and two.

Test Edwin. Eakenson — Anna M. C. Devilbiss (Seal)

State of Maryland Baltimore City to wit:

I hereby certify that on this fifteenth day of April in the year Nineteen Hundred and two before me the subscriber a Notary Public of the State of Maryland residing in Baltimore City, personally appeared Anna M.C Devilbiss individually and as Guardian to Charles A Devilbiss and did acknowledge the foregoing receipt and release to be her act

As Witness my hand and Notarial Seal.

(Seal) Place

Edwin Eakenson

Notary Public

Release.

Received Mar 29-1902. by me Mary G. Culbertson wife of Joseph H. Culbertson from John T Cassell Trustee in Equity-Cause No 3878, in the Circuit Court for Carroll County in the State of Maryland the sum of One Hundred and ten Dollars and thirteen cents (less $4 2/100 as my part of overdue taxes on the property decreed in said Cause to be sold) the same being payment in full of the distributive share resulting to me from the Sale of the Real Estate of John. S. Devilbiss deceased as mentioned and set forth in the Audit filed in said cause on the 29th day of November 1901. and now of Record in said Court. And in consideration of the above stated payment I the said Mary G. Culbertson do hereby release and discharge

the said John. T. Cassell Trustee as aforesaid from all further claim or demand. My said husband Joseph H. Culbertson uniting with me in the Execution of these presents.

Witness our hands and seals,

Test
Edwin Earecksen Jr

Mary G. Culbertson (Seal)
Jos H. Culbertson (Seal)

State of Maryland Baltimore City to wit:

I hereby Certify that on this twenty-ninth day of March in the year Nineteen Hundred and two before me the subscriber a Notary Public of the State of Maryland residing in Baltimore City personally appeared Mary G. Culbertson and Joseph H. Culbertson her husband and did each acknowledge the aforegoing receipt and release to be their act.

As Witness my hand and Notarial Seal.

(Seal) (Place)

Edwin Earecksen Jr
Notary Public

Release

Received March 29-1902. by me Virginia R. Hedges wife of William H Hedges from John. T. Cassell Trustee in Equity cause No 3878. in the Circuit Court for Carroll County in the State of Maryland the sum of One Hundred and ten Dollars and thirteen cents ($110.13) as my part of overdue taxes on the property decreed in said cause to be sold. The same being payment in full of the legacy resulting to me from the sale of the Real Estate of John S Devilbiss deceased as mentioned and set forth in the audit filed in said cause on the 29th day of November 1901. and now of Record in said Court. And in consideration of the above stated payment. I the said Virginia R Hedges do hereby release and discharge the said John. T. Cassell Trustee as aforesaid from all further claim or demand. My said husband William H Hedges uniting with me in the Execution of these presents.

Witness our hands and Seals.

Test
Edwin Earecksen

Virginia R Hedges (Seal)
Wm. H. Hedges (Seal)

State of Maryland Carroll County to wit:

I hereby certify that on this twenty-ninth day of March in the year Nineteen Hundred and two before me the subscriber a Notary Public of the State of Maryland residing in Baltimore City

personally appeared Virginia R Hedges and William H Hedges her husband and did each acknowledge the aforegoing receipt and release to be their act.

Seal Place

As Witness my hand and Notarial Seal

Edwin Ernestson Jr

Notary Public

Recorded Feb 5

per David P. Smelser

Clerk

State Of Maryland Sct.

At a Circuit Court for the Fifth Judicial Circuit of Maryland begun and held at the Court House in the City of Westminster Carroll County Maryland: on the 1st. monday of being the day of the same month in the year One Thousand Nine Hundred.

Were Present

Hon Charles F. Fisher Associate Judge

George H. Molter Sheriff

Jas H. Billingslea Clerk.

among other things were the following proceedings to wit:

Be it remembered that heretofore to wit on July 6th 1900. David Stoner Mortgagee by Guy W. Steele Esq. Solr comes here into Court sitting as a Court of Equity and filed his order & docket a case which appears in form and words as follows to wit.

David Stoner Mortgagee
vs
Rudolph H. Martin and
Mary A. H. Martin his wife
Mortgagors

No 3820 Equity
In the Circuit Court
for Carroll County.

James H. Billingslea Clerk
Please docket the above entitled cause and file Original Mortgage Note and approve and file Bond of Mortgage.

Guy W. Steele
Sol & Attorney for Mortgagee.

Mortgage Note.

$300.00 Taneytown March 29th 1888.

Twelve months after date I promise to pay to David Stoner or order three Hundred dollars For value Recived with Interest from date

Witness Henry Galt. Rudolph H. Martin

Endorsements &c

Recived March 25th 1889 interest on note $60.00
Inlerest paid to date March 29th 1889
Received on Note March 31-1890 $42.00
Received on Note July 1-1890 $30.00
Received interest on Note to date March 31-1891
Received interest on Note to date March 31-1892
Received of Rudolph Martin interest to Mar 3-1893
Inlerest paid to March 31-1894.
Inlerest paid to March 31-1895.

Interest paid to March 29-1896.
Interest paid to March 29-1897.
Interest paid to March 29-1898.
Interest paid on note March 29-1899-$20,00

Mortgage.

The mortgage filed in this case is Recorded in Liber W.N.M. # 26 Folio 424 &c one of the Mortgage Records of Carroll County Md.

Bond.

Know all men by these presents: That we David Stoner and Guy H. Stule of Carroll County and State of Maryland are held and firmly bound unto the State of Maryland in the full and just sum of Three Thousand Dollars to be paid to the said State or its certain attorney, to which payment well and truly to be made, we bind ourselves and each of us, our and each of our heirs Executors, ~~to which payment well and truly to be made~~ and administrators jointly and severally firmly by these presents. sealed with our seals and dated this 5" day of July in the year of our Lord One thousand nine Hundred.

Whereas, by Deed of Mortgage dated the 29th day of March 1888. and duly recorded in Liber W.N.M. No 26 Folio 424 &c. one of the Mortgage Records of Carroll County. Certain real Estate and property situate in said Carroll County and therein described were conveyed by Rudolph Martin and Mary A. E. Martin his wife. to David Stoner to secure the payment of certain money and the interest, as set forth in said Mortgage and in said Mortgage is contained a clause authorizing a sale of the Mortgaged premises by the Mortgagee or his attorney, in case of default being made in payment of the Mortgage debt or the interest thereon, or in any covenant condition or agreement therein. And Whereas default has been made in the payment of the Mortgage debt of Twelve Hundred Dollars and the interest thereon and in other conditions of said Mortgage and by virtue of the authority given in said Mortgage the above bounden David Stoner Mortgagee is about to sell the Mortgayed property. Now the Condition of the above obligation is such that if the above Bounden David Stoner doe and shall abide by and fulfill any Order or Decree

which shall be made by any Court of Equity in relation to the sale of said Mortgaged property or the proceeds thereof, then the above Obligation to be void, otherwise to remain in full force and virtue in law

Signed Sealed and delivered in the presence of Chas. R. Foutz

David Stoner (Seal)
Guy. W. Steele (Seal)

Report of Sale.

David Stoner Mortgagee
vs
Rudolph Martin and Mary A. E. Martin his wife Mortgagors

No 3820 Equity.
In the Circuit Court for Carroll County.

To the Honorable the Judges of said Court.

The report of the Sale of Real Estate made by David Stoner Mortgagee and Plaintiff in the above entitled cause. Respectfully shows.

That by virtue of the power and authority contained in a Mortgage from the defendants Rudolph Martin and Mary A. E. Martin his wife, to him the said David Stoner, said Mortgage bearing under date of March the 29th 1888, and duly Recorded among the Real Estate Mortgage Records of Carroll County of the State of Maryland in Liber W. N. M. No 26 folio 424 &c which Mortgage is filed in this cause and after having given bond with approved security for the faithful performance of the Trust as required by law and after giving at least three weeks Notice of the time, place manner and terms of sale, by advertisement in the Democratic Advocate a Newspaper published in said Carroll County and by handbills extensively posted in the neighborhood of said sale, and after having complied with all other pre-requisites required by law and the said Mortgagee he the said David Stoner did in pursuance of said notice attend on the Mortgaged premises on the 1st day of August 1900, at 2 o'clock P. M and did then and there proceed to sell the Real Estate contained in said Mortgage it being a parcel of 64 acres of land more or less situate in said Carroll County, at public sale upon the following Terms, Cash as required by the Mortgagee. The Mortgagee however if desired by the purchaser will allow $1200. of the purchase money &.

remain in said farm and then and there sold the same to Henrietta Martin, at and for the sum of Two Thousand, One Hundred and Twelve Dollars ($2112.00) Cash on the ratification of said Sale by this Court, as will fully appear by reference to the certificate of said Henrietta Martin herewith filed and marked "Exhibit A" she being then and there at that price, the highest bidder therefor.

All of which is Respectfully submitted,

Guy H. Steele
Sol for Mortgagee & Pltff.

David Shuler
Mortgagee

State of Maryland Carroll County Sct:

I Hereby Certify that on this third day of August 1900. before the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared David Shuler Mortgagee and made oath in due form of law that the matters and facts set forth in the foregoing report of sale, are true as therein stated and that said sale was fairly and bona fide made.

Gustavus H. Crapster J.P.

Order Nisi.

David Shuler Mortgagee
vs
Rudolph Martin and
Mary A. H. Martin his wife
Mortgagors

No 3820 Equity.
In the Circuit Court
for Carroll County.

Ordered this third day of August 1900. by the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the real Estate made and reported by David Shuler Mortgagee in the above entitled cause, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 3rd day of September next. Provided a copy of this order be inserted in some newspaper published in Carroll County of the State of Maryland, once a week for three successive weeks, on or before the 27th day of August inst.

The Report states the amount of the sales to be $2112,00

Jas H. Billingslea, Clerk

Printer's Certificate.

Westminster Md. Sept. 4" 1900

We Hereby certify that the annexed Order Nisi was published once a week for three successive weeks prior to the 27th day of August 1900, in The Democratic Advocate a newspaper published.

in Carroll County Md.

Vandeford Bros.
Editors and Publishers.

David Stoner Mortgagee
vs
Rudolph Martin and
Mary A. E. Martin his wife
Mortgagors

No 3820 Equity
In the Circuit Court
for Carroll County.

Ordered this 4th day of Septem-
ber in the year Nine-
teen Hundred. by the Circuit Court for Carroll County
sitting as a Court of Equity that the sale of the
Mortgaged Real Estate made and Reported by David
Stoner Mortgagee in the above entitled cause be and
the same is hereby finally ratified and confir-
med no cause to the contrary thereof having been
shown although due notice appears to have
been given as required by the preceding order
Nisi Nisi and the case is hereby referred to the
Auditor to state an account of the Trust fund
in accordance with the provisions of the
Mortgage filed in this cause

Chas. T. Reifsnider
Associate Judge.

Audit.

David Stoner Mortgagee
vs
Rudolph Martin and
Mary A. E. Martin his
wife Mortgagors.

No 3820 Equity
In the Circuit Court
for Carroll County in
Equity.

To the Honorable the
Judges of the Circuit Court for Carroll County
sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance
of the order of your Honorable Court passed in
this cause he examined the papers filed in the
cause and therefrom stated the following account-
as follows, to-wit made the Statement of
Mortgage Claim which is hereby filed, He then
charged the Mortgagee with all the purchase
money in his hands to wit $2112,00 and thereout
allowed him his commissions and expenses
and all costs proper to be allowed aggregating
$143.29 He then distributed the sum of $1331.82
to David Stoner Mortgagee in payment in full
of his Mortgage Claim debt and interest which
appears by the Statement of Mortgage Claim

herewith filed. The balance of Purchase Money there left in Court #636.22 to be distributed to Rudolph Martin the Mortgagor as provided by the Mortgagee Claim filed in this cause

All of which is Respectfully submitted.

John J. Baumgartner

Auditor

1904 September 13.

The Mortgaged Real Estate of Rudolph Martin and wife.

In account with

David Stoner Mortgagee

Debtor.

1900 Aug 1. By sale of the Mortgaged Real Estate this made by the Mortgagee to Henrietta Martin as appears by his Report filed in this cause August 3. 1900. amounting to sum of $2112.00

Credit

To the Mortgagee for his commissions	$ 96	36
To the Mortgagee amount paid the Carroll Record Printing and Publishing Co for printing per Voucher No 1 filed	$ 1	50
To the Mortgagee amount paid Hunt Smith for Auctioneering Sale per Voucher No 2 filed	$ 5	00
To the Mortgagee amount paid for Revenue Stamps for Deed per Voucher No 3 filed	$ 2	50
To the Mortgagee to pay Vandeford Bros for printing per Voucher No 4 filed	$ 9	20
To Jas H Billingslea Clerk	$ 18	15
To Publication Order Nisi on this account	$ 1	50
To John J. Baumgartner auditor Making Statement of Mortgagee Claim. Stating this account &c	$ 9	00
Amount of Expenses	143	26
To David Stoner Mortgagee in payment in full of his Mortgagee Claim debt and interest which appears by the Statement of Mortgagee Claim herewith filed the sum of	$1331	82
To Rudolph Martin Mortgagor the whole balance of Purchase Money as provided by the Mortgagee Claim filed in the Cause the sum of.	$ 636	92
Amount of Sale	$2112	00

David Stoner Mortgagee
vs
Rudolph Martin and
Mary A. H. Martin his
wife Mortgagors

No. 3820 Equity
In the Circuit Court
for Carroll County.

Ordered this 13th day of September A.D. 1900. that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 1st day of October next, provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.—

Jas. H. Billingslea Clerk

Printers Certificate.

Westminster Md. October 2nd 1900

We hereby certify that the annexed Order Nisi on audit was published for two successive weeks prior to the 1st day of October 1900 in The Democratic Advocate a newspaper published in Carroll County. Md.

Vand Lord Bros
Editors and Publishers.

No. 3820 Equity.

David Stoner Mortgagee vs. Rudolph Martin & wife.

Ordered this 2nd day of October 1900, by the Circuit Court for Carroll County sitting as a Court of Equity that the account of the Auditor filed in this cause be and the same is hereby finally ratified & confirmed unless cause to the contrary having been shown although due notice appears to have been given by the preceding Order Nisi and the Mortgagee David. Stone is directed to apply the Mortgagee funds in his hands in accordance with said audit.

Chas. F. Reifsnider
Associate Judges

Auditors Second Account.

David Stoner Mortgagee
vs
Rudolph Martin and
Mary A. H. Martin his
wife Mortgagors

No 3820 Equity.
In the Circuit Court
for Carroll County.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity—

The Auditor respectfully reports that in pursuance

of the Decree of your Honorable Court passed and filed in this cause October 10th 1900. he gave thirty days notice to the creditors of Rudolph Martin the deceased entitled to file their claims duly proven &c. with the Clerk of your Honorable Court. said notice having Expired he again Examined the papers filed in this cause and therefrom stated the within second audit as follows.

All of which is respectfully submitted.

Jno J. Bannerman
Auditor

1900. November 23rd

The account of Fund mentioned in this cause.

In Account with

David Skinner Mortgagee &c.

Debtor

By amount of Balance of Purchase money or fund distributed to Rudolph Martin Mortgagor as shown by the former Account of the Auditor filed in this cause September 13. 1900. and finally ratified and confirmed October 2nd 1900. and also by the Petition filed in this cause September 25th 1900. which fund is to be distributed in accordance with the provisions of the Decree filed in this cause October 10-1900. and as prayed in said Petition to wit. the sum of $636 92

Credit

To the Mortgagee &c to pay Vanderford Bros for printing Notice to Creditors per Voucher filed	$ 2	50
Cost of Taking evidence		
To William A. McKellipp Examiner	$ 8	00
To George A Miller Guardian ad litem	$ 4	00
Costs as taxed by the Clerk —		
To Guy H. Steele Solicitor appearance fee	$ 10	00
To Jas H Billingslea Clerk	$ 18	00
To George H Potter Sheriff	$ 8	10
To Joseph D Brooks. Register of Wills	$ 1	25
To Publication Order Nisi on this second account	$ 1	50
To Jno J. Bannerman Auditor giving Notice to Creditors Getting up Claims Examining of Papers Making Statement of Claims & second Account. stating this Second Account &c	$ 18	00
Amount of Expenses	$ 71	35

To Mary A H Martin widow of said
Rudolph Martin deceased intestate in
Lieu of her dower in the Real Estate sold
by the Mortgagee in this cause & vist
the sum of $ 59 53
Balance of fund for distribution carried
forward and distributed & vist the sum $ 506 04
Amount of Fund $ 636 92½
Balance for distribution as above brought
forward $ 506 04
Balance of the Personal Estate of said ~~506~~
Rudolph Martin deceased Intestate
paid by his administratrix & the
Mortgagee &c in this cause as prayed in
the petition filed in the cause September
25th 1900. and as directed by the Decree
filed in this cause October 10. 1900. All of
which fully appears by the said Petition
and Decree and Copy of the first account
of Henrietta Martin Administratrix of
Rudolph Martin settled in the Orphans
Court of Carroll County September 18. 1900
and filed in this cause, and by the
instructions & the Auditor filed in this
cause November 20. 1900 & vist the sum of $ 38 21
Account for distribution $ 544 25
and distributed in accordance with
the provisions of the Decree filed in this
cause as aforesaid, among the Creditors
of said Rudolph Martin deceased
Intestate whose claims appear by the
Statement of Claims & Second account
herewith filed at the rate of 44.67541/100
cents in the Dollar =

No	Names of Creditors	Claim	Dividend
1	Emanuel Bankert on his Claim of	$ 54 93	$ 24 54
2	Lydia Bankert on her Claim of	$ 54 93	$ 24 54
3	Emanuel Bankert on his Claim of	$ 164 82	$ 73 63
4	Mary J. Martin administratrix of Samuel D Martin deceased on her Claim of	$ 109 62	$ 48 97
5	Geo H. Birnie &c. On their Claim of	$ 155 05	$ 69 27

6	Henrietta Martin on her Claim of	$	411	13	$	183	67
7	Reindollar Bro on their Claim of	$	14	23	$	6	36
8	Dr. C. Birnie on his Claim of	$	122	64	$	54	79
9	Dr Chas. H. Heard on his Claim of	$	27	72	$	12	38
10	David Trimmer on his Claim of	$	5	49	$	2	45
11	David M. Humbert on his Claim of	$	3	14	$	1	41
12	Noah S. Baumgartner on his Claim of	$	26	67	$	11	92
13	Ellen C. Crouse on her claim of	$	36	61	$	16	36
14	Reindollar Bros & Co. on their Claim of	$	20	78	$	9	28
15	Samuel K. Crouse on his Claim of	$	10	47	$	4	68
		$	12	18	$	544	35

Order Nisi on Audit.

David Stone Mortgagee
vs
Rudolph Martin and
Mary A. H. Martin his
wife Mortgagors

No 3820 - Equity.
In the Circuit Court
for Carroll County.

Ordered this 23rd day of November A.D. 1900. that the second account of the Auditor filed in this cause be finally ratified and Confirmed unless cause to the contrary thereof be shown on or before the 10th day of December next provided a Copy of this order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County

Jas H. Billingslea, Clk.

Westminster Md Dec 10. 1900.

We hereby certify that the annexed Order Nisi on audit was published for two successive weeks prior to the 10th day of December 1900 in The Democratic Advocate a Newspaper published in Carroll County Md

Vandergrift Bros
Editors and Publishers

Order of Court.

David Stoner Mortgagee
vs
Rudolph Martin & wife
Mortgagors

No 3820. Equity.
In the Circuit Court
for Carroll County.

Ordered this 11th day of December AD 1900. by the Circuit Court for Carroll County sitting as a Court of Equity that the second account of the Auditor filed in the above entitled cause 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 preceding order Nisi and the said David Stoner Mortgagee is hereby directed to apply the fund in his hands accordingly.

Chas. T. Reifsnider,
Associate Judges.

Recorded Test
Geo. David Sr. Smelser
Clerk.

State of Maryland Set.

At a Circuit Court for the fifth Judicial Circuit of Maryland. Begun and held at the Court House in the City of Westminster Carroll County Maryland. on the 1st monday of being the day of same month in the year One Thousand Nine Hundrd.

Were Present.

Hon Chas. T. Reifsnider Associate Judge

George H. Motter Sheriff.

Jas H Billingslea Clerk.

Among other things were the following proceedings to wit.

Be it Remembered that heretofore to wit on Jan 17. 1902. Columbus A Shipley admr. of John C. Shipley dec'd Mortgagee by. Bond & Parke. Attorneys comes here into Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words as follows to wit.

Columbus A Shipley administrator of John C Shipley deceased Mortgagee

vs

Owen Penningtin Mortgagor

No 3775 Equity.

In the Circuit Court for Carroll County in Equity.

Dr. J Howell Billingslea Clk.

Enter our appearance for Columbus A Shipley administrator of John. C. Shipley. deceased. docket above entitled cause file Original Mortgage from Owen Pennington to John. C. Shipley dated May. 7. 1877. marked. Exhibit No 1 three original Mortgage note. each dated on May 7" 1877. for $100. $100. and $124.75 Respectfully and payable in one. two and three years from the date thereof respectively. marked. Exhibits A. B & C. file and approve bond of Columbus A Shipley. Vendor. and file certificate of grant of letters of administration upon the Estate of the said John. C. Shipley to the said Columbus A. Shipley marked "Exhibit No 2"

Jas. A & Bond.
W Neale Parke.
Attorneys.

Exhibit A.

$100.00 One year after date I promise to pay to John. C. Shipley or order. One Hundred dollars

with interest from date for value received
Witness my hand this Seventh day of May in
the year Eighteen hundred and Seventy seven
Test. Wm A Wampler. } Owen his x mark Pennington

Endorsements.

One year interest paid on this note,
The second year interest paid on this note. third
year interest paid on this note. Fourth year interest
paid on this note. Fifth year interest paid on
this note. Six year interest paid on this note.
The seventh year interest paid on this note

Exhibit. B.

$100.00 Two years after date, I promise to pay
to John C. Shipley or order One Hundred dollars
with interest from date for Value received
The interest payable annually
Witness my hand this seventh day of May in the
year Eighteen Hundred and Seventy Seven.
Test Wm. A. Wampler / Owen his x mark Pennington.

Endorsements.

One year Interest paid on this Note.
The second year Interest paid on this Note.
Third year Interest paid on this note.
Fourth year Interest paid on this note.
$14.00 Dollars paid of Interest on this note and
five cents. Seven year Interest paid on this
note. Four dollars Interest paid.
the Eight year Interest paid note,

Exhibit. C.

$124.75. Three years after date I promise to
pay to John. C. Shipley or order. One Hundred and
~~Twenty~~ four Dollars and Seventy five cents.
with interest from date for Value Received
the Interest payable annually. Witness my
hand this Seventh day of May. in the year
Eighteen Hundred and Seventy Seven
Test. Wm. A Wampler } Owen his x mark Pennington

Endorsements.

One year interest paid on this note.
The second year interest paid on this note
Third year Interest paid on this note
Fourth year Interest paid on this note.
Fifth year Interest paid on this note.
The six year Interest paid on this note
Seventh year Interest paid on this note
Eight year Interest paid on this note

Nine year Interest paid on this Note.

Mortgage.

The Mortgage filed in this case is Recorded in Libor J.J.S. No 10. Folio 381 &c one of the Real Estate Mortgage Records of Carroll County.

Bond

Know all men by these presents, That we Columbus A. Shipley, Elizabeth. B Shipley and James. A. C. Bond, of Carroll County and State of Maryland, are held and firmly bound unto the State of Maryland in the full and just sum of Eight Hundred Dollars to be paid to the said State or its certain attorney, to which payment well and and truly to be made, we bind ourselves and each of us our and Each of our heirs Executors and administrators jointly and severally firmly by these presents, sealed with our seals and dated this seventeenth day of January in the year of our Lord Nineteen Hundred.

Whereas by Deed dated the seventh day of May. 1877. and duly Recorded in Libor J.J.S. No 10 Folio 381 &c one of the Mortgage Records of Carroll County certain Real Estate and property situate in said Carroll County and therein described was conveyed by Owen Pennington to John. C. Shipley of Carroll County aforesaid to secure the payment of certain money and the Interest as set forth in said Mortgage and in said Mortgage is contained a clause authorizing a sale of the Mortgaged premises by the Mortgagee his Executors administrators or assigns, in case of default being made in the payment of the Mortgage debt or the interest thereon or in any covenant condition or agreement therein and whereas the said John. C. Shipley has died intestate since the Execution and delivery of the aforesaid Mortgage and the letters of Administration of his Estate have been duly granted by the Orphans Court of Carroll County to the said Columbus A. Shipley, And whereas default has been made in the payment of the Mortgage debt and the interest thereon, and in other conditions of said Mortgage, and by virtue of the authority given in said Mortgage the above bounden Columbus. A. Shipley as administrator of the said Jno. C. Shipley deceased is about to sell the Mortgaged property

Now the condition of the above obligation is such that if the above bounden Columbus A Shipley administrator as aforesaid does and shall abide by and fulfill any Order or Decree which shall be made by any Court of Equity, in relation to the sale of said Mortgaged property or the proceeds thereof, then the above obligation to be void otherwise to remain in full force and virtue in law.

Signed Sealed and delivered in presence of = as to Columbus A Shipley and Elizabeth R. Shipley

Columbus A Shipley
Elizabeth R. Shipley
James A.C. Bond

Witness Francis J. Kelbaugh. as to James A.C. Bond
& Francis Neal Parke.

Report of Sale.

Columbus A. Shipley Administrator of John. C. Shipley deceased Mortgagee
Vs
Owen Pennington. Mortgagor

No 5775 Equity
In the Circuit Court for Carroll County in Equity

To the Honorable, the Judges of said Court.

The report of sale of Columbus A. Shipley administrator of John. C Shipley. deceased Mortgagee, respectfully shows. That under and by virtue of the power of sale contained in the Mortgage deed from Owen Pennington to a certain John. C. Shipley late of Carroll County Maryland deceased bearing date May. 7- 1877. and Recorded among the ~~Land~~ Records Real Estate Mortgage Records of Carroll County aforesaid in Libr. J.J. No. 10 folio 381 &c and after default in the payment of the principal and Interest of the Mortgage indebtedness intended to be secured thereby the said Columbus A. Shipley administrator of the said John. C. Shipley. deceased Mortgagee after given bond with approved security for the performance of his trust and after complying with all other requisites of law and of said Mortgage deed and after giving notice of the time, Manner, place and terms of sale by advertisement inserted in the American Sentinel. a weekly Newspaper published in said Carroll County for more than twenty days prior to the said sale. as will appear by the printers certificate thereof herewith filed as part hereof marked "Exhibit No 1" he did pursuant to said notice, attend at the Court House

Door, in the City of Westminster, County and State aforesaid, on Saturday February 10th 1900. at two o'clock p.m. and then and there offered at public sale, to the highest bidder, all those two lots or parcels of land situate, lying and being in Carroll County aforesaid, mentioned and conveyed in said Mortgage Deed and being the same that the said Owen Pennington obtained from John Smith of P. and wife by Deed bearing date June 6. 1873. and Recorded among the Land Records of Carroll County aforesaid in Liber J. No 13 No 42 Folio 459 etc, and the said lot containing ten acres of land more or less and also a second lot containing five acres, two roods and fifteen perches of land more or less. that the said Owen Pennington obtained from the said Grantors by Deed bearing date May 7-1877. and Recorded as aforesaid in Liber J.J.S No 48. Folio 111 etc, and sold the said two lots or parcels of land unto the said Columbus A Shipley at and for the sum of four hundred and thirty dollars. he being then and there at that sum the highest bidder therefor. And this report further shows that the said Columbus A Shipley has elected to pay all cash for said land upon the ratification of this sale by your Honorable Court. And this report further shows that the said vendor and the said purchaser are one and the same person at that it will be necessary for your Honorable Court upon the ratification of said sale to appoint a trustee to convey the said Mortgaged premises to the said purchaser upon the payment of the purchase money therefor.

All of which is Respectfully submitted

C. A. Shipley. Trustee

State of Maryland Carroll County to wit:

I hereby certify that on this 15th day of February 1900. before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County aforesaid personally appeared Columbus A. Shipley, Administrator of John C. Shipley deceased Mortgagee, and made oath in due form of law that the matters and things contained in the foregoing report of sale are true as therein set forth. to the best of his

knowledge and belief, and that the sale thereof reported was fairly and Bonafide made.

Sworn & Subscribed. John M. Quigley,
Justice of the Peace.

Columbus A. Shipley Administration
John C. Shipley deceased
Mortgagor
Vs
Owen Pennington Mortgagor

No 3775 Equity
In the Circuit
Court for Carroll
County in
Equity.

Ordered this 15th day of February 1900. by the Circuit Court for Carroll County in Equity that the sale of the property mentioned in these proceedings made and reported by Columbus A. Shipley Administrator of John C. Shipley deceased Mortgagor, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 19th day of March next provided a copy of this order be inserted in some Newspaper published in Carroll County once in each of three successive weeks before the 12th day of March next.

The Report states the amount of sales to be $430.00

Jas H Billingslea,
Clerk.

Order Nisi on Sale. Printers Certificate

Westminster Md. March 19th 1900

This is to certify that the annexed Order Nisi on Sale has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md. once a week in each of three successive weeks previous to the 12th day of March 1900.

E.J. Rippard Publisher
Per John H Whitlow

Order of Court.

Columbus A. Shipley, Administrator of John C. Shipley deceased
Mortgagor
Vs
Owen Pennington Mortgagor

No 3775. Equity
In the Circuit
Court for
Carroll County
in Equity.

Ordered this 20th day of March 1900. by the Circuit Court for Carroll County in Equity that the aforegoing report of sale made by Columbus A. Shipley Administrator of John C. Shipley

deceased Mortgagee be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although due notice appears to have been given in accordance with the preceding Order Nisi passed in this cause, and the papers and proceedings in this cause are hereby referred to the Auditor of this Court to State an account in which he shall allow to the said Vendor the usual Commissions and such proper costs and expenses for which he shall produce the proper vouchers therefor, and it is further ordered and decreed that Francis Neal Dorsey of Carroll County Maryland be and he is hereby appointed Trustee to convey the property mentioned in these proceedings to the said Purchaser Columbus A. Shipley upon the payment by the said Columbus A. Shipley of the purchase money therefor.

Chas. E. Reifsnider
Associate Judge

Audit.

Columbus A. Shipley Administrator of John C. Shipley deceased Mortgagee
vs
Owen Pennington Mortgagor

No. 3775 Equity
In the Circuit Court for Carroll County in Equity.

To the Honorable, the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and thereupon stated the within Account as follows.

He first made the Statement of Mortgage Claim which is herewith filed. He then charged the Administrator &c with all the purchase money in his hands to wit $430. and thereupon allowed him his commissions and expenses and all costs proper to be allowed aggregating the sum of $91.87 The whole balance of purchase money then left to wit $338 13/100 he distributed to Columbus A. Shipley Administrator of John C. Shipley deceased Mortgagee in part payment of his Mortgage Claim of $613 debt and interest which appears by the

Statement of Mortgage Claim" herewith filed which balance on the date of the ratification of said March 20" 1900 / failed to pay said Mortgage Claim to the extent of Two Hundred and Seventy four 87/100 Dollars.

All of which is respectfully submitted

Jno J. Baumgartner
Auditor

1900. April 23rd

The Mortgaged Real Estate of Owen Pennington

Mortgagor. In account with.

Columbus A. Shipley admr. of deceased Mortgagee.

Debtor

1900. February 10. By sale of the Mortgaged Real Estate then made by the Administrator of the deceased Mortgagee to Columbus A Shipley as appears by his Report filed in this cause February 15" 1900 amounting to the sum of $430 00

Credit.

To the Administrator &c for his commissions	$ 28	80
To the Administrator & Amount paid Ed Pippard for printing including Order Nisi in this account per Voucher No 1 filed.	$ 12	75
To the Administrator & Amount paid Levi T. Frizzell for Auctioneering Sale per Voucher No 2 filed	$ 1	50
To the Administrator &c to pay for Brandenburg Collr taxes for 1899. per Voucher No 3 filed.	$ 1	77
To the Administrator &c to pay Bird & Parke solicitors. for professional services rendered per Voucher No 4 filed	$ 20	00
To Jas H Billingslea Clerk	$ 18	00
To Jno. J. Baumgartner Auditor. Making Statement of Mortgage Claims. Stating this account &c	$ 9	00
Amount of Expenses.	$ 91	87

To Columbus A. Shipley Administrator of John C. Shipley deceased Mortgagee the whole balance of purchase money to wit $338 13 in part payment of his Mortgage Claim of $613 debt and interest which appears by the Statement of Claims herewith filed. which balance on the date of the Ratification of sale. 20" March 1900 / failed to pay said mortgage Claim to the Extent of $274 87 the sum of $338 13

Amount of Sale $430 00

Columbus. A. Shipley Administrator. of John. C. Shipley deceased Mortgagor Vs Owen Pennington Mortgagor | No 3775. Equity In the Circuit Court for Carroll County in Equity.

Ordered this 23" day of April a.d 1900 that the Account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 14" day of May next provided a copy of this order inserted for two successive weeks before the last-named day in some newspaper published in Carroll County.

Jas H Billingslea Clerk.

Printers. Certificate

Westminster Md February 14- 1900.

This is to certify that the annexed advertisement has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md. once a week in each of four successive weeks previous to the 10th day of February. 1900.

E J. Pippard Publisher per John H Mitten.

Maryland Sct:

At a Circuit Court for the Fifth Judicial Circuit of Maryland. Begun and held at the Court House in the City of Westminster Carroll County Maryland. on the first Monday of Nov being the day of the same Month in the year Eighteen Hundred and Ninety Nine.

Were Present.

Hon Jas Revell Associate Judge

Ephraim Haines Shiriff

Jas. H. Billingslea Clerk

Among other things were the following proceedings to wit:

Be it remembered that heretofore to wit on Aug. 3. 1899. Henry Galt. Administrator of Elizabeth Forsyth deceased. Mortgagee by James A. C. Bond Francis Neal Parke Attorneys. Comes here into court sitting as a court of Equity and filed his order to docket a case which appears in forme and words as follows to wit:

Henry Galt Administrator of Elizabeth Forsyth deceased Mortgagee	No 3741 Equity In the Circuit Court for Carroll County in Equity.
Vs	
Peter Forsyth Mortgagor	Dr. James Revell Billingslea Clerk.

Docket above entitled case file original Mortgage dated March 21-1887. Marked Exhibit "B" and original Mortgage Note Marked "Exhibit A. and also exemplification of letters of administration on estate of Elizabeth Forsyth to Henry Galt. and file and approve Mortgage Bond of said Galt Entering our appearance for said Galt

Jas A. C Bond
Francis Neal Parke
Solicitors.

Mortgage. Exhibit B

The Mortgage filed in this case is Recorded in Liber W.N.H. No 25. folio 32 &c one of the Real Estate Mortgage Records of Carroll County.

Mortgage Note Exhibit A

Carroll County Maryland
March 21st 1887

Twelve months after date I promise to pay to the order of Elizabeth Forsyth the sum of Eight Hundred and Eighty one Dollars and fifty cents for value received with interest from date

Peter Forsythe

Bond.

Know all men by these Presents. that we Henry Galt and Jas. A. Bond of Cecil — State of Maryland are held and firmly bound unto the State of Maryland in the full and just sum of sixteen Hundred Dollars to be paid to the said State or its certain Attorney, to which payment well and truly to be made we bind ourselves and each of us, our and each of our heirs Executors and administrators jointly and severally firmly by these presents, sealed with our seals and dated this 3rd. day of August in the year of our Lord One Thousand Eight Hundred and ninety-nine Whereas by Deed of Mortgage dated the 21st day of March 1899. and duly Recorded in Liber W. N.M. No 25 folio 32 &c one of the Mortgage Records of Cecil County certain Real Estate and property situate in said Cecil County Maryland and therein described was conveyed by Peter Forsythe & Elizabeth Forsythe to secure the payment of certain money and the interest as set forth in said Mortgage, and in said Mortgage is contained a clause authorizing a sale of the Mortgaged premises by the Mortgagee his Executors administrators or assigns, in case of default being made in the payment of the Mortgage debt or the interest thereon or in any covenant condition or agreement therein and whereas the said Mortgagee Elizabeth Forsythe has died since the Execution and delivery of said Mortgage intestate and the said Henry Galt has been duly appointed administrator of the personal Estate of said intestate, And Whereas default has been made in the payment of the Mortgage debt and the interest thereon and in other conditions of said Mortgage, and by virtue of the authority given in said Mortgage the above bounden Henry Galt as administrator, as aforesaid is about to sell the Mortgaged property Now the condition of the above obligation is such, that if the above bounden Henry Galt

dors and shall abide by and fulfill any order or Decree which shall be made by any Court of Equity in relation to the sale of said Mortgaged property, or the proceeds thereof then the above obligation to be void, otherwise to remain in full force and virtue in law

signed sealed and delivered in the presence of J. Francis Neal Parish

Henry Galt (Seal)
Jas A. C. Bond (Seal)

Report of Sale,
No 3741. Equity.
In the Circuit Court for Carroll County in Equity.

Henry Galt Administrator of Elizabeth Forsythe Deceased Mortgagee
Ded'r
Peter Forsythe

To the Honorable the Judges of the said Court.

The report of Henry Galt administrator of Elizabeth Forsythe deceased Mortgagee as hereinafter set forth respectfully shows unto your honors, That under and by virtue of the power of sale contained in a Mortgage dated from Peter Forsythe of Carroll County Maryland to Elizabeth Forsythe late of Carroll County deceased bearing date March 31st 1887. and recorded among the Mortgage Real Estate Records of Carroll County aforesaid in Liber W.N.W. # 25 folio 32 &c the said Henry Galt as administrator of said Elizabeth Forsythe deceased was authorized to make sale of the Real Estate in said Mortgage mentioned and conveyed after default in the payment of the indebtedness intended to be secured by said Mortgage, and whereas there being default in the payment of the principal and interest of said indebtedness secured as aforesaid the said Henry Galt administrator of said Elizabeth Forsythe deceased, after giving Bond with approved security and after complying with all the requirements of law and of said Mortgage, and giving notice of the time place manner and terms of sale by advertisement in the Carroll Record a newspaper published at Taneytown Carroll County aforesaid for more than twenty days prior to the day of sale, did pursuant to said notice attend on the premises on Friday August 25 1899. at 2 o'clock P.M. and then and there offer at

Public Sale to the highest bidder the property in said Mortgage mentioned and receive therefor a bid of $400,00 with the understanding that the residue remaining unpaid on a prior Mortgage lien on part of the property hereinbefore mentioned to secure the payment of the sum of $135.00 given by a certain Sarah A. Finger and Worthington Finger her husband to a certain Sarah Galt bearing date October 14th 1878. and Recorded among the Real Estate Mortgage Records of Carroll County in Liber J.J.S. No 12 folio 230 etc. be satisfied and discharged out of said bid of $400,00 But the said Henry Galt Administrator of Elizabeth Forsyth deceased Mortgagee believing that he could get a better price for said property did not sell the same, but held it for private sale. And the said Henry Galt Administrator of Elizabeth Forsyth deceased Mortgagee further reports that he has since sold to Samuel A. Brown of Carroll County Maryland, at private sale, at and for the sum of Four Hundred and ten dollars, the Real Estate mentioned and conveyed in said first mentioned Mortgage from Peter Forsyth to the said Elizabeth Forsyth and described as follows (First) All that lot or parcel of land in Carroll County Maryland containing twenty five and one half acres and fourteen perches of land more or less, that the said Peter Forsyth obtained from Jacob Slaughenhaupt and wife by deed dated March 12, 1855 and Recorded among the Land Records of Carroll County in Liber J.B.B. No 20 folio 67 etc. (Second) All that lot or parcel of land, in Carroll County Maryland containing one and one quarter acres of land more or less, that the said Peter Forsyth obtained from Levi Flickinger and wife by deed dated March 31. 1864 and Recorded as aforesaid in Liber W.M. No 66 folio 422. subject to the aforesaid Mortgage lien of Sarah A. Finger and Worthington Finger her husband to the said Sarah Galt, dated October 14, 1878. and Recorded as aforesaid in Liber J.J.S. No 12 folio 230 etc. for the said sum of $125.00 it being the same lot or parcel of land that the said Peter Forsyth and wife conveyed to D.D. Slaughenhaupt by deed dated March 28. 1884. and Recorded as

aforesaid in Liber F.F.S #60 folio 475 &c. containing
the quantity of sixteen and a half acres and
fourteen perches of land more or less.
And the said Henry Galt Administrator of
Elizabeth Forsyth deceased Mortgagee further reports
that said sale was for the best price obtainable
and that it was made upon the condition that
out of said purchase money of $410.00 the residue
remaining unpaid on said prior Mortgage
debt to said Mortgagee Sarah Galt amounting
to the sum of $132.23. principal and interest
be paid by said Henry Galt Administrator of
Elizabeth Forsyth deceased Mortgagee to said
Sarah Galt Mortgagee in order that the said
purchaser's title may be clear of said Mortgage
claim that said sale was made in the manner
aforesaid for the purpose of obtaining the best
price for said land and to avoid the expense
of this foreclosure and that the said purchaser
have agreed to pay all cash upon the ratification
of this sale by your Honorable Court
Respectfully Submitted. Henry Galt
administrator of Elizabeth
Forsyth deceased Mortgagee.

~~Order Nisi on Sales.~~

State of Maryland Carroll County to wit.
I hereby Certify that on this 27th day of September
1899. before me the subscriber a Justice of the
Peace of the State of Maryland in and for Carroll
County aforesaid personally appeared Henry
Galt Administrator of Elizabeth Forsyth the
deceased Mortgagee and made oath in due
form of law that the matters and things set
forth in the foregoing report of sale are true as
therein stated to the best of his knowledge and
belief and that the sale therein reported was
bona fide and fairly made
Sworn to before. Aloysius F. Ormsdoff.
Justice of Peace.

Order Nisi on Sales.

Henry Galt Administrator of Elizabeth Forsyth deceased Mortgagee
vs
Peter Forsyth Mortgagor

No 3741 Equity
In the Circuit
Court for Carroll
County County
in Equity.

Ordered this 28th day of September 1899. by the Circuit Court for Carroll County in Equity that the sale of the Real Estate and property mentioned in these proceedings made and reported by Henry Galt administrator of Elizabeth Forsyth deceased Mortgagee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 30th day of October next provided a copy of this order be inserted in some newspaper printed and published in Carroll County once in each of three successive weeks before the 23rd day of October 1899—

The report states the amount of sale to be $410.00

Jas H. Billingslea Clk

Written Certificate.

Office of the Carroll Record a Weekly Newspaper Published in Taneytown Carroll Co Md.

Oct 31st 1899

I hereby certify that the annexed order was published once in each of three successive weeks prior to the 23rd day of October 1899. in the Carroll Record a Newspaper published in Carroll County Maryland.

P B Englar

Editor and manager Carroll Record Printing and publishing Co Taneytown Md.

Order of Court.

Henry Galt Administrator of Elizabeth Forsyth deceased Mortgagee
vs
Peter Forsyth Mortgagor

No 3741 Equity.
In the Circuit Court for Carroll County in Equity.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 28th day of October 1899. That the sale made and Reported by Henry Galt administrator of Elizabeth Forsyth deceased Mortgagee, be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown, although due notice appears to have been given in accordance with the preceding Order Nisi passed in said cause, and the said Henry Galt Administrator of Elizabeth Forsyth deceased Mortgagee, be and he is hereby—

directed to pay out of the sum of $410.00 the purchase Money for the property in the above entitled cause the sum of $132.23. princi= =pal and interest due at the time of said sale to Sarah Galt the Mortgagee named in the Mortgage from Sarah A Sanger and husband as mentioned in the said Report of sale and the papers and proceedings in this cause are hereby referred to the Auditor of this Court to State an account of the trust funds therein and to allow to said Henry Galt administrator of Elizabeth Forsythe, deceased Mortgagee such costs and expenses as he may produce proper Vouchers thereof.

S. Thomas S. Jones.
Auditor.

Auditor's Account.

Henry Galt Administrator of Elizabeth Forsythe deceased Mortgagee
vs
Peter Forsythe Mortgagor

No 3744. Equity.
In the Circuit Court for Carroll County in Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor Respectfully reports that in pur= suance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within account as follows. He first made the Statement of Mortgage Claim" which is herewith filed. He then charged the Administrator of deceased Mortgagee with all the purchase money in his hands and thereon allowed him his commissions and Expenses and all costs proper to be allowed. He then distributed the sum of $132 23/100 to Sarah Galt Mortgagee being the principal and interest due her on a prior Mortgage held by by her as fully set out in the Report of sale of the Administra= =tor of deceased Mortgagee filed in this cause September 28, 1892. The whole balance of purchase money then left in hand $191 04/100. The Auditor distribut= =ed to Henry Galt Administrator of Elizabeth Forsythe deceased Mortgagee in part payment of her Mortgage claim of $1548 24/100 debt and interest which appears by the Statement of Mortgage Claim herewith filed, which balance on the date of

the ratification of sale (October 28" 1899) "failed & pay said Mortgage Claim to the extent of Thirteen Hundred and and fifty seven 30/100 Dollars
All of which is Respectfully submitted
Jas. J. Baumgardner.
1899 November 9 Auditor

The Mortgaged Real Estate of Peter Forsythe
In account with.
Henry Galt Administrator of deceased Mortgagee
Debtor
By Sale of the Mortgaged Real Estate then made by the Administrator of the deceased Mortgagee at Private Sale to Samuel A. Brown as appears by his report filed in this cause September 28-1899
Amounting to the sum of $410 00
Credit
$
To the Administrator &c for his Commissions $ 27 60
To the Administrator &c Amount paid The Carroll Record Printing and Publishing Co for printing per Voucher No 1 filed $ 5 50
To the Administrator &c Amount paid Henry Galt for Auctioneering Sale per Voucher No 2 filed $ 1 00
To the Administrator &c to pay Henry Galt Co'lr Taxes for 1899 per Voucher #3 filed $ 3 48
To the Administrator &c to pay Francis Neal Parke Solicitor for Professional services rendered per Voucher No 4 filed $ 20 00
To Jas H Billingslea Clerk $ 18 65
To publishing Order Nisi on this Account $ 1 50
To Jas J. Baumgardner Auditor Making Statement of Mortgage Claims &c. Stating this Account &c $ 9 00
$ 86 73
Amount of Expenses
To Sarah Galt Mortgagee the sum of $132.23 being the principal and interest due her on a prior Mortgage held by her as fully set out in the Report of Sale of the Administrator of deceased Mortgagee filed in this Cause September 28-1899
The sum of $ 132 23
To Henry Galt Administrator of Elizabeth Forsythe deceased Mortgagee the whole balance of Purchase Money & viz. $ 191 04 in part payment of her Mortgage Claim of $1548 24/100 debt and interest which

appears by the Statement of Mortgage Claim here-with filed which balance on the date of the Ratification of Sale October 28-1899. Failed & pay said Mortgage Claim & the extent of ~~Oct 28th 1899~~ $1357.20

the sum of

$ 191	64
$ 410.	00

Amount of Sale

Henry Galt Administrator of Elizabeth Forsythe deceased Mortgagee

vs

Peter Forsythe

No 3741 Equity
In the Circuit Court for Carroll County.

Ordered this 9th day of November A D 1899. that the account of the Auditor filed in this Cause be finally ratified and confirmed unless cause to the Contrary thereof be shown on or before the 27th day of November inst.. provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

Jas H Billingslea. Clerk

Order of Court.

Henry Galt Administrator Dec't

vs

Peter Forsythe Mortgagor

No 3741 Equity in the Circuit Court for Carroll County in Equity

Ordered this 29th day of March 1899. by the Circuit Court for Carroll County in Equity that the foregoing report of the Auditor filed in the above entitled cause be and the same is hereby finally ratified and confirmed no cause to the Contrary thereof having been shown although due notice appears to have been given in accordance with the preceding order Nisi and the said Henry Galt Admr = of Elizabeth Forsythe deceased Mortgagee is hereby directed to pay out the fund in this cause accordingly.

Jas Revell.

Recorded & Exd.
Per David P. Smelser.
Clerk.

Maryland Sct:

At a Circuit Court for the Fifth Judicial Court of Maryland Beginning and held at the Court House in the City of Westminster Carroll County Maryland on the first Monday of August it being the 7 day of same Month in the year Nineteen Hundred.

Were Present

Hon. Thos. Jones Chief Judge

George W Motter Sheriff

Jas H Billingslea Clerk.

Among other things was the following proceedings to wit:

Be it remembered that heretofore to wit on Dec 28. 1898 Charles E. Fink Trustee. by Chas E Fink Attorney came here into Court sitting as a Court of Equity and filed his order to docket a case which appears in forward words as follows to wit:

Exparte. In the Matter of the Trust Estate of Francis H Orendorff. Charles. E. Fink Trustee | In the Circuit Court for Carroll County Sitting in Equity No 3687. Equity

To the Honorable the Judges of said Court.

The petition of Charles. E Fink Trustee Respectfully represents.

1st That heretofore to wit on the twenty second day of December in the year Eighteen hundred and ninety Eight Francis H Orendorff of Carroll County in the State of Maryland. by his deed duly executed and delivered did grant and assign unto your petitioner all his Estate Real Personal and Mixed and wheresoever situate. to be held in trust by your petitioner for the purposes as in said deed fully appears all of which will more fully appear by reference to a certified copy of said deed herewith filed as part of this petition and marked Exhibit. A.

2nd That your petitioner has accepted said trust and to that end has filed his bond with the Clerk of the Circuit Court for Carroll County which Bond has been duly approved by said Clerk as will fully appear by reference to a certified Copy of said bond. herewith filed as part hereof and marked Exhibit. B.

That your peitioner is desirous of settling said Trust Estate as aforesaid. under the supervision

and control of your Honorable Court and to that End prays your Honor to pass an order assuming jurisdiction in the premises and taking Supervision of and control over your petitioner and said Estate. And as in duty Bound he will ever pray - &c,

Charles E. Fink
Solicitor

Chas. E. Fink
Trustee

Order of Court.

Ordered this 28th day of December in the year Eighteen Hundred and Ninety Eight. on the foregoing petition that the Circuit Court for Carroll County Sitting in Equity take Jurisdiction in the Trust Estate of the said Francis H. Orndorff. and that said Trustee of the said Trust Estate under the supervision and control of the said Circuit Court for Carroll County Sitting in Equity. And it is further ordered that the said Charles E. Fink Trustee in the above cause named give the usual notice to the creditors of the said Francis H. Orndorff. who are such prior to the twenty second day of December in the year Eighteen Hundred and Ninety Eight to file their claims properly authenticated with the clerk of the Circuit Court for Carroll County on or before the first day of March in the year Eighteen Hundred and ninety nine by causing a copy of this order to be published in some newspaper in Carroll County once a week for four successive weeks before the 30th day of January in the year eighteen hundred and ninety nine

Chas. B. Roberts.

Exhibit. A.

The Deed of Trust filed in this case is Recorded in Liber J. H. B. No 98. folio — One of the Land Records of Carroll County.

Exhibit. B.

The Bond filed in this case is Recorded in Liber B. F. C. No 18 folio — One of the Battle and Bond Records of Carroll County

Report of Sale.

In the Matter of the Trust Estate of Francis H. Orndorff
Charles E. Fink
Trustee

No 3687. Equity
In the Circuit Court
For Carroll County
Sitting in Equity.

To the Honorable the Judges of said Court.
The report of sales made by Charles E. Fink Trustee

by virtue of a Deed of Trust, a certified Copy of which is filed in this cause and marked Exhibit A to the bill respectfully shows, That after having given twenty days Notice of the time place Manner and terms of Sale by advertisement in the "Democratic Advocate" and "American Sentinel" two newspapers published in Carroll County Maryland, and also by numerous hand bills circulated throughout Carroll County and in pursuance thereof proceed on Monday the 30th day of January A.D. 1899. to offer at public Sale the Real Estate conveyed by said Deed on the premises as advertised. Your Trustee first offered the two Story brick house on Main Street in Westminster Maryland and the highest bidder received therefor was Four Thousand Dollars which amount your Trustee considered an inadequate price and withdrew said property from sale, and announced that it would be held for private sale.

3rd Your Trustee next offered a vacant lot adjoining the lands of Paul Geigling and others on Liberty Street Extended having a fronting of about 26 feet and a depth of about 201½ feet and sold the same to William Coon at and for the sum of One Hundred and Twenty five dollars and twenty five cents he being there and there the highest bidder therefor.

4th at two O'clock on said day your Trustee offered at public Sale on the premises a wood lot of Ten acres more or less near Pleasant Valley in Carroll County adjoining the lands of Jos Petry and William Wantz and others. but there was not a single bidder present. on the 31st day of January your Trustee Sold said wood Lot to Ezra C. Wantz and Mary C. Wantz at private sale, at and for the sum of Two Hundred Dollars. The said brick house on Main Street still remains unsold and when sold your Trustee will report the same.

All of which is Respectfully submitted.

Charles E Fink. Trustee.

State of Maryland Carroll County to wit:

I Hereby Certify that on this 26th day of April in the year Eighteen Hundred and ninety nine before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Charles E Fink Trustee and made oath in due form of law that the matters and facts stated in the foregoing report of sale are true

as therein ~~stated~~ set forth to the best of his knowledge and belief and that the sale therein reported is bona fide and was fairly made

John M. Quigley Jr.

Order Nisi on Sale

In the Matter of the Trust Estate of Francis H Ornsdorff Charles E Fisk Trustee | No 3687 Equity In the Circuit Court for Carroll County Sitting in Equity.

Ordered this 27th day of April A D 1899. That the report of Sales of Real and Leasehold property made and Reported in the above entitled cause by Charles E. Fisk Trustee be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 29th day of May next provided a copy of this order be published once a week for three successive weeks in some newspaper published in Carroll County Maryland previous to the 29th day of May A D 1899.

The Report states the amount of sales to be $936.75

J. Thomas Jones

Order of Court.

In the Matter of the Trust Estate of Francis H Ornsdorff. Charles E Fisk Trustee | No 3687 Equity In the Circuit Court for Carroll County Sitting in Equity.

Ordered this 30th day of May A D 1899 that the sale of the Real Estate and Leasehold property made and reported in the above entitled cause by Charles E. Fisk Trustee be and the same are hereby finally ratified and confirmed no cause to the contrary thereof having been shown although notice appears to have been given in accordance with the preceding order. And this case is hereby referred to the auditor of this Court to state an account of the Trust funds in this cause.

J. Thomas Jones,

Trustees Second Report of Sales.

In the Matter of the Trust Estate of Francis H Ornsdorff Charles E Fisk Trustee | No 3687 Equity In the Circuit Court for Carroll County Sitting in Equity

To the Honorable the Judges of said Court.
The second Report of sales made by Charles E. Fisk
Trustee in the above entitled cause Respectfully Shows.
1st That after having given fifteen days Notice of the
time place manner and terms of Sale by adver-
tisement in the "Democratic Advocate" and "American
Sentinel" two Newspapers published in Carroll
County Maryland, and also by hand bills put up
in public places in the vicinity of the hereinafter
mentioned property, he proceeded in accordance with
said Notice on Monday the 11th day of September 1899.
at 1 Oclock P M to offer at public Sale on the prem-
-ises the house and lot being the residence of said
Francis H Orndorff the grantor in the Deed of
of Trust filed in this cause situate on Main
Street in the City of Westminster Maryland
and being the same property which was withdrawn
at a bid of Four Thousand Dollars at a former
Sale. as stated in the Trustee's first Report of Sale
said property on the said 11th day of September
was offered upon the following terms to wit:
Terms of Sale: One third Cash on the day of sale or upon
the ratification thereof. One third in six months.
and one third in twelve months from day of
Sale, or all cash at the option of the purchaser
the credit payments to be secured by the notes of
the purchaser or purchasers, with approved
Security bearing interest from day of Sale, and
was knocked down and sold to the Union
National Bank of Westminster Maryland at
and for the sum of Three Thousand Seven Hun-
-dred and fifty dollars. said Bank being then
and there the highest bidder therefor. Said
purchaser has complied with the terms of
Sale and agrees to accept the said credit terms.
Your Trustee further reports that ever since
the 31st day of January 1899. when said property
was first offered at Public Sale your Trustee has
been Endeavoring to secure a purchaser at
private Sale and to that End had adverti-
-sement inserted in the two Newspapers above
mentioned but was unsuccessful in
obtaining a purchaser
All of which is Respectfully submitted.

Charles E. Fisk
Trustee.

State of Maryland Carroll County to wit:
I hereby certify that on this 19th day of September
in the year Eighteen Hundred and Ninety nine
before me the subscriber a Justice of the Peace
of the State of Maryland in and for Carroll County
personally appeared Charles. E. Fink Trustee
and made oath in due form of law that the
matters and facts stated in the foregoing report
of sale are true as therein set forth to the best of
his knowledge and belief and that the sale
therein reported is bona fide and was fairly made.

John M. Gingling. J.P.

Order Nisi on Sale.

In the Matter of the Trust Estate of Francis H. Orndorff. Charles. E. Fink Trustee

No 3687 Equity
In the Circuit Court
for Carroll County sitting
in Equity.

Ordered this 20th day of September in the year A.D 1899. that the second report of Sales made and reported in the above entitled cause by Charles E Fink Trustee, be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 23d day of October next provided a copy of this order be published ~~in Carroll County~~ once a week for three successive weeks in some newspaper published in Carroll County Maryland previous to the 16th day of October A.D 1899.
The report states the amount of sales to be $3750.00

Jas H. Billingslea. Clerk.

Order of Court.

In the Matter of the Trust Estate of Francis H. Orndorff. Charles. E. Fink Trustee

No 3687 Equity
In the Circuit Court
for Carroll County
Sitting in Equity.

Ordered by the Court this 28th day of October A.D 1899. that the second sale of the Real Estate made and Reported in the above entitled cause by Charles E. Fink Trustee be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although no one appears to have been given in accordance with the preceding Order and this case is hereby referred to the Auditor of this Court to state an account of the Trust.

funds in this cause

Jas A.C Boud.

Trustees Supplemental Report of Sales.

In the Matter of the Trust Estate of Francis H Orndorff / In the Circuit Court

Charles E. Fisher / for Carroll County

Trustee / sitting in Equity.

To the Honorable the Judges of said Court.

Charles E. Fisher the Trustee in the above entitled cause makes the following Supplemental report of sales that after having given more than ten days notice in the "Democratic Advocate" "American Sentinel" and also by handbills he proceeded on Saturday the 25th day of November at Ten Oclock A M to offer at public sale at the Union National Bank of Westminster Maryland fifty three shares of the Capital Stock of said National Bank for cash in pursuance of said Notice he then and there sold the same as follows. Mrs Ada Smith McDaniel Five shares at Fifty two dollars per share. To the same Five shares at Fifty one and one half dollars per share & H. M Black. Five shares at Fifty Dollars and seventy five cents per share. To Mrs Fanny. L. Schwikart Five shares at fifty one Dollars per share. To Mrs Margant. E. Brass. Twenty shares at Fifty one Dollars and fifty cents per share. to Mrs Sarah. E. Zepp Ten shares at fifty one Dollars per share To Wm Annan & R. Myerly one share at fifty one dollars and fifty cents to J. Pearre Hantz one share at fifty one Dollars and fifty cents. & Charles Fisher Hantz One share at fifty one Dollars and fifty Cents. they being there and there respectfully the highest bidders therefor all of said purchasers have paid the entire purchase money in cash. The Total amount of sales is $2730.75.

Your Trustee further reports that the said Union National Bank of Westminster prior to the Execution of the Deed of Trust in this cause issued an attachment ~~on fi fa~~ Judgment against the said Francis H Orndorff and Edward Lynch dated February 23rd A D 1897. for Three Thousand five Hundred and Seventy five

dollars and two cents with interest from February 23rd A D 1897. and Nine Dollars and Seventy cents Cost in the Circuit Court for Carroll County and the then Sheriff of Carroll County attached the above mentioned stock. The said Union National Bank assented to your said Trustee making sale of said stock with the understanding and agreement that your Trustee would charge no more commissions upon the proceeds of the sale of said stock than the amount the Sheriff would have been entitled to for four days services had the Sheriff made said sale under said attachment. and that the proceeds of said sales of stock after paying the costs and expenses thereof and the commissions aforesaid and the proportionate part of the costs in this case including the Auditors fee. shall be applied to the payment of said Judgment so far forth as the same may extend.

All of which is Respectfully submitted,

Charles E. Fitzk, Trustee

State of Maryland Carroll County to wit.

I hereby certify that on this twenty eighth day of January in the year Nineteen Hundred before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Charles E Fitzk the Trustee in the above entitled cause and made oath in due form of law that the matters set forth in the foregoing Report of sales are true as therein stated to the best of his knowledge and belief and that the sale therein reported was bona fide and was fairly made.

John W. Yingling J.P.

In the Matter of the Trust Estate of Francis H Orndorff Charles E. Fitzk Trustee

In 3687 Equity
In the Circuit Court for Carroll County sitting in Equity,

Ordered this 26th day of January in the year Nineteen Hundred. That the sale of the Bank stock made and Reported in the above entitled cause by Charles E Fitzk Trustee be and the same are hereby finally ratified and confirmed

Chas. J. Reifsnider
Associate Judge.

In the Matter of the Trust Estate of Francis H Orndorff Charles E Faik Trustee

No 3687 Equity
In the Circuit Court for Carroll County
in Equity

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within account "A" as follows. He first made the Statement of Judgment and Attachment Claim & Account "A" to which is herewith filed. He then charged the Trustee with the Amount of Trust Funds in his hands from the sales of 53 shares of the Capital Stock of the Union National Bank of Westminster Maryland aggregating the sum of $2720 75/100 and thereat allowed him his Commissions Expenses and costs including the sum of $28 39/100 being the proportion of General items of costs and Expenses as chargable to this Trust Fund as agreed upon between him and the Union National Bank of Westminster Maryland aggregating the sum of $2720 75/100 and thereat allowed him his commissions Expenses and costs including the sum of $28 39/100 being the proportion of general items of costs and Expenses as chargable to this Trust Fund as agreed upon between him and the Union National Bank of Westminster Md. as set out in his supplemental Report of Sales filed in this cause January 26th 1900. said Commissions Expenses & aggregating the sum of $84 54/100 the Trustee to be paid by him & the parties entitled to the costs under the attachment proceedings of The Union National Bank of Westminster Md against Edward Lynch and Francis H Orndorff. said costs appear by the Judgment Claim filed in this cause

The balance of this fund $2499 15/100 to be distributed to the Union National Bank of Westminster Maryland in part payment of its Judgment and Attachment claim of $3915 80/100 debt interest and Judgment costs which appears by the Statement ~~of Claim~~ of Judgment and Attachment Claim & Account. A summons filed

which balance of Trust Fund fails to pay said Judgment and Attachment claim to the extent of $1416.67 which deficiency is carried to Account B. thereto to be allowed if there are sufficient funds.

All of Which is Respectfully Submitted,
Jno. J. Baumgartner
Auditor

1900 June –

The Trust Fund:

From the sales of Bank Stock of Francis H. Orndorff in account with Charles E. Fink Trustee.

Debtor

1899 November 25" By sale of 53 Shares of Capital Stock of the Union National Bank of Westminster Maryland, then made by the Trustee at Public Sale to the following persons to wit;

5 Shares to Mrs Ada. J. McDaniel	@ $52.	$	260	00
5 " " "	@ $51.50	$	257	50
5 " " W. M. Black	@ $50.75	$	253	75
5 " " Mrs Fannie S. Schwigart	@ $51.	$	255	00
20 " " Miss Margaret E. Crass	@ $51.50	$	1030	00
10 " " Mrs Sarah E. Zepp	@ $51.	$	510	00
1 " " Mrs Amanda R. Myerly	@ $51.50	$	51	50
1 " " J. Pearre Wantz	@ $51.50	$	51	50
1 " " Charles F. Wantz	@ $51.50	$	51	50

Said 53 shares of stock belonged to said Francis H. Orndorff and was attached by the Sheriff of Carroll County under an Execution by way of attachment issued by said Bank on its Judgment dated February 23" 1897, for $35.75 02/" with interest from February 23" 1897 and $9.20/" costs of suit obtained in the Circuit Court for Carroll County against Edward Lynch and Francis H. Orndorff. said sales were made by the Trustee with the assent of said Bank all of which will fully appear by reference to the Trustees Supplemental Report of Sales filed in this cause January 26" 1900

Amount of Sale of Stock	$	2720	75

Credit

To the Trustee for his Commissions the same the Sheriff would have been entitled to as poundage fees had he made sale under said Attachment the Sum of =	$	82	82

To the Trustee. Amount paid E.J. Rippard
for printing per Voucher No. 1. filed $ 4 00
To the Trustee amount paid Elias S. Davis for
Auctioneering Sale per Voucher No 2 filed. $ 5 00
To the Trust. Amount paid H. B Grammar
Coller Corporation Tax for 1899.
per Voucher No 3 filed $ 0 87
To the Trustee Benj Vandenford Bros for
Printing per Voucher No 4 filed $ 2 00
General Items of Costs and Expenses

To the Trustee Benj Vandenford Bros for
Printing per Voucher No 19 filed $ 6 00
Costs as taxed by the Clerk
To Charles E. Fink Solicitor Appearance
Fee $ 10 00
To Jas H. Billingslea Clerk $ 46 20
To publication Order Nisi on three
accounts "A" "B" $ 1 50
To John J. Baumgartner Getting
up Claims and Vouchers Examin-
ation of papers. making Calcula-
tions &c $ 13 50
$ 77 20

Proportion of this sum of General
Items of costs and Expenses as charg-
able to this Trust Fund the sum of $ 28 39
To Wm J. Baumgartner Auditor making
Statement of Judgment and Attachment
Claim to Account "A" stating this
Account "A" &c $ 9 00
Amount of Expenses &c = $ 137 08
To the Trustee to pay the parties
Entitled to the costs under the Attach-
ment proceedings of the Union
National Bank of Westminster
Md against Edward Lynch and
Francis H Onudorff. said cost
appear by the Judgment Claim
filed in this cause and aggregate
the sum of = Paid J. O. Murray late Sheff. Oct. 15/96. $ 84 54
To the Union National Bank of
Westminster Maryland the balance
of this Trust fund Viz $2499 13/100

in part payment and Attachment Claim
of $3915.80/100 Debt interest and Judgment
Costs which appears by the Statement
of Judgment and Attachment Claim
& Account "A" herewith filed which
balance of Trust fund & pay said
Judgment and Attachment Claim
to the Extent of $1416.67 which deficiency
is carried to Account "B" then & there allowed

The sum of =	$2499	13
Amount of Sales of Stock	$2720	75

Auditors Account "B"

In the Matter of the Trust Estate of Francis H Ornsdorff. Charles E. Finke Trustee / In 3687 Equity / In the Circuit Court of Carroll County in Equity

The Auditor further reports that after stating Account "A" he then proceeded & state the within Account "B" as follows. He first made the Statement of proferred Claims (prior to February 23rd 1897) to Account "B" then made the Statement of Proferred Claims (dated February 23rd 1897) & Account "B" then made the Statement of proferred Claims (after February 23rd 1897) & Account "B" then made the Statement of unproferred Claims & Account "B" said Statement being herewith filed. He the charged the Trustee with all the Trust Fund from the sales of Real Estate aggregating the sum of $4676.25 and thereout allowed him his commissions and Expenses and all costs proper & to be allowed including the sum of $48.81 being the proportion of general Items of Cost and Expenses as charged to & this Trust Fund. He then distributed to Margaret A. Ornsdorff, wife of said Francis H Ornsdorff. the sum of $100 in lieu of her Potential right of dower interest in the Real Estate sold by the Trustee in this cause, as per her assent & release her dower interest filed in this cause January 28. 1899 He the distributed the sum of $100 to Francis H Ornsdorff in payment of his Exemption provided by law and the Deed

of Trust. He then distributed to Mary Katherine Heelan the sum of $10.75 To the Westminster Deposit and Trust Company Assignee the sum of $1950.50/22 and to the Westminster Saving Bank (formerly) The Westminster Savings Institution, a body Corporate &c. the sum of $242.20/100 being in full of their respective claims debt and interest which appear by claims Nos. 1, 2, 3 & 4, in Statement of proved claims (Prior to February 23" 1897) & Account B. herewith filed. The Balance of Trust fund then left to wit: $740.17/22 he distributed among the Proved Creditors of said Francis H Onnedorff who obtained Judgment February 23" 1897. and whose claims appear by the Statement of Claims (Proved) dated February 23" 1897 & Account B" herewith filed at the rate of .68.5/12 on the Dollar. Further Report that the Trustee gave the notice to the Creditors of said Francis H Onnedorff as directed by the Order of Your Honorable Court said Notice has Expired

All which is Respectfully submitted

Jno. J. Baumgartner
Auditor.

1900. June 21"

The Real Estate of Francis H Onnedorff
In Account with
Charles E. Fenby Trustee
Debtor

1899 January 30. By sale of Leasehold Property made by the Trustee at Public Sale to Charles B. Wingling as appears by his Report filed in this Cause April 27" 1899 Amounting to the sum of	$ 60	50
1899. January. 30" By Sale of Real Estate this made by the Trustee at Public Sale to William Wood as appears by his Report filed in this Cause April 27. 1899 Amounting the sum of	$ 125	25
1899. January. 30. By Sale of Real Estate this made by the Trustee at Private Sale to Ezra C. Wantz and Mary C Wantz as appears by his Report filed in this Cause April 27" 1899 Amounting to the sum of	$ 200	00
1899. September 11" By Sale of Real Estate this made by the Trustee at Public Sale to The Union National Bank of Westminster Maryland as appears by his second Report filed in this Cause September 29" 1899		

amounting to the sum of.	$ 3758	00
Amount of Sales of Real Estate.	$ 4676	45
Credit		
To the Trustee for his Commissions as pro-		
vided by the Deed of Trust.	$ 233	84
To the Trustee amount paid E. J. Rippard		
for Printing per Voucher No 5 filed	$ 6	00
To the Trustee amount paid E. J. Rippard for		
Printing per Voucher No 6 filed	$ 10	00
To the Trustee Amount paid Elias N Davis for		
Auctioneering Sales per Voucher No 7 filed	$ 10	00
To the Trustee. amount paid Staley Biggs		
Coll'r Taxes for 1898 and 1899. per Vouchers Nos		
8 and 9 filed	$ 79	60
To the Trustee, Amount paid W B Grammer		
Coll'r Corporation Taxes for 1897 and 1898		
per Vouchers Nos 10 and 11 filed	$ 61	07
To the Trustee, Amount paid Wm Cover in full		
of Ground Rent to November 1. 1898. per		
Voucher No 12 filed.	$ 7	50
To the Trustee, Amount paid Chas B. Quigley		
in full of Ground Rent to January 30" 1899		
per Voucher No 13 filed.	$ 1	87
To the Trustee Amount paid the Westminster		
Hardware Co for repairs per Voucher No 14 filed	$	30
To the Trustee, Amount paid Mutual Fire		
Insurance Company in Baltimore		
County, Interest on premium note		
to January 1" 1900 per Voucher No 15 filed	$ 11	48
To the Trustee, amount paid for Revenue		
Stamps and acknowledgments to Deeds		
per Voucher No 16 filed.	$ 7	20
To the Trustee [redacted] Vandenford Bros for		
Printing per Voucher No 17. filed	$ 33	00
To the Trustee to pay Charles E. Finlo ~~Trustee~~		
Solicitor for Professional services rendered		
per Voucher No 18 filed	$ 100	00
General Items of Costs and Expenses		
To the Trustee. to pay Vandenford Bros		
for Printing per Voucher No 19 filed	$ 6	00
— Costs as taxed by the Clerk —		
To Charles E. Finlo Solicitors		
Appearance Fee =	$ 10	00
To Cas H Billingsley Clerk	$ 46	30
To Publication Order Nisi on their account to a+B	$ 1	50

To Jno J. Baumgartner Auditor			
Getting up Claims and Vouchers			
Examination of Papers Making			
Calculations &c		$ 13 50	
To Total amount of General Items of Cost &c.		$ 77 20	
Proportion of this sum of General Items			
of Costs and Expenses as Chargable to			
this Real Estate Fund the sum of			$ 48 81
To Jno J. Baumgartner Auditor making			
Statement of Unfound Claims (Prior to			
February 23" 1897.) to Account B. Making			
Statement of Unfound Claims (dated			
February 23. 1897.) to account "B" Making			
Statement of Unfound Claims (after			
February 23" 1897. to Account B Making			
Statement of Unfound Claims to			
Account B. stating this Account "B." &c			$ 2250
Account of Expenses &c			$ 63317
To Margaret A. Vandorff wife of said Francis			
H Vandorff in lieu of her potential right			
of dower interest in the Real Estate			
Sold by the Trustee in this cause as per			
her assent to release her dower interest			
filed in this cause January 28-1899			
to wit the sum of			$ 1000 00
To Francis H Vandorff. his Exemption			
as provided by law and the Deed of			
Trust a copy of which is filed in this			
cause to wit the sum of			$ 100 00
To Mary Katherine Nolan in payment			
in full of her claim debt and interest			
which appears by Claim No 1. in State-			
ment of Unfound claims (prior to February			
23" 1897.) to account B herewith filed			
the sum of			$ 10 71
To The Westminster Deposit and Trust			
Company Assignee of Ella E. Albaugh			
Assignee of The First National Bank of			
Westminster (a body Corporate) in payment			
in full of its Judgment Claim debt			
and interest which appears by claim			
No 2 in Statement of Unfound Claims			
(prior to February 23. 1897.) to Account "B"			
herewith filed the sum of			$ 1950 50

To the Westminster Savings Bank (formerly the The Westminster Savings Institution) a body corporate of the State of Maryland in payment in full of its Judgment claim debt interest and costs which appears by claim No 8 in Statement of Proffered Claims (Print. February 23 1897) to Account "B" filed the sum of $242 20

Balance for distribution $740 17

Account of Sales of Real Estate $4676 76

Balance for distribution brought forward $740 17

and distributed among the Proffered Creditors of said Francis H. Orndorff who obtained Judgments February 23" 1897. and whose claims appear by the Statement of Proffered Claims. (dated February 23d 1897. Account "B" herewith) filed at the rate of .08 5/12 cents in the Dollar & viz:

No	Name of Creditors	Amt of Claim		Dividends	
1	The Union National Bank of Westminster Md a body Corporate. on its Judgment Claim of	$1416	67	$120	71
2	The Union National Bank of Westminster Md a body Corporate on its Judgment Claim of.	$3185	53	$271	46
3	The Farmers and Mechanics National Bank of Westminster Maryland a body Corporate of the United States on its Judgment Claim of	$2877	09	$245	16
4	The Union National Bank of Westminster Md a body Corporate on its Judgment Claim of	$1206	92	$102	84
		$8686	31	$740	17

$740 17

Order Nisi on Audit.

In the Matter of the Trust Estate of Francis H Orndorff

Charles E Fink Trustee.

No 3687 Equity.

In the Circuit Court for Carroll County

Ordered this 22" day of June A D 1900 that Account "A" and "B" of the Auditor filed in this

cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 9th day of July next Provided a copy of this order be inserted ~~forthwith~~ successively weekly before the last named day in some Newspaper published in Carroll County.

Jas H Billingslea Clerk

Printers Certificate.

Westminster Md July 9th 1900

We hereby certify that the annexed Order was published for two successive weeks prior to the 9th day of July 1900. in The Democratic Advocate a Newspaper published in Carroll County Md

Henderson Bros

Editors and publishers

Order of Court.

In the Matter of the Trust Estate of Francis H Onudorff & Thos E. Shirk Trustee

No 3687 Equity In the Circuit Court for Carroll County.

Ordered this first day of August A D 1900 that accounts A and B of the Auditor filed in this cause be and the same is hereby finally ratified and confirmed No cause to the contrary having been shown although notice appears to have been given in accordance with the preceding Order and the Trustee is hereby directed to pay out the Trust funds accordingly.

D. Thomas Jones

Recorded rep'd

Jas David P. Smelser

Clerk.

Maryland Sct:

At a Circuit Court for the fifth Judicial Circuit Court of Maryland Begun and held at the Court House in the City of Westminster Carroll County Maryland on the first monday of January it being the day of same month in the year One Thousand Nine Hundred and one.

Were Present

Hon'd Wm. H. Thomas Associate judge

George W. Motter Sheriff

Jas H. Billingslea, Clerk

Among other things done the following proceedings to wit:

Be it Remembered that heretofore on the 24th day of Dec 1900, Abraham Stoner Etal by Edward O. Grant attorney, comes here into Court Sitting as a Court of Equity and filed his order to docket a case which appears in form and words as follows to wit:

Abraham Stoner
Rachel A Englar
Isaac N Stoner and
Jane C. Stoner his wife
H. Lee Stoner and
Elsie Stoner his wife
Urba E. Harman
Plaintiffs

Vs

Marshall C. Stoner and
Hattie Stoner his wife
Samuel J. Stoner
John R. Stoner
George P. Buckey
John W. Myers and
R. E. Lee Myers Executors
of the Last will and Testament
of John Myers deceased
Defendants

No 3857 Equity

In the Circuit Court of
Carroll County Sitting
as a Court of Equity

To the Honorable the
Judges of said Court

Your Orators
and Oratrices humbly
complaining
show unto your
Honorable Court.
First, That Mary
E. Stoner late of
Carroll County
Maryland deceased
was in her lifetime
seized and possessed
of a tract or parcel of
land situate, lying and being in the town of
Union Bridge Carroll County Maryland on the
corner of Main Street and an alley adjoining
the property of James E. Smith and which was
conveyed to the said Mary E. Stoner by Granville
S Haines and Thomas F. Shepherd Executors/

25 × 10

32 × 10

25 × 10

by Deed bearing date March 31st 1876. and duly recorded among the Land Records of Carroll County in Liber J.J.S. No 46 folio 324 &c as will appear by certified copy of said deed herewith filed as part of this Bill of Complaint Marked Exhibit A.

Second, That being seized and possessed of said Real Estate the said Mary E. Stoner departed this life on or about the 8th day of November 1900. intestate and leaving surviving her a widower Abraham Stoner. who is of full age and resides in said Carroll County, and leaving the following children and descendants, to whom as her heirs at law the said land has descended, viz. Rachel A Taylor a daughter a resident of Baltimore City Maryland. a son Marshall. C. Stoner and Hattie Stoner his wife residents of Chambersburg Pennsylvania. a son Isaac S. Stoner and Lena. S. Stoner his wife residents of said Carroll County, a son Samuel J Stoner supposed to be in the State of Texas and a non resident of the State of Maryland. a son John R Stoner a resident of Atlanta Georgia. a son H Lee Stoner and Elsie Stoner his wife residents of Frederick County Maryland. a daughter Ida F. Harman resident of said Carroll County. and all of whom are adults above the age of twenty one years.

Third, that long prior to the death of the said intestate January 30th 1894. one George. P. Buckey a resident of said Carroll County obtained a judgment against the said Marshall. C. Stoner in the Circuit Court for Carroll County for the sum of $1000. which is a lien upon the interest of the said Marshall. C. Stoner in and to said Real Estate.

Fourth: That a certain John Myers in his life time obtained three judgments in the Circuit Court for Carroll County against the said Marshall. C. Stoner and John R Stoner on the 10th day of May 1894. for the following amounts $2934.59, $583.66 and $2337.66. respectively which are liens upon the interest of the said Marshall. C. Stoner and John R Stoner in and to said Real Estate and that said John Myers departed this life testate and Letters Testamentary on his said Estate

granted unto John H Myers, and R. E. Lee Myers Executors of the last will and testament of John Myers in the Orphans Court of Carroll County

Fifth: That it would be to the interest and advantage of the said heirs at law, widows and judgment creditors to sell the aforesaid Real Estate and divide the proceeds thereof among the parties legally entitled thereto, and especially so as the widow Sarah Stoner in order to secure a more favorable sale thereof, is willing to consent that said Real Estate shall be sold under the decree of said Court in this case for of his life Estate therein, and to receive in lieu thereof such proportion of the funds of sales aforesaid as may be allowed him by law under rules of your Honorable Court.

Sixth: That said Real Estate is not susceptible of division among all the parties interested therein, and can not be divided without loss or injury to them, and that it would be to the interest and advantage and benefit of all the parties that said Real Estate shall be sold and the funds or proceeds of sale thereof shall be divided among the parties Entitled thereto: To the end therefore:

a. That the aforesaid Real Estate may be decreed to be sold and the proceeds thereof divided among the parties legally entitled thereto according to their just proportions.

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

May it please your Honorable Court to grant unto your oralos the writ of subpoena against the said George P. Buckey, John H Myers and Robert E. Lee Myers, Executors of the last will and Testament of John Myers deceased, commanding them and each of them to be and appear in this Court at some certain day to be named therein to abide by and perform such order or decree as this Honorable Court may pass in the premises. And may it please this Honorable Court to grant unto your oralos the order of publication giving notice to the said Marshall C. Stoner and Hattie Stoner his wife of Chambersburg, State of Pennsylvania: Samuel J. Stoner supposed to be in the State of Texas and a non resident

of the State of Maryland. and John B. Sloner of Atlanta Georgia giving notice to them and each of them of the substance and object of this Bill of complaint and warning them and each of them to appear in this Court in person or by solicitor, on or before a certain day to be named therein to answer the premises. and to show cause if any they have why a decree should not pass as prayed

and as in duty bound etc.

Edward C. Trant. Sol for Plaintiff

Answer of Geo. P. Buckey

Abraham Sloner Etal
vs
Marshall. C. Sloner Etal

No 3857 Equity.
In the Circuit Court for Carroll County.
To the Honorable. the Judges of said Court.

The answer of George P. Buckey one of the Defendants in the above entitled cause by Guy. H. Steele. his Attorney. to the Bill of Complaint therein exhibited against him and others respectfully shows,

1st. That he admits the matters and things set forth in the 1st and 2nd paragraphs of said Bill of Complaint.

3rd. That he can neither admit or deny the matters and things set forth in the 4" and 5" paragraphs of said Bill of Complaint.

3rd. That he admits that on the 30th day of January 1894. he recovered a judgment against Marshall C. Sloner for the sum of $1.000.00. and cost and that it became a valid lien on his interest in the land described in "Exhibit A" of which his mother died seized and possessed. and which on her death vested in him as one of her heirs at law as set forth in said Bill of Complaint and further answering said Bill this defendant says. that after the death of said Mary E. Sloner intestate as set forth in said Bill and before the filing of said Bill and the commencement of proceedings in this cause. a writ of Fieri Facias. was issued out of the Circuit Court for Carroll County directed to George H. Motter Sheriff of said Carroll County, commanding him to seize the goods and chattle lands and tenement of said Marshall, C. Sloner and under

and by virtue of which, the said sheriff seized upon all the right title claim Estate and demand both at law and in Equity of the said Marshall C. Stoner in and to all that property of which his deceased mother said Mary E. Stoner died seized and possessed and afterward & viz. on the 5th day of January 1901. he sold the same & one D Price Abe Buckey. of Frederick County. Md.

And this defendant being advised that as all the right title claim estate and demand both at law and in equity of the said Marshall C. Stoner in and to the property mentioned and described in these proceedings. has been sold as aforesaid he no longer has any interest in this cause and this defendant would likewise have no interest, and he therefore prays this Honorable Court to dismiss him hence with his reasonable cost in this behalf sustained if your Honors should so determine.

And as in duty bound &c.

Guy M. Steele

attorney for Geo. P. Buckey

Orders of Publication.

Abraham Stoner Etal
vs
Marshall. C. Stoner Etal

No 3857 Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

The object of this bill is to procure a decree for sale of certain Real Estate situate in Union Bridge Carroll County Maryland. situate on the corner of Main Street and an alley adjoining the property of James E. Smith and which was conveyed by Mary E. Stoner by Granville. C. Haines and Thomas H. Shepherd Executors by Deed bearing date March 31st 1876. and Recorded among the Land Records of Carroll County in Liber J.G.S. No 46 folio 324 &c. and of which the said Mary E. Stoner died seized and possessed. the bill further States that the said Mary E. Stoner departed this life on the 8th day of November 1900. intestate leaving surviving her a widower Abraham Stoner who is of full age and a resident of said Carroll County and the following children and descendants to whom as her heirs at-law. the said land descended. Rachel N. Englar resident of Baltimore City Maryland a son Marshall C.

Stoner and Hattie Stoner his wife resident of
of Chambersburg, Pennsylvania, a son Isaac H
Stoner and Lena V. Stoner his wife a daughter
Urba E. Harman resident of said Carroll County,
a son John R Stoner resident of Atlanta Georgia a
son Samuel J. Stoner supposed to be a resident
of Texas, and a son Resident of the State of Maryland,
a son Hoke Stoner and Elsie Stoner his wife resident
of Frederick County Maryland all of whom are
adults above the age of twenty one years, That
prior to the death of said Mary E Stoner, George P.
Buckey on January 30. 1894. obtained a judgment
against the said Marshall C Stoner in the Circuit
Court for Carroll County for the sum of $1000.
which is a lien upon the interest of the said
Marshall C. Stoner in and to said Real Estate
That a certain John Myers in his life time ob-
tained three judgments in the said Circuit Court
for Carroll County against the said Marshall C.
Stoner and John R. Stoner on the 10" day of May 1884.
for the following amounts. $2934.59 $583.66 & $233.66
respectfully which are liens upon the interests
of the said Marshall C. Stoner and John R. Stoner
in and to said Real Estate, and that said John
Myers departed this life testate, and Letters
testamentary on his said Estate granted unto
John H Myers and R. E. Lee Myers executors of the
last will and testament of said John Myers
in the Orphans Court of Carroll County. That it
would be for the interest and advantage of
the said heirs at law and the judgment cred-
itors, as well as the said widow, to have the
aforesaid Real Estate sold and the proceeds
thereof divided among the parties legally
entitled thereto. That said Real Estate is not
susceptible of division among all the parties
in interest without loss or injury and that it
would be the interest and advantage and
benefit of all the parties that said Real Estate
to be sold and the funds of sale divided among
the parties entitled thereto. and the bill prays for
such further relief as the case may require. and
for the writ of subpoenae against the said George
P. Buckey, John H Myers and R. E. Lee Myers Executors
of said John Myers deceased. and for an order of
publication giving notice to the said Marshall.

C. Stoner and Hattie Stoner his wife of Chambersburg. Pa. Samuel J. Stoner supposed to be in the State of Texas and a Non Resident of the State of Maryland, and John P. Stoner of Atlanta Georgia giving notice to them and each of them of the substance and object of this Bill and warning them and each of them to appear in this Court in person or by solicitor on or before a certain day to be named therein to answer the premises and to show cause if any they have why a decree should not pass as prayed.

It is thereupon ordered this 31st day of January A.D. 1901. by the Circuit Court for Carroll County in Equity. that the plaintiffs by causing a copy of this order to be inserted in some newspaper published in Carroll County once in each of four successive weeks before the 4th day of March A.D. 1901. give notice to said non resident defendants and heirs at law of the said Mary E. Stoner of the object and substance of this bill of Complaint warning them to appear in this Court in person or by solicitor on or before the 25th day of March 1901. to answer the premises and assert their claim to share in the distributive of the Estate of the said Mary E. Stoner and to show cause if any they have why a decree should not pass as prayed.

Chas. J. Reifsnider
Associate Judge.

Deed.

The Deed filed in this case is Recorded in Liber J.W.B. #92. folio 43 &c one of the Land Records of Carroll County.

Petition of Plaintiffs.

Abraham Stoner Etal
Deed to
Marshall C. Stoner Etal

No 3857 Equity
In the Circuit Court
for Carroll County in Equity.

To the Honorable the Judges of said Court.

The petition of the Plaintiffs in the above cause by E. O'Grant their attorney respectfully shows to this Honorable Court.

That since the filing of the bill of complaint in the above cause all the right, title claim estate and demand, both at law and in Equity of Marshall C. Stoner one of the defendants in and to the property mentioned and described in the

proceedings and particularly described in "Exhibit A" & the bill of Complaint has been sold by the Sheriff of Carroll County & one D. Princeton Buckey of Frederick County of the State of Maryland. under and by virtue of a writ of Fieri Facias issued out of the Circuit Court of Carroll County. before the commencement of these proceedings at the suit of George P. Buckey, one of the Defendants in this cause as will appear by reference & the answer of said George P. Buckey and a certified copy of the Deed from George W. Motter Sheriff of said Carroll County to said D. Princeton Buckey which is herewith filed as part hereof. and marked Exhibit No 1.

Your Petitioner, therefore pray your Honor & pass an order making the said D. Princeton Buckey a party defendant to this cause and directing a writ of subpoena to issue for him directly and commanding him to be and appear in this Court on or before a certain day & then and there to answer to Bill of Complaint and this petition and to show cause if any he has why the prayers of the Petitioners as set forth in said bill of complaint should not be granted.

And as in duty bound &c.

E.O. Weant Jr. Sol for plaintiffs

State of Maryland Carroll County & wit:

I hereby certify that on this first day of March 1901. before the subscriber the Clerk of the Circuit Court for Carroll County, personally appeared E.O. Weant, and made oath in due form of law that the matters and things set forth in the foregoing petition are true as therein stated

Sworn to before. Jos H Billingslea

Clerk of the Circuit Court for Carroll County

Order of Court.

Ordered this 14th day of March in the year Nine-teen hundred and one. on the foregoing petition exhibit and affidavit, by the Circuit Court for Carroll County, sitting as a Court of Equity that D. Princeton Buckey be made a party defendant in this cause, and it is further ordered and directed that the Clerk issues a writ of Subpoena directed to him commanding him to be and appear in this Court & answer the Bill

of Complaint and this petition and to show cause if any he has why the relief sought by the Plaintiffs should not be granted,

Chas. J. Reifsnider Associate Judge.

Answer of D. Princeton Buckey.

Abraham Stoner Etal / No 3857 Equity.
vs
Marshall C. Stoner Etal / In the Circuit Court for Carroll County

To the Honorable the Judges of said Court.

The answer of D. Princeton Buckey, an additional defendant to the above cause. made by an order of this Court passed on the 18th day of March 1901 by Guy. H. Steele his attorney respectfully shows.

1" That he admits the matters and things set forth in the 1" 2" 3" 4" 5" & 6" paragraphs of the Bill of Complaint filed in said Cause.

2" That he neither admits nor denies the matters and things set forth in the 4" paragraph of said bill of Complaint.

3" That he admits the matters and things set forth in the petition of the Plaintiffs filed in the above cause on the 1st day of March 1901. and consents to the passage of a decree for the sale of the property in said proceedings mentioned. respectfully requesting this Honorable Court to protect his interest therein by giving their representation among the Trustees appointed by this Court & under the sale of said property

And as in duty Bound &c.

Guy. H. Steele

Atty for D. Princeton Buckey.

Answer of John W & R. E. Lee. Myers.

Abraham Stoner Etal / No 3857. Equity.
vs
Marshall C. Stoner Etal / In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable the Judges of said Court.

John W. Myers and R. E. Lee. Myers Executors of the last Will and Testament of John W. Myers deceased for answer to Bill of Complaint filed in this cause against them Et al say.

First. That they admit the matters and things alleged in said Bill of Complaint and consent to the passage of a decree for the sale of the property in said

proceedings mentioned, respectfully requesting this Honorable Court to protect their interest therein by giving them a representation among the trustees appointed by this Court to make the sale of the said property.

And as in duty Bound etc.

D H Fleming

Solicitor for John H Myers and R. E. Lee Myers Executors of the Last Will and Testament of John Myers deceased.

Deed. Exhibit M.C.S—

The Deed filed in this case is Recorded in Liber J H B No 92 folio 391 &c one of the Land Records of Carroll County.

Decree.

Abraham Stoner
vs
Marshall C. Stoner Etal

In the Circuit Court for Carroll County sitting as a Court of Equity
No 3857. Equity.

The above cause standing ready for hearing and being submitted on Testimony. the Bill & answer and all other proceedings were by the Court read and considered. It is thereupon this first day of August in the year Nineteen Hundred and one by the Circuit Court for Carroll County sitting as a Court of Equity Adjudged, Ordered, and Decreed that the Real Estate Mentioned in the proceedings in this cause be sold and that Isaac A Stoner of Carroll County State of Maryland, be and he is hereby appointed Trustee to make said sale and that the course and manner of his proceedings shall be as follows he shall first file with the Clerk of this Court a bond to the State of Maryland executed by him and a surety or sureties to be approved by this Court or by the Clerk thereof in the penalty of Four Thousand Dollars conditioned for the faithful performance of the trust reposed in him by this Decree, or to be reposed in him by any further Decree or Order in the premises he shall then proceed to make the said Sale, having given at least three weeks Notice by advertisement inserted in some Newspaper published in Carroll County and by such other mode as he shall think proper of the time place and terms of sale which shall be as follows to wit; One third part of the purchase money shall be paid by the purchaser or purchasers to the Trustee on the day of Sale or upon the ratification

thereof by this Court and the residue shall be paid in two Equal payments, the one to be paid in one year, and the other in two years from the day of Sale with interest and to be secured by the notes of the purchaser or purchasers with security to be approved of by the Trustee or all cash at option of purchaser and as soon as may be convenient after any such sale or sales the said Trustee, shall return to this Court a full and particular account of his proceedings relative to such sale, with an affidavit annexed of the truth thereof and of the fairness of said sale and on obtaining the Courts ratification of the Sale and on the payment of the whole purchase Money, (and not before) the said Trustee shall by a good and sufficient deed, to be executed acknowledged and Recorded according to Law, convey to the purchaser or purchasers his, her or their heirs the property and Estate herein her or them sold free clear and discharged from all claim of the partie hents Plaintiffs and Defendants and those claiming by from or under them or either of them, and the said Trustee shall bring into this Court the money arising from said sale to be distributed under the direction of this Court, after deducting the cost of this suit the expenses of said sale and such commission to the said Trustee, as this Court shall think proper to allow in consideration of the skill attention and fidelity herewith he shall appear to have discharged his trust.

Chas. J. Reifsnider Associate Judge.

Bond.

Know all men by these Presents.

That we Isaac N. Stoner and Edward Smith of Carroll County, in the State of Maryland are held and firmly bound unto the State of Maryland in the full and just sum of Four Thousand dollars current money to be paid to the said State of Maryland, or its certain Attorney to which payment, well and truly to be made and done, we bind ourselves and each of us our and each of our heirs, Executors and administrators jointly and severally firmly by these presents sealed with our seals and dated this 5th day of August in the year of our Lord One Thousand nine hundred and one. Whereas by Decree of the Circuit Court for Carroll County as a Court of

Equity bearing date the 1st day of August in the year Nineteen Hundred and one and passed in a cause in said Court wherein Abraham Stoner et als are complainants and Marshall C. Stoner et al are Defendants the above bound Isaac N. Stoner has been appointed Trustee to make sale of certain Real Estate in the proceedings in said cause mentioned Now the condition of the above obligation is such that if the above bound Isaac N. Stoner, do and shall well and faithfully perform the trust reposed in him by said decree or that may be reposed in him by any further Decree or Order of said Court in the premises then the above obligation to be void and of no effect, otherwise to remain in full force and virtue in law.

Signed sealed and delivered in the Presence of
J. Johnson A. Stein

Isaac N. Stoner (Seal)
Edward Smith (Seal)
Edward O. Weant (Seal)

I the Clerk of the Circuit Court for Carroll County. — Hereby certify that the securities in the above Bond are amply sufficient for the penalty thereof Approved

Edward O. Weant Solicitor for Complainant

The above bond is approved this 3rd day of Aug 1901

Jas H. Billingslea Clerk

Report of Sale.

Abraham Stoner et al Plaintiffs
vs
Marshall C. Stoner et al Defendants

No 3857 Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable the Judges of said Court. The report of Isaac N. Stoner Trustee appointed by the Decree passed in this cause to make sale of certain Real Estate therein mentioned respectfully shows unto your Honorable Court, First: that after giving Bond with security for the faithful discharge of his trust as required by said decree, and giving Notice of the time place manner and terms of sale, which terms were those prescribed by said decree in the "American Sentinel" and the Pilot two Newspapers published in Carroll County Maryland for more than three successive weeks before the day of sale and also by Hand Bills extensively circulated throughout said County, he did pursuant to said Notices

attend at Union Bridge in said County upon the premises advertised to be sold on Thursday August 29th A.D. 1901. at the hour of 11 O'clock A.M. and then and there proceeded to sell the Real Estate in the proceedings in this cause mentioned to the highest bidder at public Sale upon the terms aforesaid All that tract or parcel of land and premises situate and being in the Town of Union Bridge in Carroll County Maryland. adjoining the premises of Wm. James. E. Smith and is the same tract or parcel of land and premises that was conveyed to Mary E. Stoner by Granville S. Haines and Thomas F. Shepherd Executors by Deed dated March 31st 1876. and Recorded among the Land Records of Carroll County in Liber J.B.S. No 46 folio 324 &c, and the same tract of which the said Mary E. Stoner died seized and possessed and sold the same to Marshall C. Stoner of Chambersburg Pennsylvania at and for the sum of Fourteen Hundred and fifty Dollars. he being then and there the highest bidder therefor which said purchaser has complied with the terms of sale and has agreed to pay the whole amount of purchase money upon the Ratification of said Sale. Costs All of which is Respectfully submitted.

Isaac N. Stoner. Trustee.

State of Maryland Carroll County to wit.

I hereby certify that on this 29th day of August A.D. 1901 before me the Subscriber a Justice of the Peace of the State of Maryland in and for Carroll County aforesaid personally appeared Isaac N. Stoner Trustee and made oath in due form of law that the matters and things set forth in the aforegoing Report of sale are true as therein set forth, to the best of his knowledge and belief and the Sale therein reported was was fairly made.

William Horn
Justice of the Peace.

Order Nisi.

Abraham Stoner et al
Plaintiff
vs
Marshall C. Stoner et al
Defendants

No 3857 Equity.
In the Circuit Court for Carroll County sitting as a Court of Equity.

Ordered this 30th day of August A.D. 1901 that the

Sale of the Real Estate made and reported in the above entitled cause by Isaac A Stoner Trustee appointed by the Decree passed herein to sell the same be finally ratified and confirmed unless cause to the contrary be shown on or before the 3rd day of September next provided a copy of this order be inserted in some Newspaper published in Carroll County Maryland once a week in each of three successive weeks prior to the 23rd day of September next.

The Report states the amount of sale to be $1450.00

Jas H Billingslea Clerk

Printers Certificate.

Office of American Sentinel.

Westminster Md October 1st 1901

This is to certify that the annexed Order Nisi on Sale has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md once a week in each of three successive weeks prior to the 23rd day of September 1901

E J. Pippard Publisher

per John H Mitten

Order of Court

Ordered this 1st day of October A D 1901 that the sale of the Real Estate made and reported in the this cause be and the same is hereby finally ratified and confirmed. no cause to the contrary having been shown although notice appears to have been given by the preceding order the case is hereby referred to the auditor to state an account of the last Fund. The Trustee is allowed the usual commission and Expenses the vouchers for the Expenses to be filed with the auditor and report the same to the Court for its further order

Chas J. Reifsnider

Associate Judges

Audit

Abraham Stoner Etal Plaintiffs
vs
Marshall C. Stoner Etal Defendants

No 3857 Equity
In the Circuit Court for Carroll County in Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor Respectfully reports that in pursuance

of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within account as follows. He charged the Trustee with the purchase money in his hands to wit: $1450 and thereout allowed him his commissions and expenses and all cost properly allowed aggregating the sum of $309 92/100 He the distributed the sum of $342 01/100 to Abraham Stoner surviving husband of Mary E. Stoner deceased Intestate in lieu of his life estate as tenant by the Curtesy in the Real Estate sold by the Trustee in this cause. The balance of purchase money then left to wit: $798 07/100 the Auditor distributed among the children Heirs at Law of said Mary E. Stoner deceased Intestate or to the parties entitled to the same. The Auditor carried forward the Interest or distributive share of Marshall C. Stoner a son Heir at Law of said Intestate to wit: $114 01/100 and also carried forward the Interest or distributive share of John R Stoner a son Heir at Law of said Intestate to wit: $114 01/100 and distributed said Interest as follows. In distributing the Interest or distributive share of said Marshall C Stoner the Auditor had first to determine who were Entitled to the same. D Princeton Buckey as purchaser at Sheriffs Sale as set in his Petition filed in this cause or said Marshall C. Stoner as purchaser from J. Gilmore Fletcher Trustee in Bankruptcy appointed by the Referee under Bankrupt proceedings in the United States District Court for Eastern District of Pennsylvania as set out in his petition filed in this cause. In considering the rights between these parties in the opinion of your Auditor there are only three important points to be considered to wit:

1st. Did the interest of said Marshall C. Stoner bankrupt pass to his Trustee appointed by the Referee in proceedings in Bankruptcy in the U.S. District Court for Eastern District of Penna.

2nd. Did the Trustee appointed in said proceedings in Bankruptcy have the jurisdiction to sell the Interest of said Stoner bankrupt situate in Carroll County Maryland.

3rd. Had said Marshall C. Stoner who was the Bankrupt the right to purchase said Interest

from said Trustee,
The said Court in Bankruptcy has decided the first of these points as appears by the opinion of said Court sustaining the Referee in passing the order to said Trustee in Bankruptcy to sell said Interest which opinion is filed in this cause reference thereto will more fully and at large appear and as far as your Auditor has been able to find from the Authorities said Court right in its opinion. As to the second point the Auditor after examining several Authorities found this point as to Jurisdiction fully and very clearly defined by Mr Bump on Bankruptcy. on page 313. Mr Bump says. "Congress in passing the Act in pursuance of its Constitutional power not only intended to make it uniform but operative throughout the United States. It does not stop at State lines. Property wherever situated which is not Exempted from the Operation of the Act. Pass to the assignee. This is Equally true of Property under Mortgage. as of that which is unincumbered etc, That the property of the Bankrupt though situate in another State and though Mortgaged by the Bankrupt prior to the institution of proceedings in Bankruptcy is within the jurisdiction and under control of the Bankrupt Court.
As to the third Point the Bankrupt Act. as passed by Congress clearly gives the Bankrupt the right to purchase property from his Trustee reference to said Act will fully appear.
Therefore in the opinion of your Auditor it follows that if the interest of said Marshall C. Stoner passed to his Trustee, and said Bankrupt Court had jurisdiction over the same although in another State (Maryland) and said Stoner had the right to purchase said interest from said Trustee he is clearly entitled to the same and the Sale made by George H Motter Sheriff to D. Princeton Buckey was not a valid sale and the Deed to said Buckey null and void. and the Auditor therefore distributed said Interest or Distributive share to Said Marshall C. Stoner after deducting the proper costs.
The Distributive share of John R Stoner the Auditor after deducting proper costs distributed

the balance thereof among his judgment creditors whose claims appear by the Statement of Judgment claims against John R Stoner herewith filed at the rate of .01 42925 cents in the dollar.

And further reports that upon distributing the share of said John R Stoner he made the Statement of Judgment claims against John R Stoner which is herewith filed.

All of which is Respectfully submitted.

1901 November 14 Jno. J. Baumgartner Auditor

The Real Estate of Mary E. Stoner deceased in account with Isaac N Stoner Trustee.

Debtor

1901 Aug 29. By sale of Real Estate thereof made by the Trustee at Public Sale to Marshall C. Stoner of Chambersburg Pennsylvania as appears by his Report filed in this cause August 30 1901. Amounting to the sum of		$1450	00

Credit

To the Trustee for his Commissions			
To the Trustee amount paid George P Buckey Coll per E. O Wyant Atty. Days for 1901. per Voucher No 1 filed	$	10	47
To the Trustee to pay E. J Sippard for printing per Voucher No 2 filed	$	13	00
To the Trustee to pay Vandersford Bros for printing per Voucher No 3 filed	$	21	00
To the Trustee to pay the Publisher of The Pilot for printing per Voucher No 4 filed	$	7	50
To the Trustee to pay Mr. T. Wilson for Auctioneering Sale per Voucher No 5 filed	$	5	00
To the Trustee to pay the Treasurer of Union Bridge Corporation taxes for 1900 & 1901 per Voucher. Nos. 6 & 7 filed	$	10	15
To the Trustee to pay Edward. O. Wyant Solicitor for professional services rendered per Voucher No 8 filed	$	75	00
— Cost of taking evidence —			
To Michael E. Hahn Examiner	$	8	00
To John T Heard Witness	$	1	85
To William J Crabbs "	$	1	85
To Isaac N Stoner "	$	1	85
To Philip B Myers "	$	1	85
— Costs taxed by the Clerk —			
To Edward. O. Wyant solicitor appearance for	$	10	00

To Jas H Billingslea Clerk	$ 45	80
To George H. Motter Sheriff	$ 1	35
~ Defendants Costs ~		
To David N Manning & Guy H Steele. solicitors appearance for	$ 10	00
To Jas H Billingslea. Clerk	$	60
To publication Order Nisi on this account	$ 1	50
To Jno J. Baumgartner Auditor. Examination of papers Getting up Vouchers. stating portion of Account &c	$ 9	00
Amount of Expenses.	$ 309	92
To Abraham Stoner surviving husband of Mary. E. Stoner deceased Intestate in lieu of his life Estate as tenant by the Curtesy in the Real Estate sold by the Trustee in this cause but the sum of	$ 342	01
Balance for Distribution	$ 798	07
	$ 1450	00
Balance for distribution brought forward and distributed among the children Heirs at Law of said Mary. E Stoner deceased Intestate or to the parties entitled to the same as follows.	$ 798	07
To Rachel A. Englar widow a daughter Heir at Law of Intestate	$ 114	01
To Isaac A. Stoner a son Heir at Law of Intestate	$ 114	01
To Samuel J Stoner a son Heir at Law of Intestate,	$ 114	01
To H Lee Stoner a son Heir at Law of Intestate,	$ 114	01
To Urba E. Harman a daughter Heir at Law of Intestate	$ 114	01
The distributive share of Marshall C Stoner a son Heir at Law of Intestate, carried forward and distributed to the party entitled to the same.	$ 114	01
The Distributive share of John R. Stoner a son Heir at Law of Intestate carried forward and distributed to the parties entitled to the same to wit the sum of	$ 114	01
	$ 798 07	$ 798 07

The Distributive shar of Marshall C Stoner as aforesaid brought forward and distributed as follows				$	114 01
To Jno J Baumgartner Auditor making this distribution	$	9	00		
To William W. Craig Clerk U.S. District Court for Eastern District of Pennsylvania for Certified copy of Certificate by Referee and Opinion of Court.	$	3	50		
To Marshall C. Stoner the balance of said distributive shar he having purchased said shar or Interest from J. Gilmore Fletcher Trustee in Bankruptcy, appointed by the Referee in proceedings in Bankruptcy in the U.S. District Court for Eastern District of Pennsylvania said Trustee having sold the same under and by Virtue of an order from said Referee which order was objected to and was sustained by said district Court in Bankruptcy as fully appears by the Certified Copy of certain proceedings in said Court of Bankruptcy filed in this cause and by the Deed from said Trustee to said Stoner as filed in this cause said Interest sold by said Trustee was within the Jurisdiction of said Court of Bankruptcy. Bump on Bankruptcy page 313. Then is no doubt as to Stoners right to purchase said Interest from said Trustee as the Bankrupt Law passed by Congress clearly gives him that right to wit: the sum of =	$	101	51		
	$	114	01	$	114 01
The Distributive shar of John R. Stoner as aforesaid Brought Forward and distributed as follows				$	114 01
To Jno J Baumgartner Auditor making Statement of Judgment & Claims against John R Stoner herewith					

filed making this distribution &c $ 9 00

Balance of Distribution shares to wit: $105 4 distributed among the judgment Creditors of said John W. Sloner whose claims appears by the statement of judgment claims against John W. Sloner herewith filed at the rate of .01, 22925 cents in the Dollar

1	John H Myers and Robert E. Lee Myers Executors of John Myers deceased, on his Claim of	$	85	76	$	10	54
2	John H Myers and Robert E Lee Myers Executors of John Myers deceased on his claim of	$	34	02	68	$ 41	83
3	John H Myers and Robert E Lee Myers. Executors of John Myers deceased on his Claim of	$	42	82	20	$ 52	64
			85	43	57	$ 114	01

$ 114 01

Abraham Sloner Etal Plaintiffs
vs
Marshall C. Sloner Etal Defendants

No 3857 Equity
In the Circuit Court for Carroll County.

Ordered this 15" day of November A D 1901, that the Account and distributions of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 2" day of December next provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County

Jas H Billingslea, Clerk.

Printer's Certificate

Office of the American Sentinel.
Westminster Md January 7" 1902

This is to certify that the annexed Order Nisi on audit has been published in the American Sentinel a newspaper printed and published at Westminster, Carroll County Md. once a week in each of two successive weeks previous to the

2nd day of December 1901.

E. J. Pippard Publisher
per Wm. L. W. Seabrook

Order of Court

Ordered this 7th day of January A.D. 1902. by the Circuit Court for Carroll County sitting as a Court of Equity that the aforgoing account of the Auditor, save and except the amount of $114.01 allowed and distributed to Marshall C. Stoner be finally ratified and confirmed no cause to the contrary thereof, save and except as to the amount of $114.01 allowed and distributed to Marshall C. Stoner having now shown although notice appears to have been given as required by the preceding order Nisi and the Trustee is hereby authorized and directed to pay out the trust fund in accordance with this account, save and except the aforsaid sum of $114.01 which is subject to the final order of the Court.

Wm. H. Thomas.

Recorded Rejd
per David P. Smelser, Clerk.

Auditors Fourth Account. Continued from Chancery Record Liber B 7.C. # 48 folio 289 &c &c.

Samuel Hape Plaintiff
vs
Jacob Nusbaum Margant Delphy and Samuel Beck Defendants.

In the Circuit Court for Carroll County sitting as a Court of Equity
No 1708. Equity.

To the Honorable the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom states the with-fourth account. He first charged the Trustee with all the money in her hands as shown by the Third Account of the Auditor filed in this cause and order of Court and thereout allowed her the commissions provided by the order of Court passed in this cause and expenses and all costs proper to be allowed. The balance then left he distributed to the parties Entitled thereto under these proceedings

All of which is Respectfully submitted.

September 1st 1904 John M. Roberts, Auditor.

The Trust Estate of Margant Delphy Lunatic
in account with Florence M Selby. Trustee.

Debtor

By account of trust funds in hands of Trustee as shown by the order of Court filed in this cause on the Eleventh day of March in the year Nineteen Hundred and Two. the sum of $498.32
By Interest at five per centum on trust fund from March 11th 1902 to September 1st 1904. as provided by the order of Court filed in this cause the sum of $60.90.

Amount of trust fund and income = $560.22

Credit

To the Trustee for her commissions of five percentum on the Corpus of Trust fund as provided by the order of Court filed in this cause on the seventeenth day of August in the year Nineteen Hundred and four the sum of — $24 96

To the Trustee to be retained by her and to be used in buying and Erecting proper tombstones as per the order of Court

filed in this cause on the seventeenth day of August, in the year Nineteen Hundred and four the sum of $ 40 00

To the Trustee to pay John. H. Haines for digging grave as per Voucher No 1 filed $ 4 00

To the Trustee to pay H Bankard & Co. funeral Expenses as per Voucher No 2 filed $ 46 00

To the Trustee amount paid Hannah Selby for the support an maintenance of Margaret Dolphy as per Voucher No 3 filed. $ 68 60

To the Trustee to pay Messrs Reifsnider & Grimes Solicitors for professional services ordered as per the several orders of Court filed in this Cause and as per Voucher No 4 filed = $ 20 00

Costs as taxed by the Clerk C

To David. P. Smelser Clerk $ 12 70

To publication Order Nisi on this account $ 1 50

To John M Roberts, Auditor Making Examination of papers and Stating this account and distribution = $ 7 00

Amount of Expenses. $ 326 76

Balance for distribution $ 333 46

Amount of Trust fund and income $ 560 22

Balance for distribution Brought forward $ 333 46

and distributed as follows & viz:

To Jacob Rustamm a brother of deceased testator the one half of residue as provided by the last Will and Testament of Michael Rustamm deceased a certified Copy of which is filed among the proceedings in this Cause the sum of = $ 166 73

To Samuel Hape the one half of residue as provided by the Last Will and Testament of Michael Rustamm deceased a certified copy of which is filed among the proceedings in this cause the sum of $ 166 73

$ 333 46 $ 333 46

Samuel Hape
Plaintiff
vs
Jacob Nusbaum Margant Delphy and Samuel Beck Executors Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity
No 1708- Equity

Ordered this first day of September A.D. 1904. that the fourth account of the Auditor filed in this cause be finally ratified and confirmed. unless cause to the contrary thereof be shown on or before the nineteenth day of September inst provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser Clerk

Printers Certificate

Westminster Md Sept 19- 1904

We hereby certify that the annexed Order Ni Si on Audit was published for two successive weeks prior to the 19th day of September 1904 in the Democratic Advocate a newspaper published in Carroll County Md.

Vandeford & Bro
Editors & Publishers

Order of Court

Ordered this the 20th day of September A.D. 1904 by the Circuit Court for Carroll County sitting as a Court of Equity that the foregoing account of the Auditor be and the same is hereby finally ratified and confirmed except hereinafter stated no cause to the contrary having been shown although due notice appears to have been given as required by the preceding order Ni Si and the Trustee is hereby authorized and directed to pay out the Trust fund accordingly save and except the allowance of $68.60 to said Trustee which is to the amount of $7.70 in excess of the amount of income received by her and said Trustee is hereby directed to distribute said sum of $7.70 unto Samuel Hape and Jacob Nusbaum share and share alike.

Wm H Thomas
Recorder & Ex
for David P. Smelser Clerk

Maryland Sct.

At a Circuit Court for the fifth Judicial Circuit Court of Maryland. Begun and held at the Court house in the City of Westminster Carroll County Maryland, on the first munday of it being the day of same month and the year One Thousand Nine Hundred and four.

Were Present

Hon William H Thomas Associate Judge

William H Wilson Sheriff

David P. Smelser Clerk.

Among other things was the following proceedings to wit.

Be it remembered that heretofore on the 26th day of January, 1904. Charles B. Schwartz by Joseph D Brooks Attorney comes here into Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words as follows to wit

Charles B Schwartz father and next friend of Margaret E Schwartz infant Plaintiff vs Charles. B. Schwartz. Margaret E. Schwartz David M Mehring Samuel H. Mehring G. H. Shirk and C. D. Shirk partners trading under the name firm and Style of Samuel Shirk & Son & Mach & Co Incorporated a body Corporate of the State of Pennsylvania	In the Circuit Court for Carroll County sitting as a Court of Equity No 41 24 Equity To the Honorable the Judges of said Court. The Bill of Complaint of Charles B. Schwartz of Carroll County in the State of

Maryland Father and next friend of Margaret. E Schwartz an infant under the age of twenty one years humbly complaining Respectfully Represents unto your Honorable Court. 1st That the said Margaret E. Schwartz infant is the only child and heir at law of Mary R Schwartz late of Carroll County in the State of Maryland deceased. 2. That the said Mary R. Schwartz deceased departed this life in Carroll County Maryland on the 18th day of September 1903. Intestate. seized and possessed of certain valuable Real Estate situated lying and being in the Town of Taneytown Carroll County Maryland which has descended to said infant as the only.

heir at law and next of kin, subject to the interest of Charles B. Schwartz the father of said infant and surviving husband of said deceased which said Real Estate is fully described in a Deed from Charles B Schwartz to the said Mary R Schwartz herewith filed with this Bill of Complaint and marked Exhibit "A" which together with all other Exhibits your Orator prays, may be taken and considered as part of this Bill of Complaint, 3rd That the said Margaret R Schwartz left surviving her a husband named Charles B Schwartz, your Orator, 4th That on the 11th day of December 1902, the said Charles B Schwartz and Mary R Schwartz his wife Executed and delivered to the Taneytown Savings Bank, of Carroll County Maryland a body Corporate, a Deed of Mortgage of said Real Estate to secure the payment of their promissory note in favor of said Bank for the sum of Six Thousand Dollars, which said Mortgage and Mortgage Note were duly assigned to David M Mehring and Samuel H Mehring, of Carroll County Maryland two of the Defendants to this Cause and is still an existing lien on said Real Estate a Certified Copy of which Mortgage is herewith filed and marked Exhibit "B." 5th That on the 9th day of July 1903, C Mark & Co. Limited a body Corporate of the State of Pennsylvania filed a Mechanics Lien against the improvement on said Real Estate as well as against said Real Estate for Materials furnished in the construction of the improvements on said Real Estate for the sum of Seven Hundred and ten Dollars and Fifty cents, with Interest thereon from date a Certified Copy of which is herewith filed and marked Exhibit "C" 6. That on the 9th day of July 1903, G H Shirk and C S. Shirk partners trading under the name firm and Style of Samuel Shirk & Sons, both of whom are Residents of the State of Pennsylvania, filed a Mechanics lien in the Circuit Court for Carroll County against the Improvements on said Real Estate for Materials furnished in the construction of the Improvements on said Real Estate for the sum of Four Hundred and seven dollars and Fifty four cents with Interest from date a certified Copy of which is herewith filed and marked Exhibit "D." 7 That all of said liens are still outstanding against said Property 8th That it will be to the Interest benefit and advantage of said Margaret E. Schwartz infant and only heir

at law of the said Mary R. Schwartz deceased to have the Real Estate Mentioned in this Bill of Complaint of which the said Mary R Schwartz died seized and possessed sold as soon as possible and to have the money or net proceeds of the sale whereof invested in some safe and productive funds or stocks for the benefit of said infant 9th That in view of the liens upon the said Real Estate it cannot be divided without loss or injury and it would be for the interest and advantage of all the parties in this cause. the infant the surviving husband and the lien holders to have the property sold and the proceeds divided among them according to their respective rights and interests. the share of the infant to be invested for her benefit under the directions of Your Honorable Court.

To the end Therefore. (a) That the said Margaret. E. Swartz Charles B Schwartz. David M Mehring and Samuel H Mehring. G H Shirk and C. S. Shirk partners trading under the name firm and Style of Samuel Shirk and sons. & Maul & Co Limited a Body Corporate of the State of Pennsylvania may answer the premises (b) That a Decree may be passed for the Sale of the Real Estate of which Mary R Schwartz died seized and possessed and more fully described in Exhibit A. and that the net proceeds after the payment of all Liens &c thereon may be invested for her benefit according to law (c) That your Orator may have such further and other relief as his case may require, May it please your Honors to grant unto your Orator the writ of Subpoena directed to Margaret. E. Schwartz infant Charles B Schwartz David M Mehring and Samuel H Mehring all of whom reside in Carroll County Maryland Commanding them and each of them to be and appear in this Court on some certain day to be therein named in person or by solicitor and to answer the premises and to abide by and perform such decree as may be passed herein. And also to grant unto your Orator the Order of Publication against G. H. Shirk and C S Shirk partners trading under the name firm and Style of Samuel Shirk & Sons and & Maul & Co Limited a body corporate of the State of Pennsylvania All of whom are now Residents of the State of Maryland giving them Notice of the object and

substance of this Bill of Complaint and warning them and each of them to be and appear in this Court on some Certain day to be therein named in person or by Solicitor to answer the premises and to abide by and perform such order or Decree as may be passed herein, and as in duty Bound &c.

Joseph D Brooks
Solicitor for Plaintiffs
Westminster Md.

January 26-1904

I hereby authorize Joseph D. Brooks an Attorney at Law of Carroll County Maryland, to use my name as father and next friend of Margaret E. Schwartz infant child of Mary R Schwartz deceased as plaintiff for the purpose of filing a bill of Complaint in the Circuit Court for Carroll County sitting as a Court of Equity praying the Court to pass a decree for the sale of the Real Estate of which Mary R Schwartz died seized and possessed situated in Carroll County Maryland which said Real Estate descended to the said infant as the only heir and next of kin of the said Mary R. Schwartz deceased subject to the interest of Charles B Schwartz the surviving husband and for the investment of the net proceeds of said sale to interest in said Court for the benefit of said infant

Charles B Schwartz

Witness D. M. Mehring

Exhibit A.

Exhibit a is a true Copy of a deed taken from Liber J H B No 96 Folio 517. One of the Land Records of Carroll County Md.

Exhibit B.

Exhibit B. is a certified Copy of a Mortgage Recorded in Liber J H B No 47. Folio 337 &c One of the Mortgage Records of Carroll County.

Exhibit C

Exhibit C. is a true Copy taken from Liber B F G No 3 folio 61 &c One of the Mechanics Liens Records of Carroll County.

Exhibit D.

Exhibit D is a certified Copy taken from Liber B F G No 3 Folio 378 &c One of the Mechanics Liens Records of Carroll County.

Answer of Guardian ad Litem

Charles B Schwartz father and next friend of Margaret. E. Swartz. infant

v

Charles B Schwartz
Margaret. E. Schwartz infant Etal

In the Circuit Court for Carroll County Sitting as a Court of Equity
No 4124 Equity

The separate answer of Margaret E Schwartz infant by Jno E. Crouse Guardian ad litem duly appointed by order of your Honorable Court passed in this cause February first in the year Nineteen Hundred and four to the Bill of Complaint of Charles. B. Schwartz father and next friend of Margaret. E. Schwartz. infant against her and others in this Court Exhibited Answering say. that this Defendant being an infant can not admit nor deny any of the matters and facts in said Bill alleged and submit her rights thereunder to the protection of this Court.

And as in duty Bound will ever pray &c

Jno. E Crouse
Guardian Ad Litem of Margaret E Schwartz
infant Defendant.

Charles B Schwartz
father and next friend
of Margaret E Schwartz
infant — Plaintiff

vs

Charles B Schwartz.
Margaret. E. Schwartz Etal
Defendants.

In the Circuit Court
For Carroll County
Sitting as a Court of Equity

No 4124. Equity

The answer of G. H. Shirk and C. S. Shirk partners trading under the name firm and style of Samuel Shirk & Sons to the Bill of Complaint of Charles B. Schwartz against them in this Court exhibited Respectfully Represents.

1st These Respondents admit that they hold as Mechanics Lien on the property mentioned in these proceedings to the extent of ($407.54) Four Hundred and seven Dollars and Fifty Four cents with Interest from the 9th day of July- 1903 and costs.

2nd These Respondents also admit all other matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent that the immediate passage of a Decree for the Sale of the Real Estate mentioned in these proceedings or that the liens against said Real Estate may be paid and satisfied and the Balance of the proceeds of

sale may be invested for the benefit of the infants as prayed in said Bill of Complaint. Those Respondents having answered said Bill of Complaint pray to be hence dismissed with their reasonable costs and charges in their behalf incurred.

Witness
Julius N. Fischer

G H Shirk
E S. Shirk
Partners trading as Samuel Shirk & Sons

State of Pennsylvania York County ss:

I Hereby Certify that on this second day of February 1904 before me the subscriber a Notary Public of the State of Pennsylvania in and for York County personally appeared G H Shirk a member of the firm of Samuel Shirk & Sons and acknowledged the foregoing answer to be the act of said firm.

Witness my hand and seal

Julius. N Fischer
Notary Public

Seal
Penn

commission Expires January 2nd 1905

Answer of C Maul & Co. Limited

Charles B Schwartz Jr. and Walter and next-friend of Margaret E Schwartz. infants
Plaintiffs
vs
Charles. B. Schwartz
Margaret. E. Schwartz
& others

In the Circuit Court for Carroll County. sitting as a Court of Equity
No 4124. Equity.

The answer of C Maul & Co Limited a body Corporate of the State of Pennsylvania to the Bill of Complaint against it in this Court Exhibited respectfully. represents. 1st. This Respondent admits that it holds a mechanic Lien against the property mentioned in these proceedings to the extent of $710.00 Seven Hundred and Ten Dollars and Fifty cents with interest from the 9th day of July 1903. and costs. 2nd This Respondent also admits all other matters and things alleged in said Bill of Complaint to be true as therein set forth. and hereby consents to the immediate passage of a decree for the Sale of the Real Estate mentioned in these proceedings so that the liens against said Real Estate may be paid and satisfied and the balance of the proceeds of sale may be invested for the benefit of the infants as prayed in said Bill of Complaint.

This Respondent having answered said Bill of Complaint prays to be hence dismissed with

its reasonable costs and charges in this behalf incurred

C. Maul & Co Limited
by Martin Maul Chairman

State of Pennsylvania in York County to Wit:
I hereby Certify that on this first day of February 1904. Before the subscriber a Notary Public of the State of Pennsylvania in and for York County personally appeared Martin Maul Chairman of said C Maul & Co Limited a limited partnership association and acknowledged the above answer to be the act of the said Corporation.

Witness my hand and Notarial Seal
Harry. C Baile
Notary Public
My commission Expires Feb 27-1906

Seal Place

Answer of David M Mehring & Samuel H Mehring
In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4124. Equity.

Charles B. Schwartz father and next friend of Margaret E. Schwartz infant

vs

Charles B Schwartz
Margaret E Schwartz
et al

The joint and separate answer of David M Mehring and Samuel H Mehring to the Bill of Complaint of Charles B Schwartz father and next friend of Margaret E Schwartz infant child of Mary R. Schwartz deceased against them in this Court exhibited

Respectfully represents, 1st That These Respondents admit the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consent to the immediate passage & passage of a decree for the sale of the Real Estate mentioned in these proceedings. 2nd That These Respondents having answered said Bill of Complaint pray to be dismissed with their reasonable cost and charges in this behalf incurred.

Witness
Milton H Reindollar

David M. Mehring
Samuel H Mehring

Answer of Charles B Schwartz
Charles B Schwartz father and next friend of Margaret E Schwartz infant

vs

Charles B Schwartz et
Margaret E Schwartz et al

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4124 Equity.

The answer of Charles B Schwartz surviving husband of Mary R Schwartz deceased to the Bill of Complaint of Charles B Schwartz father and next friend of Margaret E Schwartz infants against him in this Court Exhibited Respectfully represents, 1st This Respondant admits the matters and things alleged in said Bill of Complaint to be true as therein set forth and hereby consents to the immediate passage of a Decree for the Sale of the Real Estate mentioned in these proceedings free and clear of any interest he may have in the same by virtue of being the surviving husband of the said Mary R Schwartz hereby consenting to accept in lieu thereof such portion of the proceeds of the Sale thereof as I may be entitled to in consideration of my age and state of health 2nd This Respondant hereby states that he was born on the 25th day of September 1861 3d This Respondent having answered said Bill of Complaint prays to be hence dismissed with his reasonable costs and charges in this behalf incurred

Witness Charles. B. Schwartz.
Elias Fissell =

Decree

Charles B Schwartz father and next friend of Margaret E Schwartz Infant

Vs

Charles B. Schwartz
Margaret. E. Schwartz Etal

In the Circuit Court for Carroll County Sitting as a Court of Equity
No 4124. Equity

The above cause standing ready for hearing and being submitted without argument on the Bill answer Testimony and all other proceedings were by the Court read and considered. It is thereupon this 11th day of February in the year Nineteen Hundred and Four by the Circuit Court for Carroll County sitting as a Court of Equity. Ady judged ordered and decreed that the Real Estate mentioned in these proceedings be sold for the purposes mentioned in the Bill of Complaint free and clear of the Mechanics Liens and Mortgage filed in the cause and the Interest of the Surviving husband Charles B Schwartz and that David M Mehring and Samuel H Mehring of Carroll County 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 or by the Clerk thereof in the penalty of Seventeen Thousand Dollars conditioned for the faithful performance of the trust reposed in them by this Decree or to be reposed in them by any future Decree 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 Carroll County, and by such other mode as they shall think proper of the time place and terms of sale which shall be as follows to wit; One third part of the purchase money shall be paid by the purchaser or purchasers to the Trustees, on the day of Sale, or upon the ratification thereof by this Court and the Residue shall be paid in two Equal payments the one to be paid in six Months, and the other in twelve months from the day of sale with Interest and to be secured by the notes of the purchaser or purchasers with security to be approved of by the Trustees, or all cash at the Option of the purchaser or purchasers, and as soon as may be convenient after any such Sale or Sales the said Trustees shall return to this Court a full and particular account of their proceedings relative to such sale, with an affidavit annexed of the truth thereof and of the fairness of said Sale, and on obtaining the Courts Ratification of the sale, and on the payment of the whole purchase money, (and not before) the said Trustees shall by a good and sufficient deed, to be executed acknowledged and Recorded according to Law, convey to the purchaser or purchasers, his her or their heirs, ~~the~~ property and Estate to him her or them sold free clear and discharged from all claim of the parties hereto complainants and Defendants and those claiming by from or under them or either of them, And the said Trustees shall bring into this Court the money arising from said Sale, to be distributed under the directions of this Court after deducting the costs of this suit the expenses of said sale 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. Wm H Thomas.

Bond

The Bond in this case is Recorded in Liber J H B No 1 Folio 177 &c one of the Bond Records of Carroll County. Md

Report of Sale.

Charles B Schwartz Father and next Friend of Margaret E Schwartz, infant

vs

Charles B Schwartz et al

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4124 Equity.

To the Honorable the Judges of said Court.

The report of sale of David McMahrin and Samuel H Mehring Trustees appointed by the Decree passed in the above entitled cause Respectfully Represents;

1. That before proceeding to Execute the trust reposed by said decree they filed a bond & the Fidelity of Maryland in the penalty of Sixteen Thousand Dollars for the faithful performance of the said Trust and that they next advertised all of the property embraced in the Decree at public sale in the Carroll Record a newspaper printed and published in Taneytown Carroll County Maryland for three successive weeks prior to the day of sale and on the 9th day of March 1924. at one O'clock P M. which was after the expiration of the aforesaid Notice in said paper and a Notice by hand bills Extensively circulated in the neighborhood of said property they attended at the premises in Taneytown Carroll County Maryland. And then and there offered the Real Estate of which Mary. R Schwartz late of Carroll County deceased. died seized and possessed and mentioned in these proceedings Your Trustees first offered a vacant lot situated on Baltimore Street fronting 60 feet thereon but not receiving a sufficient bid therefor threw with drew the same from the sale. Your Trustees next offered a three Story Brick Hotel and Dwelling House but not receiving a sufficient bid therefor they also with drew the same from the sale and announced that the property would be sold at private sale to the best advantage. Your Trustees further report that the above properties were offered at public Sale to the highest bidders on the terms prescribed in the Decree passed in

in this cause. Your trustees further report that since said sale they sold a lot fronting 16 feet of Baltimore Street at private sale to a certain William E. Burke of Carroll County Maryland at and for the sum of Twenty five dollars a front foot making the sum of Four Hundred Dollars which said Lot is fully described in the paper writing herewith filed with this report marked Exhibit "A" which is prayed to be taken as part of this report. Your Trustees further report that said purchaser has paid the sum of Twenty five Dollars on the purchase money and will pay the balance on the ratification of the sale by your Honorable Court.

All of which is Respectfully submitted.

Total amount of the Sale $400.00

David M. Mehring

Samuel H. Mehring Trustees.

State of Maryland Carroll County to wit:

I Hereby Certify that on this 17 day of March 1904. before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared David M. Mehring and Samuel H. Mehring Trustees and made oath in due form of law that the matters and things stated in the foregoing Report of Sale are true as therein stated, and that the sale therein reported was fairly and bona fide made to the best of their knowledge and belief.

Norman B. Hagan J.P.

Charles B. Schwartz Father and next friend of Margaret E. Schwartz infant

vs

Charles B. Schwartz
Margaret E. Schwartz infant Total

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4124. Equity.

Ordered this 18 day of March 1904. by the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the Real Estate mentioned in these proceedings made and reported to this Court by David M. Mehring and Samuel H. Mehring Trustees in the above entitled cause be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 18" day of April next provided a copy of this order be inserted in some newspaper published in Carroll County Maryland. once a week for three successive weeks before the

11th day of April next
The Report states the account of Sale to be $400.00
David P. Smelser Clerk.

Printers Certificate

Office of The Carroll Record a weekly Newspaper
Published in Taneytown Carroll County Md.

Apr 11-1904

I hereby certify that the annexed order No 4124, was
published Mar 19 to Apr 9-04, three successive weeks
prior to the 11 day of April 1904, in the Carroll Record
a newspaper published in Carroll County Maryland

P. B. Englar
Editor and Manager

Charles B. Schwartz father and next friend of Margaret E. Schwartz infant
vs
Charles B. Schwartz
Margaret E. Schwartz Etal

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4124, Equity.

Ordered this 23rd day of April 1904, by the Circuit Court for Carroll County sitting as a Court of Equity, that the sale of the Real Estate mentioned in these proceedings made and reported to this Court by David M Mehring and Samuel H Mehring Trustees in the above entitled cause be and the same is hereby finally ratified and confirmed no cause to the Contrary thereof having been shown although due notice appears to have been given as appears by the printers certificate herewith filed.

W. H. Thomas

Exhibit "A" To Report of Sale

Description of a lot of ground situated on Baltimore Street in Taneytown Carroll County Maryland.
Beginning for said lot of ground at the end of thirty feet on the last line of the Deed from Americus Shoemaker & wife to Charles B. Schwartz dated April 16th 1902, and running thence Northeasterly at right angles to said Baltimore Street, 70½ feet to the second line of said Deed thence with said second line reversed Northwesterly, 16 ft thence Southwesterly and at right angles to said Baltimore Street 70½ feet to the last line of the aforesaid deed thence Southeasterly with said last line reversed 16 ft to the place of beginning. Being a part of the same lot of ground which was conveyed to the said Charles B. Schwartz by

Dennicius Shoemaker & wife dated April 16" 1902
and by Charles A. Elliott Administrator De Bonis
non cum testamento annexo of Lewis Elliott's dec'd.
by Deed dated May 12" 1903.

Supplemental Report of Sale.

Charles B Schwartz father and next friend of Margaret E. Schwartz infant

vs

Charles B. Schwartz Etal

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4124 Equity

To the Honorable the Judges of said Court. The supplemental Report of Sale of David M. Mehring and Samuel K Mehring Trustees Appointed by the Decree passed in the above entitled cause respectfully represents. That on the 18th day of March your Trustees filed their report of Sale in the above entitled cause giving a detailed Account of the Offer of the Real Estate mentioned in these proceedings at Public Sale and stating that they did not receive a sufficient bid for the same and that withdrew the same from Public sale. 2. That Subsequently they sold a small piece of said Real Estate for the sum of Four Hundred Dollars which said Sale was finally ratified and confirmed by your Honorable Court, All of which will fully appear by reference to the said Report of sale. 3rd That since the filing of said Report of Sale your Trustees have sold the balance of said Real Estate consisting of a lot on the corner of Baltimore and York Streets in the town of Taneytown Carroll County Maryland and improved by a Brick Hotel and Dwelling house to George A Albaugh of Carroll County Maryland at and for the sum of Seven Thousand and Nine Hundred Dollars, the same to be paid cash upon the ratification of the Sale by your Honorable Court.

Total amount of Sales $7900.00

All of which is Respectfully submitted

David M. Mehring,
Samuel K Mehring, Trustees.

State of Maryland Carroll County to wit,

I hereby Certify that on this 18" day of August 1904, before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared David M Mehring and Samuel K Mehring Trustees, and made oath in due form of law that the matters and things stated in the foregoing

Report of sale are true as therein stated and that the sale therein reported was fairly and bona fide made to the best of their knowledge and belief

Norman B. Hagan J.P.

Order, Nisi, on Sale

Charles B. Schwartz father and next Friend of Margt. E. Schwartz Infant

vs

Charles B Schwartz
Margaret E. Schwartz infant

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4124 Equity

Ordered this 26th day of August 1904 by the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the Real Estate mentioned in these proceedings made and reported to this Court in the Supplemental Report by David M. Mehring and Samuel K Mehring Trustees in the above Entitled cause, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 26th day of September next provided a copy of this order be inserted in some Newspaper published in Carroll County Maryland once a week for three successive weeks before the 19th day of September next

The report states the amount of Sales to be $7900.00

David P. Smelser Clerk

Printers Certificate.

Office of the Carroll Record a weekly Newspaper published in Taneytown Carroll Co. Md. Sept 19-1904

I hereby certify that the annexed Ratification Notice was published Aug 27th Sept 3-10-17- three successive weeks prior to the 19th day of Sept 1904, in the Carroll Record a Newspaper published in Carroll County Maryland

P B Englar Editor and Manager

Order of Court.

Charles B Schwartz father and next Friend of Margaret E Schwartz Infant.

vs

Charles B. Schwartz
Margaret E. Schwartz Et al

In the Circuit Court for Carroll County Sitting as a Court of Equity
No 4124. Equity.

Ordered this 27th day of September 1904. by the Circuit Court for Carroll County sitting as a Court of Equity that the Sale of the Real Estate mentioned in these proceedings made and reported to this Court by David M Mehring and Samuel K Mehring Trustees in

the above entitled cause in their Supplemental Report filed in the above entitled cause be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although due notice appears to have been given as required by the preceding order Nisi. as appears by the printers certificate herewith filed. and the cause is herewith referred to the Auditor of this Court to State an account of the funds in the hands of the said Trustees in which said account the said Auditor shall allow to the said Trustees the usual commissions together with reasonable proper cost and they may present Vouchers for

Wm L Thomas

The Mortgage Referred to in this case with assignment filed Sept 29-1904 is Recorded in Liber J.H.B No 47 folio 337 &c One of the Real Estate Mortgage Records of Carroll County.

Auditors Account.

Charles B Schwartz and next friend of Margaret E Schwartz infant	In the Circuit Court for Carroll County sitting as a Court of Equity No 4124. Equity.
vs	
Charles B Schwartz Margaret E Schwartz et al, defendants	

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity. The Auditor Respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he Examined the papers filed in the cause and therefrom stated the within account, He first charged the Trustees with all the money in their hands as shown by their report filed in the cause and therefrom allowed them their commissions and Expenses and all costs proper to be allowed. The balance then left he distributed to the parties Entitled thereto under these proceedings.

All of which is Respectfully submitted

Sept 29th 1904 John N Roberts Auditor

The Real Estate of Mary R. Schwartz deceased intestate in account with David M. Mehring and Samuel H Mehring Trustees.

Debtor

By Sale of Real Estate made by Trustees at private Sale to William E Burke as appears from their report

filed in this cause on the 18" day of March in the year 1902 Amounting to the sum By sale of Real Estate made by Trustes at Private sale to George W. Albaugh as appears from their Report filed in this cause on the 20" day of August in the year 1904, amounting to the sum of		$ 400 00
		$ 7900 00
Amount of Sales.		$ 8300 00
Credits.		
To the Trustees for their commissions	$ 279 00	
To the Trustees amount paid the Carroll Record Co for printing as per Voucher No 1 filed	$ 10 00	
To the Trustees to pay the Carroll Record Co for printing as per voucher No 2 filed	$ 3 00	
To the Trustees to pay J Thomas Pope for Auctioneering Sale as per Voucher No 3 filed	$ 10 00	
To the Trustees to pay Taneytown Corporation taxes for year 1902. as per Voucher No 4 filed	$ 42 52	
To the Trustees to pay Taneytown Corporation taxes for year 1903. as per Voucher No 5 filed	$ 36 42	
To the Trustees to pay T. H. Eckenrode Collector taxes for year 1903. as per Voucher No 6 filed	$ 74 32	
To the Trustees to pay Joseph D Brooks Solicitor for Professional services rendered as per voucher No 7 filed	$ 300 00	
Cost of taking Testimony.		
To Bloburg & Hilleribrick a witness	$ 2 25	
To Edward Kemper a witness	$ 1 95	
To George O. Brilhart special Examiner	$ 8 00	
Cost as taxed by Clerk		
To Joseph D Brooks, Solicitor appearance fee.	$ 10 00	
To David F. Smelser Clerk	$ 48 55	
To William H Wilson Sheriff	$ 45	
To Mess Walsh & Walsh Solicitors appearance fee	$ 10 00	
To David F. Smelser Clerk	$ 1 00	
To Publication Order Nisi on this account	$ 1 50	
To Ira E. Crouse Guardian ad litem	$ 4 00	
To John M. Roberts Auditor making Examination of papers and Stating this account and distribution	$ 18 00	
Amount of Expenses	$ 860 76	
Balance for Distribution	$ 7439 24	
Amount of Sales	$ 8300 00	
Balance for distribution brought forward	$ 7439 24	

and distributed as follows to wit;

To C Mark and Company Limited.
in full payment of their Mechanics
Lien as appears from the papers filed
among the proceedings in this cause
the sum of. $ 764 10
To Samuel Shirk and Son in full
payment of their Mechanics lien
as appears from the papers filed
among the proceedings in this $ 440 10
cause the sum of
Received Payment of the two claims
amounting to $1204.20. October 28
1904. Michael E. Walsh David E.
Walsh attorneys for C Mark & Co
Limited and Samuel Shirk Son
To David M Mehring and Samuel
H Mehring assignee of Mortgagee in
full payment of their Mortgage
claim debt and interest as appears
from the the Mortgage and Mortgage
note from Charles B Schwartz and
Mary R Schwartz to the Pawnytown
Savings Bank dated the Eleventh
day of December in the year Nine-
teen Hundred and Two and Recorded
among the Real Estate Mortgage Records
of Carroll County in Liber J H B No 47
folio 357 &c which said Mortgage and
Mortgage note was duly assigned
& the said David M Mehring and
Samuel H Mehring, as will more
fully appear by Inference to said
Mortgage and Mortgage Note filed
among the proceedings in this
cause the sum of $ 6178 52
To Charles B Schwartz and Mary R
Schwartz or the party entitled
thereto the balance of said purch-
ase money as provided by the
Mortgage filed in this Cause
the sum of $ 5702
Balance distributed $7439 24 $7439 24

Order Nisi on Audit.

Charles B Schwartz father and next friend of Margaret E. Schwartz infant
vs
Charles B Schwartz Margaret E Schwartz infant Et al Defendant

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4124. Equity
Ordered this 29th day of September A.D. 1904 that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 17th day of October next provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County,

David P. Smelser, Clerk.

Printers Certificate,

Office of The Carroll Record a weekly Newspaper Published in Taneytown Carroll Co. Md. Oct 20. 1904
I hereby certify that the annexed Order was published Oct 1, 8, 15th 1904. Two successive weeks prior to the 17th day of October 1904. in the Carroll Record a Newspaper published in Carroll County Maryland

P. B. Englar Editor & Manager

Order of Court.

Charles B Schwartz father and next friend of Margaret E. Schwartz Infant
vs
Charles B. Schwartz et al

No 4124 Equity
In the Circuit Court for Carroll County sitting as a Court of Equity

Ordered this 24th day of October 1904. By the Circuit Court for Carroll County sitting as a Court of Equity that the account of the Auditor filed in this cause be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although notice appears to have been given as required by the preceding order and the Trustee are hereby directed to pay out the trust funds accordingly except the sum of $57.02 distributed to Charles B. Schwartz and Mary R. Schwartz which accrue in accordance with the petition of Charles B. Schwartz filed in this cause the said Trustee are hereby ordered to pay to the duly qualified guardian of Margaret E. Schwartz infant child of the said Mary R. Schwartz

deceased and Charles B. Schwartz
H = H Thomas.
Recorded & Exd
per David R. Fowler
Clerk

25 × 10
32 × 10
25 × 10

Continued from Liber D.P.S. #58 Folio 146. Chancery Record.

Fifth Report of Sale.

Joseph D. Baker Trustee
Albert Jones and others
vs
Petition

No 4093. Equity
In the Circuit Court for
Carroll County, sitting as
a Court of Equity.

To the Honorable, the Judges of said Court.

The further Petition and Report of sales of Joseph D. Baker Trustee in the entitled cause respectfully shows. First that since the date of the report of the former sales, the Trustee begs leave to report that he has sold at private sale one of the farms belonging to the said Albert Jones and known as the Hartsock Farm, containing 360 acres of land, more or less, to Sophia T. Bacon, wife of Thomas S. Bacon and Elizabeth E. Graff a feme sole, at and for the sum of $22.50 per acre, who have signed an acknowledgment of purchase, agreeing to comply with the terms of sale acknowledgement being filed herewith as Exhibit No. 1, to wit: The payment in full of the purchase money in cash on the ratification of sale by your Honorable Court. Second. The Trustee further reports that this was the appraised value of the farm in question and that the price agreed to be paid was the best price offered for same. Third. Your Trustee in selling said farm, reserves the growing crop of wheat, Rye and Rye Straw as well as any loose rye straw now on the premises. Fourth the aggregate amount of Sale is $8100. Fifth That the purchasers have not yet complied with the terms of sale, although they have agreed to do so. "Sixth" that the sale was fairly made. Your Trustee prays your Honors to pass an order, ratifying and confirming said sale as made to the said purchasers and after the publishment of the usual Notice Nisi, and authorizing him upon the payment of the purchase money in full, to convey the property to the said purchasers, and as in duty bound.

J. D. Baker, Trustee.

State of Maryland, Frederick County to wit:
I hereby certify that on this 30th day of April A.D. 1904, before me the subscriber, a Notary Public of the State of Maryland in and for Frederick County, personally appeared Joseph D. Baker Trustee, and made oath in due form of law that the matters and things stated in the aforegoing Report and Petition are true & the best of his knowledge and belief.

Witness my hand and Notarial Seal.

J. Travers Thomas Notary Public.

Joseph. D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company.

In the Circuit Court for Carroll County sitting as a Court of Equity.

No 4093. Equity.

Ordered by the Circuit Court for Carroll County, sitting as a Court of Equity this 6th day of May in the year Nineteen Hundred and four. that the sale of the Real Estate mentioned in these proceedings made and Reported by Joseph D Baker. Trustee. be ratified and confirmed unless cause to the contrary thereof be shown on or before the 6th day of June next. provided a copy of this order be inserted in some newspaper printed and published in Carroll County once in each of three successive weeks before the 30th day of May last. The Report states the amount of sale to be $8100.00

David. F. Smelser. Clerk.

Printers Certificate

Westminster Md. June 6th 1904.

We hereby certify that the annexed Notice on sale. was published once in each of three successive weeks prior to the 30th day of May 1904. in the Democratic Advocate a newspaper Published in Carroll County Md.

Vanderford Bros. Editors and Publishers.

Exhibit No. 1. to sixth Report of sale.

State of Maryland. Frederick County to wit:

We hereby certify that we have this 30th day of April A.D. 1904. purchased from Joseph. D Baker Trustee in 4093 Equity in the Circuit Court for Carroll County. All. that tract or parcel of land situated in said Carroll County Md. being known and described as the Hartsock farm. containing 360. acres of land more or less. and being part of the Trust Estate conveyed under said deed of trust from Albert Jones and others at and for the sum of $22.50. per acre. We further agree to comply with the terms of sale, to wit: Cash upon the ratification of the sale by the Court. It being distinctly understood that the Trustee reserves the growing crop of wheat, rye and Rye straw and any loose Rye straw now Remaining on the premises sold. this property is now in the tenancy of George Rigler. whose term will not Expire until March 31st 1905. It being further understood that all conveyancing will be at the

Expense of the purchaser.
Witness our hands and seal this 30th day of April
A.D. 1904.
Witness.
J. J. Bacon,

Elizabeth E. Graff (Seal)
Sophia T. Bacon (Seal)

— Order of Court —

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones & Company

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4093. Equity.

Ordered this 20th day of June in the year Nineteen Hundred and four, by the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the Real Estate made and reported by Joseph D. Baker, Trustee be and the same is hereby finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice appears to have been given in compliance with the preceding order Nisi

Wm. H. Thomas.

— Trustee Seventh Report of Sale —

Joseph D. Baker, Trustee of Albert Jones and T. P. Jones partners, trading as Jones & Co and Albert Jones and T. P. Jones, individually on Petition.

No 4093. Equity
In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable Judges of the Circuit Court for Carroll County sitting as a Court of Equity:
The petition and report of sale of Joseph D. Baker Trustee in the above entitled cause respectfully shows unto your honors. 1. That since the date of the filing of his other reports of sale, he begs leave to report to your honors that he has sold, subject to the ratification thereof by your Honors and upon the terms and conditions hereinafter set forth, all that tract of land known and described as the Hagner farm, containing one hundred and sixty five acres more or less, lying and being in Carroll County Maryland, and that he has sold the same at private sale to Albert Dorsey of Frederick County Maryland, at and for the sum of $40. per acre, being the appraised value thereof.
2. Your petitioner reports that he has made this sale under these conditions and on these circumstances, to wit: That the said Albert Dorsey has delivered his note to your petitioner, as Trustee, for $200. payable

ninety days and will pay in cash the sum of Fifteen Hundred Dollars, ($1500.00) on April 1. 1905. and Execute a Mortgage to your petitioner as Trustee for the balance of the purchase money and providing for the payment of One Thousand Dollars ($1000.) on the said Mortgage indebtedness between April 1905. and April 1906 and the balance of said purchase price to be secured by a Mortgage due three years from April 1st 1906. said Mortgage at 5% and the Trustee reserving the Landlords interest in the growing crops and the present wheat and rye crops. 3. your petitioner prays your honors to ratify this sale under the terms and conditions herein before set forth and asks your Honors to pass an order authorizing and empowering him in the event of the ratification of this sale to take a Mortgage on this property for the benefit of the trust estate herein before set forth. 4. Your petitioner reports the aggregate amount of sales to be Sixty six Hundred Dollars ($6600.)

And as in duty bound.

J. D. Baker. Trustee Albert Jones.

State of Maryland. Frederick County to wit.

I hereby certify that on this 16th day of July 1904. before me the subscriber. a Notary Public of the said State in and for the County aforesaid. personally appeared the within named Joseph. D. Baker Trustee as herein set forth and made oath in due form of law that the matters and things stated in the aforegoing report of sale are true to the best of his knowledge and belief. and that the sale therein reported was fairly made.

Witness my hand and Notarial Seal.

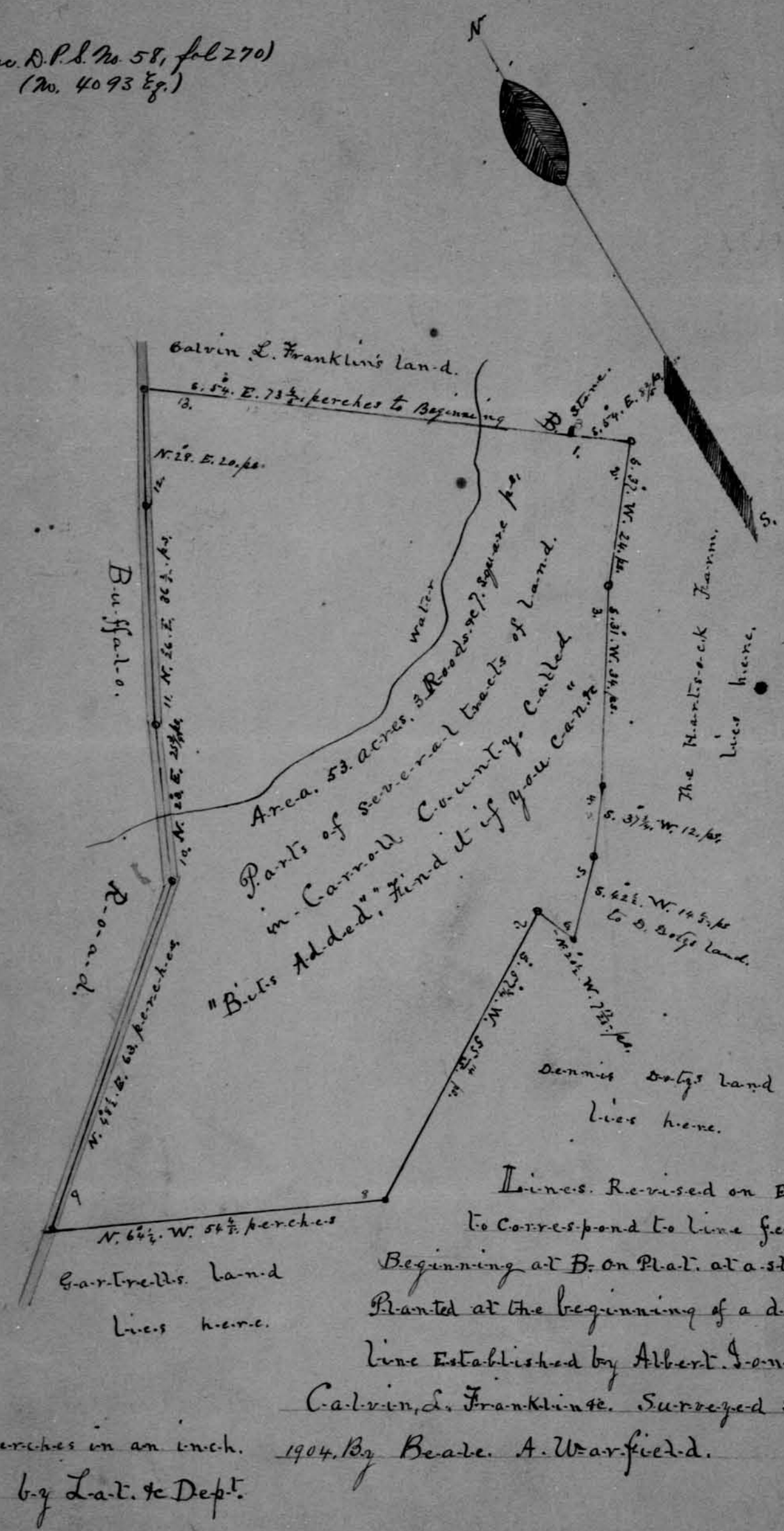
J. Travers Thomas. Notary Public.

Order Nisi on Sale.

Joseph. D. Baker Trustee of Albert Jones. and Albert Jones and Thomas. P. Jones partners trading as Jones and Company } In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093. Equity.

Ordered by the Circuit Court for Carroll County. sitting as a Court of Equity this 21st day of July, in the year Nineteen Hundred and four. that the sale of the Real Estate mentioned in these proceedings made and Reported by Joseph D Baker Trustee in his Fourth report be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 22nd day of August next, provided a copy of this

(Chanc. D.P.S. No. 58, fol 270)
(No. 4093 Eq.)



Lines. Revised on East side.
to correspond to line fence etc.
Beginning at B. on Plat. at a stone
Planted at the beginning of a divisional
line Established by Albert. Jones and
Calvin, L. Franklin etc. Surveyed Sept 12th to 13th
1904, By Beale. A. Warfield.

Scale of 20. perches in an inch.
Calculated by Lat. & Dept.

25×10
32×10
25×10

No. 4093 Equity.

Exhibit "B. A. W."

Filed Oct 19. 1904

order be inserted for three successive weeks
before the 15th day of August Sept.
The amount report states the amount of sale to be $660.00
David R. Smelser, Clerk.

Printers Certificate

Westminster Md October 19th 1904

We hereby Certify that the annexed Order Nisi on
Sale was published for three successive weeks
prior to the 15th day of August 1904, in the Democratic
Advocate a Newspaper published in Carroll County Md.
Vandersford Bros, Editors and Publishers.

Exhibit A.D. to Fourth Report of Sale

This Agreement made this 9th day of July A.D. 1904,
by and between Joseph D. Baker Trustee as
hereinafter set forth and Albert Dorsey both
of Frederick County Maryland.
Witnesseth. Whereas the said J.D. Baker is the Trustee
under a Deed of Trust from Albert Jones Et al and
as such holds among other Real Estate a certain
Farm situated in Carroll County containing 165
acres of land, more or less, and known as the
"Wagner Farm" And whereas the said Trustee is
authorized under and by virtue of the terms of
said Deed of Trust to sell any of the Real Estate
of said Albert Jones, at either public or private sale,
And Whereas the said Joseph D. Baker Trustee as
aforesaid has sold the said "Wagner Farm" of 165
acres more or less, to Albert Dorsey at and for the sum
of $40. per acre making in the aggregate the sum of
Sixty six Hundred Dollars ($6600,) subject to the
ratification thereof by the Court, upon the
following terms and conditions, That the said
Albert Dorsey shall make payment therefor
in the following manner. providing the sale
should be ratified by the Circuit Court for
Carroll County, sitting as a Court of Equity.
He shall pay the sum of fifteen Hundred Dollars
($1500) in cash on April 1st 1905, and the said
Albert Dorsey and wife shall execute a Mortgage
covering said property for the balance of the
said purchase money at 5% interest said Mortgage
to contain a covenant that One Thousand Dollars
($1000) of the Mortgage indebtedness shall be paid
between April 1st 1905, and April 1st 1906, and
the balance thereof to be paid within three years
from April 1st 1906. The said Trustee reserves

the Landlords share of all growing crops and the present wheat and Rye Crop.

Now this agreement Witnesseth that in consideration of the premises and making and delivery of a promissory note of the said Albert Dorsey dated July 5" 1904. payable 90 days after date to the said Joseph D Baker Trustee, or order for the sum of Two Hundred Dollars ($200) I the said Joseph D Baker Trustee, as aforesaid agree to sell said farm to the said Albert Dorsey, upon the aforesaid terms and conditions, provided however that the Circuit Court for Carroll County in Equity shall authorize and empower me as Trustee to make said sale under such conditions and will allow me to accept the manner of payment herein before set forth.

And the said Albert Dorsey hereby covenants and agrees in the event of the said Circuit Court for Carroll County, sitting as a Court of Equity ratifying said sale and allowing said Trustee to accept the manner of payment as hereinbefore specified, to purchase the said farm of 165 acres. more or less, at $40. per acre known as the "Wagner Farm" and to pay for the same in the manner herein set forth. And the said Albert Dorsey further covenants that in event of the ratification of said sale by the Court that he will comply with the terms of this agreement of purchase and to the faithful performance of the within covenants on his part to be performed the said Albert Dorsey, binds himself his heirs, Executors Administrators and assigns to the said Joseph D. Baker Trustee, as aforesaid in the full and just sum of Ninety five Hundred Dollars ($250.00), to be received as liquidated damages in the default being made herein.

Witness our hands and seals

Walter P Rudy — J. D. Baker (Trustee)
Test as to J D Baker — Albert Dorsey.
Test. Walter P. Rudy as to Albert. Dorsey.

Order of Court

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity

No 2093. Equity.

Ordered this 24th day of October in the year Nine-
teen Hundred and four, by the Circuit Court
for Carroll County, sitting as a Court of Equity
that the sale of the Real Estate made and Reported
by Joseph D Baker Trustee in his second Report of
Sale, be and the same is hereby finally
ratified and confirmed, No cause to the cont-
rary thereof having been shown, although due
notice appears to have been given in compliance
with the preceding order Nisi, and it is further
ordered that this Cause be and the same is
hereby referred to Wm. E. Crouse Special Auditor
to state an account of the trust funds in this
cause, in which he shall allow the Trustee
the commissions ~~provided~~ by the Deed of Trust,
a certified Copy of which is filed among
the proceedings in this cause and the usual
Expenses and such costs as he shall produce
satisfactory vouchers and report said account
to this Court for its further order.

Wm. H. Thomas

Petition of Clara A. Clary (Widow) &c

Joseph. D. Baker

vs

Albert Jones, and Margaret
A Jones, his wife and Albert
Jones and Thomas P Jones
partners trading as
Jones and Company.

In the Circuit Court
for Carroll County
sitting as a Court
of Equity.
No 4093. Equity.

To the Honorable the Judges of said Court.

The petition of Clara A. Clary widow of
Morgan G. Clary in her own name and of
Virginia V. Clary Loretta D. Clary, Margaret E. Clary,
Frederick M. Clary, and Wm Stanley Clary infant
children of Morgan G. Clary deceased by Clara
A. Clary, their Mother and next friend respect-
fully shows unto your honors,

First That April 23-1903. Morgan G. Clary deceased
late of Carroll County, State of Maryland
bought of Albert Jones one lot of land in Mt
Airy Carroll County, and State aforesaid
for One Hundred Dollars, ($100.00.) that the said
lot adjoins the land of E. L. Mullinix on the
South, B. & O. Ry on the west, Robt. S. Burdett
on the North and Mrs Clara A. Clary, on the

your petitioners herewith, on the East. The Voucher for the payment of the said $100.00 by said Morgan. G Clary deceased to Albert Jones aforesaid. is herewith filed as part of this petition and marked Exhibit A. Second That Morgan. G. Clary deceased late of Carroll County State of Maryland. bought of Albert Jones one lot of land ~~in the Said Carroll County and State of Maryland~~ deceased. died on or about the 6th day of May 1904 and that besides his widow. Clara A Clary your petitioner herewith who has a life interest in one third the realty of the said Morgan. G Clary. the other claimants to an interest in his said Estate are the infant children and only heirs at law of the said Morgan. G. Clary. deceased who are represented in this petition to your Honors by their mother and next friend. Clara A. Clary. widow of Morgan. G. Clary aforesaid as follows to wit. Virginia V. Clary. aged 14 years. Lonttad. Clary aged 12 years Margant. E. Clary. aged 6 years. Frederick. M. Clary aged 5 years and Wm Stanley Clary aged 2½ years. Third that your petitioner is so informed and so avers. that it was the agreement and understanding between the said Morgan. G Clary. deceased and Albert Jones aforesaid that the Deed to the Lot of land for which the aforesaid. One Hundred Dollars was paid by the said Morgan. G. Clary. deceased to the said Albert Jones would be Executed and delivered by the said Albert Jones and wife to Morgan. G. Clary. deceased aforesaid immediately after the payment of said sum of $100.00 as per Voucher marked Exhibit A to wit April 23rd 1903.

Fourth:- That the said Albert Jones and Margant. A. Jones his wife are ready and willing to unite with Joseph D Baker Trustee in this cause. in the execution of a good and sufficient deed conveying the Lot of land referred to in the first paragraph of this petition. to the widow of the said Morgan. G Clary deceased and to his infant children and only heirs at law who are named in the second paragraph of this petition. the widow to take therein. as she is entitled under the law of the State of Maryland. a life interest in one third of the said lot of land. with the interest after her and the remaining two thirds to the children aforesaid. Wherefore. Now may it please your honors to pass an order authorizing the said Joseph D Baker Trustee as aforesaid to unite with the said Albert Jones and Margant A Jones. his wife in a good and sufficient deed of conveyance of the Fee simple title to the aforesaid lot of land in the Town

of Mt. Airy Carroll County, State of Maryland, to the widow of the said Morgan. G. Clary dec'd and to the heirs at law hereinbefore named, of Morgan. G. Clary deceased the widow to take therein as she is entitled under the law of the State of Maryland a life interest in the one third thereof with the interest after her and the remaining two thirds to the children aforesaid.

Test And as in duty bound. &c.

James. F. Pinkerton Clara. A. Clary.

In her own name as widow of Morgan. G. Clary, deceased, and as the mother and next friend of the infant children and only heirs at law of the said Morgan G Clary deceased.

Charles. C. Clemson. Solicitor for Petitioner.

State of Maryland Carroll County to wit:

I hereby Certify that on this Eighth day of June in the year Nineteen hundred and four, before me the subscriber, a justice of the Peace of the State of Maryland in and for the County aforesaid, personally appeared Mrs Clara. A. Clary, widow of Morgan. G. Clary deceased and in her own name, and as the mother and next friend the infant children of the said Morgan. G. Clary, deceased who are his only heirs at law, made oath in due form of law that the matters and facts set forth and contained in the aforegoing petition are true as therein stated to the best of her knowledge and belief.

James F. Pinkerton Justice of the Peace.

The aforesaid Joseph. D. Baker Trustee in this cause by his attorneys, Messrs Roberts & Crouse, hereby admits the matters and facts set forth in the foregoing petition and consents to the passage of an immediate order by this Honorable Court authorizing the said Joseph D Baker Trustee as aforesaid to unite with the said Albert Jones and Margaret A Jones his wife in a good and sufficient deed of conveyance of the Fee Simple Title to the aforesaid lot of land in the Town of Mt Airy Carroll County Maryland to the widow and infant children and only heirs at law of the said Morgan. G Clary, deceased.

Roberts & Crouse.

Attorneys for Joseph D Baker Trustee.

Order of Court

It is on the aforegoing petition, affidavit and assent, on this the 10th day of August in the year Nineteen Hundred and four, by the Circuit Court.

for Carroll County, sitting as a Court of Equity,
Ordered that Joseph D Baker Trustee as hereinafter mentioned be and he is hereby authorized to unite with the said Albert Jones and Margaret A. Jones his wife in the deed of conveyance of the lot of land mentioned and described in the aforegoing petition, & the widow and infant children and only heirs at law of the said Morgan. G Clary. deceased.

Wm H Thomas.

Exhibit A. to Petition of Clara A. Clary.

Received of M. G. Clary. One Hundred & Dollars in full for Lot.

Albert Jones.

Mt Airy Md. Apr 23rd. 1903. W.T.S.

Trustee Eighth Report of Sale.

Joseph D. Baker Trustee of Albert Jones et al

vs

Petition

No 4093 Equity
In the Circuit Court
for Carroll County sitting
as a Court of Equity

To the Honorable the Judges of said Court.

The further report of sale of Joseph D. Baker Trustee respectfully shows: 1st. By virtue of the power of sale contained in the Deed of Trust from Albert Jones and wife and others dated the 29th day of October A.D. 1903. a copy of which is filed in this above case he advertised for sale at public sale the only remaining farm of the said Albert Jones, containing by recent survey three Hundred and sixty six acres three rods and fifteen square perches of land more or less, situated Frederick County and commonly known as the Garr Farm, but receiving an offer of Thirty dollars per acre for said Farm from Louis Miller at private sale to be paid in cash upon the ratification of the sale by your Honorable Court, and which amount your Trustee considered a fair and reasonable price for said farm and as much as he would be likely to get for the same at public sale. he sold said farm at private sale to the said Louis Muller at the said sum of thirty dollars per acre. to be paid cash upon ratification of the sale by your Honorable Court. the growing crop upon said farm was reserved but your Trustee agreed with said purchaser that he should have the landlord's share of the crops of grain now growing upon said farm upon his paying the cost of the landlord's share of the fertilizer and seed grain used in seeding said

growing crops, 2nd That the said Louis Muller by Charles A. Runkles as his agent has obligated himself to comply with the terms of sale by paying cash for said farm upon the ratification of said sale by your Honorable Court, as will appear by his acknowledgment of purchase filed herewith Marked Exhibit L. M. 3rd That the whole amount of the sale of said Real Estate is $11005.31. but the amount of the cost of said fertilizer and seed grain has not yet been ascertained

All of which is respectfully submitted.

J. D. Baker. Trustee.

State of Maryland Frederick County to wit:

I hereby certify that on this 18th day of October A.D. 1904. before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Joseph D. Baker. Trustee and made oath in due form of law that the matters and things stated in the aforegoing Report of sale are true to the best of his knowledge and belief.

Witness my hand and Seal.

Fran[illegible] L. Louis. J.P. Seal

Order Nisi

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093, Equity.

Ordered by the Circuit Court for Carroll County, sitting as a Court of Equity this nineteenth day of October, in the year Nineteen Hundred and four, that the Eighth report of sale of the Real Estate mentioned in these proceedings made and reported by Joseph D. Baker Trustee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of November next, provided a copy of this order be inserted in some newspaper printed and published in Carroll County once in each of three successive weeks before the 14th day of November next.

The report states the amount of sale to be $11005 31/100.

David P. Smelser. Clerk.

Printers Certificate

Westminster Md November 22nd 1904

We hereby Certify that the annexed Order Nisi was published once in each of three successive weeks prior to the 14th day of November 1904 in The

Democratic Advocate a Newspaper published in Carroll County Md.

Sanderford Bros. Editors & Publishers.

Exhibit L.M.L. Trustees 8th Report of Sale

I hereby acknowledge that I have this 18th day of October A.D. 1904. purchased of Joseph D. Baker Trustee at private sale the farm described in the annexed advertisement, containing three Hundred and sixty six acres, three roods and fifteen square perches of land more or less, at and for the sum of Thirty dollars per acre, the growing crops upon said farm being reserved, but I am to have the Landlords share of said growing crops upon paying to said Joseph D. Baker Trustee the cost of the Landlords share of the fertilizer and seed used in sowing the present growing crops on said farm, and I obligate myself to pay cash for said farm at the said price of Thirty dollars per acre, and also to pay the cost of said share of said fertilizer and seed grain upon the ratification of this sale by the Court.

Louis Muller
per C. A. Runkles his agent.

Order of Court.

Joseph D. Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4093 Equity.

Ordered this 22nd day of November in the year Nineteen Hundred and four by the Circuit Court for Carroll County sitting as a Court of Equity that the Eighth Report of Sale of the Real Estate made and reported by Joseph D. Baker Trustee be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although due notice appears to have been given in compliance with the preceding order Nisi and it is further ordered that this cause be and the same is hereby referred to Ira E. Crouse Special Auditor, to state an account of the Trust funds in this cause, in which he shall allow the Trustee the usual commissions and Expenses and such costs as he shall produce satisfactory vouchers and Report said account to this Court for its further order,

Wm. H. Thomas.

Trustees Ninth Report of Sale
Joseph D Baker Trustee for
Albert Jones and Jones
and Courtney.
vs
Petitions.

No 4093 Equity
In the Circuit Court
for Carroll County
Sitting as a Court of
Equity.

To the Honorable Judges of said Court.
The further report of sales of Joseph D Baker
Trustee in the above case respectfully shows unto
your honors 1st That he received an offer in writing
from Abdil Garber dated August 19th 1904, of Twenty
five dollars per acre for the land of about fifty
or sixty acres on the Carroll County side of the
"Garber Farm" lying southeast of the Buffalo Road
the amount of land to be ascertained by survey
payment to be made upon the ratification of
sale, and giving your Trustee fifteen days from the
date of said offer to accept or reject the same and
which offer your Trustee accepted in writing on the 31st
day of August, all of which will appear by said Abdil
Garber's offer and a copy of your Trustee's acceptance
of the same, together filed herewith marked Exhibit
"J. G." 2nd That your Trustee has since had said land
surveyed and the same is ascertained to be fifty
three acres, three roods, and seven square perches of
land as appears by a plat thereof made by Beall
Warfield, surveyor, filed herewith marked Exhibit
"B.A.W." 3rd That the land sold to the said Abdil Garber
is part of the Real Estate conveyed to your Trustee by
Albert Jones and others by Deed dated the 29 day of October
in the year 1903, and recorded in Liber J.H.B. No 98 folio
276, one of the Land Records of Carroll County a copy
of which has been sent for filed as an Exhibit in
the above case. 4th That the said sum of $25.00 per
acre is a fair and reasonable price for the land sold
and as much as your Trustee was able to obtain for
the same. 5th That the aggregate amount of said sale
is $1344.84.

All of which is Respectfully submitted

J.D. Baker. Trustee.

State of Maryland Frederick County to wit:
I hereby Certify that on this 18th day of October A.D.
1904, before me the subscriber a Justice of the Peace of
the State of Maryland in and for Carroll County
personally appeared Joseph D Baker. Trustee and

made oath in due form of Law that the matters and things stated in the aforegoing Report of sales are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

Witness my hand and seal.

Frank D. Lewis J.P.

Order Nisi on Orls

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones trading as Jones and Company. | In the Circuit Court for Carroll County sitting as a Court of Equity. No 4095 Equity.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity, this ninteenth day of October in the year Nineteen Hundred and Four that the Ninth report of sale of the Real Estate mentioned in these proceedings made and reported by Joseph D. Baker, Trustee, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 21st day of November next, provided a copy of this order be inserted in some newspaper printed and published in Carroll County once in each of three successive weeks before the 14th day of November next.

The report States the amount of sale to be $1344.84 cts.

David P. Smelser, Clerk.

Printers Certificate

Westminster Md November 22nd 1904.

We hereby Certify that the annexed Order Nisi was published once in each of three successive weeks prior to the 14th day of November 1904, in The Democratic Advocate, a newspaper published in Carroll County Md.

Vanderford Bros. Editors and Publishers.

Exhibit A.G. to the 9th Report of Sale

Copy.

Frederick Md. Aug 19th 1904.

Mr. J. D Baker Trustee. Albert Jones.

Frederick Md.

Dear Sir. I will give you $25. per acre for the land of about 50 or 60 acres, on the Carroll Co. side of the "Garver Farm" lying Southeast of the "Buffalo Road". The amount of land in this tract to be ascertained by survey, if you accept this offer I will make payment upon the ratification of sale, and you can have 15 days from date to accept or reject this

offer.

Yours. Truly.
(Signed) Abdil Garver.

(Copy) Frederick Md. Aug 31st 1904.
Mr Abdil Garver. Mt Airy. Md.
Dear Sir:- Your offer made under date of Aug. 19" for a part of the farm known as the "Garver Farm" for $25 per acre is hereby accepted. subject to the ratification of the Court. Have enclosing this to Mr Albert Maynard. to be delivered to you and have requested him to get a surveyor to run this ground and see what the acreage is. so that we can prepare a contract of sale to be submitted to the Court.

Yours Truly.
Signed. J.D. Baker. Trustee.

Mt Airy Md 10/18/04
J.D Baker Trustee. Albert Jones. Frederick Md
Dear Sir:- Under date of August 31st 1904. you accepted my offer for a part of the "Garver Farm" but added any any growing crops on this land to be reserved by the Trustee. Whilst this would seem not to be clear acceptance of my offer. I accept it as such. as there was not at that time any growing crops on this land. It is now however understood that the crop of wheat. that was put in during the month of October is to belong to me.

Abdil. Garber.

Order of Court

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas D Jones partners trading as Jones and Company

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4093. Equity.

Ordered this 22nd day of November in the year Nineteen Hundred and four. by the Circuit Court for Carroll County sitting as a Court of Equity. that the ninth report of sale of the Real Estate made and reported by Joseph D Baker. Trustee be and the same is hereby finally ratified and confirmed. No cause to the contrary thereof having been shown. although due notice appears to have been given in conformance with the preceding order Nisi. and it is further ordered that this cause be and the same is hereby referred to Dra. E. Crouse Special Auditor. to state an account of the Trust fund in this cause in which he shall allow the Trustee

the usual commissions and expenses and such sum as he shall produce satisfactory vouchers and report said account to this Court for its further orders.

Wm H Thomas

Auditors account. D.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas H Jones partners trading as Jones and Company } In the Circuit Court for Baltimore County sitting as a Court of Equity No 4093. Equity

Albert Jones. — Account. D.

— Debtor —

By amount of Trust Funds of Albert Jones individually in hands of Trustee as appears by his second final Report filed in this cause on the twenty fifth day of November in the year Nineteen Hundred and four, Amounting to the sum of

	$34288	37
	$34288	37

Amount of Trust Funds

— Credit —

To the Trustee for his commissions of 5% as provided by the Deed of Trust from said Albert Jones and others to said Trustee, a certified copy of which is filed among the proceedings in this cause the sum of	$1714	42
To the Trustee, amount paid J. A. C. Tucker as per Voucher No 1 and 2 filed	$ 118	85
To the Trustee amount paid the News Publishing Company for printing as per voucher No 3. filed	$ 30	00
To the Trustee, amount paid the Examiner Publishing Co. for printing as per voucher No 4 filed	$ 8	00
To the Trustee amount paid the Citizens Publishing Co for printing as per Voucher No 5 filed	$ 9	00
To the Trustee amount paid the American Sentinel for Printing as per Voucher No 6 filed	$ 7	00
To the Trustee amount paid Vander Ford Bros for Printing as per Voucher No 7 filed.	$ 8	75
To the Trustee amount paid T. S. Thomas & Son for insurance		

as per Voucher No 8 Filed	$	7	19
To the Trustee amount paid T.G. Thomas & Son for insurance as per Voucher No 9 filed.	$	2	00
To the Trustee amount paid T.G. Thomas & Son for Insurance as per Voucher No 10 filed.	$	4	00
To the Trustee amount paid Beal & Warfield for survey as per Voucher No 11. filed.	$	12	00
To the Trustee amount paid Beale & Warfield for survey as per Voucher No 12 filed.	$	40	00
To the Trustee amount paid E M Molesworth for helping to survey as per Voucher No 13 filed.	$	4	00
To the Trustee amount paid Albert Dorsey for overseeing as per Voucher No 14 filed	$	30	00
To the Trustee amount paid A.H. Runkles & Co for Clover seed as per Voucher No 15 filed	$	10	80
To the Trustee amount paid A.H. Runkles & Co for loam and dung as per Voucher No 16. filed	$	3	00
To the Trustee amount paid J. J. Stewart Register of Wills as per Voucher No 17. filed	$	1	00
To the Trustee amount paid City taxes of Roanoke as per Voucher No 18 filed.	$		57
To the Trustee amount paid State of Virginia taxes as per Voucher No 19 filed.	$		19
To the Trustee amount paid J. Roger McSherry attorney Court Costs in collecting H.B. Mosley note as per Voucher No 20 filed	$	8	80
To the Trustee amount paid J Roger McSherry attorney, commissions in collecting H.B. Mosley note as per Voucher No 21 filed,	$	10	00
To the Trustee amount paid Albert Maynard for Fertilizer as per Voucher No 22 filed =	$	11	00
To the Trustee amount paid Albert			

Dorsey 5% interest on $6400 for 11 months and 1 days allowed for settling for the Wagner Farm Nov 21st 1904. when his contract did not call for a settlement until April 1st 1905. as per Voucher No 23 filed					
~ Cost as taxed by Clerk ~					
To J Roger McSherry. Milton G. Urner and Roberts and Crouse. Solicitors appearance fee.	$	10	00		
To David P. Amrler. Clerk.	$	87	77		
To publication Order Nisi on this account.	$	1.	50		
To Ira E. Crouse Special Auditor for examination of papers. Making Statement of claims and stating accounts. D.E. and F. and distribution	$	96	33		
Amount of Expenses				$ 2551	71
Balance for distribution				31936	66
Amount of Trust Funds				$ 34288	66
Balance for distribution brought forward and distributed among the Creditors of Albert Jones in full payment of their claims with Interest from October 29th 1903. to April 22nd 1904. as follows to wit.				$ 31936	66
To Kutzler Brothers in full Payment of their claim. debt and interest as appears by the Statement of claims herewith filed the sum of	$	2	96		
To Oneill & Co in full payment of their claim. debt and interest as appears by the statement of claims herewith filed the sum of.	$	18	25		
To William E. Wood Co in full payment of their Claim. debt and interest as appears by the statement of claims herewith filed in the sum of	$		85		
To John Filzberger in full payment of his claim debt and interest as appears by the statement of claims herewith filed the sum of.	$		73		
To National Mechanics Bank in full payment of its claim debt and Interest as appears by the Statement of claims herewith filed					

the sum of—	$	68	67
To John H Condon in full payment of his claim. debt and interest as appears by the Statement of claims herewith filed the sum of	$		79
To Albert Maynard in full payment of his claim. debt and interest as appears by the statement of claims herewith filed the sum of	$	33	58
To E M Molesworth in full payment of his claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$		09
To A H Runkles & Co. in full Payment of their claim. debt and interest as appears by the Statement of Claims herewith filed the sum of	$		15
To Baker & Seutz in full payment of their claim debt and Interest as appears by the Statement of claims herewith filed the sum of.	$		73
To W. B. Hood in full payment of his claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of	$	4	76
To O. M. Spurrier in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$	1	28
To John H. Klees in full payment of his claim. debt and interest as appears by the Statement of Claims herewith filed the sum of	$		12
To Byron & Dorsey in full payment of his claim debt and Interest as appears by the Statement of claims herewith filed the sum of.	$		61
To Walter R. Rudy in full payment of his claim. debt and Interest as appears by the statement of Claims herewith filed the sum of	$		99
To Gilbert Bros & Co in full payment of their claim debt and interest as appears by the Statement of Claims herewith filed the sum of	$		21
To Morrow Bros. in full payment of their			

claim. debt and Interest as appears by the state-
ment of Claims herewith filed the sum of £ 23
To George H. Walther & Co in full payment
of their claim debt and interest as
appears by the Statement of Claims
herewith filed the sum of. £ 85-
To Burton & Co. in full payment of their
claim. debt and Interest as appears
by the Statement of Claims herewith
filed the sum of £ 29
To F. W. Ellinghaus in full payment of
his claim debt and interest as appears
by the Statement of Claims herewith
filed the sum of £ 119
To John F. Deal & Sons in full payment of
their claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of £ 102
To Emmart & Swarterly in full payment
of their claim debt and Interest as
appears by the Statement of Claims
herewith filed the sum of- £ 15-
To Drs Bromwell & Gaver in full payment
of their claim debt and interest as
appears by the Statement of claims
herewith filed the sum of £ 87
To Wm H. Josenhans in full payment of
his claim debt and Interest as
appears by the Statement of claims
herewith filed the sum of £ 29
To John H. Fog in full payment of
his claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of £ 52
To Charles C. Harris in full payment
of his Claim debt and interest
as appears by the Statement of
Claims herewith filed the sum of £ 35
To M. J. Groves Sons Co in full payment
of his Claim debt and interest as
appears by the Statement of Claims
herewith filed the sum of:- £ 139
To F. W. Kinzie in full payment of
his Claim Debt and Interest as
appears by the Statement of Claims
herewith filed the sum of £ 17

Total Amount distributed	$142	09	$31936 66
Balance of Trust Funds.			$31794 57
Balance of Trust funds brought forward and carried forward for distribution in Account F the sum of			$31794 57
	$31794	57	
	$31794	57	$31794 57

Balance Carried forward.

Auditor's Account. E.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company } In the Circuit Court for Carroll County sitting as a Court of Equity No 4093 Equity.

Thomas P. Jones. Account. E.

Debtor

By amount of Trust funds of Thomas P. Jones in hands of Trustee. as appears by his second final Report filed in this cause on the Twenty fifth day of November in the year Nineteen Hundred and four. amounting to the sum of.

Amount of trust funds			$ 5 00
Amount of Trust funds brought forward. and Carried forward to Account F for distribution			$ 5 00
	$ 5	00	$ 5 00
	$ 5	00	$ 5 00

Auditors Account. F.

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones. partners trading as Jones and Company. } In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093. Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

Your Special Auditor Ira. E. Crouse appointed in this cause by your Honorable Court and having duly qualified in this cause before the Clerk of the Circuit Court for Carroll County, respectfully reports that he again Examined the papers filed in this cause and therefrom stated the within Accounts. D. E. and F.

He first made the Statement of Claims against Albert Jones herewith filed. He then made the Statement of Claims against Albert Jones and Thomas P.

Jones partners trading as Jones and Company and and Thomas. P. Jones herewith filed. He then charged the Trustee with all the money in his hands as appears by his Second Final Report and Exhibits filed in this cause on the twenty fifth day of November in the year Nineteen Hundred and four and then next allowed him his commissions and Expenses and all costs proper to be allowed. He then distributed the balance of the trust funds of Albert Jones individually to the payment of his creditors with interest in full for their claims, as will more fully appear by reference to Account D. herewith filed. The balance then left he carried forward and distributed among the creditors of Albert Jones and Thomas. P. Jones partners trading as Jones and Company as will more fully appear by reference to account E. herewith in which account the creditors of said Jones and Company are paid in full with Interest on their accounts whether they are entitled to interest or not. He then stated account F. in which he charged the Trustee with the balance of the Trust Estate of Thomas. P. Jones as appears from said Second Final Report and Exhibits filed in this cause on the Twenty fifth day of November in the year Nineteen Hundred and four. The balance then left he distributed to Albert Jones as provided by the Deed of Trust a certified copy of which is filed in this cause.

All of which is respectfully submitted.

December 1st 1904.

Ira. E. Crouse

Special Auditor,

The Trust Estate of Albert Jones and Albert Jones and Thomas. P. Jones partners trading as Jones and Company. in account with Joseph D. Baker Trustee.

"Jones and Company. Account. F."

Debtor

By amount of Trust funds of Albert Jones and Thomas. P. Jones. partners trading as Jones and Company in hands of Trustee. as appears by his second Final Report filed in this cause on the twenty fifth day of November. in the year Nineteen Hundred and four amounting to the sum of	$	1209	97
By amount of Trust funds of Thomas. P. Jones brought forward from Account. E. for distribution herewith filed the sum of	$	5	00

By amount of Trust funds of Albert Jones brought forward from Account D. for distribution herein filed the sum of.				$ 31794	57
Amount of Trust Funds for distribution				$ 33008	54
~ Credit ~					
To the Trustee for his commissions of 5% as provided by the Deed of Trust from Albert Jones and others to said Trustee. a certified copy of which is filed among the proceedings in this cause the sum of.	$	60	50		
To the Trustee amount said the News Publishing Co. for printing as per Voucher No. 1. filed	$	4	00		
To the Trustee amount paid the News Publishing Co. for printing as per Voucher No 2. filed	$	6	00		
To the Trustee amount paid E. M Molesworth for Coal as per Voucher No 3. filed	$	3	13		
To the Trustee amount overpaid under account B, in excess to the amount reported to the Court the sum of =	$	219	98		
				$ 293	61
Balance for distribution.				$ 32715	93
Amount paid creditors for claims and Interest as shown by Auditi				$ 31699	68
Balance to be distributed to Albert Jones as provided by the Deed of Trust from Albert Jones and others to said Trustee. a certified copy of which is filed among the proceedings in this cause the sum				$ 1016	25
Balance for distribution brought forward				$ 32715	93
To Nixdorff and Brookey Assignees of W. E. T. Smith in full payment of their claim debt and interest as appears by the Statement of claims herewith filed the sum of	$	73	69		
To the Falconer Company in full payment of their claim debt and Interest as appears by the statement of Claims herewith filed the sum of —	$	149			

To American Agricultural Chemical
Company in full payment of their
claim, debt and Interest as appears
by the Statement of Claimes herewith
filed the sum of $ 115 25
To J.E. Buckingham in full payment
of his claim, debt and Intenst as
appears by the Statement of claims
herewith filed the sum of $ 224 83
To Wm A Sappington in full payment
of his claim, debt and Interest as
appears by the statement of Claims
herewith filed the sum of. $ 2 54
To E.D. Dawson in full payment of
his claim, debt and Intenst as appears
by the statement of claims herewith
filed the sum of $ 136 34
To J.O. Etchison in full payment of
his claim, debt and Interest as
appears by the Statement of Claims
herewith filed the sum of. $ 9 43
To A.L. Day in full payment of his
claim, debt and Intenst, as appears
by the Statement of Claims herewith
filed the sum of. $ 221 33
To Martin H. Slagle in full payment of
his claim, and debt and interest as
appears by the Statement of Claims
herewith filed the sum of. $ 15 10
To C.B. Buckingham in full payment
of his claim debt and Interest as
appears by the Statement of claims
herewith filed the sum of $ 1 30
To B.F. Mullinix in full payment of
his claim, debt and Interest as
appears by the Statement of claims
herewith filed the sum of. $ 594 92
To Mrs W.P. Anderson to full payment
of her claim, debt and Interest
as appears by the Statement of claims
herewith filed the sum of. $ 11 60
To R.E. Spurrier in full payment of
his claim debt and Interest as
appears by the Statement of Claims
herewith filed the sum of $ 9 45
To Grafton Beeraft in full payment

of his Claim. debt and Interest as appears by the Statement of claims herewith filed the sum of.	$ 188	71
To Miss Susie Dausant in full payment of her Claim. debt and Interest as appears by the Statement of Claims herewith filed in the sum of.	$ 364	96
To Mrs A.C. Barnett in full payment of her claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 215	32
To M A Poole. in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 3	76
To Charles K. Hardy in full payment of his claim. debt and Interest as appears by the statement of Claims herewith filed the sum.	$ 272	63
To Mrs Miranda. E. Hardy in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 147	33
To O. J Motley in full payment of his claim debt and Interest as appears by the statement of Claims herewith filed the sum of	$ 27	48
To Miss Carrie E. Mullinix in full payment of her claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 10	42
To Mrs W. A Bellison in full payment of her claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 43	44
To W. W. Purdum in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of-	$ 91	30
To John N. Clay in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 90	46
To J. E. Buxton in full payment of his Claim debt and Interest as appears by the statement of Claims herewith filed the sum of	$ 49	47

To Mrs Ann. C. Burns in full payment of her claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $154 63

To Mrs W. A Mullinix in full payment of her claim debt and Interest as appears by the Statement of Claims herewith filed the sum of $45 97

To Eliza. E. Ryan in full payment of her claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of $370 24

To J. J Molesworth in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $174 83

To Mrs Laura A Walker in full payment of her claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of $29 81

To Joseph Mullinix in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of $67 79

To Mrs Mary. E Harlock in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $6 84

To Brooks Buston in full payment of his claim and debt and Interest as appears by the Statement of Claims herewith filed the sum of. $427 17

To M. L. Vincraft in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $91 72

To Thomas H Hyatt in full payment of his claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of $17 00

To G. T. & Rickey in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $17 63

To Maud Mrs R. L. Murray in full pay-
=ment of their Claim debt and.

Interest as appears by the Statement of Claims herewith filed the sum of					
To John C. Lowe in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.		$	11	34	
To T. Gudason in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.		$	20	72	
To G. M. Brandenburg in full payment of his Claim, debt and Interest as appears by the statement of claims herewith filed the sum of.		$	4	87	
To W. H. Hardy Treasurer, in full payment of his claim, debt, and Interest as appears by the Statement of claims herewith filed the sum of.		$	2	44	
To Archey R. Molesworth in full payment of his Claim, debt and Interst as appears by the Statement of Claims herewith filed the sum of.		$	95	36	
To Jesse E. Burdette in full payment of his claim, debt, and Interest as appears by the Statement of Claims herewith filed the sum of.		$	28	10	
To W. H. Hardy in full payment of his Claim, debt and Interst as appears by the Statement of Claims herewith filed the sum of.		$	26	14	
To Ernest Mullinix in full payment of his Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of.		$	1	91	
To Ladies Home Mission Society, in full payment of their claim, debt and Interst as appears by the Statement of Claims herewith filed the sum of -		$	58	55	
To Abram Fisher in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.		$	15	27	
To J. O. Stallings in full payment of his Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of		$	36	92	
		$	32	11	

To L. C. Rumkles in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum	$ 56	69
To Wm A Smith in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 56	56
To E. Doughrty in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 39	68
To Mrs A A Smith in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 83	85
To Eldridge Mullinix in full payment of his claim debt and Interst as appears by the statement of claims herewith filed the sum of.	$ 19	58
To Daniel Hartsock in full payment of his claim, debt & Interest as appears by the Statement of Claims herewith filed the sum.	$ 92	94
2 Geo. W. Grimes in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 3	78
To Mr Edgar Mercer in full payment of her claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 1	91
To Mrs H A Plymire in full payment of her claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 114	39
To Gurney E. Molesworth in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 65	98
To J. T. E. Hood in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 15	96
To Mrs Mary E. Baker in full payment of her claim debt and Intenst as		

appears by the Statement of Claims herewith filed the sum of. $ 124 68
To S.S. Hood. Treasurer in full payment of his claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 3 04
To Holland Pain in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 7 57
To Harry. R Webb in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 40 94
To. C. E Mullinix of. Jr in full payment of his claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 9 41
To Oscar Baumgardner in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 145 03
To. Clifton A Mullinix in full payment of his claim. debt and Interest as appears by the Statement herewith filed the sum of $ 11 28
To Maud Mc Henry Crosson in full payment of their Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 49 11
To John. T. Mullinix in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 21 71
To. E. L Mullinix in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 135 68
To Arthur H. Gaither in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 9 83
To J R. Hood in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 32 13

To Langdon. S. Day in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$	108	75
To Mrs. Camellia Wetzel in full payment of her claim debt and Interest as appears by the Statement of Claims Herewith filed the sum of.	$	21	10
To Charles A Runkles Assignee of Edar Mercer in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$	155	79
To Mandella V. Mullinix in full payment of her claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$	78	96
To Francis E. Mullinix in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$	48	41
To. J. J. Fleming in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of-	$	37	78
To T. G. Grimm in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$	15	88
To Estella Hoy in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$	11	23
To Hayes Denney in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$	405	49
To John H. Hoy in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$	8	40
To John Hoy in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of	$	6	03
To George H Easton in full payment			

of his claim debt and intirst as appears by the Statement of Claims herewith filed the sum of.	$ 334	03
To J.R. Woodfield in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 309	80
To Henry Watkins in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 37	77
To Alonzo Watkins in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 15	61
To Gladys Watkins in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of-	$ 7	65
To H.B Wilson in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 41	58
To George F. Beltzin full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 32	24
To John Beltz in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 140	59
To James H & Rachel E. Fleming in full payment of their Claim debt and Interest as appears by the herewith filed Statement of Claims the sum of	$ 303	58
To William A. Burdette in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 18	55-
To Charles A Smith in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 27	25-
To James M Hobbs in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 67	51

To Mrs Esther E. Hobbs in full payment of her Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 37	07
To Miss Linda & Mrs E. H. Griffith in full payment of their Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of.	$ 76	08
To Mrs E. H. & Miss Linda Griffith in full payment of their Claim. debt and Intenst as per by the Statement of Claims herewith filed the sum of.	$ 44	11
To the first National Bank of Westminster in full payment of its Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of.	$ 2	47
To John C. Fronning in full payment of his Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of.	$ 111	97
To A. C. Barnes in full payment of his Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of	$ 93	97
To A. H. Runkles & Co in full payment of their Claim. debt and Intenst as appears by their Statement of claims herewith filed the sum of.	$ 194	36
To J. B Runkles in full payment of his Claim debt and intenst as appears by the Statement of Claims herewith filed the sum of.	$ 11	68
To Baker and Bentz in full payment of their Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of.	$ 19	69
To S. B Norwood in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 6	77
To Clary & Smith in full payment of their Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of.	$ 35	01
To Thomas A Barnes in full payment of his Claim debt and Intenst as		

appears by the Statement of Claims herewith filed the sum of.	$ 6	70
To Sarah C. Sundergill in full payment of her Claim debt and Intirst as appears by the Statement of Claims herewith filed the sum of	$ 198	39
To Miss E. N. Waters in full payment of her Claim. debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 60	37
To Luther H. Young in full payment of his Claim debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 384	23
To Mrs Ellen V. Runkles in full payment of her claim debt and Intirst as appears by the Statement of claims herewith filed the sum of.	$ 188	96
To Harry H. Dorsey in full payment of his claim. debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 2	63
To Mrs Rufus Beeraft in full payment of his Claim. debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 272	61
To Mrs Belle H. Runkles in full payment of her Claim. debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 8	13
To C A Runkles Treasurer in full payment of his Claim. debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 1	86
To Jason. Mullinix in full payment of his Claim. debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 2	07
To Thomas J. Shoemaker in full payment of his Claim debt and Intirst as appears by the Statement of Claims herewith filed the sum of.	$ 66	38
To Mrs Mary A Killon in full payment of her Claim debt and Intirst as appears by the Statement herewith filed the sum of	$ 14	76

To Mr John M Lease in full payment of his claim debt and interest as appears by the Statement of Claims herewith filed the sum of. $ 24 68

To Mrs. M. R. Riddle owner in full payment of her claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 71 02

To C. A Runkles Assignee of William Harsher in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 171 78

To Mrs M. R. Owings in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 156 12

To Charles E Poole Admr. viz in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 77

To Albert Maynard in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 236 66

To J. B. Watkins in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 917

To W. R Runkles in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 147

To E. M. Molesworth in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 288 38

To Miller Norwood in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 185 23

To James C Dowty & Bro. in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 348 27

To J. Harry Steele in full payment of his Claim debt and Interest as appears by

the Statement of Claims herewith filed the sum of.	$ 7	57
To Mrs Minnie E. Pole, in full payment of her claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 37	26
To M.V. Rumbles in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 18	61
To H. Perry Duvall in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 94	42
To Mrs Elizabeth Pilchin in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 170	06
To Kate F Billiew in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 22	67
To Adam Pulard in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 3	76
To Mrs Mary E. Warfield in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 114	65
To F. Marion Poole in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 66	11
To R. Hayes Burdette, in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 64	26
To J. R. Wilson in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$ 45	31
To Mrs. M.E. Ecker in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of	$ 18	40

To R B. Snyder, in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 36 69

To A. E. Mullinix in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 2 34

To C. H. Burson in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 37 40

To Mrs M. L. Shipley in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith Filed the sum of $ 37 78

To William Norwood in full payment of his claim, debt and Interest as appears by the Statement of Claims as herewith filed the sum of $ 1 19

To W. T. Smith in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith Filed the sum of $ 37 02

To O. A Mullinix in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 157 12

To Clementine H Shipley in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 221 78

To Joseph A & Martha E. Purdum in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 95 72

To R W. Burdette in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 90 79

To Thomas E Moore in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of 10 32

To Carl L Day in full payment of his Claim, debt and Interest as appears

by the Statement of Claims herewith
filed the sum of. $ 5-40
To Mrs. Hannie Dietrick in full payment of
her claim debt and Interest as appears
by the Statement of Claims herewith filed
the sum of. $ 20 77
To Charles H Lewis in full payment of his
Claim. debt and Interest as appears by the
Statement of Claims herewith filed the sum of $ 76 29
To Reedy Browning in full payment of his
Claim. debt and Interest as appears by the
Statement of Claims herewith filed the
sum of = $ 15 38
To A. W Hall in full payment of his Claim
debt and Interest as appears by the
Statement of Claims herewith filed the
sum of. $ 307 43
To Sarah E Snyder in full payment of
her Claim. debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 30 84
To H. A Mullinix of A. in full payment of
his Claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of $ 11 47
To Charles E Bolen in full payment of his
Claim debt and Interest as appears by
the Statement of Claims herewith filed
the sum of $ 17 91
To A. J Baker Treasurer in full payment of
his Claim. debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 82 88
To J H Gue in full payment of his claim
debt. and Interest as appears by the
Statement of Claims herewith filed
the sum of. $ 56 69
To Robert M Mullinix in full payment of
his Claim debt and Interest as appears
by the Statement of Claims herewith filed
the sum of. $ 29 82
To Edgar Gue in full payment of his
Claim. debt. and Interest as appears by
the Statement of Claims herewith filed
the sum of. $ 55 76
To Susan C Snyder in full payment of

her Claim as appears by the State-
-ment of Claims herewith filed the
sum of $ 28 12
To Morgan G. Clary in full payment of
his Claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 5 20
To John H. Condon in full payment of
his Claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 54 79
To Morris M Snyder in full payment of
his, claim debt and Interest as appears
by the Statement of Claim herewith
filed the sum of $ 11 66
To Asko. Shipley Guardian in full pay-
ment of his Claim debt and Interest as
appears by the Statement of Claims
herewith filed the sum of $ 231 43
To D H Murray, in full payment of his
Claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 9 03
To Leonard C Lowman in full payment
of his Claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 37 78
To Thomas B Maynard in full payment of
his claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 19 07
To Mrs Asko. Shipley formerly L. C.
Clary in full payment of his claim
debt and Interest as appears by the
Statement of Claims herewith filed
the sum of. $ 23 04
To Asko. Shipley in full payment of his
Claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of $ 7 95
To Summerville Condon in full payment
of his Claim debt and Interest as
appears by the Statement of Claims
herewith filed the sum of $ 66 16
To Mrs L. C. Lowman in full payment of
her Claim debt and Interest as appears.

25×10

32×10

25×10

by the Statement of Claims herewith
filed the sum of. $ 630 41
To Mrs Sarah E Crager in full payment
of her Claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 38 44
To Charles T Mullinix in full payment of
his Claim as appears by the Statement
of Claims herewith filed the sum of- $ 178
To Eldridge Mosley in full payment of
his claim as appears by the Statement
of Claims herewith filed the sum of $ 303 42
To O. C Marriott in full payment of his
Claim debt ~~debt~~ and Interest as
appears by the Statement of Claims
herewith filed the sum of $ 252
To B. E Boyer in full payment of his
Claim debt and Interest as appears by
the Statement of Claims herewith
filed the sum of- $ 16 80
To Mrs L P Kuhns in full paymnt of
her Claims debt and Interest as appears
by the Statement of Claims herewith
filed the sum of- $ 115 67
To Miss Mary Duvall in full paymnt of
her claim debt and Interest as appears
by the Statement of Claims herewith filed
the sum of. $ 107 62
To Arthur E Shobus in full payment of
his Claim debt and Interest as appears
by the Statement of Claims herewith filed
the sum of $ 123 61
To Harvey B Haines in full payment of
his Claim debt and Interest as appears
by the Statement of Claims herewith filed
the sum of $ 32 94
To William H Orr in full payment of
his claim debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 85 02
To C. E Vansant in full paymnt of his
claim debt and Interst as appears by
the Statement of Claims herewith
filed the sum of $ 97 82
To William A Walker in full paymnt
of his Claim debt and Interst as

appears by the Statement of Claims herewith filed the sum of. $ 15 12

Harvey T. Rose in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 36

T. H. G. Poole in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 609 84

T. H. & Broadhurst in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 62 28

T. Edward Butler in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 32 11

To L. Clary in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 48 91

To Mrs. Joab Brown in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 32 95

To H. G. Clary in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 1 93

To the Farmers and Mechanics National Bank of Baltimore in full payment of its Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 1 90

To George Rigler in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of 149 29

To D. M. Devilbiss in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 7 18

To Mary A Bell in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 166 15

To Mrs. Mary D Anderson and Julia M. Betts in full payment of her Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of.	$	2428	54
To Francis H Kuig in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of=	$	107	70
To O.M. Spurrier & Son in full payment of their Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of	$	4	13
To William H Hord in full payment of his Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of.	$	15	33
To Clay & Clay in full payment of their Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$	304	86
To Dr J E Brownell in full payment of his Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	688	77
To C. E Simpson in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	$	40	74
To O. J Brandenburg in full payment of his Claim, debt and Interst as appears by the Statement of Claims herewith filed the sum of.	$	3	98
To Frank C. Lewis in full payment of his Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of.	$	2	49
To James E Crytow in full payment of his Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of.	$		55
To James A & Lucy A Molsworth in full payment of their Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of	$	11	38
To Abram England in full payment of his Claim debt and Interst as			

appears by the Statement of Claims
herewith filed the sum of. $ 88 40
To Mrs H.C. Mosley in full payment of her
Claim debt and Interest as appears by
the Statement of Claims herewith filed
the sum of. $ 73
To Catherine Dorsey in full payment of
her Claim debt and Interest as appears
by the Statement of Claims herewith
Filed the sum of. $ 57
To Susan. Buzzard in full payment of her
Claim debt and Interest as appears by the
Statement of Claims herewith filed the
sum of: $ 6802
To Frank. I Lewis Register in full payment
of his claim, debt and Interest as appears
by the Statement of Claims herewith
Filed the sum of = $ 26 37
To Howard Hebel in full payment of
his claim, Debt and Interest as appears
by the Statement of Claims herewith
Filed the sum of. $ 3 76
To Dorsey B. Myers in full payment of
his Claim debt and Interest as appears
by the Statement of Claims herewith
Filed the sum of $ 75 59
To Geo. Cashour in full payment of his
Claim. debt and Interest as appears by
the Statement of Claims herewith
filed the sum of. $ 5669
To. E B Horn in full payment of his
Claim. debt and Interest as appears
by the Statement of Claims herewith
filed the sum of = $ 136
To Cruncein & Vaxander in full pay =
=ment of their Claim. debt and Interest
as appears by the Statement of Claims
herewith filed the sum of = $ 10 67
To Hood Sisters in full payment of their
Claim. debt and Interest as appears by
the Statement of Claims herewith
filed the sum of. $ 7 24
To. John K Ryan in full payment of
his Claim. debt and Interest as appears
by the Statement of Claims herewith
filed the sum of = $ 396 49

To A H Gosnell in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 2 01

To Miss Ella Clay in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 221 74

To G.W. Clay in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 37 02

To Erbin Harrison in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 9 45

To John S. Tracey in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 1 39

To Reedon Clay in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 73 91

To Miss Jennie Selby in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 7 57

To Rufus Flickinger in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of. $ 17 00

To Charles T. Morley in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 15 10

To Mrs Kate G. Warfield in full payment of her Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 57 00

To Benedict Brown in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 6 83

To Mary R Selby in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of- $ 117 42

To Milton Watkins in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 2 51

To H. J Purdum in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 3 36

To Charles A Runkles, Ass. of L. C. Gee in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 47 26

To George D Jamison in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 34

To Ruth E McCauley in full payment of her Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 22 67

To Rosa Grow in full payment of her claim debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 15 10

To J L Burdette in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 1 41

To F. D Lewis Register in full payment of his Claim. debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 73 01

To Morris Watkins in full payment of his Claim. debt and. Interest as appears by his Statement of Claims herewith filed the sum of = $ 21 08

To B. L Bruton in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of $ 88

To Mrs Cordelia Hanfield in full payment of her Claim. debt and. Interest as appears by the Statement of Claims herewith filed the sum of = $ 107 15

To S. D Hanfield in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of = $ 32 89

To Mrs Dora E Watkins Treasurer in full payment of her Claim. debt and Interest as appears by the Statement of Claims

herewith filed the sum of- $ 43 09
To Mrs Julia A. Skinner in full payment of her
Claim, debt and Interest as appears by the
Statement of Claims herewith filed the sum of $ 28 31
To Della Brashear in full payment of her
Claim, debt and Interest as appears by
the Statement of Claims herewith filed
the sum of:- $ 20 06
To John F. Flohr in full payment of his
Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of- $ 16 69
To Mary M Kimmell in full payment
of her Claim, debt and Interest as
appears by the Statement of Claims
herewith filed the sum of- $ 18 66
To Lewis Hall, Jr. in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith
filed the sum of- $ 32 11
To D E. Hardy in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith
filed the sum of. $ 18 91
To Mrs M. D. Crumrine in full payment of her
Claim, debt and Interest as appears by
the Statement of Claims herewith
filed the sum of:- $ 71 78
To R. L. Runkles, Ass. of H. S Woodward in
full payment of his Claim, debt and
Interest as appears by the Statement of
Claims herewith filed the sum of: $ 1 49
To P. J. Kimmell in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith filed
the sum of- $ 1 07
To George W. England in full payment of
his Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 173 66
To, E B Condon in full payment of
his Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of $ 378 69
To Augustus Warfield in full paymnt
of his Claim, debt and Interest as

appears by the Statement of Claims
herewith filed the sum of. $ 17 46
To John D Gaither in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith filed
the sum of. $ 2 11
To Charles G Warfield in full payment
of his Claim debt and Interest as
appears by the Statement of Claims
herewith filed the sum of. $ 206 66
To H H Dewsey in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith
filed the sum of. $ 38 29
To George E Wright in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith
filed the sum of. $ 15
To Margaret L Owings in full payment
of her Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 116 65
To Charles H Berry in full payment of
his Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 202 52
To J D Wheeler in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith
filed the sum of. $ 43
To George H Hahn & wife in full payment
of his Claim, debt and Interest as
appears by the Statement of Claims
herewith filed the sum of. $ 112 12
To Wm H Roberts in full payment of his
Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 745 94
To Wm H Roberts in full payment of
his Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of. $ 64 26
To Albert M Roberts & Bro in full payment of
their Claim, debt and Interest as
appears by the Statement of Claims
herewith filed the sum of. $ 21 90

To Walter R Rudy in full payment of his Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of. $ 48 80

To Thos. Clark Admr. of John Falconi in full payment of his claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of. $ 170 06

To Rudy & Burdette in full payment of their Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of. $ 65—

To John T. Baker in full payment of his Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of. = $ 307 68

To Dorsey L. Baker in full payment of his Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of = $ 47 90

To Drovers and Mechanics. National Bank of Balto, in full payment of their Claim, debt and Intenst as appears by the Statem= =ent of Claims herewith filed the sum of $ 916 60

To John Harrison in full payment of his Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of. $ 101 31

To Dairey, C. Dorsey in full payment of her Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of $ 394 97

To Charles H. Ridgley in full payment of his Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of. $ 8 20

To F. W. McElroy in full payment of his claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of $ 64 48

To Charles M Howard in full payment of his Claim, debt and Intenst as appears by the Statement of Claims herewith filed the sum of $ 1 24

To R. G. Mullikin in full payment of his Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of $ 9 46

To Thompson Williams in full payment of
his Claim, debt and Interest as appears
by the Statement of Claims herewith filed
the sum of = $ 9 33
To John H Burdette & Co in full payment
of his Claim debt and Interst as appears
by the Statement of Claims herwith
filed the sum of = $ 10 24
To George H. Burch in full payment of
his Claim, debt and Interest as appears
by the Statement of Claims herwith filed
the sum of = $ 22
To Warfield & Burdette in full payment
of his Claim, debt and Interst as appears
by the Statement of Claims herwith
filed the sum of = $ 7 86
To Southbend Chill Plow Co in full payment
of its Claim, debt and Interst as appears
by the Statement of Claims herwith filed
the sum of = $ 6 90
To Albert Maynard Ass. of M. H. Harrison in
full payment of his Claim, debt and
Interest as appears by the Statement of
Claims herwith filed the sum of = $ 45 35
To Albert Maynard Ass. of Mrs M. G. Harrison
in full payment of his Claim, debt and
Interest as appears by Statement of Claims
herwith filed the sum of = $ 13 24
To Albert Maynard Ass. C. G. Spencer in
full payment of his Claim debt and
Interst as appears by the Statement
of Claims herwith filed the sum of = $ 23 28
To Albert Maynard Ass. Charles E Harrison
in full payment of his Claim, debt and
Interst as appears by the Statement of
Claims herwith filed the sum of = $ 181 22
To John R Lewis in full payment of his
Claim, debt and Interst as appears by
the Statement of Claims herwith
filed the sum of = $ 65 31
To Byron S. Dorsey in full payment of his
Claim, debt and Interst as appears
by the Statement of Claim herwith
filed the sum of = $ 53 35
To Archibald Runkles in full payment
of his Claim, debt and Interst as

appears by the Statement of Claims herewith filed the sum of=	$	75	38
To Nathan G. Dorsey in full payment of his Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$		34
To A A Pettier in full payment of his Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	54	54
To L.F. Hood in full payment of his Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	120	06
To B.F. Hammaker in full payment of his Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	27	13
To W.C Crawford in full payment of his Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	3	23
To Mrs. Mary L. King in full payment of her Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	19	17
To L.G. King in full payment of his Claim ~~total debt~~ and Interst as appears by the Statement of Claims herewith filed the sum of=	$	391	85
To H.A. Grow in full payment of his Claim debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	30	24
To B.F. Selby in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of.	$		95
To Charles A. Gillis in full payment of his Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	6	81
To J M Mount Ass. of Genoa Twp in full payment of his Claim. debt and Interst as appears by the Statement of Claims herewith filed the sum of=	$	36	98
To G.E. Hood in full payment of his Claim. debt and Interst as appears			

by the Statement of Claims herewith filed the sum of	$	17	82
To Mrs A.R. Donald in full payment of her Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of	$	180	66
To the Maryland National Bank in full payment of its Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of-	$	2	35-
To F. J Barthalow in full payment of his Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of-	$	15	68
To G.W. Walker in full payment of his Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of-	$	121	59
To Jacob W Costley in full payment of his Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of-	$	11	34
To W A Hood of G. in full payment of his Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of =	$	31	24
To Dr. W E Gaver in full payment of his Claim debt and Intenst as appears by the Statement of Claims herewith filed the sum of:	$	3	05-
To Drs. Bromwell & Gaver in full payment of their Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of:	$	24	112
To P. E. Burdette in full payment of his Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of	$	1	44
To Henry P. Smith in full payment of his Claim. debt and Intenst as appears by the Statement of Claims herewith filed the sum of.	$	11	34
To Citizens National Bank of Frederick in full payment of its Claim in full payment of its Claim as appears by the Statement of Claims herewith filed the sum of =	$	1419	77

To Joseph D Baker in full payment of his
Claim, debt and Interst as appears by the
Statement of Claims herewith filed the sum of $ 227 63
To Thomas P. Jones Treasurer in full payment
of his Claim debt and Interst as appears
by the Statement of Claim herewith filed
the sum of $ 4 33
To Milton G Varner in full payment of his
Claim, debt and Interst as appears by
the Statement of Claims herewith filed
the sum of $ 78
To Isaac Robinson in full payment of
his Claim, debt and Interst as appears
by the Statement of Claims herewith
filed the sum of $ 17 11
To the Citizens National Bank of Frederick
in full payment of its Claim, debt and
interest as appears by the Statement of
Claims herewith filed the sum of $ 505 60
To Raymond Barnes in full payment of
his Claim, debt and Interst as appears
by the Statement of Claims herewith
filed the sum of = $ 104 11
To the Pasin Monumental Co in full
payment of its Claim, debt and Interst
as appears by the Statement of Claims
herewith filed the sum of = $ 4 73
To Grard H Varner in full payment of
his Claim, debt and Interst as appears
by the Statement of Claims herewith
filed the sum of = $ 1 77
To Jesse A Dayhoff Ass. of Harry Hoy in
full payment of his Claim, debt and
Interst as appears by the Statement of
Claims herewith filed the Sum of = $ 11 34
To A. Cashour in full payment of his
Claim, debt and Interst as appears
by the Statement of Claims herewith
filed the sum of = $ 4 01
To Masonic Hall Asso. in full payment
of its Claim, debt and Interst as appears
by the Statement of Claims herewith
filed the sum of $ 20 41
To W D Crapster in full payment of his
Claim debt and Interst as appears by the
Statement of Claims herewith filed the sum of $ 2 35

To H M Todd in full payment of his Claim
debt and Interest as appears by the Statement
of Claims herewith filed the sum of $ 8 70
To Lucy and John Ryan in full payment
of their Claim, debt and Interest as appears
by the Statement of Claims herewith filed
the sum of $ 56 45
To James Upton Mullinix in full payment
of their claim, debt and Interest as appears
by the Statement of Claims herewith filed
the sum of $ 10 43
To James H. Burdette in full payment of
his Claim, debt and Interest as appears by
by the Statement of Claims herewith
filed the sum $ 1 03
To H. B Keller in full payment of his claim
debt, and Interest as appears by the Statement
of Claims herewith filed the sum of $ 13 47
To W. C. Bell in full payment of his Claim
debt and Interest as appears by the Statement
of Claims herewith filed the sum of $ 85 12
To Israel Young in full payment of his
Claim, debt and Interest as appears by the
Statement of Claims herewith filed the
sum of: $ 129 24
To J. H. Wilson in full payment of his Claim
debt and Interest as appears by the Statement
of Claims herewith filed the sum of: $ 47 92
To A. J. & Laura Gorman in full payment of
their Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of $ 33
To F. W. Gastell in full payment of his
Claim debt and Interest as appears by
the Statement of Claims herewith filed
the sum of: $ 23 55
To R. W. Burdeen in full payment of his
Claim, debt and Interest as appears by
the Statement of Claims herewith
filed the sum of: $ 2 24
To Rodney T. Glisan in full payment of
his Claim, debt and Interest as appears
by the Statement of Claims herewith
filed the sum of: $ 327 32
To A. S. Spurrier in full payment of his Claim
debt and Interest as appears by the statement-

of Claims herewith filed the sum
of:=

To F. H. Clement & Co in full payment of his claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of:		2	94	
To B. G. Dawson in full payment of his Claim debt and Interest as appears by the Statement of Claims herewith filed the sum of:=	#	22	63	
To D. M. Devilbiss in full payment of his claim debt and Interest as appears by the Statement of Claims herewith filed the sum of	#	2	12	
To Citizens National Bank of Frederick in full payment of his Claim, debt and Interest as appears by the Statement of Claims herewith filed the sum of:=	#	2	01	
To National Mechanics Bank brought forward balance of account and Interest in full to date	#	56	53	
To O'Neill & Co. brought forward Interest in full to April 22nd 1904.	#	56	17	
To John. H. Condon brought forward Interest in full to April 22-1904.	#	1	67	
To A H Runkles & Co brough forward in full to April 22nd 1904,	#		38	
To Baker & Seully brought forward Interest in full to April 22nd 1904	#		50	
To W H Hood brought forward Interest in full to April 22nd 1904	#		23	
	#	1	69	
	#	31699	68	32715 93

Order Nisi. on Audit

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P Jones partners trading as Jones and Company. / In the Circuit Court for Carroll County sitting as a Court of Equity. No 4093 Equity

Ordered this first day of December A D 1904 that the Accounts D. E. and F. of the Special Auditor filed in this cause be finally ratified and confirmed, unless cause to the contrary thereof be shown on or before the 12th day of December inst. provided a copy of this Order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County.

David. P. Smelser, Clerk.

Printers Certificate

Westminster Md December 12th 1904.

We hereby Certify that the annexed Order Nisi on Audit was published for two successive weeks prior to the 12th day of December 1904, in The Democratic Advocate a newspaper published in Carroll County Md.

Vandeford Bros Editors & Publishers.

Order of Court

Ordered this 13th day of December 1904, that the aforegoing accounts D. E. & F. of the Special Auditor be and the same are hereby finally ratified and confirmed. No cause to the contrary thereof having been shown, although due notice appears to have been given in compliance with the preceding order Nisi, and the Trustee is directed to pay out accordingly.

Jno. H. Thomas J.

Petition and Report

Joseph D Baker Trustee of Albert Jones and Albert Jones and Thomas P. Jones Partners trading as Jones and Company and T. P. Jones

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4093. Equity.

To the Honorable, the Judges of the Circuit Court for Carroll County sitting as a Court of Equity. = The Petition and Report of Joseph D. Baker, Trustee in the above entitled cause respectfully reports.

1st That he was appointed Trustee under and by virtue of a Deed of Trust from Albert Jones and Albert Jones and Thomas P. Jones Partners trading as Albert Jones and Company and Thomas P. Jones, as will more fully appear by reference to certified copies of said Deeds of Trust, filed in this cause.

2nd That he filed his petition in this Court praying that your Honorable Court take Jurisdiction of said Trust and that your Honorable Court has assumed Jurisdiction in the premises, as will more fully appear by reference to the proceedings filed in this cause.

3rd That subsequently thereto he proceeded to collect all the assets of said several trust estates that were collectable and to sell all of the Real Estate and personal property conveyed unto said deeds of Trust mentioned in this cause, as will more fully appear by reference to the various petitions and reports filed in this cause.

4th. That as soon as practicable thereafter he delivered to the Special Auditor appointed in this cause a full and complete Statement of all the moneys in his hands for the purpose of having proper accounts Stated, as required by the various orders of your Honorable Court passed in this cause,

5th. That as appears by audits. A. B. C. D. E. and F. filed in this cause and finally ratified by your Honorable Court, all commissions, Expenses and costs were allowed in full and paid out by your petitioner as shown by said Audits

6th. That under said Audits. A. B. C. D. E. and F. filed in this cause all of the Creditors of Albert Jones and Albert Jones and Thomas P. Jones, partners trading as Jones and Company and Thomas P. Jones, who proved their account or claims in this Honorable Court, as required by the Notice of Creditors (a certificate of which is filed among the proceedings in this cause) were paid in full with Interest from the date of said Deeds of Trust, a certified copy of which is filed among the proceedings in this cause,

7th. That your Trustee has in his hands of the individual Estate of Albert Jones the following property and Estate over and above the amount disclosed in his annual Petitions and Reports heretofore filed in this cause, to wit:

Cash on hand.	$ 76	33
Lots in Roanoke and Woodland Park appraised at	$ 200	00
10 Shares of Maryland Trust Co. stock, Appraised at.	$ 100	00
93 shares of Liberty and Pipe Creek Turnpike stock appraised at	$ 372	00
Making a total of:-	$ 748	33

8th. That your Trustee has in his hands of the Trust Estate of Albert Jones and Thomas P. Jones partners trading as Jones and Company the following property over and above the amounts disclosed in his annual Petitions and Reports heretofore filed in this cause, to wit:

Balance of Note and Interest of B. L. Jackson	$ 16	00
Balance on judgment vs S. A. Brandenburg.	$ 23	42
Note of Katherine D. Warfield with Interest	$ 50	00
Balance on note and Interest against Marshall Dent	$ 21	13
Note with Interest against Eliza. E. Shipley	$ 16	50
Balance on note and Interest against H. T. Hobbs	$ 10	66
Balance on note and Interest against H. T. Hobbs	$ 26	00

Note and Intenst against J. H. Musgrave	$ 23	97
Note and Intenst against T. H Murphy	$ 55	97
Balance on note of H. B Motley	$ 20	00
Balance on note of Charles M Kromer	$ 28	38
Balance on note of C. M. Spurrier	$ 18	05
10 Shares of Rome Cotton Factory Stock No Value.		
Making a total of	$309	88

9" Your Trustee further reports that it appears from the proceedings filed in this cause that the surplus Estate of the said Albert Jones was used and applied under these proceedings to the payment of the indebtedness of Albert Jones and Thomas P. Jones partners trading as Jones and Company to a large amount as will more fully appear by reference being had to the said Audits A B C D E and F. filed in this cause.

10"/ Your Trustee further reports that having paid out in full all commissions, Expenses, cost, as well as all the creditors of said Albert Jones and Albert Jones and Thomas P. Jones partners trading as Jones and Company and Thomas P. Jones in full with Interest on their claims as filed in this Honorable Court, and having completed all the conditions and commands of said Deeds of Trust and the Orders of your Honorable Court passed in this cause, Except the transfer and reconveyance of the aforesaid surplus property and Estate as hereinbefore mentioned and described respectfully prays your Honorable Court to pass an order in this cause authorizing and directing your Trustee to transfer and reconvey the aforesaid mentioned and described property and Estate to the said Albert Jones the balance of said Jones and Company indebtedness (which was largely in excess of the notes and property in the hands of the Trustee due them) having been paid out of the surplus of the Estate of the said Albert Jones, as will more fully appear by the reference to said Audits filed in this cause—

All of which is Respectfully submitted

J. S Baker, Petitioner and Trustee.

State of Maryland Frederick County } 55

I hereby Certify that on this third day of January in the year Nineteen Hundred and five before me the subscriber a Notary Public of the State of Maryland in and for Frederick County, personally appeared Joseph S Baker Trustee, and made oath in due form of law that the matters and things stated in the

aforegoing Petition and Report are true as therein
stated to the best of his knowledge and belief.
Seal Place } Witness my hand and Notarial Seal.

J. Travers Thomas
Notary Public.

Order of Court

Ordered this 10th day of January in the year
Nineteen Hundred and five, by the Circuit Court
for Carroll County, sitting as a court of Equity
on the aforegoing Petition and Report, that Joseph
D. Baker, Trustee in this cause, be and he is hereby
authorized and Empowered and directed to transfer
and recovery the property and Estate mentioned
in the aforegoing Petition and Report to Albert
Jones as prayed and in accordance with the
terms and provisions of the Deed of Trust men-
tioned in these proceedings.

Wm H Thomas
Recorded & Exd per
Davis R Shriver Clk

Maryland Set:-

At a Circuit Court for the Fifth Judicial Court of Maryland. Beginning and held at the Court House in the City of Westminster Carroll County Maryland on the first monday of it being the day of same month in the year Nineteen Hundred and five.

Were Present

Hon. Wm. H. Thomas Associate Judge

David. E. Smelser. Clerk.

William H. Wilson. Sheriff.

Among other things were the following proceedings to wit,

Be it remembered that heretofore to wit on Sept 21- 1904 John Boyer and Abraham H. Huber Trustee of David. E. Boyer Etal Vs. John H Boyer Etal. by their attorney Guy. W Steele came him into Court sitting as a Court of Equity- and filed his order to docket a case which appears in form and words as follows to wit,

Bill of Complaint

David. E. Boyer and Effie G Boyer his wife Martha. P Hull and George. H. Hull her husband Wollie. E Boyer. Abraham H Huber Margaret. C. Davis. and Walter H. Davis her husband Alice. C Lawler and Lewis. B Lawler her husband. Harry Huber Margaret. R. Bish. and Ezra M Bish her husband John Boyer and Mary M Boyer his wife William B Boyer. Ralph J. Boyer and Mary J. Boyer his wife. Edna. M. Helwig and Edward Helwig her husband. Edith M Myers and Frank Myers her husband Margaret A. Boyer. Louisa Boyer. Fannie Fisher and John. D Fisher her husband Emma. R. Haybright and Philip H. Haybright her husband. Samuel. L. Boyer and Anna Boyer his wife.

Plaintiffs

Vs.

John. H. Boyer and Bessie. Boyer his wife. Kate Bricker. Nathan E. Franklin. Andrew. J. Burr The Westminster Savings Bank. a corporation. and Joseph. Engler

Defendants.

No 4184. Equity In the Circuit Court for Carroll County.

To the Honorable the Judges of said Court.

The Bill of Complaint of David. E. Boyer and Effie. G.

Royer his wife, Martha R Hull and George H Hull & her husband Nellie E Royer, Abraham H Huber, Margant C Davis and Walter H. Davis her husband, Alice C Lawler and Lewis B Lawler her husband, Harry R Huber, Margaret R Bish and Egra M Bish her husband, John Royer and Mary M Royer his wife, William B. Royer, Ralph J Royer and Mary J Royer, his wife Edna M Helwig and Edward Helwig her husband, Edith M Myers and Frank Myers her husband, Margant A Royer, Louisa Royer, Jennie Fisher and John D Fisher her husband, Emma R Weybright and Philip H Weybright her husband, Samuel L Royer and Anna Royer, all of whom are the defendants, herein are above the age of 21 years, this their, by Guy W Steele their Attorney respectfully shows,

First" That heretofore to wit, on the 25th day of October in the year 1865, John Royer late of Carroll County deceased, departed this life leaving a last Will and Testament dated October 15 1865, and duly admitted to probate by the Orphans Court of Carroll County, by which he devised to his widow Margant Royer for life, the farm upon which he resided and two wood lots designated as Lots Nos 1 and 2, in his father's Will as will appears by reference to a certified copy of said will herewith filed and marked "Exhibit A" which together with the other Exhibits herewith filed is prayed to be taken and considered as part of this their Bill of Complaint.

Second" That said farm is situated in Carroll County Maryland between the Uniontown and Meadow Branch Turnpike about 1½ miles from Westminster adjoining the lands of Joseph Sloner, Samuel Roop, Levi Black, Mrs Sallie Monlock John Cassell and Uriah Bixler and contains about 212 acres of land more or less, the two wood lots adjoin each other and are situated in said Carroll County, near the Pleasant Valley road about five miles from Westminster, adjoining the lands of Theodore Cummins and others, and contain in the aggregate about 40 acres of land more or less.

Third" That the said Margaret Royer accepted and occupied said farm and used said wood lots from her husband's decease until her death on September 3" 1904, and during her lifetime conveyed or attempted to convey to David Roop and Joseph Sloner about 1 and ¾ acres of said Home Farm by Deed dated March 19" 1869, and duly Recorded among the Land Records of Carroll County in Liber J B B No 37, Folio 150 &c as will appear by reference by a certified copy of said deed herewith filed and marked "Exhibit "B" and about ¾ of an acre to the trustees of the Meadow Branch congregation of the German Baptist Brethren of Maryland, by Deed dated November 9" 1893 and duly Recorded among the Land Records aforesaid in Liber

B.F.C. No 78 Folio 244 &c a certified copy being herewith filed and marked "Exhibit 6"

Fourth" That at the time of his death in the year 1865 the said John Royer, left surviving him, his widow, the said Margaret Royer deceased, and the following Children viz: Amos M., Levi, Mary A., Margaret R., John, Alfred, Louisa, Fannie, Emma and Samuel L. Royer, who were his only heirs at law and in whom the title to said Farm and Wood lot descended and vested subject to the life Estate therein of their Mother the said Margaret Royer deceased.

Fifth" That the said Amos M. Royer married and died intestate on the 27th day of October in the year 1865, leaving surviving him, a widow Kate who afterwards married David Benzack, (now deceased) who is a defendant in this cause and the following children his only heirs at law a daughter Martha R. now the wife of George H. Hull, Jr. both of them reside in Baltimore City, a son David E. Royer whose wife is Effie E. Royer, who reside in Waynesboro, Pa. all of whom are plaintiffs in this cause, a son John H. Royer whose wife is Bessie Royer who reside in York, Pa. and a daughter Ida who afterwards died intestate leaving surviving her a husband Nathan E. Franklin all of whom are defendants in this cause.

Sixth" That the said Levi Royer departed this life intestate on the 10th day of February in the year 1901, leaving surviving him no children but a wife Mary E. Royer who resided in Carroll County and is a party Plaintiff in this cause, and before his death he conveyed all his property and Estate to Joseph Englar (a defendant in this cause) in trust by Deed dated December 23rd 1899, and duly recorded among the Land Records of Carroll County in Liber J.H.B. No 90, Folio 167 &c as will full appear by a Certified copy of said deed herewith filed and marked "Exhibit D"

Seventh" That the said Mary A. Royer, married Abraham H. Huber and departed this life intestate on the 13th day of December in the year 1892, leaving surviving her, her husband the said Abraham H. Huber and the following children her heirs at law viz: Margaret E. now the wife of Walter H. Davis, Harry R. Huber, all of whom reside in Carroll County and Alice E. now the wife of Lewis B. Lawler who reside in Schuyler County, Illinois, all of whom are party Plaintiffs in this cause.

Eighth" That the said Alfred Royer departed this life intestate on August 9th in the year 1883, leaving surviving him the following children his only heirs at law viz: William B. Royer who resides in Baltimore City, Ralph

J. Royer, whose wife is Mary E. Royer, Edna M. who is now intermarried with Edward Helwig, Edith M. who is now intermarried with Frank Myers and Margaret A. Royer who reside in Carroll County, and all of whom are party plaintiffs in this cause,

"Ninth," That the said Margaret R. Royer, intermarried with Ezra M. Bish, the said John Royer married and his wife is Mary E. Royer, the said Louisa Royer is still unmarried all of them residing in Carroll County, the said Fanny Royer married John D. Fisher, who reside in Garfield County Oklahoma Territory, the said Emma R. Royer married Philipp H. Waybright, who reside in Montgomery County Ohio, and the said Samuel L. Royer married, his wife being Anna Royer and who reside in Washington D.C. and all of whom are among the party plaintiffs in this cause,

Tenth," That the said Levi Royer and wife on April 23" 1874 conveyed his interest in said farm and Wood Lot to his sister Emma, (now Emma A. Wolfbright and one of the Plaintiffs in said cause) to secure the payment of the sum of $1345.00 and interest, which Mortgage is duly Recorded among the Real Estate Mortgage Records of Carroll County in Libr J.B. No 4. folio 147 &c, as will fully appear by reference to the original Mortgage and Mortgage Note herewith filed and marked "Exhibit "E" and that there is now due on said Mortgage the sum of $1345.00 and interest less the credits on the back of said note,

Eleventh," That the said Fannie Fisher and John D. Fisher her husband on February 21" 1880, conveyed their interest in said farm and Wood Lot, to Louisa Royer by way of Mortgage to secure the Payment of $1200.00, and Interest, which Mortgage was on May 19" 1903, Assigned to Andrew J. Rouse (one of the defendants in this cause) as additional security for the payment of the sum of $300.00, borrowed from him on said day by her sister Margaret R. Bish upon which Mortgage there is now due the principal and Interest for twelve years, which Mortgage and its assignment is duly Recorded among the Real Estate Mortgage Records of Carroll County in Libr F.F. No 14 folio 201 &c, a certified copy of said Mortgage and its assignment being herewith filed and marked "Exhibit F"

Twelfth" That the said John Royer and wife on January 10" 1887, conveyed to Abraham H. Heberlig his interest in said farm and Wood Lot by way of Mortgage to secure the payment of $500.00 and Interest, and upon which there is now due the sum of $510 00/100 with Interest from November 10, 1897, and which Mortgage is duly Recorded among the

Real Estate Mortgage Records of Carroll County in Liber
W.N.M. No 24 Folio 428 &c. a certified copy of the same being
herewith filed and marked "Exhibit G"

Thirteenth" That the said Louisa Royer and Margaret
R. Bishop on May 22" 1903. confessed judgment in the Circuit
Court for Carroll County, in the sum of $3000.00 in favor
of the said Andrew J. Reese to secure the payment of $3000.00
which is the same $3000.00. to secure the payment of which
the Mortgage hereinbefore mentioned was assigned as addi-
tional security to the said Andrew J. Reese a Certified
Copy of said Judgment being herewith filed and marked
"Exhibit H"

Fourteenth" That the said Samuel L. Royer confessed Judgment
in the Circuit Court for Carroll County November 5" 1883.
for the sum of $600.00. in favor of the Westminster Savings
Bank. (Then called the Westminster Savings Institution)
a corporation upon which Judgment a Sci. fa. was issued
on September 3" 1895. and on November 16 1895. a Judgment
on Nisi was Entered thereon as will appear by reference
to certified Copies of said Judgment herewith filed and
marked "Exhibits I. & J.

Fifteenth. That said Real Estate consisting of said
Farm less the quantity of about 2½ acres sold to the
Meadow Branch Church and Joseph Stoner and said
David Roop, trustee as aforesaid, and said two Wood Lots
is not susceptible of partition without Material loss
and injury to the parties entitled to interest therein as
above stated. and that in order to make division of said
interest it will be necessary that said Real Estate be sold
and the proceeds thereof divided amongst the several
parties according to their respective interests.

To the end therefore,

(A) That said Real Estate (and excepting the land described
in Exhibit B & C) may be sold free and clear of the interests
and claim of all the parties hereto both complainants
and defendants, and all Mortgagees and other Incumbrancers.

(B) That the proceeds of said Sale may be distributed
amongst the parties hereto according to their respective
rights and Interests, the rights of all persons being protected
in such distribution,

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

May it please your Honors to grant unto your complai-
nants the writ of Subpoena to be directed to the said
Kate Bennett, Nathan E. Franklin, Andrew J. Reese and
Joseph Englar all of Carroll County and the Westminster

25 x 10
32 x 10
25 x 10

Savings Bank, a Corporation whose principal office is located in Carroll County, commanding them to be and appear in this Court upon a certain day to be named therein to show cause if any they have, why a decree should not be passed as prayed, and also to grant to your Complainants the order of publication, giving notice to the said John H. Royer and Susie Royer, his wife, both of the State of Pennsylvania, as aforesaid, who are non residents of this State of the object and substance of this bill, and warning them to appear in this Court in person or by Solicitor on or before a certain day to be named therein to show cause if any they have, why a decree ought not to be passed as prayed.

And as in duty bound.

Guy. H. Stull

Solicitor for Complainants.

"Exhibit A"

In the name of God, Amen. I John Royer of Carroll County in the State of Maryland, do make and publish this my last Will and Testament as follows.

First and principally, I commit my soul unto the hands of Almighty God, and my body to the earth, to be decently buried at the discretion of my Executors, I them give and devise as follows: To my widow Margaret Royer, I give and hereby grant for the term of her natural life the entire use of the farm, on which I at present reside, with the two wood lots designated in my father's will as Lots #1 and 2. I also grant to her the entire use of all my crops Stock, farming implements household furniture, and kitchen utensils of every description, I hereby direct my Executors to sell at Public sale the entire balance of my Real Estate and to sell the same as soon after my death as circumstances may permit them to do so. I them direct them to collect the money arising from said Sale, with all other money that may be due my Estate, after my just debts and funeral charges are paid. I give and devise the entire balance of the money thus collected, as follows, Whereas my son Levi Royer has heretofore at sundry times received of me money amounting (Per Book account) to the sum of One Thousand Two Hundred and Ninety dollars and Cents, my son Amos Royer has likewise received of me the sum of Six Hundred and Forty dollars, My daughter Mary Ann Hauber has also received of me in articles and money the sum of Three Hundred and seventy dollars, I hereby direct that my Son Amos M Royer and my daughter Mary Ann Hauber each receive as much more as to make each of them

Equal in amount with what my son Levi Royer has received
of me. I then direct that my daughter Margant Ruth Royer.
Louisa Royer. Fanny Royer. Emma Royer and my son
John Royer. Lloyd Royer and Samuel Royer. each receive
the sum of One Thousand Two Hundred and Ninety dollars.
and twenty cents. but should this portion of my Estate
not be sufficient to give each of my other childrn as
much as I have given my son Levi Royer. I in such
case direct that each of my other childrn receive share
and share alike. but should this portion of my Estate
be sufficient to give each of my other childrn as
much as I have given him. and a balance left. I in
such case direct that said balance be equally divi-
ded among all my childrn. including my son Levi
Royer. I give this portion of my Estate to my ten before
named childrn. and to their respective heirs or repres-
tatives in law. Should my widow Margant Royer. at any
time during her natural life prefer being relevid from
the cares and labors incident to her situation. in order
that she may be thus relieved. I hereby direct my executors
to sell at public sale or sales. all the Real and personal
property of every description. which I have herein
given and granted for her entire use. Except such articles
of personal property. as she may choose for her further use
and comfort. I then direct my Executors to collect all the money
money that may arise from said sale or sales. I then give to
my widow Margant Royer. one third of the entire sum.
arising from said sales or sales. I give the same to her and
to her heirs. I then give the balance of this portion of my
Estate to my ten before named childrn share and share
alike. I give and bequeath the same to them and their
respective heirs or representatives in law.

Lastly" I hereby constitute and appoint my widow Margant
Royer and my son Amos M Royer. to be sole Executors of
this my last will and Testament. with a full power to
sell. release and convey. as I myself could have. would
living. annulling all former wills by me heretofore
made ratifying and confirming this and none other to
be my last Will and Testament.

In testimony whereof. I have unto subscribe my name
and affix my seal this fifteenth day of October. in the year
of our Lord One Thousand and eighty five

John Royer (Seal)

Signed. sealed. published and declared by John Royer
the within named testator. as and for his last Will and
Testament. in our presence. who at his request. in his

presence and in the presence of each other have subscribed
our names as Witnesses thereto.

John Roop
David Reese
John D Roop.

Maryland. Carroll County to wit:

On the 31st day of October 1865, before the Orphans Court
of Carroll County came Margant Royer, the person who
exhibited the aforegoing instrument of writing, and in
open Court, solemnly sincerely and truly declared and affirmed
that the same is the true and whole last Will and Testament
of John Royer, late of Carroll County, deceased, that it was de-
livered to him by the Testator for safe keeping, and that she does
not know of any other will or codicil, left by said deceased.

Test. Jos M. Parke. Register.

Maryland Carroll County to wit:

On the 31st day of October 1865, before the Orphans Court of
Carroll County, came John Roop, David Reese and John D
Roop, the subscribing witnesses to the aforegoing last
Will and Testament of John Royer, late of Carroll County
deceased, and in open Court, the said John Roop and John D
Roop, solemnly sincerely and truly declared and affirmed
and the said David Reese, made oath on the Holy Evangells
of Almighty God, that they did see John Royer the testator
in said will named, sign and seal, said will that they
heard him publish, pronounce and declare the same to
be his last Will and Testament, that at the time of so doing
he the said John Royer, was to the best of their apprehension
knowledge and belief of sound and disposing mind Memory
and understanding, and that they subscribed their
respective names as Witnesses to said will at the request
of the said testator, in his presence and in the presence
of each other

Test Jos. M. Parke. Register of Wills

State of Maryland Carroll County to wit:

I hereby Certify, that the aforegoing is a true copy taken
from the Original filed and remaining of Record in the
Office of the Register of Wills for Carroll County, in Will
Record # 3, Folio 364 &c, Will No 870.

(Seal Place) In Testimony whereof I have hereunto subscribed
my name and affixed my seal this 10th day of
September A.D. 1904.

John J. Stewart
Register of Wills for Carroll County.

"Exhibit B"

Is a Deed from Margaret Royer Extr to David Roop & Joseph Shaum Trustees, Recorded in Liber J.B.B. No. 37 folio 180 &c one of the Land Records of Carroll County.

"Exhibit C"

Is a certified copy of a Deed from Samuel Roop and Margaret Royer Etal, to Trustees of Meadow Branch Congregation of the German Baptist Brethren of Maryland, Recorded in Liber B.T.C. # 78. folio 246 &c One of the Land Records of Carroll County.

"Exhibit D", Is a Certified Copy of a Deed from Mary E. Royer & husband to Joseph Englar. Recorded in Liber J.A.B. No 90 folio 167 &c One of the Land Records of Carroll County.

"Exhibit E."

Is a certified copy of a Mortgage Recorded in Liber J.B.B. No. 4. folio 147 &c. One of the Real Estate Mortgage Records of Carroll County.

"Exhibit F."

Is a Certified copy of a Mortgage Recorded in Liber J.J.S. No 14 folio 201 &c. One of the Real Estate Mortgage Records of Carroll County.

"Exhibit G"

Is a certified copy of a Mortgage from John Royer & wife to Abraham Huber. Recorded in Liber W.N.M. No 24 folio 428 &c. One of the Mortgage Records of Carroll County.

"Exhibit H"

Is a certified copy of a Judgment of Andrew J. Reed Vs Louisa Royer & Margaret B Bish Recorded in Judgment Record #14 folio 32 &c One of the Judgment Records of Carroll County.

"Exhibit I"

Is a certified copy of a Judgment of the Westminster Savings Institution Vs. Samuel L. Royer. Recorded in ~~Liber~~ #14 folio 32 &c One of the Judgment Records of Carroll County.

"Exhibit J"

Is a Certified Copy of a Judgment from Samuel L. Royer to The Westminster Savings Institution. Recorded in #14 folio 13. One of the Judgment Records of Carroll County.

Answer of John W. Royer & Bessie Royer his wife

David E. Royer Etal Plaintiffs Vs John W. Royer Etal Defendants	No 4184. Equity In the Circuit Court for Carroll County.

To the Honorable the Judges of said Court.
The answer of John W. Royer and Bessie Royer his wife defendants in the above cause Respectfully shows;
That these defendants admit the matters and facts alleged in said bill and consent to the immediate passage by this Honorable Court of a decree as prayed.

And they will ever &c

Test
W. H. Wilson Sheriff of Carroll Co Md
Noah C. May.
Affirmed and subscribed to before me this 28th day of September 1904.

Noah C. May.
Alderman

I Wm H. Wilson Sheriff of Carroll County hereby certify that John W. Royer & Bessie Royer his wife two resident defendants in the above cause severally signed the aforegoing answer in my presence acknowledged the same before Noah C. May a Notary public of the State of Pennsylvania after I had served the order of Publication in the above cause upon them. W. H. Wilson, Sheriff
Westminster Md Oct. 1, 1904.

Answer of Joseph Englar

David E. Royer Etal ... Plaintiffs. vs John W. Royer. Defendants. } No 4184 Equity in the Circuit Court for Carroll County.

To the Honorable, the Judges of said Court.
The answer of Joseph Englar, one of the Defendants in the above cause respectfully shows.
That this defendant admits the matters and facts alleged in said Bill and consents to the immediate passage by this Honorable Court of a decree as prayed.

And he will ever &c

Test
R. Lee Myers.

Joseph Englar Defendant

Answer of Kate Bonsack

David E. Royer Etal. Plaintiffs vs John W Royer Etal Defendants. } No 4184. Equity. In the Circuit Court for Carroll County.

To the Honorable the Judges of said Court.
The answer of said Kate Bonsack one of the defendants in the above cause Respectfully shows.
That this Defendant admits the matters and facts alleged in said Bill and consents to the immediate passage by this Honorable Court of a Decree as prayed.

And she will ever &c

Test
Guy W. Steele.

Kate Bonsack
Defendant

Answer of Nathan E Franklin

David E. Royer Etal Plaintiffs
vs
John H. Royer Etal Defendants

No 4184 Equity
In the Circuit Court
for Carroll County.

To the Honorable the Judges of said Court.
The answer of Nathan E Franklin one of the Defendants in the above cause respectfully shows:
That this Defendant admits the matters and facts alleged in said Bill and consents to the immediate passage by this Honorable Court of a decree as prayed
And he will ever &c
Just
Howard Blackston
N. E Franklin Defendant.

Answer of the Westminster Savings Bank and Andrew J. Reese

To the Honorable the Judges of Said Court.
The joint and several answer of The Westminster Savings Bank, a corporation, and Andrew J. Reese two of the Defendants in the above cause, Respectfully shows.
That since the filing of the Bill in the above case the said Westminster Savings Bank has assigned and Entered to the use of Abraham H. Huber one of the Plaintiffs in said cause without recourse the Judgment it held against Samuel L. Royer (a Certified Copy of which is filed herein and marked Exhibit D & J") and the said Andrew J Reese has assigned the Judgment he held against Louisa Royer and Margaret R Bish (A Certified Copy of which is filed in said cause and marked "E.") and the Mortgage against Fanny Fisher and husband assigned to him by Louisa Royer (a Certified copy of which is filed in said cause and marked "Exhibit F"), to the said Abraham H. Huber and Ezra M. Bish two of the Plaintiffs in the above cause, which assignments have been duly Recorded among the Records of this Court as will fully appear by the certificate of the Clerk of said Court herewith filed and marked "Exhibit D.P.S No 1"
They therefore have no interest in the above case and have pray to be dismissed therefrom with their reasonable cost.
And they will ever &c
Witness
Thos. E. Reese
The Westminster Savings Bank. by
Elias. O. Grimes. President
Andrew. J Reese

The said Abraham H Huber and Ezra M. Bish hereby admit the truth of the allegation of the aforegoing answer.
Guy W. Steele. Atty for
Abraham H Huber &
Ezra M Bish.

— Decree —

David E. Royer et al. Plaintiff
vs.
John H. Royer et al Defendants

No 4184 Equity
In the Circuit Court
for Carroll County.

The Defendants in the above case having answered the bill admitting all the facts alleged therein and consenting to the passage of a final Decree, the Bill, answers and all other proceedings were, by the Court, read and considered. It is thereupon this 8th day of October in the year Nineteen hundred and four by the Circuit Court for Carroll County sitting as a Court of Equity, adjudged, ordered and Decreed, that the Real Estate mentioned in these proceedings and particularly described in the Bill, consisting of a farm and two wood lots be sold, and that John Royer and Abraham H Huber both of Carroll County Maryland, 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 surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of Thirty Thousand Dollars, conditioned for the faithful performance of the trust reposed in them by this Decree, or to be reposed in them by any future Decree, or order in the premises, they shall then proceed to make said sale, having given at least three weeks notice by advertisement inserted in some newspaper published in Carroll County, and by such other mode as they shall think proper of the time place and terms of sale, which shall be as follows that is, one third part of the purchase money shall be paid by the purchaser or purchasers, to the Trustees on the day of sale, or upon the ratification thereof by this Court, and the residue shall be paid in two Equal payments, that the one to be paid in one year and the other in two years from the day of sale with Interest, and to be secured by the notes of the purchaser or purchasers, with security to be approved by the Trustees or all cash at the option of the purchaser, or purchasers, and as soon as may be convenient after any such sale or sales, the said Trustees shall return to this Court a full and particular account, of their proceedings relative to such sale, with an affidavit annexed of the truth thereof, and of the fairness of said sale, and upon obtaining the Court's ratification of the sale and on the payment of the whole purchase money, (and not before) the said Trustees shall by a good and sufficient Deed, to be executed, acknowledged and recorded according to law, convey to the purchasers

or purchasers, his, her or their heirs, the property and Estate to him her or them sold, free, clear and discharged from all claim of the parties hereto, Complainant and Defendants both as and the Mortgages and liens maintained in said Bill 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, the expenses of sale and such commission to the said trustees as this Court shall think proper to allow, in consideration of their skill, attention and fidelity wherewith they shall appear to have discharged their trust.

Wm H Thomas.

— Bond —

The Bond in this case is Recorded in Liber J.H.B. No 1 Folio 246 &c One of the Bond Records of Carroll County.

— Report of Sale —

David E. Royer Etal Plaintiffs
vs
John H. Royer Etal Defendants

No 4184. Equity.
In the Circuit Court
for Carroll County.

The report of John Royer and Abraham H. Kuhn Trustees, appointed by a decree of this Court passed in the above cause to make sale of a certain Real Estate therein described respectfully Shows, That having accepted the trust reposed in them by said Decree, they gave bond with security for the faithful discharge of their duties as it demanded and complied with all other pre requisites required by law and by said Decree, they then after giving notice of the time, place, manner and terms of sale by advertisement inserted in the "American Sentinel" a Newspaper published in Carroll County of the State of Maryland, once a week for three successive weeks before the day of sale and by hand bills extensively circulated and posted in the neighborhood of said property, pursuant to said notice they did proceed to sell said property on the 12th day of November A.D. 1904. at 10 O'clock A.M. in the manner following that is to say, Your Trustees first offered at Public Sale on the premises to the highest bidder, the property mentioned in said Decree, situated in said Carroll County & being the "Home" Property of the late John Royer deceased a particular description thereof appearing by reference to the Certificate of survey of John T. Cassell and William E. Roop hereunto filed as part hereof marked "Exhibit C & R No 1. Said property containing about 218 acres 2 Roods and 26 square perches of land more or less, upon the

terms prescribed by the said Decree viz. One third part of the purchase money to be paid by the purchaser or purchasers to the Trustee on the day of sale or upon the ratification thereof by the Court, the residue to be paid in two Equal payments, the one to be paid in one year and the other in two years from the day of sale with interest, to be secured by the notes of the purchaser or purchasers, with security to be approved by the Trustee or all cash at the option of the purchaser or purchasers upon the ratification of said sale by this Court, the Trustee reserving for the tenant possession of said property to April 1, 1905, and excepting and reserving one half of the growing crop of wheat thereon and the right of Entrance and Exit for the tenant and his assigns to and from the same. And your Trustee sold said property, subject to the aforesaid Exceptions and reservations to George Balcom for the sum of Seventy Dollars and twenty five cents ($70.25) per acre, making the aggregate purchase money for said property, Fifteen Thousand three hundred and Seventy Eight Dollars and Sixty cents ($15378.60) he being there and then at that time the highest bidder therefor. And your Trustee further report that immediately after the sale of said farm in pursuance of said Notice they proceeded to the two Wood Lots designated in the Bill of Complaint as Lots Nos 1 and 2, having previously ordered said two Wood Lots to be surveyed and divided them into eight lots, they Exhibited a plat thereof and offered at public sale each lot separately, and sold said lots upon the terms aforesaid, prescribed by said Decree, reserving a roadway 16 feet wide along the front and rear of each lot as designated on a plat thereof herewith filed as part hereof and marked "Exhibit C & R No 2, for the use and every purchaser of said lots, and his or their assigns, and they then and there made the following sales of said Lots viz

Lot No 1. Containing five acres two rods and three square perches of land more or less they then and there sold to Alfred Stevenson at and for the sum of One Hundred and forty three Dollars and sixty cents ($143.60) he being at that price the highest bidder therefor, a particular description of said Lot, with the course and distances thereof will be fully had by reference to the certificate of survey of John T. Cassell and William E. Roop herewith filed as part of the report and marked. Exhibit "C & R No. 3.

Lots Nos 2 and 7. Containing in the aggregate about ten acres two rods and ten square perches of land more or less.

they then and there sold to George P. L. Hoover at and for the sum of Three Hundred and sixty one Dollars and Forty four cents ($361.44) he being at that price the highest bidder therefor, a particular description of said lots and the courses and distances thereof will be fully had by reference to the certificate of survey of John. T. Cassell and William, E. Roop herewith filed as part of this report and marked "Exhibit C&R No. 3.
Lot No. 3. Containing five acres two roods and Eleven square perches of land more or less, they then and there sold to George. E Marker at and for the sum of Three Hundred and Three Dollars and thirty seven cents (303.37.) he being at that price the highest bidder therefor, a particular description of said Lots, and the courses and distances thereof will be fully had by reference to the certificate of John, T. Cassell and William. E. Roop herewith filed as part of this report and marked "Exhibit C&R No. 3.
Lot No 4. Containing five acres and thirty Eight square perches of land more or less, they then and there sold to David M. Young at and for the sum of Two Hundred and Eighty six Dollars and Seventy six cents ($386.76) he being at that price the highest bidder therefor, a particular description of said lot and the courses and distances thereof. will be fully had by reference to the certificate of survey of John, T. Cassell and William, E. Roop herewith filed as part of this report and marked "Exhibit C&R No 3.
Lot No. 5. Containing five acres, two Roods and Seven square perches of land more or less, they then and there Sold to Samuel. H. Greenholtz at and for the sum of Three Hundred and ninety two Dollars and seventeen cents ($392.17) he being at that price the highest bidder therefor, a particular description of said Lot and the courses and distances thereof will be fully had by reference to the certificate of survey of John T. Cassell and William E Roop herewith filed as part of this report and marked " Exhibit C&R No. 3.
Lot No 6. Containing five acres, One Rood and thirteen square perches of land more or less, they then and there sold to Jesse D Nusbaum, at and for the sum of Two Hundred and Twenty one dollars and ten cents, he being at that price the highest bidder therefor, a particular description of said lot and the Courses and distances thereof will be fully had by reference to the certificate of survey of John, T. Cassell and William, E. Roop herewith filed as part of this report and marked "Exhibit C&R No 3.
Lot No 8 Containing five acres two Roods and fifteen perches perches of land more or less, they then and there sold to

Joel Bish at and for the sum of Two Hundred and forty two dollars and fifty eight cents ($242.58) he being at that price the highest bidder therefor, a particular description of said Lot and the courses and distances thereof will be fully had by reference to the certificate of John Carroll and Williams E. Roop hereunto filed as part of this report and marked "Exhibit C & R No. 3.

And your Trustees further report that the said purchaser of said farm and all the purchasers of said Wood Lots elected to pay for their respective properties each in the following manner viz. in cash on the ratification of said sales by this Court.

All of which is respectfully submitted.

John Royer
Abraham H. Huber
Trustees

Guy. W. Stull

State of Maryland Carroll County to wit:

I hereby Certify that on this 27th. day of November A.D. 1904. before me the subscriber, a Justice of the Peace of the State of Maryland, in and for Carroll County, personally appeared John Royer and Abraham H. Huber Trustees named in the above report of sale, and made oath in due form of law, that the matters and things stated in the foregoing report are true to the best of their knowledge and belief and that the sales therein reported were fairly made.

Sworn to before.
James. T. Baker. J.P.

Order Nisi On Sale

David. E. Royer Etal Plaintiffs
vs
John W. Royer Etal Defendants,

No 4184 Equity.
In the Circuit Court
for Carroll County.

Ordered this 25th day of November A.D. 1904. by the Circuit Court for Carroll County, sitting as a Court of Equity that the sales of the property mentioned in these proceedings made and reported by John Royer, and Abraham H. Huber Trustees, appointed by a Decree of this Court to make said sales, be ratified and confirmed unless cause to the contrary thereof be shown on or before the 26th day of December, provided a copy of this order be inserted in some newspaper published in Carroll County, once in each of three successive weeks before the 19th day of December

The Report States the amount of Sales to be, ($17329.62/100)

David P. Smelser
Clerk.

Printers Certificate

Office of the American Sentinel

Westminster Md December 1904

This is to Certify that the annexed Order No 4184. Equity. has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md once a week in each of 3 successive weeks previous to the 19th. day of December 1904.

E. J. Pippard

per. Jno. H. Miller.

Order of Court

David. E. Royer Etal Plaintiffs
vs
John. H. Royer Etal Defendants

No 4184 Equity
In the Circuit Court
for Carroll County.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 27th. day of December A.D. 1904 that the sale of Real Estate made and reported in the above cause by John Royer and Abraham H. Huber Trustees be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown, although due notice appears to have been given as required by the preceding order nisi passed in said cause and the said cause is hereby referred to the Auditor to state an account in which he shall allow the usual commissions and all proper Expenses to the Trustees for which they shall produce Vouchers.

Wm. H. Thomas.

"Exhibit C & R. No. 1. To Trustees Report of Sale

We the undersigned land Surveyors do hereby Certify that at the request of John Royer Jr. and Abraham H. Huber Trustees in Equity Case No 4184. in the Circuit Court for Carroll County we have surveyed all that part of the contigious tracts of land called "Browns" Delight" "Molly's Industry" Browns Plague" "Spring Garden" "The Resurvey on Good Fellowship." and "Dry Works" or by whatever other name or names known or called. situated in Carroll County State of Maryland. and of which land John Royer late of said County and state. died seized and possessed. the largest part of said parts of said lands. having been devised unto the said John Royer. in, and by the last will and testament of Peter Royer. bearing date on the 20th. day of December 1841. and the smaller parcels having been conveyed to the aforesaid John Royer by Jesse Schwigart and Cyrus Schwigart Executors and by John Rork and wife by Deed bearing date Respectively on the 19th.

day of May 1856. and on the 11th day of February 1847.
Beginning for the outlines to include the several contig-
-ous parcels of land, hereto for mentioned which are
now reduced into one survey, at a large stone marked
B.D. standing on the south side of the Turnpike road
leading from Westminster to Uniontown and at a corner
on the lands of John H Young, John T Cassell and the
late William G Burkhart and running thence with
and bounding on said Burkhart land as now surveyed
with an allowance for variation North 85° and ½° West 28 perches
to a stone on the North side of said Turnpike road North
72° and 30' West 53 3/10 perches to a corner on Uriah Biplers
land thence bounding on said Biplers land as now sur-
veyed with allowance for variation North 25 1/2° East 8 9/10 perches
North 71 3/8° West 54 perches to a large stone S 5° West 10 3/10 perches
to a corner in the middle of the aforesaid turnpike road
and on the late Wm. G. Burkhart land, then bounding on said
Burkhart land as now surveyed with an allowance for
variation North 7 1/2° West 40 65/100 perches to intersect a line of
Joseph Stones land then bounding on said Stones land
as now surveyed with an allowance for variation North
3/4° East 35 9/10 perches to a stone marked X V. North 10° East
17 55/100 perches to a stone marked X V. North 44 3/8° East 32 55/100
perches to a stone at a corner on John D Roops land as now
surveyed with an allowance for variation North 56 5/8° East
14 1/2 perches to a stone, then with three lines now fixed and
agreed upon by said John D Roop and the aforesaid
Instis in Equity, cause No 4184. South 26° East 2 perches
to a stone, South 5 3/4° East 4 1/2 perches to a marked Spanish
Oak Tree, South 70 3/8° East 10 3/10 perches to a stone at a corner
on Samuel Roops land then bounding on said Samuel
Roops land as now surveyed with an allowance for vari-
-ation South 71 3/4° East 2 8/10 perches to a stone South 4 3/4° East 1 7/10
perches to a stone, South 70 3/4° East 1 perch to a stone, North 24 3/4°
East 1 perch to a stone, South 70 1/2° East 33. perches to a stone
South 73 1/8° East 14 1/2 perches to a stone, North 35 1/2° East 29 3/10
perches to intersect a line of Meadow Branch Cemetery
then bounding on said Cemetery as now surveyed with
an allowance for variation South 54 3/4° East 6 2/100 perches
North 35 1/8° East 19 3/10 perches. North 50 1/2° West 6 1/10 perches to a
corner on Samuel Roops land, and at the entrance to
Cemetery then bounding on said Roops land North 80 1/2°
East 3 7/10 perches to a stone at a corner on the Brethren
Meeting House land then bounding thereon as now
surveyed with allowance for variation South 49 7/8°
East 33 9/10 perches to a stone in Meadow Branch. Turnpike

North 18¼° East 34 perches to a stone on a line of John D. Roops land. Then bounding on said John D. Roops land as now surveyed with an allowance for variation North 7½ ¾° East 8 9/10 perches to a stone. North 34° East 19½ perches to a stone North 4½ West 14 perches to a stone. North 56¾ East 20 perches to a stone. North 10¼° East 14 10 perches to a stone, at a corner on Levi Blacks land Then bounding on said Blacks land as now surveyed with an allowance for variation South 47¾° East 43 4/10 perches to a stone Then bounding on the Iron Ore Bank property as now surveyed with an allowance for variation South 40¼° West 40 perches to a stone. South 48 7/8° East 21 3/10 perches to a stone, South 19½° West 52 7/10 perches to a corner on Sarah Monlocks land Then bounding on said Sarah Monlock's land as now surveyed with an allowance for variation South 55¼° East 105½ perches to a stone South 52° West 33 55/100 perches to a stone planted in the aforesaid turnpike road and at a corner on John H Gonngs land then bounding on the lands of said Gonng and John T. Cassell with one continuous line as now surveyed with allowance for variation South 7½° West 80 perches to a stone, then still continuing with said Cassells land as now surveyed with allowance for variation South 79° West 9¾ perches to a stone South 85¾° West 21 9/10 perches to the place of beginning containing two Hundred and Eighteen and three quarter acres and twenty six square perches of land more or less.

Surveyed in October 1904.

John T. Cassell
William E. Royer.

Exhibit "B" No 2. To Trustees Report of Sale

We the undersigned land Surveyors, do hereby certify that at the request of John Royer and Abraham H. Hoover Trustees in Equity case No 4184, in the Circuit Court for Carroll County, we have surveyed all that part of a tract of land called "The Resurvey on Lots about" situated in Carroll County State of Maryland, and of which land John Royer late of said County and State, died seized and possessed, the same being also known as two contiguous parcels of land, one of which parcels of land was devised unto the late John Royer in and by the last will and Testament of Peter Royer bearing date on the 25th day of December 1844 and the other one of said parcels of land was conveyed to the late John Royer by Jacob Mehring & others by Deed bearing date on the 22nd day of March 1855, both of which contiguous parcels of land have been reduced into one survey, and then divided into the eight following described and separately bounded lots as follows, to wit; Beginning for Lot No 1. at a stone heretofore planted at the end of the second line of the aforesaid parcel of

land which was devised by Peter Royer to the late John Royer
and running thence with and bounding on the third line
thereof as now surveyed with allowance for variation South
33 7/8° West 33 7/10 perches to a stone, thence with a line of division
now Established South 55° East 53 1/4 perches to a stone Standing
on the outline of the aforesaid parcel of land that was
devised by Peter Royer to the late John Royer thence with the
outlines thereof thence course as now surveyed with allowance
for variation North 31 1/4° East 1 9/10 perches to a stone. North 2 3/4°
East 13 perches to a stone. North 41 1/2° West 41 7/10 perches to the
place of beginning containing 5 1/2 acres & 3 square perches of
land more or less, over which land a right of way or wagon
road 16 feet wide is reserved along the first and third lines
thereof for the Exclusive use of each and every Lot holder of the
said eight lots of land as now laid off. Beginning for Lot No
1. at a stone now planted at the end of the first line of the
above described Lot No 1 and on the third line of the aforesaid
parcel of land which was devised by Peter Royer to the late
John Royer, and running thence with said third line as
now surveyed with allowance for variation South 33 7/8° West
16 1/2 perches to a stone, thence with a line of division now estab-
lished South 55° East 53 8/10 perches to a stone standing on the
outline of the aforesaid parcel of land that was devised
by Peter Royer, to the late John Royer, thence with the same as
now surveyed with allowance for variation North 31 1/4°
East 16 1/2 perches to a corner on Lot No. 1, thence bounding on Lot
No 1 North 55° West 53 1/4 perches to the place of beginning Conta-
ining 5 1/2 acres and 20 square perches of land more or less, over
which land a right of way or wagon road 16 feet wide is reserved
along the first and third lines thereof for the exclusive use of each
and every Lot holder of the said eight lots of land as now laid off:-
Beginning for Lot No 3. at a stone now planted at the end of the
first line of the above described Lot No 2, and on the third line
of the aforesaid parcel of land which was devised by Peter
Royer to the late John Royer and running thence with said
third line as now surveyed with allowance for variation
South 33 7/8° West 16 1/2 perches to a stone thence with a line of
division now Established South 55° East 54 8/10 perches to a
stone standing on the outlines of the aforesaid parcel of
land that was devised by Peter Royer to the late John Royer
thence with the same as now surveyed with allowance for
variation North 31 1/4° East 16 1/2 perches to a corner on Lot No 2
thence bounding on Lot No 2. North 55° West 53 8/10 perches to
the place of beginning. Containing 5 1/2 acres and 11 square
perches of land more or less, over which Land a right of way
or wagon road 16 feet wide is reserved along the first and third

lines thereof for the exclusive use of each and every Lot holder of the said eight lots of land as now laid off.
Beginning for Lot No 4. at a stone now planted at the end of the first line of the above described lot No 3. and on the third line of the aforesaid parcel of land which was devised by Peter Royer to the late John Royer and running thence with said third line as now surveyed with allowance for variation South 33 7/8° West 20 perches to a stone standing at a corner on the aforesaid parcel of land, which was conveyed by Jacob Mehring & others to the late John Royer thence with a line of division now established South 65° East 55 2/10 perches to a stone standing on the outline of the aforesaid parcel of land that was divided by Peter Royer to the late John Royer thence with the same as now surveyed with allowance for variation North 31 1/4° East 10 45/100 perches to a corner in Lot No 3 then bounding on Lot No 3. North 55° West 54 8/10 perches to the place of beginning, containing 5 acres and 38 square perches of land more or less, over which land a right of way or wagon road 16 feet wide is reserved along the first and third lines thereof for the exclusive use of each and every lot holder of the said Eight lots of land as now laid off.
Beginning for Lot No 5. at a stone now planted at the end of the first line of the above described Lot No 4. and at a corner of the aforesaid parcel of land which was conveyed by Jacob Mehring & others to the late John Royer and running thence with two courses thereof as now surveyed with allowance for variation South 73° West 6 perches to a stone South 15 3/4° West 16 1/4 perches to a stone then with a line of division now established South 75° East 57 2/10 perches to a stone standing on the outlines of the aforesaid conveyance from Jacob Mehring and others then with the same as now surveyed with allowance for variation North 3 1/4° East 10 45/100 perches to a corner on Lot No 4. then bounding on Lot No 4. North 65° West 55 2/10 perches to the place of beginning containing 5 acres and 7 square perches of land more or less, over which land a right of way or wagon road 16 feet wide is reserved along the first second and fourth lines thereof for the exclusive use of each and every lot holder of the said eight lots of land as now laid off.
Beginning for Lot No. 6. at a stone now planted at the end of the second line of the above described lot No 5. and on the third line of the aforesaid conveyance from Jacob Mehring and others to the late John Royer. and running thence with said third line as now surveyed with an allowance for variation South 15 3/4° West 15 1/2 perches to a stone then with a line of division now established South 75° East 53 perches

to a stone standing on the outline of the aforsaid conveyance from Jacob Mehring and others. thence with the same as now surveyed with allowance for variation, North 31¼° East 16 2/10 perches to a corner on lot No 5. thence bounding on lot No 5 North 76° West 57 2/10 perches to the place of beginning Containing 5¼ acres and 13 square perches of land more or less, over which land a right of way or wagon Road 16 feet wide is reserved along the first and third lines thereof, for the Exclusive use of each and Every Lot holder of the said Eight Lots of land as now laid off—

Beginning for Lot No 7. at a stone now planted at the end of the first line of the above described lot No 6. and on the third line of the aforsaid conveyance from Jacob Mehring and others to the late John Royer, and running thence with said third line as now surveyed with allowance for variation South 15¾° West 16 perches to a stone thence with a line of division now established South 75° East 47 1/10 perches to a stone standing on the outline of the aforsaid conveyance from Jacob Mehring and others, thence with the same as now surveyed with allowance for variation North 31¼° East 16¾ perches to a corner on Lot No 6 thence bounding on lot No 6 North 75° West 53 perches to the place of beginning containing 5 acres and 8 square perches of land more or less, over which land a right of way or wagon road 16 feet wide is reserved along the first and third lines thereof for the exclusive use of each and every lot holder of the said eight Lots of land as now laid off—

Beginning for Lot No. 8. at a stone now planted at the end of the first line of the above described lot No 7. and on the third line of the aforsaid conveyance from Jacob. Mehring and others to the late John Royer and running thence with three courses thereof as now surveyed with allowance for variation South 15¾° West 20 perches to a stone South 75½° East 42 1/4 perches to a stone North 31¼° East 20 5/100 perches to a corner on Lot No 7. thence bending on lot No 7 North 75° West 47 2/10 perches to the place of beginning Containing 5 acres and 15 square perches of land more or less, over which land a right of way or wagon road 16 feet wide is reserved along the first and third lines thereof for the exclusive use of each and every lot holder of the said eight lots of land as now laid off—

Surveyed in November 1904.

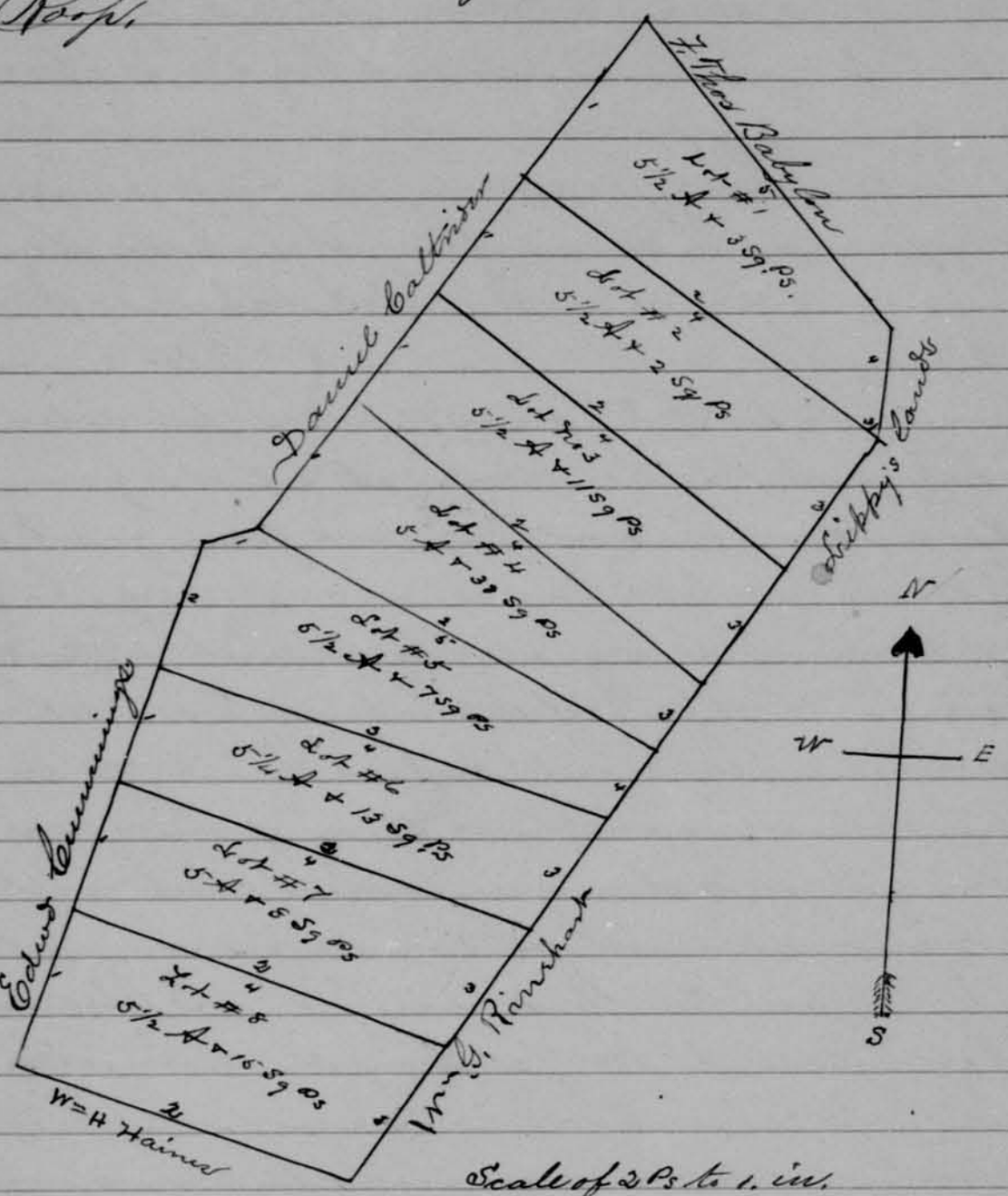
Jas. T. Cassell
W. E. Roof.

25×10

32×10

25×

Exhibit C & R No 3 To Trustees Report of Sale
Woodland of Estate of John Royer decd in Equity cause
No 4184. as surveyed Nov. 1904. by John T. Cassell &
William E. Roop Jr.



Auditors Account

David E. Royer Etal Plaintiffs
Vs
John W. Royer Etal Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4184 Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in this cause and therefrom stated the within account. He first charged the Trustee with all the money in their hands as appears from their report filed in this cause on the twenty fifth day of November in the year Nineteen Hundred and four and thereon allowed them their commissions and Expenses and all costs proper to be allowed. The balance then left he distributed to the parties entitled thereto under these proceedings.

All of which is Respectfully submitted.

January 5, 1905.

John W. Roberts
Auditor

The Real Estate of John Royer, deceased testate, in account with John Royer and Abraham H Kuber, Trustees,

Debtor

1904. November 12" By Sale of Real Estate then made by the Trustees at Public sale to George Batson as appears by their report filed in this cause on the twenty fifth day of November, in the year Nineteen Hundred and four, amounting to the sum of=	$1578	60
1904. November 12" By sale of Real Estate then made by the Trustees at public sale to Alfred Thompson as appears by their report filed in this cause on the twenty fifth day of November, in the year Nineteen Hundred and four, Amounting to the sum of=	$1463	60
1904. November 12". By sale of Real Estate then made by the Trustees at Public Sale to George P. L. Hoover, as appears by their report filed in this cause on the twenty fifth day of November, in the year Nineteen Hundred and four amounting to the sum of=	$361	44
1904. November 12" By sale of Real Estate then made by the Trustees at Public Sale to George E. Marker as appears by their Report filed in this cause on the twenty day of November, in the year Nineteen Hundred and four, Amounting to the sum of=	$363	37
1904. November 12" By Sale of Real Estate then made by the Trustees at Public Sale to David E. Young as appears by their report filed in this cause on the twenty fifth day of November, in the year Nineteen Hundred and four Amounting to the sum of=	$286	76
1904. November 12" By Sale of Real Estate then made by the Trustees at Public Sale to Samuel W. Grimholdt as appears by their report filed in this cause on the twenty fifth day of November in the year Nineteen Hundred and four, Amounting to the sum of=	$392	17
1904. November 12" By sale of Real Estate then made by the Trustees at Public Sale to Jesse D. Mayhaum as appears by their report filed in the cause on the twenty fifth day of November in the year Nineteen Hundred and four amounting to the sum of=	$321	10
1904. November 12" By sale of Real Estate then made by the Trustees at Public Sale to Joel Bish as appears by their report filed in this cause On the twenty fifth day of November in the year Nineteen Hundred and four, Amounting to the sum of	242	58

Amount of Sales	$ 17329	62
Credit		
To the Trustees for their commissions	$ 549	88
To the Trustees amount paid John Roper for supplies as per Voucher No 1 filed —	$ 6	23
To the Trustees amount paid Ira England for assisting at survey, as per Voucher No 2 filed —	$ 6	87
To the Trustees amount paid Charles D. Roper for assisting at survey, as per Voucher No 3 filed =	$ 2	50
To the Trustees amount paid Albert Roper for assisting at survey as per Voucher No 4 filed =	$ 6	87
To the Trustees amount paid William T. Wilson for auctioneering sales as per Voucher No 5 filed —	$ 20	00
To the Trustees amount paid Ernest Stultz for labor as per Voucher No 6 filed —	$ 1	88
To the Trustees amount paid William E. Roper and John T. Carroll for surveying as per Voucher No 7 filed —	$ 72	85
To the Trustees amount paid Gustavus W. Crapster Jr. For acknowledgments as per Voucher No 8 filed	$ 4	00
To the Trustees amount paid American Sentinel for Printing as per Voucher No 9 filed —	$ 35	00
To the Trustees amount to pay Guy H. Steele, Solicitor for professional services rendered as per Voucher No 10 filed	$ 175	00
Costs as taxed by Clerk		
To Guy H. Steele, Solicitor, appearance fee.	$ 10	00
To David P. Amelon, Clerk.	$ 49	45
To William E. Wilson, Sheriff	$ 12	25
To John J. Stewart, Register	$ 1	85
To John M. Roberts, Auditor making Examination of papers stating this account and distribution	$ 27	00
Amount of Expenses —	$ 991	63
Balance for distribution —	$ 16337	99
Amount of Sales	$ 17329	62

Balance for distribution brought forward and distributed as follows, to wit:—		$ 16337 99
To the Distributive share of Amos M Roger (now deceased) a son and heir at Law of deceased testator carried forward and distributed to the parties entitled thereto the sum of —	$ 1633 79	
To the Distributive share of Levi Roger (now deceased) a son and heir at law of deceased testator carried forward and distributed to the parties Entitled thereto the sum of	$ 1633 79	

To Distributive share of Mary A Hauber (now deceased) a daughter and heir at Law of deceased Testator. carried forward and distributed to the parties entitled thereto the sum of.		$1633	79		
To the Distributive share of Margaret R. Bish a daughter and heir at law of deceased testator carried forward and distributed to the parties entitled thereto the sum of.		$1633	79		
To the Distributive share of John Royer a son and heir at law of deceased Testator & carried forward and distributed to the parties entitled thereto the sum of —		$1633	79		
To the Distributive share of Alfred Royer (now deceased) a son and heir at law of deceased testator carried forward and distributed to the parties entitled thereto the sum of —		$1633	79		
To the Distributive share of Louisa Royer a daughter and heir at law of deceased testator carried forward and distributed to the parties entitled thereto the sum of.		$1633	79		
To the Distributive share of Fanny Fisher a daughter and heir at law of deceased testator carried forward and distributed to the parties entitled thereto the sum of —		$1633	79		
To Emma Heybright a daughter and heir at law of deceased testator the sum of		$1633	79		
To the Distributive share of Samuel L Royer a son and heir at law of deceased testator carried forward and distributed to the parties entitled thereto the sum of —		$1633	99		
Balance distributed		$16337	99	$16337	99
To the Distributive share of Amos M Royer (now deceased) brought forward =				$1633	79
and distributed as follows to wit:—					
To David B Royer a son and heir at law of Amos M Royer deceased intestate the sum of	$	544	59 2/3		
To John H Royer a son and heir at law of Amos M Royer deceased intestate the sum of	$	544	59 2/3		
To Martha R Hull (wife of George H Hull Jr) a daughter and heir at law of deceased intestate the sum of.	$	544	59 2/3		
Amount distributed	$	1633	79	$1633	79

To the Distributive share of Levi Royer
(Now deceased) brought Forward
and distributed as follows to wit,
To Emma Weybright (Formerly Emma Royer) in
part payment of her mortgage claim and debt
and interest vs. Levi Royer and wife as
appears by the statement of Mortgage claim =
with filed, which balance at the date of
this account fails to pay said Mortgage
claim to the extent of $1253.84, the sum of $ 1633 79

Amount distributed = $ 1633 79 $ 1633 79

To the Distributive share of Mary A Huber
(Now deceased) brought Forward $ 1633 79
and distributed as follows to wit,
To Margaret C. Davis (Wife of Walter H Davis) a
daughter and heir at law of Mary A Huber
deceased intestate the sum of- $ 544 59 2/3
To Alice C. Lawler, (Wife of Lewis B Lawler) a
daughter and heir at law of Mary A Huber
deceased intestate the sum of = $ 544 59 2/3
To Harry R. Huber a son and heir at law of
Mary A. Huber deceased intestate the sum of $ 544 59 2/3

Amount distributed $ 1633 79 $ 1633 79

To the Distributive share of Margaret R. Bish
Brought forward 1633 79
and distributed as follows to wit,
To Abraham H Huber and Ezra M Bish, Assignees
of Andrew J Royer in full payment of one half
of their judgment claim, debt and interest
against Margaret R Bish and Louisa Royer
as appears by the statement of Judgment-
Claim vs. said Louisa Royer and Margaret
R Bish herewith filed, which allowance taken
with the allowance made thereon out of the
distributive share of Louisa Royer pays
said Judgment claim in full the sum of $ 546 87 1/2
To Margaret R Bish (Wife of Ezra M Bish) the
balance of said distributive share the sum of 86 91 1/2

Amount distributed $ 1633 79 $ 1633 79

To the Distributive share of John Royer
brought forward. $ 1633 79
and distributed as follows to wit:
To Abraham H. Huber Mortgagee in full payment
of his mortgage claim, debt and interest as
appears by the Statement of Mortgage Claim
herewith filed the sum of. $ 714 67

To John Royer the balance of said distribution
share the sum of- $919 12

Amount distributed $1633 79 $1633 79

To the Distributive share of Alfred Royer
(now deceased) brought forward $1633 79
and distributed as follows to wit,
To William B Royer a son and heir at law of
Alfred Royer deceased intestate the sum of= $326 75-4/5-
To Ralph J Royer a son and heir at law of
Alfred Royer deceased intestate the sum of- $326 75 4/5-
To Edna M Herling (wife of Edward Herling) a
daughter and heir at law of Alfred Royer
deceased intestate- the sum of $326 75-4/5-
To Edith M. Myers (wife of Frank Myers) a daughter
and heir at law of Alfred Royer deceased
intestate- the sum of= $326 75-4/5-
To Margaret A Royer a daughter and heir at-
law of Alfred Royer deceased intestate
the sum of- $326 75-4/5-

Amount distributed $1633 79 $1633 79

To the Distribution share of Louisa Royer
brought forward = $1633 79
and distributed as follows to wit;
To Abraham H Kuhn and Ezra M. Bish
Assignees of Andrew J Rose in full payment,
of one half of their Judgment claim
debt and intenst against Margaret R.
Bish and Louisa Royer as appears by the
Statement of Judgment claim vs. said Louisa
Royer and Margaret R Bish-herewith filed
which allowance taken with the allowance
made them out of the distribution share
of Margaret R Bish pays said Judgment-
claim in full the sum of. $1546 87½
To Louisa Royer the balance of said
distributive share the sum of $ 86 91½

Amount distributed $1633 79 $1633 79

To the Distribution share of Fanny Fisher
(wife of John D Fisher) brought forward, $1633 79
and distributed as follows to wit;
To Louisa Royer Mortgagee in part payment
of her Mortgage Claim, debt and interest as
appears by the Statement of Mortgage Claim
against Fannie Fisher and John D Fisher
her husband herewith filed, which balance
on the date of this account fails to pay

said Mortgage claim & the extend of
#4516.21. the sum of

	#1633	79		
Amount distributed	#1633	79	#1633	79

The Distributive share of Samuel L Royer
brought forward. #1633 79
and distributed as follows to wit,
To Abraham H Kuhn assignee of the
Westminster Savings Bank, formerly
the Westminster Savings Institution
in full payment of his judgment-
claim debt and Interest and cost
as appears by the Statement of Judgment
Claim vs Samuel L. Royer herewith
filed the sum of — #1360 51
To Samuel L Royer the balance of
said distributive share the sum of. #273 28

Amount distributed	#1633	79	#1633 79

Order Nisi on Audit

David E. Royer Etal, Plaintiffs
vs
John W. Royer, Defendant

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4184, Equity

Ordered this 5th day of January A.D. 1905. that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the Contrary thereof be shown on or before the 23rd day of January Inst. provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County

David R. Smelser, Clerk.

Printers Certificate

Office of American Sentinel.

Westminster Md January 21st 1905

This is to certify that the annexed order nisi on Audit has been published in the American Sentinel a newspaper published at Westminster Carroll County Md. once a week in each of two successive weeks previous to the 23rd day of January 1905,

E. J. Pippard Publisher
Per. Jno. H. Mitten

Order of Court

Ordered this twenty fourth day of January A.D. 1905: by the Circuit Court for Carroll County, sitting as a Court of Equity that the foregoing account of the Auditor be and the same is hereby finally ratified and

confirmed. No cause to the contrary thereof having been shown although due notice appears to have been given as required by the preceding order Nisi and the Trustees are directed to pay out the fund in their hands according to its distribution in said account.

Wm. H. Thomas

Recorded & Exd per Daniel P. Smith Clk

Maryland Sct.

At a Circuit Court for the fifth Judicial Court of Maryland, Beginning and held at the Court House in the City of Westminster Carroll County Maryland on the first monday of it being the 1st day of same month in the year Eighteen Hundred and Ninety four.

Were present.

S. Thomas Jones associate Judge

Benjamin F. Crouse, Clerk.

Sheriff.

Among other things were the following proceedings to wit. Be it remembered that heretofore to wit on March 22nd 1894, Emanuel Mackley assignee by his attorney Jos. D Brooke came into Court sitting as a Court in Equity and filed his order to docket a case which appears in form and words as follows to wit.

In the Circuit Court for Carroll County sitting as a Court of Equity.

Emanuel Mackley assignee of Mortgagee vs Emily H Wheeler & John D Wheeler her husband Mortgagors

No 3235. Equity

Proceedings under Code of Public General Laws of Maryland relating to Mortgages.

B. F. Crouse Esq. Clerk of the Circuit Court for Carroll County.

Please docket the above case file note, Mortgage and approve

Joseph D Brooke

Solicitor for Assignee of Mortgagee.

Bond.

$100.00

Carroll County Md April 12th 1893.

Twelve months after date we jointly and severally promise to pay to Charles B Roberts Guardian or order One Hundred dollars for Value received with Interest from date

Emily H Wheeler

John D Wheeler

witness Gustavus H. Carpenter

Credits

1884. March 6. Paid one years Interest.
1885. Mch 10. Paid one years Interest
1886. Mch 13. Paid one years Interest
1887. Mch 13. Paid one years Interest
1888. Mch. 22. Paid one years Interest
1889. Mch 8. Paid one years Interest
1890. Mch 8 Paid one years Interest on within Note
1891. June 8 Interest paid for one year on within Note
1892. June 10. Interest paid for one year.
1893. April 12. Int pd for one year
1894. Feb 6th For Value recivd I hereby assign the within note to Emanuel Mackley without recourse to me.

Charles B. Roberts.

The Mortgage filed in this case is Recorded in Libr F.T.S. one of the Real Estate Mortgage Records of Carroll County No 19. folio 192 &c,

Bond.

Know all men by these presents That we Emanuel Mackley, Samuel P. Everhart. of Carroll County and State of Maryland are held and firmly bound unto the State of Maryland in the full and just sum of Eight Hundred Dollars to be paid to the said State or its Certain attorney to which payment well and truly to be made we bind ourselves and Each of us, our and Each of our heirs Executors and administrators Jointly and severally firmly by these presents Sealed with our seals and Dated this 22nd day of March in the year of Our Lord One Thousand Eight hundred and Ninety four. Whereas by Deed of Mortgage dated 12th day of April 1883. and duly Recorded in Libr F.T.S. No 19 folio 192 &c. One of the Mortgage Records of Carroll County Certain Real Estate and property situate in said Carroll County and therein described were conveyed by Emily J. Wheeler and John J. Wheeler her husband to Charles B. Roberts Guardian to secure the payment of Certain money and the Interest as set forth in said Mortgage and in said Mortgage is contained a clause authorizing a sale of the Mortgaged premises by the Mortgagee or his executors, or assigns, in case of default being made in payment of the Mortgage debt or the Interest thereon or in any covenant Conditions or agreement therein de-

whereas said Mortgage was on the 6th day of February A.D 1894. duly assigned to the above bound Emanuel Mackley. and said assignment was duly recorded at the foot of said Mortgage on the Mortgage Records of said Carroll County. And whereas default has been made in the payment of the Mortgage debt and the Intent thereon and in other conditions of said Mortgage. and by virtue of the authority given in said Mortgage, the above bounden Emanuel Mackley assignee is about to sell the Mortgaged property. Now the Condition of the above Obligation is such that if the above bounden Emanuel Mackley Assignee does and shall abide by and fulfill any Order or Decree, which shall be made by any Court of Equity in relation to the sale of said Mortgaged property or the proceeds thereof, then the above Obligation to be void, otherwise to remain in full force and virtue in law.

Emanuel Mackley [Seal]
Samuel P. Everhart. [Seal]

Signed sealed and delivered in the presence of.
Joseph. D. Brooks.

Report of Sale.

Emanuel Mackley
Assignee
Vs
Emily Whipler
John J. Wheeler
her husband
Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity
No 3235. Equity.

To the Honorable the Judges of said Court. The Report of Emanuel Mackley assignee, respectfully shows that by virtue of the power of sale contained in a Mortgage from Emily Wheeler and John J. Wheeler her husband to Charles B. Roberts Guardian dated April 12th 1883. and Recorded among the Real Estate Mortgage Records of Carroll County in Liber J. H. S No 19, folios 172 &c, Which said Mortgage was by said Charles B Roberts Guardian on the 6th day of February 1894 assigned to the said Emanuel Mackley and which Mortgage and Note is filed in the above entitled Cause he the said Emanuel Mackley proceed to sell the property conveyed by said Mortgage further shows that before proceeding to discharge the trust reposed in him by said Mortgage and the assignment

thereof, he first executed a bond to the State of Maryland in the penalty of Eight Hundred dollars as he was by law required to do, which said bond was duly ~~approved~~ by the Clerk of your Honorable Court and is filed in this cause. After which he advertised the property conveyed by said Mortgage in the Democratic Advocate a newspaper published in Westminster Carroll County Maryland once a week for four successive weeks and twenty days before the day of sale as required by said Mortgage and by hand bills extensively circulated in the said County upon the following terms to wit. Cash. but other terms may be made with the undersigned and pursuant to said notice the said Emanuel Markley, assignee as aforesaid did attend on the premises situated on Green Street in the City of Westminster Maryland as advertised on Wednesday the 25th day of April 1894. at 3 o'clock P.M. and then and there offered the property described in said Mortgage upon Cash terms at public sale, to the highest bidder and sold the same to Emanuel Markley the Assignee at and for the sum of Four Hundred and twenty five Dollars he being the highest bidder therefor. The total amount of sale $275.00 all of which is respectfully submitted.

Emanuel Markley. Assignee.

Joseph. D. Brooks. Solicitor.

State of Maryland Carroll County to wit.

I hereby certify that on this twenty seventh day of April A.D. 1894, before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Emanuel Markley the above named assignee and made oath on the Holy Evangelist of Almighty God that the matters and things stated in the foregoing Report of sale are correct and true as therein set forth and that the sale therein reported is bona fide and was fairly made

William Moore J.P.

Order Nisi on Sale

Edmanuel Markley assignee vs Emily Wheeler & John J. Wheeler her husband | In the Circuit Court for Carroll County sitting as a Court of Equity No 3235 Equity

Ordered this 27" day of April A D 1894. that the Sale of the Mortgaged property made and Reported in the above entitled cause by Emanuel Markley assignee under the Mortgage filed in this Court from Emily Wheeler and John J. Wheeler her husband to Charles B Roberts dated the 13" day of April 1882 and Recorded among the Real Estate Mortgage Records of Carroll County in Libr J. T. No. 19 folio 192 &c, be fully ratified and confirmed unless cause to the contrary be shown on or before the 28th day of May next. provided a copy of this order be inserted in some newspaper published in Carroll County Maryland once a week for three successive weeks prior to the 21st day of May A D 1894.

The Report states the account of sale to be $375.00

Benj. F. Crouse Clerk.

Printers Certificate

Westminster Md. May 29" 1894.

We hereby certify that the annexed Order Nisi was published for three successive weeks prior to the 21st day of May, 1894, in The Democratic Advocate a Newspaper published in Carroll County Md.

Vanderford Bros
Editor and Publishers.

Order of Court.

Ordered this 29" day of May A D 1894. by the Circuit Court of Carroll County sitting as a Court of Equity that the foregoing sale of the Real Estate made and Reported by Emanuel Markley assignee and the same is hereby finally ratified and confirmed no cause to the Contrary having been shown although due Notice appear to have been given as appears by the printers certificate herewith filed and the cause is hereby referred to the Auditor of this Court to state an account of Mortgage funds in the hands of the Assignee.

Jas. Revell.

Auditor first Account.

Emanuel Markley
Assignee
vs.
Emily Wheeler and
John J. Wheeler her husband

No 3235 Equity.
In the Circuit Court
for Carroll County in
Equity
To the Honorable the Judges

of the Circuit Court for Carroll County sitting as a Court of Equity. The Auditor respectfully reports that in pursuance of the Order of Your Honorable Court, passed in this cause he Examined the papers filed in the cause and thereon stated the within account as follows:- he first made the Statement of Mortgagee Claim which is herewith filed. He then charged the Assignee, with all the Purchase money in his hands and thereout allowed him his commissions and Expenses and all costs proper to be allowed. He then distributed the sum of $106.78 to Emanuel Mackley Assignee of Charles B Roberts, Guardian Mortgagee in payment in full of his Mortgagee Claim debt and Interest which appears by the Statement of Mortgagee Claim hereunto filed The balance of purchase money to wit $155.42 he distributed to Emily Wheeler Mortgagor as provided by the Mortgagee Claim filed in this cause;

All of which is Respectfully submitted,

John. J. Baumgartner

Auditor

1894. June 5th.

The Mortgaged Real Estate of Emily Wheeler & husband

In Account with

Emanuel Mackley Assignee &c.

Debtor

1894 April 25.	By Sale of the Mortgaged Real Estate then made by the Assignee &c. as appears by his Report filed in this Cause April 27. 1894. amounting to the sum of		
		$375	00

Credit.

To the Assignee &c. for his Commissions	$ 35	50
To the Assignee &c. to pay Saunderford Bros for Printing per Voucher No 1 filed	10	75
To the Assignee &c to pay P.A Gosnell for Auctioneering sale per Voucher No 2 filed	5	00
To the Assignee &c to pay Wm G. Kinehart Collr taxes for 1890, 1891, 1893 per vouchers Nos 3. 4. 5 & 6 filed	11	52
To the Assignee &c to pay The Mayor and Common Council of Westminster Mds Corporation Taxes for 1893. per Voucher No. 7. filed	1	08

To the Assignee to pay Joseph D. Brooks, Solicitor for professional services rendered per Vouchers No 8 filed — Paid Jos D Brooks — 20 00

Costs as taxed by the Clerk —

To Joseph D Brooks Solicitor appearance fee, — 10 00

To Benj. F. Crouse Clerk, Pd Joseph D. Brooks — 18 40

To Publication Order Nisi on this account — 1 50

To John N Baumgardner Auditor Stating Statement of Mortgage Claim," Stating this Account &c, Paid Jno. J Baumgardner Auditor — 9 00

Amount of Expenses — 112 80

To Emanuel Mackley Assignee of Charles B. Roberts Guardian Mortgagee in payment in full of his Mortgage Claim debt and interest which appears by the Statement of Mortgage Claim herewith filed the sum of — 106 78

To Emily Wheeler Mortgagor the balance of Purchase Money as provided by the Mortgage Claim filed in this Cause the sum of — 155 42

Amount of Sale, — 375 00

Order Nisi on Sale.

Emanuel Mackley Assignee vs Emily Wheeler and John J Wheeler her husband

No 3235, Equity.
In the Circuit Court for Carroll County.

Ordered this fifth day of June A D 1894, that the account of the Auditor filed in this Cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 25th day of June inst provided a Copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County

Benj F. Crouse, Clerk.

Printer's Certificate

Westminster Md. May 18. 1895.

We hereby Certify that the annexed Audit was Published for two successive weeks prior to the 25th day of June 1894. in the Democratic Advocate a Newspaper published in Carroll County Md.

Vandiford Bro.
Editors and Publishers.

Order of Court.

Ordered this 18th day of May A D 1895. by the Circuit Court for Carroll County sitting as a Court of Equity that the foregoing account of the Auditor be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although due notice appears to have been given as appears by the printers Certificate herewith filed.

J. Thomas Jones.

Auditors Second account.

Emanuel Mackley
assignee
Vs
Emily Wheeler and
John Wheeler her husband

No 3235. Equity.
In the Circuit Court
for Carroll County
in Equity

To the
Honorable the Judges
of the Circuit Court for Carroll County sitting
as a Court of Equity.

The Auditor respectfully reports that in pursuance of the Order of Your Honorable Court passed in this Cause June 26th 1894 upon the Petition of Emanuel Mackley filed in the Cause June 24th 1894, he gave notice to the Creditors of Emily Wheeler to file their Claims duly proved and authenticated with the Clerk of the Circuit Court for Carroll County, which notice having expired he again examined the papers filed in the cause and therefrom stated the within Second Account as follows. He first made the Statement of Proved Claims then made the Statement of Unproved Claims which Statements are herewith filed. He then charged the Assignee &c. with the balance of Purchase Money distributed to Emily Wheeler Mortgagor as provided by the Mortgagee Claim filed in this cause which balance to wit: $155.42. and distribution appears by the former account of the Auditor filed in this Cause June 5. 1894 and which balance the Auditor distributes as follows. He first allowed the Assignee his Expenses and all costs proper to be allowed He then distributed the sum of $13.40 to Caddie Schreiver and J. Oliver Hadlow Executors of Joshua Schreiver in payment in full of

this judgment Claim debt intent and cost which appear by the said Statement of Unpaid Claim herewith filed. The balance of Trust fund then left to wit: $121 62/100 he distr=ibuted to E. Mackley. in part payment of his Unpaid Claim of $134.22 debt and intent which appear by the "Statement of Unpaid Claim herewith filed which balance on the date of this Account (August 14-1894) fails to pay said Unpaid Claim to the Extent of $12 60/100 Twelve 60/100 Dollars,

All of which is respectfully submitted.

Jno. J. Baumgartner
Auditor

1894. August 14"

Balance of Purchase Money in former account.

In account with
Emanuel Mackley Assignee &c.
Debtor

By balance of Purchase Money distr=buted to Emily H Fuller. Mortgagor as provided by the Mortgage Claim filed in this cause which Balance and distribution appear by the former account of the Auditor filed in this cause June 5" 1894. and which balance is to be distributed under the Petition of Emanuel Mackley filed in this cause June 24" 1894. and under the Order of Court passed and filed on said Petition June 26" 1894. to wit: the sum of:	$	155 42
Credit		
To the Assignee &c. to pay Vandeford Bros for printing. Notice of Condition per Voucher No 1 filed	$	2 50
To B. F. Browne Clerk		7 40
To Publication Order Nisi on this second account		1 50
To John J. Baumgartner auditor Giving Notice to Creditors &c. Examin=ation of Papers. Making Statement of Unpaid Claim. Making Statement of Unpaid Claim. Stating this Second account &c.		9 00
Amount of Expenses		20 40

To Caddie Scrivnor and Oliver Hadlow
Executors of Joshua Scrivnor, in
payment in full of her Judgment
Claim debt interest and costs
which appears by the statement of
Proposed Claim herewith filed the
sum of:

	$ 13	40

T. E. Mackley the balance of trust
fund to wit $121.62 in part payment
of his Unpaid Claim of $134.22
debt and interest which appears
by the Statement of Unpaid
Claim, herewith filed which
balance on the date of this Account
(August 14" 1894) fails to pay said
Unpaid Claim to the extent
of $12 60. The sum of

	131	62
Amount of Fund: $	155	42

No 3235 Equity
In the Circuit Court
for Carroll County.

Emanuel Mackley
Assignee
vs
Emily Wheeler and John
J. Wheeler her husband

Ordered this 14" day
of August A.D. 1894 that
the second account of the
Auditor filed in this Cause be finally
ratified and confirmed unless cause to
the contrary thereof be shown on or before
the 3" day of September next provided a copy
of this Order be inserted for two successive
weeks before the last named day in some
newspaper published in Carroll County

Benj. F. Crouse Clerk.

Printers Certificate

Westminster Md. Sept 4" 1894

We hereby Certify that the annexed order Nisi on
Audit was published for two successive weeks
prior to the 30 day of September 1894 in the Democratic
Advocate a Newspaper published in Carroll County Md.

Vandorford Bros
Editors and Publishers

Order of Court

Ordered this 18 day of May A.D. 1895. by the Circuit
Court for Carroll County sitting as a Court of Equity
that the account of the Auditor made and filed in
this Cause be and the same is hereby finally

ratified and confirmed. No cause to the contrary thereof having been shown although Notice appears to have been given and published as required by the preceding order of ratification Nisi in this case. The Master is authorized to pay out the Trust funds in his hands to the parties entitled according to said account of the Auditors

J. Thomas. Jones.

Recorded & Exd

per. David P. Smelser. Clerk

Maryland Sct.

At a Circuit Court for the Fifth Judicial Circuit of Maryland, begun and held at the Circuit Court House in the City of Westminster, Carroll County Maryland on the 1st monday of March it being the — day of same month in the year One Thousand Nine hundred and four.

Hon. Present.

Hon. William H. Thomas Associate Judge

William H. Wilson Sheriff

David. P. Smelser Clerk.

Among others were the following proceedings to wit.

Be it remembered that heretofore to wit on the 10th day of February A.D. 1904. Reuben Haines and wife by George C. Bilhart their attorney came here into Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words to wit.

Reuben Haines and Elizabeth Haines his wife. Plaintiffs

vs

Jeremiah Haines and Emily Haines his wife Martha Haines Henry C. Trone and Margaret Trone his wife J. Edward West and Martha West his wife, Francis Fogle and Maggie Fogle his wife William Fogle and Laura Fogle his wife John Louis Trone and Minnie Trone his wife, Francis T. Haines and Elizabeth Haines his wife, and David E. Stem Mortgagee and Rebecca Haines,

of about $2500.00.

No 4134. Equity

In the Circuit Court for Carroll County sitting as a Court of Equity.

To the Honorable the Judges of said Court.

The Bill of Complaint of Reuben Haines and Elizabeth Haines his wife respectfully showeth unto your Honorable Court.

First. that heretofore to wit on the 20th day of January in the year Nineteen hundred and four a certain Jno. Thomas Haines departed this life intestate in Carroll County in the State of Maryland seized and possessed at the time of his said death of several tracts of Real Estate in said County and State of the value

Second: That said Real Estate is the remainder of various tract or parcels of land conveyed and devised to said Jno. Thomas Haines, late of Carroll County deceased as follows to wit; a tract or parcel, containing one acre of land more or less, under the Last Will and Testament of Mary A. Kauffman deceased duly admitted to probate in the Orphans Court for Carroll County and Recorded in Libr G.M.P. No. 6.

folio 243 etc. a certified — of which will as filed herewith and prayed to be considered as part hereof marked "Exhibit A" (2) all that tract or parcel of land described in a deed from Willie L. Farrow et al to Jno T. Hainer, Recorded among the Land Records of Carroll County, in Liber No 93 folio 26, etc, a certified copy of which deed is filed herewith and prayed to be considered as part hereof. marked "Exhibit B" (3) also all that tract of land described in a deed from Joseph Swidersky and wife to John T. Hainer of A Recorded among the Land Records of Carroll County in Liber B.F.C. No 81 folio 267 etc, a certified copy of which is also filed herewith and prayed to be considered as part hereof marked "Exhibit C" (4) all that tract or parcel of land described in two deeds from Andrew Bair and wife to said John T. Hainer and Recorded as aforesaid in Liber F.T.S No 60 folio 248 etc and Liber J.H.B No 91, folio 420 etc, respectively. Certified copies of which Deeds are herewith filed and prayed to be taken as part hereof marked Respectively "Exhibits D & E" and also all those other parcels or tracts of land described in the following deeds to wit; William L. J. Farrow and wife to John Thomas Hainer, Recorded in Libr. G.E.T. No 27. folio 411 etc. Peter. Engle, Executor to John T. Hainer Recorded in Libr H. A. McK No 33 folio 335 etc. Samuel A. Hainer and wife to John T. Hainer Recorded in Libr H. A. McK. No 33 folio 333 etc. Peter Engle and wife to John T. Hainer, Recorded in Libr J.B.B No 37. folio 63 etc. Joseph M. Parke et al to John T. Hainer, Recorded in Libr G.A.M. No 63 folio 534 etc. Andrew Bair and wife to John T. Hainer Recorded in Libr. J.H.B. No 90. folio 126. and Sophia Hainer et al to John T. Hainer Recorded in Libr G.A.M. No 63 folio 508. Etc. certified copies of which deeds are herewith filed and prayed to be considered part hereof marked respectively "Exhibits F. G. H. I. J. K and L. Third, that heretofore to wit on the first day of March A.D. 1892, the said John Thomas Hainer and Ann R Hainer his wife executed and delivered a Mortgage on part of said Real Estate to David E. Stem to secure the payment of One thousand dollars and Interest thereon which Mortgage is still an existing lien on said Real Estate a Certified Copy of which is filed herewith and prayed to be considered as part hereof marked "Exhibit M. Fourth: That said Real Estate is not susceptible

of partition without material loss or injury to the parties entitled to interests therein and that in order to make division of said Interest it will be necessary that said Real Estate be sold and the proceeds thereof divided among the parties accor-ding to their several Interests. Fifth: That the said Jno. Thomas Haines, died without leaving any children surviving him, but left the following brothers and sisters and neices and Nephews and widow, as his only surviving heirs at law, to wit: Ann Rebecca Haines, his widow, who resides in Carroll County in the State of Maryland.

(B) a brother, Reuben Haines who is intermarried with Elizabeth Haines, and who reside together in Carroll County aforesaid (C) a brother Jeremiah Haines who is intermarried with Emily Haines and who reside together in Carroll County aforesaid.

(D) a sister, Martha Haines who resides in Carroll County

(E) And the following neices and nephews the children of Ellen Stone a deceased sister, (1) Elizabeth Hahn who is intermarried with Francis T. Hahn and who are non residents of the State of Maryland and reside at Peru Lasalle County in the State of Illinois.

(2) Martha West, who is intermarried with Jr. Edward West, and who reside together at New Windsor in Carroll County, in the State of Maryland.

(3) Maggie Fogle, who is intermarried with Francis Fogle and who reside together in Frederick County in the State of Maryland.

(4) Laura Fogle, who is intermarried with William Fogle and, who reside together at Union Bridge in Carroll County aforesaid.

(5) Henry C. Stone who is intermarried with Anne and who reside together at Downsville in Washington County in the state of Maryland.

(6) John, Louis, Stone, who is intermarried with Anne and who are non residents of the State of Maryland, Nebraska, Adams Co. and whose residence is unknown to the Plaintiffs. To the end therefore

(1) That a decree may be passed for the sale of said Real Estate, free and clear from said Mortgage and encumbrance.

(2) That the proceeds of said sale may be distributed among the parties hereto according to their respective rights and interests.

(3) That your Orator and Oratrix may have such

other and further relief as their case may require.
May it please your Honorable Court to grant unto your
Orator and Oratrix the writ of subpoena of the State
of Maryland, directed to the said Jeremiah Haines
and Emily Haines his wife And Rebecca Haines
David E. Stem, Mortgagee, Martha Haines, J. Edward
West, and Martha West his wife, William Fogle and
Laura Fogle his wife, all of Carroll County and
Henry C. Trone and — Trone his wife of Washington
County, and Francis Fogle and Maggie Fogle his
wife of Frederick County Maryland, commanding
them and each of them to be and appear either in
person or by solicitor in this Court, on or before a
certain day to be therein named, to show cause if
any they have why a decree ought not to pass as
prayed, and may it please your Honor to grant
unto your Orator and Oratrix an order of publica-
tion according to law, giving notice to the said
Francis T. Haller and Elizabeth Haller his wife of
Peru, Lasalle County in the State of Illinois and
John Louis Trone and — Trone his wife whose
residence is unknown to the plaintiff all of
whom are non Residents of the State of Maryland,
of the object and substance of this Bill of Com-
plaint, and warning them to appear in this
Court in person or by Solicitor, on or before a
certain day to be therein named to show cause if any
they have, why a decree ought not to pass as pray'd

And as in duty bound, &c.

George O. Bilhart, Solicitor for Plaintiffs

~~Reuben Haines Etal~~ / ~~vs~~ / ~~Jeremiah Haines~~ — | ~~No 3134, Equity in the Circuit Court for Carroll County~~ / ~~To the Honorable the Judges of said Court.~~

Exhibit "A"

I, Mary A. Kauffman of Carroll County in the State of Maryland do make and publish this my last Will and Testament in manner and form as follows viz: After all my debts and funeral Expenses are paid by my Executor hereinafter named, I give and bequeath to Thomas Haines of Auburn of Howard, I give and bequeath to Margaret F. Hollinger wife of Noah M. Hollinger all the balance of my property both real and personal and last I do hereby constitute and

appoint Margaret F. Hollinger, wife of Noah M. Hollinger, to be my sole Executrix of this my last will and Testament, Revoking all former Wills by me heretofore made, ratifying and confirming this to be my last will and none other.

In testimony whereof I have hereunto set my hand and affixed my seal this fifth day of November in the year of our Lord One Thousand Eight hundred and Eighty seven.

Mary A. Kauffman. (Seal)

Signed, sealed published and declared by Mary A Kauffman the above testatrix as and for her last Will and Testament in the presence of us who at her request and in presence and in the presence of Each other have subscribed our names as Witnesses thereto.

Uriah P. Lambert
David Baile
Theo. A. Kauffman

Maryland Carroll County to wit:

On the 18th day of March 1889. before the Orphans Court of Carroll County came Theodore A. Kauffman and in open Court made oath on the Holy Evangelists of Almighty God, that the above instrument of writing is the true and Whole last Will and Testament of Mary A. Kauffman late of Carroll County deceased that he received it from the Testatrix in her lifetime for safe Keeping and that he does not know of any other Will or Codicil left by said deceased.

Test. Geo. M. Parke
Register of Wills for Carroll County.

Maryland. Carroll County to wit:

On the 18th day of March 1889. before the Orphans Court of Carroll County came Uriah P. Lambert, David Baile and Theodore A Kauffman the subscribing witnesses to the aforegoing last Will and Testament of Mary A Kauffman late of Carroll County deceased and in open Court made oath on the Holy Evangelists of Almighty God that they did see Mary A Kauffman the Testatrix in said Will named, sign and seal said Will, that they heard her publish, pronounce and declare the same to be her last Will and Testament, that at the time of so doing, she the said testatrix was, to the best of their apprehension in Knowledge and belief, of sound and disposing mind memory and understanding and that they subscribed

their respective names as witnesses to said Will
at the request of the said testatrix in her presence
and in the Presence of Each other.

Test. Geo. M. Parke

Register of Wills for Carroll County,

In the Orphans Court of Carroll County.

The Court after having carefully examined
the above last Will and Testament of Mary A
Kauffman late of Carroll County deceased, and
also the evidence adduced as to its validity
orders and decrees this 18" day of March 1889.
that the same be admitted to probate in this
Court as the true and genuine last Will and
Testament of Mary A Kauffman deceased.

David H. Hoffacker }
James P. Trummer } Judges.
James H. White }

State of Maryland Carroll County to wit:
I hereby certify that the aforegoing is a true copy
taken from the Original filed and remaining
of Record in the Office of the Register of Wills for
Carroll County.

(Seal Place) In testimony whereof. I hereunto sub-
-scribe my name and affix the seal
of My office this 6" day of February 1904

Jno. J. Stewart.

Register of Wills for Carroll County.

"Exhibit B."

Is a Deed Recorded in Liber J.H.B. No 93. folio 26 &c, One
of the Land Records of Carroll County.

"Exhibit C"

Is a Deed Recorded in Liber B.F.C # 81 folio 267 &c, One
of the Land Records of Carroll County.

"Exhibit D"

Is a Deed Recorded in Liber F.T.S # 60 folio 248 &c One
of the Land Records of Carroll County.

"Exhibit E"

Is a Deed Recorded in Liber J H B # 91 folio 420 &c
One of the Land Records of Carroll County.

"Exhibit F"

Is a Deed Recorded in Liber G.E.H. No 27 folio 411 &c
One of the Land Records of Carroll County.

"Exhibit G"

Is a Deed Recorded in Liber. W. A McK. # 33 folio 335 &c
One of the Land Records of Carroll County.

"Exhibit K"

Is a Deed Recorded in Liber W. A M K No 33 folio 333 &c
One of the Land Records of Carroll County.

"Exhibit L"

Is a Deed Recorded in Liber J. B B # 37 folio 63 &c. One of
the Land Records of Carroll County.

"Exhibit J"

Is a Deed Recorded in Liber G. A M # 63 folio 534 &c. One of
the Land Records of Carroll County.

"Exhibit K"

Is a Deed Recorded in Liber J. B B # 90 folio 126 &c. One of
the Land Records of Carroll County.

"Exhibit L"

Is a Deed Recorded in Liber G. A M # 63 folio 508 &c One of
the Land Records of Carroll County.

"Exhibit M"

Is a Deed Recorded in Liber B. F. G # 31. folio 388 &c One of
the Land Records of Carroll County.

Answer of Martha. J Haines

Reuben Haines &
Elizabeth Haines his wife
Plaintiffs

vs

Jeremiah. Haines Et al
Defendants

In the Circuit Court for
Carroll County Sitting as a
Court of Equity.
No 4134. Equity.

The answer of Martha J. Haines
to the Bill of Complaint of Reuben
Haines and Elizabeth Haines his wife against her in
this Court Exhibited. Respectfully represents 1 This Respond-
ent admits that the said John Thomas Haines a brother
of this Respondent departed this life in Carroll County
Intestate on the 20th day of January 1904. 2. This Respondent
further answering said Bill denies that the said
John Thomas Haines died seized and possessed of all
the lands described in Exhibits A B. C. D E. F. G. H I. J and
L. 3. This Respondent further answering said Bill
avers that the said John Thomas Haines died seized
and possessed of the Land described in Exhibits. A. B.
D. E. G. H. I and J. only. and that he was not possessed of
the Land described in Exhibits C. F and L. because said
Land described in Exhibits C. F. and L. was and is now
in the possession of a certain Howard. W. Haines by
virtue of a contract Entered into by and between the
said John Thomas Haines and the said Howard. W.
Haines, wherein the said John Thomas Haines now
deceased promised and agreed with the said Howard
W. Haines that if he the said Howard W. Haines would

stay with and work for the said John Thomas Haines
so long as the said John Thomas Haines should live
the said John Thomas Haines would give to the said
Howard H. Haines all the land described in said
Exhibit C.F. and L. 4. This Respondent further answering
said Bill avers that in pursuance of said agree-
ment the said Howard H. Haines remained with
and worked for the said John Thomas Haines from
the Month of May 1899. said Howard H. Haines having
then arrived at the age of 21 years and said contract
having been made between the parties immediately
after the arrival of the said Howard H. Haines at 21
years of age up until the death of the said John
Thomas Haines without any remuneration whatever
from the said John Thomas Haines save and except
his promise and agreement aforesaid and that in
furtherance of said agreement the said John Thomas
Haines Removed from and quit the premises described
in Exhibit C.F. and L, during the month of May 1903.
leaving the said Howard H. Haines in full posses-
sion of said land described as aforesaid.
5" This Respondent further answering said Bill
has been informed and so charges that by virtue of
the agreement entered into between the aforesaid
John Thomas Haines and Howard H. Haines and the
performance of the conditions of said agreement
By the said Howard H. Haines
the land described in Exhibits C.F. and L does not
belong to the heirs of the said John T. Haines but
belongs to the said Howard H. Haines. 6. This Respondent
admits the matters and things alleged in the third
paragraph of said Bill to be true as therein set forth.
7. This Respondent admits that the real Estate descri-
bed in Exhibits, A, B, D, E, G, H, I and J, is not susceptible
of partition without material loss or injury to the
parties interested therein and that it would be to the
interest benefit and advantage to the parties interes-
ted to have the land described in Exhibits A, B, D, E, G,
H, I and J, sold by a master and the proceeds divided
among the parties Entitled thereto, according to their
respective rights and interests. 8. This Respondent admits
the matter and things alleged in the fifth paragraph
of said Bill to be true as therein set forth. 9" This
Respondent having answered said Bill of Complaint
prays to be hence dismissed with her reasonable
costs and charges in this behalf incurred

Joseph. D. Bowker

Solicitor for Martha J. Haines one of the Defendants.

Charles E. Fink,

Answer of David E. Stein

Reuben Haines
Elizabeth Haines his wife
vs
Jeremiah Haines et al

In the Circuit Court for Carroll County, sitting as a Court of Equity.

In 4134. Equity.

The answer of David E. Stein one of the defendants in the above entitled cause to the Bill of Complaint of Reuben Haines and Elizabeth Haines his wife against him in this Court exhibited respectfully represents. 1st. This Respondent for answer to said Bill of Complaint says that he is not the owner of the Mortgage mentioned in the above cause at this time having subsequent to the filing of said Bill of Complaint transfered and assigned said Mortgage and Mortgage Note to a certain J. Ezra Stein of Carroll County Maryland, and is not a proper defendant and cannot therefore consent to any thing. 2nd This respondent further answering said Bill neither admits or denies any of the other matter and things in said Bill of Complaint and is not interested in the sale of the Real Estate mentioned in these proceedings. 3rd This Respondent having answered said Bill of Complaint prays to be hence dismissed with his reasonable cost and charges in this behalf incurred.

Joseph. D. Brooks
Solicitor for David E. Stein

Joseph. D. Brooks
Former Mortgagee.

Petition to make J. Ezra Stein assignee of Mortgagee a party.

In 4134. Equity

Reuben Haines & wife
vs
Jeremiah Haines & wife et al defendants

In the Circuit Court for Carroll County in Equity.

To the Honorable the Judges of said Court.

The petition of Reuben Haines and wife plaintiffs in the above entitled cause respectfully represents unto your Honorable Court. First. That subsequent to the filing of the Bill of Complaint in this case, by your petitioner to wit, on the nineteenth day of February 1904. David E. Stein one of the Defendants in the above case assigned the Mortgage mentioned in the third paragraph of said Bill of Complaint, and of which Mortgage the said David E. Stein was the holder to a certain J. Ezra. Stein which assignment is of record.

Secondly, That the said David. E. Stem has filed his answer in this suit, disclaiming any interest, whatever in the premises, Your petitioner therefore prays your Honorable Court to pass an order making the said J. Ezra. Stem Assignee a party defendant in said case.

And As in duty bound etc.

George. O. Bilhart.

Solicitor for Plaintiff.

State of Maryland Carroll County to wit.

I hereby certify that on this second day of March A.D. 1904 before me the subscriber a Clerk of the Circuit Court for Carroll County in the State of Maryland personally appeared George. O. Bilhart the above named Solicitor and made oath in due form of law that the matter and things contained in the aforegoing petition are true to the best of his knowledge and belief

David. P. Smelser. Clerk.

"Order of Court."

Ordered this 2nd day of March A.D. 1904, upon the aforegoing Petition and affidavit by the Circuit Court for Carroll County. In Equity that J. Ezra. Stem Assignee be and he is hereby made a party defendant with leave to answer in this case upon being duly summoned

W. H. Thomas.

Answer of J. Ezra. Stem Assignee of Mortgagee

Reuben Haines et wife | In the Circuit Court for Carroll County sitting as a Court of Equity

vs

Jeremiah Haines et al | No 4134. Equity.

The answer of J. Ezra. Stem party defendant in the above entitled cause, and Assignee of Dand. E. Stem Mortgagee, to the Bill of Complaint, of Reuben Haines and wife, against him in this Court Exhibited respectfully represents, 1st This Respondent admits the matter and things alleged in said Bill of Complaint to be true as therein set forth and hereby consents to the passage of an immediate decree, for the sale of the Real Estate mentioned in these proceedings, but this answer is not to be taken as a waiver by this Repondent of his lien on the real Estate mentioned in these proceedings.

2nd This Repondent having answered said Bill of Complaint prays to be hence dismissed with his reasonable costs and charges in this behalf expended

Joseph. D. Brooke

Solicitor for. J. Ezra. Stem Assignee of Mortgage defendant.

Answer of Ann Rebecca Haines

Reuben Haines & wife
vs
Jeremiah Haines & wife Etal. defendants

No 4134. Equity.
In the Circuit Court for Carroll County, sitting as a Court of Equity.

To the Honorable the Judges of said Court.

The separate answer of Ann Rebecca Haines, wife of Jos. Thomas Haines, late of Carroll County deceased, respectfully shows unto your Honorable Court: That this defendant admits the matters and facts and things in said Bill alleged and consents to the immediate passage of a Decree for the sale of the Real Estate Mentioned in the Plaintiffs bill of Complaint, free and clear of any right, what-ever she may have to dower in said Real Estate and to take in lieu of her said dower such sum of Money as is allowed to widows in similar cases according to the established rule of Court.

And as in duty Bound etc.

attst
Jacob. Favor

Ann. Rebecca. Haines. Defendant.

State of Maryland Carroll County to wit.

I Hereby certify that on this 26th day of February in the year Nineteen Hundred and four before me the subscriber a Justice of the Peace of the State of Maryland personally appeared Ann Rebecca Haines and in my presence signed the aforegoing answer and made oath in due form of law that the matters facts and things therein contained therein are, true to the best of her knowledge and belief.

Jacob. Favor. Justice of the Peace.

Answer of Henry. C. Trone & Margaret Trone

Reuben Haines & wife
Plaintiffs
Vs
Jeremiah Haines Etals
Defendants

No 4134. Equity.
In the Circuit Court for Carroll County, Md.
To the Honorable the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Joint and several answers of Henry. C. Trone and Margaret. J. Trone his wife of Williamsport Route No 22 Washington County State of Maryland to the Bill of Complaint against them and others in this cause Exhibited answering thereto says,

That they admit the matters, facts and things stated in said Bill of Complaint to be true as therein set forth and that they hereby consent to

the passage of an immediate Decree for sale of the Real Estate in said Bill mentioned as therein prayed. And pray to be hence dismissed with their reasonable costs in this case incurred

And as in duty Bound, will ever pray &c.

Henry. C. Towe
Margaret. J. Towe

State of Maryland Washington County to Wit.

I hereby certify that on this 24th day of February in the year Nineteen Hundred and Seven before me the subscriber a Notary Public of the State of Maryland in and for Washington County aforesaid personally appeared Henry. C. Towe and Margaret J. Towe his wife the persons who signed the foregoing answer and made oath in due form of Law that the matters facts and things set forth in the Bill of Complaint are true as therein set forth to the best of their knowledge and belief.

Seals Place

In witness whereof I hereunto set my hand and affix my Notarial Seal the day and year aforesaid.

A. Yeingling. Notary Public

Answer of William Fogle & wife.

Reuben Haines and Elizabeth Haines his wife, Plaintiffs
Vs
Jeremiah Haines and others, Defendants

No 4134. Equity.
In the Circuit Court for Carroll County in Equity
To Honorable the Judge of the Circuit Court for Carroll County sitting as a Court of Equity.

The joint and several answer of William Fogle and Laura Fogle his wife of Carroll County in the State of Maryland, to the Bill of Complaint against them and others in this cause Exhibiting answering say. First" that they admit the matters, facts and things stated in the said Bill of Complaint to be true as therein set forth and that they hereby consent to the passage of an immediate decree for the sale of the Real Estate in said Bill mentioned as therein prayed. And pray to be hence dismissed with their reasonable costs in this cause incurred.

And as in duty bound will ever pray &c.

Witness

William. Fogle
Laura. Fogle
Respondents.

State of Maryland Carroll County to wit.

I hereby certify that on this 23rd day of February in the year Nineteen hundred and four before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared William Fogle and Laura Fogle his wife the aforegoing defendants, who in my presence signed the above answer and made oath in due form of Law that the Matters, facts and things therein set forth are true to the best of their knowledge and belief.

J. Edward. West. Justice of the Peace.

Answer of J. Edward. West & wife

Reuben Haines and Elizabeth Haines his wife Plaintiffs

Vs

Jeremiah Haines & others Defendants

To 4134 Equity.

In the Circuit Court for Carroll County in Equity.

To Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The joint and several answer of J. Edward West and Martha West his wife of Carroll County in the State of Maryland, to the Bill of Complaint against them and others in this Cause Exhibited answering say. First. That they admit the matters facts and things stated in the said Bill of Complaint to be true as therein set forth, and that they hereby consent to the passage of an immediate decree for the sale of the Real Estate in said Bill mentioned and therein prayed. And pray to be hence dismissed with their reasonable costs in this case incurred.

And as in duty bound will ever pray &c.

J. Edward. West
Martha West
Respondents

Witness

State of Maryland Carroll County to wit:

I hereby certify that on this 26th day of February Nineteen Hundred and three, before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County, personally appeared Martha West and J. Edward West the above defendants and in my presence signed the aforegoing answer and made oath in due form of Law that the matters, facts and things therein contained are true to the best of their knowledge and belief.

Louis. Dielman J.P.

Answer of Jeremiah Haines

Reuben Haines and wife
vs
Jeremiah Haines & wife
et al. Defendants

No 4134. Equity.
In the Circuit Court for
Carroll County In Equity
To the Honorable the
Judge of said Court.

The separate answer of Jeremiah Haines of Carroll County in the State of Maryland, to the Bill of Complaint of Reuben Haines and wife against him and others in this Court, Exhibited, respectfully shows, That your defendant admits the matter and fact and things in said Bill alleged to be true as therein contained and hereby consents to the immediate passage of a decree, for the sale of the Real Estate mentioned in said Bill of Complaint. And this defendant having answered fully the premises prays to be hence dismissed, with his reasonable cost in this case incurred.

And as in duty bound etc.

attest
Danl. P. Smelser

Jeremiah Haines
Defendant.

Answer of Francis Fogle and wife

Reuben Haines and
Elizabeth Haines
his wife. Plaintiffs
against
Jeremiah Haines. Etal
Defendants.

No 4134. Equity.
In the Circuit Court for
Carroll County, Md.
To the Honorable
The Judges of the Circuit Court
for Carroll County sitting
as a Court of Equity.

The joint and several answers of Francis Fogle and Maggie Fogle his wife of Frederick County State of Maryland, to the Bill of Complaint against them and others in this cause Exhibited answering thereto says, That they admit the matters facts and things stated in the said Bill of Complaint to be true as therein set forth and that they hereby consent to the passage of an immediate Decree, for Sale of the Real Estate in said Bill mentioned as therein prayed. And your Respondents having fully answered all matter and things stated in said Bill of Complaint, pray to be hence dismissed with their reasonable costs in this cause incurred

And as in duty bound they will ever pray &c

Witness
Chas. B. T. Hendrickson

Francis Fogle
Maggie Fogle

State of Maryland Frederick County to wit:

I hereby certify that on this 16th day of February in the year Nineteen Hundred and Four, before me the subscriber a Notary Public of the State of Maryland in and for Frederick County aforesaid personally appeared Francis Fogle and Maggie Fogle his wife the persons who signed the foregoing answer and made oath in due form of Law, that the matters facts and things stated in the aforegoing answer are true as therein set forth, to the best of their knowledge and belief.

As witness whereof I hereunto set my hand and affix my seal on the day and year aforesaid.

Seals Place

Chas. B. T. Hendrickson Notary Public

Answer of Francis Hahn & wife

Reuben Haines and Elizabeth Haines his wife Plaintiffs

Against

Jeremiah Haines and others, Defendants

To 4134 Equity

In the Circuit Court for Carroll County, Md.

To the Honorable the Judge of the Circuit Court for Carroll County sitting as a Court of Equity.

The joint and several answer of Francis T. Hahn and Mary Hahn his wife of Peru LaSalle County in the State of Illinois to the Bill of Complaint against them and others in this cause Exhibited answering thereto says. That they admit the matters ~~of facts~~ and things stated in the said Bill of Complaint to be true as therein set forth, and that they hereby consent to the passage of an immediate Decree for sale of the real Estate in said Bill mentioned as therein prayed, and pray to be hence dismissed with their reasonable costs in this cause incurred.

And as in duty bound they will ever pray &c.

Francis T. Hahn
Mary E. Hahn
Defendants.

State of Illinois LaSalle County to wit:

I hereby certify that on this 17th day of February in the year Nineteen Hundred and Four before me the subscriber a Notary Public of the State of Illinois in and for LaSalle County aforesaid, personally appeared Francis T. Hahn and Mary Hahn his wife

the persons who signed the aforegoing answer and made oath in due form of Law that the matters facts and things stated in the foregoing answer are true as therein set forth to the best of their knowledge and belief.

Seal Placed

In Witness whereof I hereunto set my hand and affix my Notarial Seal the day and year aforesaid.

Adolph Hoss, Notary Public

Answer of John L. Trone and wife

Reuben Hainer & Wife
Plaintiffs
against
Jeremiah Hainer and others, Defendants

No 4134. Equity.
In the Circuit Court for Carroll County Md.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The joint and several answers of John Louis Trone and Minnie Trone his wife of Adams County in the State of Nebraska to the Bill of Complaint against them and others in this cause exhibited answering thereto says.

That they admit the matters facts and things set forth in said Bill of Complaint to be true as therein set forth and that they hereby consent to the passage of an immediate Decree for Sale of the Real Estate in said Bill mentioned as therein prayed. And they pray to be hence dismissed with their reasonable costs in this behalf incurred.

And as in duty bound, they will ever pray &c.

John Louis Trone
Minnie Trone

State of Nebraska County of Adams to wit:

I hereby certify that on this 4th day of March in the year Nineteen Hundred and four before me the subscriber a Notary Public of the State of Nebraska in and for Adams County aforesaid, personally appeared John Louis Trone and Minnie Trone his wife, the persons who signed the foregoing answer and made oath in due form of Law that the matters facts and things set forth in the Bill of Complaint are true as therein set forth to the best of their knowledge and belief.

Seal Placed

In Witness whereof I hereunto set my hand and affix my Notarial Seal the day and year aforesaid.

L. J. Silkman Notary Public

Commission Expires Feby 16-1907

Answer of Emily Haines

Reuben Haines and wife
vs
Jeremiah Haines and wife Etal. Defendants

No 4134. Equity.
In the Circuit Court for
Carroll County sitting as a
Court of Equity.

To the Honorable the
Judges of said Court.

The separate answer of Emily Haines of Carroll County in the State of Maryland, to the Bill of Complaint of Reuben Haines and wife against her and others, in this Court Exhibited, respectfully shows, That your defendant admits the matters and facts and things in said Bill alleged to be true as therein contained and hereby consents to the immediate passage of a decree for the sale of the Real Estate mentioned in said Bill of Complaint. And this defendant having answered fully the premises prays to be hence dismissed with her reasonable costs in this case incurred.

And as in duty bound etc.

attest =
J Leigh Ridgely.

Emily Haines Defendant.

State of Maryland Baltimore County to wit:

I hereby certify that on this twenty fifth day of Febr = uary in the year Nineteen Hundred and four before me the subscriber a Notary Public of the State of Maryland in and for Baltimore County personally appeared Emily Haines the within named defendant wife of Jeremiah Haines, and made oath in due form of Law that the matters facts and things contained in the aforegoing answer are true as therein set forth to the best of her knowledge and belief

Seals Place

In Witness whereof I hereunto set my hand and affix my Notarial Seal this twenty fifth day of February in the year Nineteen Hundred and four

Harvey L. Chase. Notary Public

Exceptions to the Answer of Martha J. Hatem

Reuben Haines wife
vs
Jeremiah Haines Etal

No 4134. Equity
In the Circuit Court
for Carroll County,

To the Honorable
the Judges of said Court.

The Plaintiffs pray leave to except to a part to wit a portion of the third and the entire fourth and fifth paragraphs of the Answer filed by

Martha J. Haines, One of the Defendants in this
case, First: For that said Defendant instead of
confining her said answer to the case presented
and made out by the Complainant's Bill inter
=polates into the third paragraph thereof impe=
=rtinent and irrevelant allegations and avern=
=ents and matter not susceptible of adjudica=
=tion in this case which allegations averments
and matter are as follows, Because said land
described in Exhibits "C. F. and L." was and is now
in the possession of a Certain Howard H. Haines
by virtue of (an alleged) contract entered into by and
between the said John Thomas Haines and the
said Howard H. Haines wherein the said John
Thomas Haines promised and agreed with the
said Howard H. Haines that if he Howard H Haines
would stay with and work for the said John
Thomas Haines so long as the said John Thomas
Haines should live, the said John Thomas Haines
would give to the said Howard H. Haines all that
land described in "Exhibits "C. F and L" which alleged
part contract is in violation of the Fourth
section of the Statute of Frauds and which aver=
=ments and allegations are not as aforesaid
determinable by this Court in this case and an
especially impertinent since said alleged parol
contract is alleged to have been made between
parties one of whom is not before your Honorable
Court in this Case, and therefore cannot be
affected, benefitted or injured by any decree
passed in this case, Second, and for that said
Defendant in the fourth paragraph of her
said answer departs widely from the case pre=
=sented by the Bill of Complaint, by attempting
to allege a part performance of said alleged parol
contract in pursuance of the same and alleges
the surrender of the Land described in "Exhibits" C. F. &
L. to a certain party all of which allegations averments
and matter as alleged and contained in said fourth
paragraph are impertinent irrevelant and not
litigable in this case, not only because of the Charac=
=ter and nature of said impertinent allegations
but also because said Howard H Haines cannot be
affected by any decree passed in this cause,
Third; And for that the Defendant in the fifth paragraph
of her answer alleges that she "is informed and

charges that by virtue of said (alleged) agreement and the alleged performance of the condition thereof the Land described in "Exhibits E. F. and L." does not belong to the heirs of said John Thomas Hamm but belongs to said Howard W. Hamm which averments and allegations are likewise immaterial and impertinent because it is a conclusion of law based on the preceding irrelevant and impertinent allegation of a part of the third and the fourth paragraphs of said answer. Fourth; And for that the said defendant in the fifth paragraph alleges that she is informed that the effect of the alleged parol contract is as she avers, but said defendant does not state whether she believes or disbelieves said information. Fifth; And for that said answer is in other particulars insufficient immaterial and impertinent

And as in duty bound etc.

George. D. Bilhart. Solicitor for Plaintiffs

Order of Court

Ordered this 28th day of July A D 1904, by the Circuit Court for Carroll County in Equity that the aforesaid Exceptions stand for hearing on the 1st day of August at 2 Oclock P M. provided a copy thereof and of this order be served on the defendant or her solicitor before the 29th day of July A D 1904 next.

Wm K. Thomas

I hereby admit service of the above order

Joseph D Brooks

Solicitor for Martha J Hamm one of the Defendants

July. 28th 1904.

Opinion and Order of Court

Reuben Hamm & wife vs Jeremiah Hamm etal

No 4134 Equity.

In the Circuit Court for Carroll County sitting as a Court of Equity.

The Bill of complaint in this case alleges that a certain John Thomas Hamm died intestate in Carroll County Maryland on the 30th day of January 1904, seized and possessed of certain Real Estate in Carroll County described in the Deeds Exhibits. A. B. C. D. E. F. G. H. I. J. K and L. filed with the bill. leaving a widow and certain Brothers and sisters Neices and nephews as his only heirs at law, all of whom with the Mortgagee are made defendants except a Brother Reuben Hamm one of the Plaintiffs, and that said Real Estate is not susceptible of partition without loss and injury

to those interested therein. The prayer of the Bill is for sale of the Real Estate and a division of the proceeds. All of the Defendants have answered, admitting the facts alleged in the bill and consenting to a decree for the sale of the property. Except Martha J Hainer a sister of the deceased, who in her answer admitting all the allegations of the Bill except the charge that the deceased died possessed of the Real Estate mentioned in Exhibits E, F, and L, and that the same is not susceptible of partition without loss and injury &c) alleges that the deceased, in the year 1899, in consideration of an agreement on the part of a certain Howard W. Hainer to stay with and work for him as long as he the said John Thomas Hainer, lived agreed to give the said Howard W. Hainer all the Land described in said Exhibits E, F, and L" and that in pursuance of said agreement the said Howard W Hainer lived with and worked for the said deceased from May 1899, to the time of his death without remuneration and that the deceased in May 1903, removed from and left the property mentioned in said Exhibits E, F and L, in possession of the said Howard W Hainer. The Plaintiffs have filed Exceptions to so much of the said answer as refers to the alleged agreement between the deceased and Howard W. Hainer on the ground that the same is irrelevant and impertinent, and the exceptions have been argued by counsel for plaintiffs and for Martha J. Hainer. The object and the purpose of the Bill in this case is to have the property mentioned therein sold and the proceeds of sale divided among those entitled thereto. Proceedings under the provisions of the Code authorizing a Court of Equity to decree a sale of property in which there are several jointly interested and which cannot be divided without loss and injury are not resorted to for the purpose of having questions of title determined, Savary Vs. Canada 6 Md, 139. The Plaintiffs must of course, allege and prove the title to the property which they seek to have sold, and when the Defendants deny the Plaintiffs title and claim title adverse to the Plaintiffs, unless the defense is one cognizable only in a Court of Equity, the Court has in many instances retained the Bill until the right could be tried by law. Campbell Vs Lowe 9 Md 500 But I know of no instance in which a defendant has been allowed to set up title in another, not a party to the Bill, and under whom she claims no interest, in order to defeat the Plaintiffs

right to the relief prayed. Howard H. Hainer is not a party to this suit. and his rights cannot be adjudicated in this case at the instance of a defendant who has no interest in his claim to the property. A defendant in his answer is not confined to a denial of the allegations of the Bill, but may state any matter necessary to his defense, but if he goes beyond that and alleges matter not material to his case, and therefore irrelevant it will be deemed impertinent, and upon objection such irrelevant statements will be stricken out. Equity Rule 15. Miller Equity Procedure. Sec 178-180, Story's Equity Pleadings Sec. 863. Barrill Ch. P 44, Milford & Dyson Pr. P in Equity 403. Alt. Ch. P 65; Price vs Dyer 3 Bland 402. The question as to whether Howard H. Hainer should have been made a party to the Bill is not presented by the Exceptions to the answer of Martha J. Hainer. She does not suggest in her answer that the Bill is defective by reason of the failure of the Plaintiffs to make Howard H. Hainer a party but attempts to assert his alleged claim to the property in order to defeat the right of the heirs at law of the deceased to the relief sought. That part of the third paragraph of her answer referred to in the plaintiffs exceptions and the fourth and fifth paragraph of said answer excepted to, state matter entirely outside of any defence she has to the Bill and are therefore irrelevant and impertinent and must be expunged.

It is therefore ordered this 7th day of September 1904, by the Circuit Court for Carroll County sitting as a Court of Equity that the Plaintiffs exceptions to the answer of Martha J. Hainer defendant be and the same are hereby sustained. and the Clerk of this Court is hereby directed to expunge the impertinent matter in said answer, excepted to in said exceptions that is to say, that part of the 3rd paragraph of said answer which is set out in the first paragraph of the said exceptions and the 4th and 5th paragraphs of said answer. and it is further ordered that the defendant, Martha J. Hainer pay the cost of said exceptions

Wm H Thomas.

Decree

Reuben Hainer et al
vs
Jeremiah Hainer et al

In the Circuit Court for Carroll County. Sitting as a Court of Equity.

The above cause standing ready

for hearing and being submitted Without Argument the Bill Answer, testimony and all other proceedings were by the Court read and considered. It is thereupon this 28th day of March in the year Nineteen Hundred and five by the Circuit Court for Carroll County sitting as a Court of Equity adjudged Ordered and Decreed that the Real Estate mentioned in the proceedings in this Cause except that part included and mentioned in Exhibits C, F, and L, be sold free and clear of the right of the surviving widow Anna Rebecca Haines therein and that Ellsworth T. Towle, William J. Forrest and J. Ezra Stein of Carroll County Maryland 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, or by the Clerk thereof in the penalty of Five Thousand Dollars conditioned for the faithful performance of the Trust 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 Carroll County, and by such other mode as they shall think proper, of the time place and terms of Sale which shall be as follows to wit: One third part of the purchase money shall be paid by the purchaser or purchasers to the Trustees on the day of sale or upon the ratification thereof by this Court, and the residue shall be paid in two equal payments, the one to be paid in one year, and the other in two years from the day of sale with Interest and to be secured by the notes of the purchaser or purchasers with security to be approved of by the Trustees, or all cash at the option of the purchaser or purchasers, and as soon as may be convenient after any such sale or sales the said Trustees shall return to this Court a full and particular account of their proceedings relative to such sale, with an affidavit annexed of the truth thereof and of the fairness of said sale, and on obtaining the Courts ratification of the sale and on the payment of the whole purchase Money (and not before) the said Trustees shall be 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 for,

clear and discharged from all Claim of the partis hereto, Complainants and Defendants and those claiming by from or under them or either of them. And the said Trustee shall bring into this Court the money arising from said sale to be distributed under the direction of this Court, after deducting the cost of this suit, the Expenses of said sale 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 their Trust.

— Wm H Thomas —

— Bond —

The Bond filed in this case is recorded in Libor J.H.B. #1 folio 273. One of the Bond Records of Carroll County.

— Report of Sale —

Reuben Haines wife
vs
Jeremiah Haines et al

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4134 Equity.

To the Honorable the Judges of said Court.

The Report of Ellsworth E. Lovell, William J. Frizzell and J. Ezra Stein Trustees appointed by a decree of your Honorable Court passed in the above entitled cause to make sale of certain Real Estate therein mentioned respectfully shows, That after giving Bond with approved 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 having given notice of the time place manner and terms of sale by hand Bills conspicuously posted, in the vicinity where said property is located and by advertisement inserted in the "Democratic Advocate" a weekly newspaper published in Carroll County, for at least three successive weeks, before the day of sale, all of said Trustees to wit: Ellsworth E. Lovell, William J. Frizzell and J. Ezra Stein did pursuant to said notice attend on the premises, in Franklin District in Carroll County on the 25th day of April A.D. 1905. at 1.30 O'clock P.M and then and there proceed to sell said property in the manner following to wit:

Your Trustees sincerely believing that it would be advantageous and beneficial to the interests of all parties concerned to have said property surveyed and the metes and bounds definitely

located directed J. Edward West a competent
Surveyor to make a plot and certificate of
Survey, which is filed herewith and which is
prayed to be considered as part hereof and acco-
rding to which said property was offered and
sold as follows to wit, The first piece or parcel
containing fifty four acres, one Rood and seven and
four tenth perches more or less, was offered first
after which it was announced that the bid
thereon would be held and the second piece was
then offered and sold to David E. Stem at the sum
of fifty two dollars per acre, said piece or parcel
of land containing and laid out for fourteen
acres, three Roods and thirty square perches more
or less, and amounting in all to the sum of
seven hundred and twenty six dollars and
seventy five cents ($776.75.) the said David E. Stem
being then and there the highest bidder therefor,
after which your Trustee proceeded to sell the said
the said first parcel or piece of land and sold
the same to J. Edward West and Geo. O. Brilhart at
the sum of twenty eight dollars and fifty cents
per acre amounting in all to the sum of fifteen
hundred and forty seven dollars and forty four cents
said parties being then and there the highest
bidders therefor. Your Trustee further report that
all of said purchasers elected to pay cash for
said property.

Respectfully Submitted,

Ellsworth E. Lovell
William J. Frizzell
J. Ezra Stem
Trustees

Geo. O. Brilhart
Solicitor

State of Maryland Carroll County to wit,

I hereby certify that on this 27th day of April A.D.
1905. before the subscriber a Justice of the
Peace of the State of Maryland in and for Carroll
County personally appeared Ellsworth E. Lovell
William J. Frizzell and J. Ezra Stem Trustees named
in the aforegoing Report of sale and made oath in
due form of Law that the matters and things
stated in the aforegoing Report of sale are true
to the best of their knowledge and belief and that
the sale therein reported was fairly made and
is Bona fide.

William Moore J.P.

Order Nisi on Sale

Reuben Hainer and wife
vs
Jeremiah Hainer Et al

No 4134 Equity.
In the Circuit Court for
Carroll County sitting as
a Court of Equity

Ordered this 28th day of April A.D. 1905. by the Circuit Court for Carroll County in Equity that the sale of the property mentioned in these proceedings made and reported by Ellsworth E. Powell William J. Frizzell and J. Edgar Otter 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 5th day of June next provided a copy of this order be inserted in some newspaper published in Carroll County once in each of three successive weeks before the 29th day of May next.

The Report states the amount of sale to be $2324.19

David P. Smelser, Clerk.

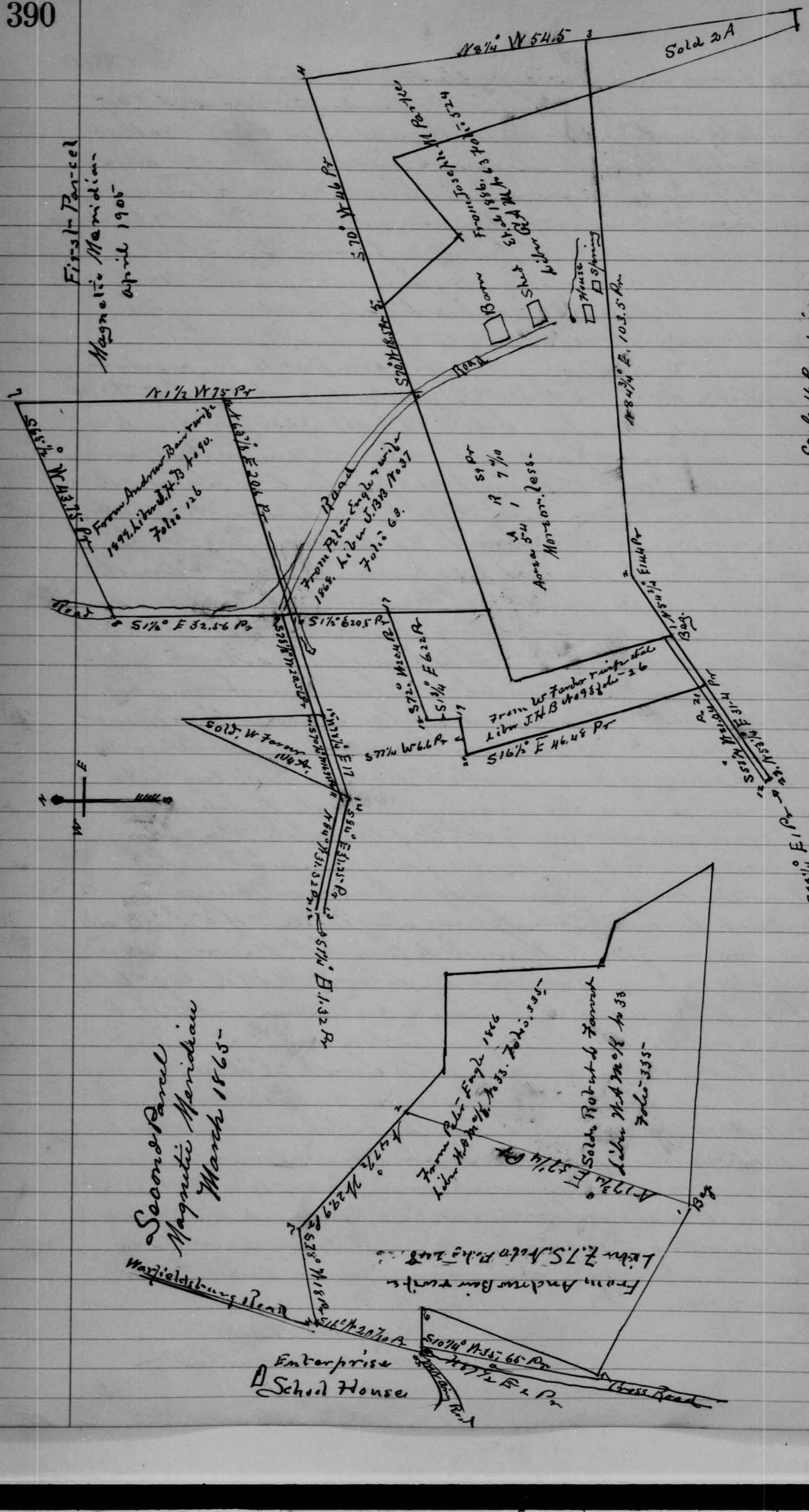
Certificate of Survey

Outlines of 2 parcel of land Equity cause 4134 of Circuit Court of Carroll County State of Maryland First parcel including part of tract of land called Upper Woolborough, and Surveyed Desiring Resurveyed situate lying and being in Carroll County State of Maryland and described as follows Including part of 8 parcels of land that John T. Hainer deceased obtained by Deed from Peter Engle & wife Recorded in Libr J. B. B. No 37 Folio 63 &c, Joseph M. Parke et al, Recorded in Libr G. A. M. No 63. Folio 534 &c, Andrew Bair & wife, Recorded in Libr J. H. B. No 90 folio 126 &c, Willis L. Favor et al. Recorded in Libr J. H. B. No 93 Folio 36 &c. and Andrew Bair & wife Recorded in Libr J. H. B. No 91 Folio 420 &c, All Recorded in the Land Record of Carroll County State of Maryland by reference thereto will more fully and large appear Beginning for the outlines as now surveyed at a stone heretofore planted at the end of 18.4 perches on the 4th line of a deed of conveyance from Sarah Bailey et al to Robert L. Farver, dated April 30th 1860. Recorded among said Land Record in Libr G. E. H. No 27 folio 110 &c and running with the seventh line reversed of 1st parcel of aforesaid Deed from Joseph M. Parke et al allowing 3¼° variation and running to wit: North 54 3/4° East 14.4 perches to a stone North 84 3/4° East 103.5 perches to a stone planted on the 6th line of

the 2" panel from said Joseph M Parke etal thence
running and with said 6" line North 8 1/4° West 5 4/10
perches to a stone South 70° West 46 perches South 70° West
18 5/10 perches to a stone planted at the end of 1st line
of aforesaid deed from Peter Engle & wife thence running
said line allowing 2 1/2° Variation North 75° West 75 perches
to a stone, South 65 1/2° West 47 3/4 perches to a stone in
middle of Road now in use thence along said Road
South 1 1/2° East 32.56 perches to a stone allowing 3/4°
variation South 70 1/8° West 205.6 perches to a stake
allowing 1/4° variation South 70 1/4° West 16.95 perches
to a stake, North 84° West 31.32 perches to a stake South 1 1/4°
East 1 perch to a stone South 84° East 31.25 perches to a
stone allowing 3/4° variation North 70 1/4 East 17 perches
to a stake, North 69 7/8° East 20.6 perches to a stone all=
=owing 2 1/2 variation South 1 1/2° E 20.5 perches to a stake
allowing 1/4° variation South 72° West 20.4 perches to
a stake, South 3/4° East 6.22 perches to a stake South
77 1/4° West 6.60 perches to a stake South 16 1/2° East 46.48
perches to a stone allowing 1 1/2° variation South 5 3/4
West 21.04 perches South 38 1/4° East 1 perch & North 53 3/4
East 31.4 perches to the place of beginning Containing
54 acres 1 Rood 7 4/10 Sq perches of land more or less Magn=
=etic Maridian April 1905. Second Parcel. It being a
part of tracts of land called "Dorsey's Mill Prog" "Upper
Marlborough" and "The Diamond" situate lying and
being in Carroll County State of Maryland, Beginning
for the outlines including the same at a stone
planted at the beginning of a Deed from Benjamin
Gorsuch to Lewis Bell. it being also the end of 2nd line in
a deed from John T. Haines to Robert L. Favor dated
July 9th 1866. and Recorded in Libr W. M. M. K. No 33 Folio
335 Running said 2" line and running with it to
wit: North 17 3/4° East 5.7 1/4 perches to a lime stone North
47 1/2° West 29 9/10 perches to a stone South 78° West 18 perches
to a stone planted on east side of public road South
16° West 20 1/10 perches to a stone planted near a Black
oak tree. North 87 1/2° East 2 perches to a stone planted
in said road along said road, South 10 1/4° West 35.65
perches to a stone. South 62 1/2° E 36 perches to the place
of beginning. Containing 14. a. 3 R 30 sq perches of
land more or less. The corners were taken in the
year 1865.

J. Edward West
Surveyor.

First Parcel
Magnetic Meridian
April 1905



Printers Certificate

Westminster Md April 25" 1905.

We hereby certify that the annexed trustees sale was published for four successive times prior to the 25th day of April 1905. in the Democratic Advocate a newspaper published in Carroll County Md.

Vandeford Bros
Editors and Publishers

Agreement of Parties

Reuben Hainer and wife
vs
Jeremiah Hainer Etal

No 4134 Equity
In the Circuit Court for Carroll County sitting in Equity.

To the Honorable the Judges of said Court.

That the undersigned J. Edward West and George. O. Brilhart the purchasers in the Report of Sale filed in the above cause on April 28" 1905. of the first parcel or tract of land containing fifty four acres one rood and seven and four tenth square perches of land more or less. at and for the sum of Fifteen hundred and forty seven dollar and forty four cents. desire to surrender their said purchase aforesaid to your Honorable Court. and agree to the substitution of Harry A Stein and Lillie R Stein his wife of Frederick County Maryland as the purchasers of said land. at the sum aforesaid and that said sale shall forthwith be finally ratified and confirmed by the Circuit Court for Carroll County sitting as a Court of Equity in conformity with this agreement as having been made to said Harry A Stein and Lillie R Stein his wife at and for the sum of Fifteen Hundred and forty seven dollar and forty four cents, as aforesaid.

All of which is Respectfully Submitted.

Test
Wm. J. Hess.

J. Edward West
George. O. Brilhart
Purchasers.

We hereby agree to take the parcel of land mentioned in the foregoing paper of the purchasers J. Edward West and George. O. Brilhart, at and for the price hereto fore agreed upon and to pay the same in cash upon the ratification of the same by the Circuit Court, and that we shall be substituted as the purchasers in the place and stead of the said J. Edward West and George. O. Brilhart and that the said Court shall so ratify said sale.

Test
Walter E Smith

Harry A Stein
Lillie R Stein

The undersigned Trustee hereby agree that the said Harry A Stein and Lillie R Stein his wife shall be substituted as purchasers in the Place of the said J Edward West and George O Brilhart upon the terms aforesaid

Ellsworth E Lovell
Anastasia Smith
William J Frizzell
J Ezra Stein

Order of Court.

Reuben Haines etal
vs
Jeremiah Haines etal

In the Circuit Court for Carroll County in Equity
No 4134 Equity.

Ordered this 6th day of June a.D 1905, by the Circuit Court for Carroll County sitting as a Court of Equity, that the Report of Sale made and filed in this cause by Ellsworth E. Lovell, William J. Frizzell and J. Ezra Stein Trustees on April 28th 1905, and showing a sale to J Edward West and George O. Brilhart of a parcel of land Containing fifty four acres one Rood and seven and four tenth Perches of Land more or less, at and for the sum of Fifteen Hundred and forty seven dollars and forty four cents be and the same is hereby finally Ratified and confirmed in every respect Except that Harry A Stein and Lillie R Stein his wife be and they are hereby declared to be substituted as the purchasers of said land in this plan and stead of the said J. Edward West and George O. Brilhart and Harry A Stein and Lillie R Stein his wife filed in this cause on May — 1905. No cause to the contrary having been shown although due Notice appear to have been given in accordance with the Order Nisi passed on said Report of Sale on April 28-1905- and the papers and proceedings in said cause are hereby referred to the Auditor of this Court, to state an account of the Trust funds in the hands of said Trustees, allowing to them the usual commissions and such proper costs and expenses for which they shall exhibit satisfactory vouchers

Wm H. Thomas

"Auditor's Account"

Reuben Haines & Wife
vs Plaintiffs
Jeremiah Haines etal
Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity No 4134. Equity.

To the Honorable the Judges of the Circuit Court for Carroll County, Sitting as a Court of Equity.

The Auditor Respectfully reports that in pursuance of the Order of your Honorable Court passed in this cause he examined the papers filed in the cause and thereupon stated the within account. He first made the Statement of Mortgage Claim herewith filed, he then made the Statement of Claim herewith filed. He then charged the Trustee with all the money in their hands as shown by their report filed in this cause on the twenty Eighth day of April, in the year Nineteen Hundred and five, and as shown by their supplemental answer filed in this cause on the second day of January, in the year Nineteen Hundred and six, and thereupon allowed them their commissions and expenses and all costs proper to be allowed, He also charged the Administrators of John Thomas Haines deceased, with the balance in their hands as shown by their Answer filed in this cause on the thirteenth day of September, in the year Nineteen Hundred and five, He then distributed the residue of personal Estate as required by the Order of your Honorable Court among the Creditors of said John Thomas Haines deceased and thereafter deducting the commissions, Costs and Expenses distributed the proceeds of Real Estate to the Mortgagee in full payment of his claim and the balance to the parties entitled thereto under the proceedings.

All of which is Respectfully submitted

January 5th 1906.

John M. Roberts Auditor

In the Trust Estate of John Thomas Haines deceased Intestate in account with Ellsworth E. Lovell, William J. Frizzell & J. Ezra Klein Trustees.

Debtor

	$	¢
By amount of Personal Estate in hands of Ann Rebecca Haines and William L. Frazer Administrators of John Thomas Haines deceased, to be charged in the hands of Trustees, as per the written instructions of George O. Bilhart, Attorney for said Trustees, and as shown by the answers of said Administrators filed in this cause the sum of	156	26

1905. April 25" By sale of Real Estate then made by Trustee at public sale & David E Stein as appears by their Report filed in this cause on the twenty eighth day of April in the year Nineteen Hundred and five, Amounting to the sum of =	776	75
1906 April 26" By sale of Real Estate then made by said Trustee to J. Edward West and George O Bilhart at public sale as appears by their report filed in this cause on the twenty eighth day of April in the year Nineteen Hundred and five amounting to the sum of =	1547	44
By amount of Cash in hands of Trustee Received from sale of corn. as appears by their Supplemental answer filed in this cause on the Second day of January in the year Nineteen Hundred and six the sum of	43	25
Amount of Trust Fund	2523	70

~ Credit ~	#	¢
To the Trustee for their Commission	108	08
To the Trustee amount paid Vandeford Bro. for Printing as per Voucher No 1 filed	32	00
To the Trustee amount paid Charles T. Stein for Auctioneering sale as per Voucher No 2 filed	5	00
To the Trustee amount paid J. Edward West for Survey as per Voucher No 3 filed	4	00
To the Trustee amount paid the Pilot Publishing Company for Printing as per Voucher No 4 filed	2	50
To the Trustee amount paid George O. Bilhart Solicitor for professional services rendered as per Voucher No 5 filed	150	00
Cost of taking Testimony.		
To Claude Tilden Smith. Examiner	8	00
To Willis L. Favor a Witness	1	45
To Claude Tilden Smith. Examiner	8	00
To Jesse L. Manahan a Witness	2	30
To John H. Duvall a witness	2	40
Costs as taxed by Clerk.		
To George O. Bilhart Solicitor appearance fee	10	00
To David L. Smoot Clerk	95	80
To William H Wilson Sheriff.	4	31
To Sheriff of Washington County	1	16
To Sheriff of Frederick County	1	80

To John J. Stewart Register of Wills			1	50
To Charles E. Feast, George L. Stockdale and Joseph D Brooke Solicitors appearance fee			10	00
To David P. Smelser Clerk			1	00
To Publication order Nisi on this account.			1	50
To John M Roberts Auditor. Making examination of Papers Statement of Mortgages Claims, Statement of Claims and stating this account and distribution			36	00
Amount of Expenses			486	80
Balance for Distribution			2036	90
Amount of Trust funds			2523	70

	$	¢	$	¢
Balance for distribution			2036	90
and distributed as follows to wit:				
To John J. Stewart Register of Wills Collateral tax due State of Maryland on proceeds of Real Estate after deducting amount of Mortgage Claim the sum of	32	20		
To Ann Rebecca Hainer, widow of John Thomas Hainer deceased in lieu of her dower the sum of	106	42		
To the Trustee amount paid J. Ezra Stein Assignee of Mortgagee on the twenty eighth day of June in the year Nineteen Hundred and five, in part payment of his Mortgage claim, as appears by the receipt of said J Ezra Stein herewith filed amounting to the sum of	776	75		
To J. Ezra Stein Assignee of Mortgagee in full payment of his Mortgage claim debt and interest as appears by the Statement of Mortgage Claim herewith filed the sum of	311	94		
To William G. Frizzell in full payment of his claim as appears by the Statement of Claim herewith filed the sum of	8	08		
To Jesse E. Stein in full payment of his claim as appears by the Statement of Claim herewith filed the sum of	10	00		
To The Farmers Fertilizer Company in full payment of its claim as appears by the Statement of Claim herewith filed the sum of ———	79	00		

To Joseph T. Stein in full payment of				
his claim as appears by the Statement				
of Claims herewith filed the sum of	$	3	68	
To Gilbert and Gehr in full payment				
of their Claim as appears by the				
Statement of Claim herewith filed				
the sum of —		3	10	
To Dr E. D. Cronk in full payment				
of his Claim as appears by the				
Statement of Claim herewith				
filed the sum of =		6	00	
To John W. Bailey in full payment of				
his Claim as appears by the statement				
of Claim herewith filed the sum of =		2	56	
To H. L. Favor in full payment of his				
claim as appears by the Statement				
of Claim herewith filed the sum of		6	36	
To Jesse L. Manahan in full payment				
of his Claim as appears by the				
Statement of Claim herewith filed				
the sum of		68	33	
To Jesse L. Manahan in full payment				
of his Claim as appears by the Statement				
of Claim herewith filed the sum of		70	07	
To Lumber Coal and Supply Company				
in full payment of its claim as				
appear by the Statement of Claim				
herewith filed the sum of.		33	44	
To David E. Stein in full payment of				
his claim as appears by the Statement				
of Claim herewith filed the sum of		120	33	
The balance to be distributed among				
the heirs at law of John Thomas Haines				
deceased. carried forward and				
distributed among the parties				
Entitled thereto the sum		408	94	
	$	2036	90	$ 2036 90
Balance to be distributed among				
the heirs at law of John Thomas Haines				
deceased intestate brought forward				$
and distributed among his heirs at				408 94
law as follows to wit:				
To Reuben Haines an adult brother				
of deceased intestate the one third				
of balance the sum of	$	136	31⅓	
To Jeremiah Haines an adult brother				

of deceased intestate the one third
of balance the sum of $136 31⅓
To the distribution share of Ellen
Irvine a deceased sister of deceased
intestate the one third of balance
the sum of = 136 31⅓
Amount Distributed $408 94 $1108 94
Distribution share of Ellen Irvine a
deceased sister of deceased intestate
brought forward = and distributed
amoung her heirs at law as follows
to-wit
To Elizabeth Hahn (wife of Francis T.
Hahn) an adult daughter of Ellen
Irvine deceased and Niece of deceased
Intestate the one sixth part of one third
the sum of $22 71⅔36
To Martha West (wife of J. Edward West)
an adult daughter of Ellen Irvine
deceased niece of deceased intestate
the one sixth of one third the sum of $22 71⅔36
To Maggie Fogle (wife of Francis Fogle)
an adult daughter of Ellen Irvine
deceased, and niece of deceased
intestate the one sixth of one third
the sum of $22 71⅔36
To Laura Fogle (wife of William Fogle)
an adult daughter of Ellen Irvine
deceased and Niece of deceased
Intestate the one sixth of one third
the sum of $22 71⅔36
To Henry C Irvine an adult son of
Ellen Irvine deceased and Nephew of
deceased Intestate the one sixth of
one third the sum of $22 71⅔36
To John Louis Irvine and a adult son
of Ellen Irvine deceased and Nephew
of deceased Intestate to the one sixth
of one third the sum of = $22 71⅔36
$136 31⅓ $136 51⅓

Order Nisi on Audit

Reuben Haines (wife) Plaintiffs
vs
Jeremiah Haines et al Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4134 Equity.

Ordered this 5th day of January A.D. 1906 that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of January inst: provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser. Clk.

Printer's Certificate

Westminster Md January 22nd 1906.

We hereby Certify that the annexed Nisi or Audit was published for two successive weeks prior to the 22nd day of January 1906 in The Democratic Advocate a newspaper published in Carroll County Md.

Vanderford Bros.

Editors and Publishers

Order of Court

Ordered this 23 day of Jany A.D. 1906. by the Circuit Court for Carroll County sitting as a Court of Equity that the aforegoing account of the Auditor 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 in accordance with the aforegoing order Nisi and the Trustee is hereby directed to pay out the Trust funds accordingly.

Wm. H. Thomas.

Recorded & Exd.

per. David P. Smelser.

Clerk

Auditors account in to 4250. Equity.

Ex Parte;
In the Matter of the Trust Estate of Stephen J. Gossuch
Abraham. S. Leister
Truster

In the Circuit Court for Carroll County sitting as a Court of Equity.
to 4250. Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Special Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and therefrom stated the within account. He first made the Statement of Bills of Sale Claims herewith filed, and then made the Statement of Claims herewith filed. He then charged the Truster with all the purchase money in his hands or shown by his report filed in this cause. He the allowed the Truster his commissions and expenses, and all costs proper to be allowed. The balance then left he distributed to Abraham S Leister in full payment of his proved claim as shown by this account. The balance then left he distributed to the parties entitled thereto at the rate of .086365.

All of which is Respectfully submitted.

January 12 1906.

Jno. E. Crouse Special Auditor.

The Trust Estate of Stephen J. Gossuch in account with Abraham. S. Leister Truster.

— Debtor —

1905. November 9" By sale of Personal Estate then made to divers persons at public sale as appears by his report filed in this cause December 28" 1905 the sum of	$ 1318	50
By sale of Personal Property then made to divers persons at private sale as appears by his report filed in this cause December 28" 1905 the sum of	$ 178	00
Total amount of Sale	$ 1496	50

— Credit —

To the Truster for his commissions as provided by the Deed of Trust from Stephen J. Gossuch to Abraham S. Leister a certified Copy of which is filed in this cause	$ 119	70
To the Truster amount paid Joseph L. Franklin Collector Taxes for year 1904, as per Voucher No 1 filed	$ 1	87

To the Trustee amount paid Joseph L Franklin		
Collector taxes for year 1905, as per Voucher No 2 filed	1	79
To the Trustee amount paid T. Albert Crawford		
Auctioneer for auctioneering sale as per Voucher		
No 3 filed	10	60
To the Trustee amount paid J Wesley Biggs for		
Clerking at sale as per Voucher No 4 filed	2	50
To the Trustee amount paid Vandeford Bros		
for printing as per Voucher No 5 filed	17	00
To the Trustee to pay Abraham S. Leisler for		
labor as per voucher No 6 filed	26	75
To the Trustee amount paid Stephen T. Gorsuch		
for labor as per Voucher No 7 filed	67	22
To the Trustee amount paid Smith & Reifsnider		
for coal as per Voucher No 8 filed	3	40
To the Trustee amount paid Charles E. Gorsuch		
for insurance the sum of $4.90 less $1.74		
rebate allowed Trustee for cancellation of policy		
as per voucher No 9 filed	3	16
To the Trustee amount paid Robert Crouse		
for labor as per Voucher No 10 filed	5	20
To the Trustee amount paid William B Geisling		
for labor as per Voucher No 11 filed	7	60
To the Trustee amount paid Eugene McCaffrey		
for labor as per Voucher No 12 filed.	2	00
To the Trustee amount paid George P. Gunther		
for Clerking sale as per Voucher No 13 filed	2	00
To the Trustee amount paid Austin D Dutterer		
for car rope as per Voucher No 14 filed.	2	02
To the Trustee amount paid Francis Brendon		
for threshing as per Voucher No 15 filed	7	32
To the Trustee amount paid Harry P. Gorsuch		
for Labor as per Voucher No 16 filed	40	06
To the Trustee amount paid Robert O Crouse		
Solicitor for professional services rendered		
as per Voucher No 17 filed	60	00
~ Costs as taxed by Clerk ~		
To Robert O Crouse Solicitor appearance fee	10	00
To David P. Smelser Clerk.	14	05
To Isa. E. Crouse special auditor making		
Examination of papers. Statement of Bill		
of Sale Claim statement of Claim and		
stating this account and distribution	22	50
Amount of Expenses	426	04
Balance for distribution	1070	26
Amount of Sales	1496	30

Balance for distribution brought				
forward and distributed as follows			1070	26
to wit;				
To Abraham S Lester in full payment				
of his Bill of Sale claim as appears by				
the Statement of Bill of Sale claim				
herewith filed the sum of	$ 825	84		
To Abraham S. Lester in full payment				
of his Bill of Sale Claim as appears				
by the Statement of Bill of Sale claim				
herewith filed the sum of =	152	50		
To balance carried forward and				
distributed among creditors of Stephen				
F. Gorsuch the sum of	91	92		
	$ 1070	26	$ 1070	26
Balance for distribution brought				
forward and distributed as follows				
to wit.			$ 91	92
To Mrs J. H Coleman in part payment				
of her claim as appears by the State=				
=ment of claim the sum of	$ 13	23		
To Miss Coleman in part payment of				
her claim as appears by the statement				
of claim the sum of =	9	19		
To Myers Bros. in part payment of their				
Claim as appears by the statement of				
Claim the sum of =		71		
To Myers Bros. in part payment of their				
claim as appears by the statement of				
Claim the sum of		25		
To H. C. Albaugh in part payment of				
his claim as appears by the Statement				
of Claim the sum of =	11	47		
To Jesse T. Gorsuch in part payment of				
his claim as appears by the Statement				
of Claim the sum	3	02		
To J T Erb in part payment of his				
claim as appears by the Statement of				
Claims the sum of		86		
To Farmers Fertilizer Co in part payment				
of their Claim as appears by the Statement				
of Claim the sum of	8	48		
To John T. Shafer, Trustee of Farmers M				
Mfg Co + Bro in part payment of his				
claim as appears by the Statement of				
Claim the sum of	7	80		

	$	¢	$	¢
To N. J. Gorsuch & Son in part payment of their Claim as appears by the Statement of Claim the sum of =		4 92		
To H. A. Spalding in part payment of his Claim as appears by the Statement of Claim the sum of =		13 69		
To Doyle & Hamer in part payment of their Claim as appears by the Statement of Claim the sum of =		1 98		
To N. J. Gorsuch & Son in part payment of their Claim as appears by the Statement of Claim the sum of =		3 96		
To Wm. D. Wells in part payment of his Claim as appears by the Statement of Claim the sum of		12 95		
	$	91 92	$	91 92

Order Nisi on Audit

Ex Parte
In the Matter of the Trust Estate of Stephen J. Gorsuch & Abraham S. Leister Trustees

In the Circuit Court of Carroll County sitting as a Court of Equity
No 4250 Equity.

Ordered this 12th day of January A.D. 1906. that the account of the Special Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 29th day of January inst provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David R. Stonesifer Clerk.

Printer Certificate

Westminster Md January 30th 1906.

We hereby certify that the annexed Nisi on audit was published for two successive weeks prior to the 29th day of January 1906. in The Democratic Advocate a Newspaper published in Carroll County Md.

Vandeford Bros
Editors and Publishers

Order of Court

Ordered this 31st day of January 1906. that the aforegoing account of the Special Auditor be and the same is hereby finally ratified and confirmed. No cause to the contrary thereof having been shown although due Notice appears to have been given in compliance

with the preceding order Nisi and the Trustee is directed to pay out accordingly.

Wm. H. Thomas

Recorded 6 Eyd

Jer. David P. Smullen Clk.

Maryland Sct.

At a Circuit Court for the fifth Judicial Circuit Court of Maryland begun and held at the Circuit Court House in the City of Westminster Carroll County Maryland on the 1st Monday of it being the day of same month in the year, One Thousand nine hundred and five.

Were Present.

Hon William H Thomas associate Judge

William L. Wilson Sheriff

David P. Smelser Clerk.

Among other were the following proceedings to wit;

Be It remembered that heretofore to wit on the 9th day of November 1905. J. Ezra. Stem Assignee of Mortgage by Joseph D Brooks his attorney came here into Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words to wit

J. Ezra Stem. Assignee of Mortgage. Plaintiff

vs

Daniel H. Muler & Alice Muler his wife Mortgagors Defendants

No 4254 Equity

In the Circuit Court for Carroll County sitting as a Court of Equity.

Proceedings under the Code of Public General Laws of the State of Maryland. relating to Mortgagors.

Mr. David P. Smelser.

Clerk of the Circuit Court for Carroll County sitting as a Court of Equity

You will please enter my appearance for the Plaintiff in the above cause, docket the above case. file Original note marked Exhibit "A" and Original Mortgage marked Exhibit "B"

Joseph D Brooks. Solicitor for Plaintiff.

Exhibit "A"

$400.00/100 Westminster Md January 2nd 1900.

One year after date we jointly and severally promise to pay to the Westminster Deposit and Trust Co. or order the sum of Four Hundred Dollars for Value received hereby waiving the benefit of all exemption laws. with interest from date the interest payable semi. annually.

Witness

W Riley Myers

Daniel H. Muler

Alice Muler

U. S. I stamp 8¢

This note secured by Mortgage of even date.

Indorsements &c

Interest paid to January 2" 1905.

For Value received the Westminster Deposit and Trust Company hereby assigns the within note to J Ezra. Stein without recourse.

Witness the Corporate Seal of the Westminster Deposit and Trust Company and the signature of J Herbert Shriver its vice president, this eighth day of November. 1905.

Westminster Deposit and Trust Company per
J. Herbert. Shriver. Vice President.

— Mortgage —

The Mortgage filed in this case is Recorded in Libr J.H.B. #43 folio 307 &c One of the Real Estate Mortgage Records of Carroll County.

— Bond —

The Bond filed in this case is Recorded in Libr J.H.B No 1. folio 329. &c. One of the Bond Records of Carroll County.

— Report of Sale —

J. Ezra Stein. Assignee of Mortgagee — Plaintiff

vs.

Daniel. H. Myles and Alice Myles his wife Mortgagors — Defendant

No 4254. Equity.

In the Circuit Court for Carroll County sitting as a Court of Equity

To the Honorable the Judges of said Court.

The Report of Sale of J Ezra Stein Assignee of Westminster Deposit and Trust Company a body Corporate of the State of Maryland.

Mortgagee Respectfully represents. That by virtue of the power of sale contained in a Mortgage from Daniel H. Myler and alice Myler his wife of Carroll County Maryland to the Westminster Deposit and Trust Company of Westminster Maryland. a body Corporate of the State of Maryland dated the second day of January 1900. and Recorded ~~in~~ among the Real Estate Mortgage Records of Carroll County Maryland in Libr J.H.B No 43. folio 307 &c. which said Mortgage was duly assigned on the 8" day of November 1905. to the said J Ezra Stein and said assignment duly Recorded at the foot of the aforesaid Mortgage Records the said J Ezra Stein advertised the Real Estate mentioned and conveyed by said Mortgage in The Democratic Advocate a newspaper printed and published in Westminster Carroll County Maryland. at Public Sale to the highest bidder for three successive weeks and for more than twenty days prior to the day of sale on the following terms to wit; Cash on the day of Sale or upon the ratification of the Sale by the Court, other terms

however, may be made with the undersigned.
The said Assignee further reports that he also adver-
tised the said property for sale to the highest bidder
at public Sale on the premises at 2 Oclock P M
on the 5th day of December in the year of our Lord
Nineteen Hundred and five by advertisement in
the Democratic Advocate and by handbills extensively
circulated in the neighborhood of the said property.
Said assignee further reports that after giving Bond
to the State of Maryland in the penalty of eighteen
Hundred Dollars with his suretie which said
bond was duly approved by the Clerk of Your Honorable
Court, and after complying with all the requir-
-ments of the Laws of Maryland in such cases made
and provided, the said Assignee attended on the
premises situated near Carrollton Station on the
Western Maryland Railroad in Carroll County Maryland
on the 5th day of December 1905. at 2 Oclock P M it being
the day and hour advertisement in the said Newspaper
and Handbills as the day and hour upon which
the said property would be offered at public sale
and then and there offered the said Real Estate
mentioned and described in said Mortgage at
public sale to the highest bidder upon the terms
set out in said advertisement and this report and
the and there sold the same to Adam M Lippo of
Baltimore City Maryland at and for the sum of
Six hundred and Eighty Dollars cash upon the
ratification of the sale by your Honorable Court
he being then and there the highest bidder therefor
Your Assignee further reports that the said pur-
-chaser has paid to him the sum of fifty dollars
in cash and has signed a Memorandum of sale
agreeing to pay the balance of said purchase
Money upon the ratification of the sale by your
Honorable Court All of which payments your Assignee
is satisfied with.

Total amount of Sale $680.00

All of which is respectfully submitted.

J Edgar Fleagle
Assignee of Mortgage.

State of Maryland Carroll County to wit:
I hereby Certify that on this sixth day of December
in the year of our Lord Nineteen Hundred and five
before me the subscriber a Justice of the Peace of
the State of Maryland in and for Carroll County.

personally appeared J Ezra Stein Assignee of Mortgagee, and made oath in due form of Law that the matter and things alleged in the foregoing Report of Sale are true as therein set forth, to the best of his knowledge and belief, and that the Sale therein reported was fairly and Bona fide made-

James F. Reinker J.P.

— Order Nisi on Sale —

J Ezra Stein assignee of Mortgagee
vs
Daniel H. Myler & Alice Myler his wife Mortgagors

In the Circuit Court for Carroll County Sitting as a Court of Equity.
No 4254 Equity

Ordered this 6th day of December 1905, by the Circuit Court for Carroll County, sitting as a Court of Equity, that the sale of the Real Estate made by J Ezra Stein Assignee, by virtue of the Power of sale contained in a Deed of Mortgage from Daniel Myler and Alice Myler his wife to the Westminster Deposit and Trust Company of Westminster Maryland dated the second day of January 1900, and Recorded among the Real Estate Mortgage Records of Carroll County in Liber J H B No 43 folio 507 &c, and this day reported to this Court by the said J Ezra Stein Assignee of said Mortgage be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 8th day of January 1906, provided a copy of this order be published in some newspaper published in Carroll County Maryland once a week for three successive weeks before the 1st day of January 1906.

The Report states the amount of sale to be Six hundred and Eighty dollars ($680.00)

David P. Smelser, Clerk.

— Printer Certificate —

Westminster Md. January 8th 1906

We hereby certify that the annexed Order Nisi was published for three successive weeks prior to the 1st day January 1st 1906 in The Democratic Advocate a newspaper published in Carroll County Md —

Vandiford Bros
Editors and Publishers.

— Petition to substitute Purchaser —

J. Ezra Stein Assignee of Mortgagee
vs
Daniel H. Myler & Alice Myler his wife Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4254 Equity.

To the Honorable the Judges of said Court.

The petition of Adam Lippo and Mary Jane Lippo his wife of Baltimore City in the State of Maryland respectfully represents That on the fifth day of December A D 1905. the said Adam M Lippo became the purchaser of the Real Estate mentioned in the above proceedings at public sale on the premises and that said sale was duly reported to your Honorable Court by the above named J Ezra Stein Assignee of Mortgagee on the 6th day of December A D 1905. That since the filing of the aforesaid Report of sale in the above mentioned cause the said Adam M Lippo purchaser has sold an interest in the aforesaid Real Estate to his wife the said Mary Jane Lippo, and your petitioners are desirous of having said property deeded to them as husband and wife. Your petitioner therefore pray your Honors that in the said order of ratification of said Sale to pass an order substituting your petitioners the said Adam Lippo and Mary Jane Lippo his wife as purchasers of the aforesaid Real Estate in the place and stead of the said Adam M Lippo.

And as in duty bound.

his
Witness Adam M x Lippo
Wm H Shaum. mark
Mary J. Lippo

State of Maryland Carroll County to wit:

I hereby certify that on this 26th day of December A D 1905. before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Adam M. Lippo and Mary Jane Lippo his wife the above named petitioners and made oath in due form of Law that the matters and things alleged in the above petition are true as therein set forth to the best of their knowledge and belief

Witness my hand and seal

Wm H Shaum J P

Order of Court

J Ezra Stein Assignee of Mortgagee
vs
Daniel H. Muler
Alice Muler his wife
Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity.

No 4254. Equity

Ordered this 9th day of January in the year of Our Lord Nineteen Hundred and six by the Circuit Court for Carroll County sitting as a Court of Equity that the Sale of the Real Estate made and reported to this Court on the 6th day of December in the year

of our Lord Nineteen Hundred and five by Ezra Klein
Assignee of Mortgagee, be and the same is hereby
finally ratified and confirmed no cause to the
contrary thereof having been shown although due
notice appears to have been given as required by the
preceding order of Nisi as appears by the proper
certificate herewith filed. And the cause is hereby
referred to the Auditor of this Court to state an account
of the Mortgage under according with the terms of
the Mortgage filed in this cause, and on the petition
of Adam M Lepps and Mary Jane Lepps his wife filed in
this cause on the 5th day of Janr. 1906. it is further ordered
that the said Adam M. Lepps and Mary Jane Lepps his
wife be and they are hereby substituted as the purchasers
of said property in the foregoing Report of Sale
mentioned in the place and stead of the said Adam M
Lepps and the said J Ezra Klein Assignee &c. be and he is
hereby authorized upon payment of the whole purchase
money to convey the property mentioned in said Report
of Sale to the said Adam M Lepps and Mary Jane Lepps
his wife.

Wm H Thomas.

Auditor's Account

J Ezra Klein Assignee of Mortgagee Plaintiff

Vs

Daniel H. Muler and Alice Muler his wife Mortgagors Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4254 Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity. The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in the cause he examined the papers filed in the cause and thereon stated the within account. He first made the Statement of Mortgage Claim hereunto filed He then charged the Assignee of Mortgagee with all the purchase money in his hands as shown by his report filed in the cause December 6th 1905. He then allowed him his commission and expenses and all costs proper to be allowed. The balance then left he distributed to the parties entitled thereto under these proceedings.

All of which is respectfully submitted.

January 19th 1906.

John M Roberts
Auditor

The Mortgaged Real Estate of Daniel H. Muler and Alice Muler his wife Mortgagor in account with J. Ezra Klein Assignee of Mortgagee.

— Debtor —

1905. December 5th By sale of Real Estate then made to Adam M. Leppo as shown by his report filed in this cause December 6th 1905. the sum of		
	$680	00
Amount of Sale =	$680	00
— Credit —		
To the Assignee of Mortgagee his commission as provided by the Mortgage filed in this cause.	$43	00
To the Assignee of Mortgagee to pay Vanderford Bros for printing al per voucher No 1 filed	11	75
To the Assignee of Mortgagee to pay P. H. Gorsuch Auctioneer of Auctioneering sale as per Voucher No 2 filed	10	00
To Assignee of Mortgagee to pay John. G. Hoffman Collector, taxes for year 1903 as per Voucher No. 3. filed	4	57
To the Assignee of Mortgagee to pay John. G. Hoffman. Collector taxes for year 1904 as per Voucher No 4 filed	4	50
To the Assignee of Mortgagee to pay Joseph D. Brooks, Solicitor for professional services rendered as per Voucher No 5 filed	25	00
Costs as taxed by Clerk —		
To Joseph D Brooks Solicitor appearance fee	10	00
To Daid. P. Smeltzer Clerk	18	60
To publication of Order Nisi on this account	1	50
To John M Roberts Auditor making Examination of paper Statement of Mortgage Claims Stating this account and distribution	9	00
Amount of Expenses	$137	92
Balance for Destribution	$542	08
Amount of Sale	$680	00
Balance for distribution brought forward and distributed as follows to wit:	542	08
To J Ezra Klein Assignee of Mortgagee in full payment of his Mortgage Claim debt and Intent as appear by the State-ment of Mortgage Claim Seventh filed the Sum of	$425	13
To Daniel H Muler balance of purchase money as provided by the Mortgage		

filed in this cause
the sum of

$116	95		
$542	08	$542	08

~ Order Nisi on Audit ~

J. Ezra Stein Assignee of Mortgagee Plaintiff
vs
David Muler and Alice Muler his wife Mortgagor Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity.

No 4254. Equity.

Ordered this 19th day of January A.D. 1906 that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 5th day of February next. provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser. Clerk.

~ Printers Certificate ~

Westminster Md February 5th 1906.

We hereby certify that the annexed Nisi on Audit was published for two successive weeks prior to the 5th day of February 1906. in the Democratic Advocate a newspaper published in Carroll County Md.

Vanderford Bros
Editors and Publishers

~ Order of Court ~

Ordered this 6th day of February 1906. by the Circuit Court for Carroll County sitting at a Court of Equity that the foregoing account of the Auditor be and the same is hereby finally ratified and confirmed no cause to the contrary having been shown although notice appears to have been given as required by the preceding order Nisi as appears from the printers certificate hereinwith filed. and the Assignee of the Mortgage is hereby authorized to pay out the funds accordingly.

Wm. H. Thomas.

Recorded & Exd

per. David P. Smelser
Clerk.

Maryland Sct:

At a Circuit Court for the fifth Judicial Circuit of Maryland begun and held at the Court House in the City of Westminster, Carroll County in Maryland on the 1st Monday of being the day of said month in the year One Thousand Nine Hundred and five

Were Present

Hon. Wm. H. Thomas Associate Judges

William H. Nelson Sheriff

David P. Smelser Clerk.

Among others were the following proceedings to wit:

Be it remembered that heretofore to wit: on the 17th day of March A.D. 1905. J. Wesley Hoffacker and Luther H. Hoffacker Trustees by their attorneys Bond & Parke. came here into Court sitting as a Court of Equity and filed their order to docket a case which appears in form and words as follows to wit:

In the Matter of the Trust Estate of Frederick E. Graf.

J. Wesley Hoffacker and Luther H. Hoffacker Trustees } No 4214 Equity. In the Circuit Court for Carroll County.

To the Honorable the Judges of said Court.

The petition of J. Wesley Hoffacker and Luther H. Hoffacker of Carroll County Maryland respectfully shows your Honorable Court.

(1) That they were appointed Trustees of Frederick E. Graf for the benefit of his creditors as appears by their deed dated 14th day of March 1905. in which his wife unites for certain purposes. a certified Copy of same is herewith filed marked Exhibit A and prayed to be taken and considered as part thereof.

(2) That your petitioners accepted the trust created by said Deed and Executed their Bond as required by Law and the Course of Equity. a certified Copy thereof is herewith filed marked Exhibit. B and prayed to be taken as part hereof.

(3) That your petitioners are unwilling to assume and Execute the Trust created by said Deed without the aid and direction of this Court to the end therefore, (a) That this Court may take Jurisdiction in the premises and may advise and direct your Trustees and petitioners in the administration of said trust.

(b) That the petitioners and Trustees may have such further and other relief as their case may require

Bond & Parke
Solicitors for Petitioners and Trustees.

— Order of Court —

In the Matter of the Trust Estate of Frederick E Graf. J. Wesley Hoffacker & Luther H Hoffacker Trustees

No 4214 Equity —

Upon application it is this 17th day of March 1905, by the Circuit Court for Carroll County in Equity ordered that this Court assume jurisdiction of the administration of the Trust created by the Deed of Frederick E Graf and Mollie E. Graf his wife to J. Wesley Hoffacker and Luther H Hoffacker Trustees, and that the trust created by said deed shall be administered under the order and direction of the said Circuit Court for Carroll County in Equity, and it is further ordered by the Circuit Court for Carroll County, sitting as a Court of Equity that the said J. Wesley Hoffacker and Luther H Hoffacker Trustees under said deed, give notice to all persons having claims against the said Frederick, E. Graf to file their claims properly authenticated with the Clerk of the Circuit Court for Carroll County in Equity on or before the 18th day of May 1905, by causing a copy of this order to be published in some Newspaper published in Carroll County once a week for three successive weeks before the 10th day of April 1905.

Wm H Thomas.

= Exhibit "A" =

Exhibit A. is a Certified Copy of a Deed of Trust from Frederick E. Graf & wife to J. Wesley Hoffacker and Luther H. Hoffacker. Recorded in Liber D P S # 101 folio 530 &c one of the Land Records of Carroll County.

Exhibit "B"

Exhibit B. is a Bond Recorded in Liber J H B # 1 folio 266 &c One of the Bond Records of Carroll County.

~ Report of Sales ~

In Re
The Trust Estate of
Frederick. E. Graf & wife
J. Wesley and Luther H
Hoffacker Trustees

No 4214 Equity.
In the Circuit Court for
Carroll County in Equity
To the Honorable the
Judges of said Court.

The Report of Sales of J Wesley Hoffacker and Luther H Hoffacker Trustees as hereinafter set forth respectfully shows. That under and by Virtue of the power of sale contained in a Deed of Trust of Frederick. E. Graf and wife

to the said J Wesley Hoffacker and Luther H Hoffacker bearing date March 14" 1905, and after giving Bond with securities duly approved by the Clerk of the Circuit Court for Carroll County, and after giving more than twenty days Notice of the time place, manner and terms of sale by advertisement inserted in the "Democratic Advocate" a weekly newspaper published in Carroll County Maryland, and by handbills Extensively circulated throughout the Neighborhood of said sale your said Trustee in pursuance of said Notice attended on the premises in Carroll County Maryland on Saturday April 8" 1905 at one oclock P M. and then and there proceeded to sell the Real Estate conveyed by said Deed of Trust and the personal property also, that is to say, Your Trustee first offered at public sale to the highest bidder all that tract or parcel of land situated in Carroll County Maryland, and containing One Hundred and seventy one acres one rood and twenty and one tenth perches of land more or less, and being the same land mentioned and conveyed to said Frederick E Graf by Deed of Jacob A Frederick and wife Recorded among the Land Records of Carroll County in Liber B F C. No 86 Folio 227 &c, and being furthermore and including the land conveyed to the said Frederick E Graf by Laura P Boyer and others by Deed of Record in Liber J H B No 91 Folio 226 &c less one acre three roods and ten perches of land more or less, Conveyed by the said Frederick E Graf and wife to William Witt by Deed of Record in Liber J H B No 94 folio 280 &c, and sold the same as an Entirety to Vincent W Cullough of Carroll County Maryland at and for the sum of Three Thousand and fifty dollars ($3050.00) he being at that sum the highest bidder therefor, And your said Trustee further Report that said Sale, was made without any reservation Except the Saved Timbers, afterwards sold with the personal property, and that the said purchaser has Elected to pay all cash for said property upon the ratification thereof by your Honorable Court. In the next place your Trustee offered at public sale to the highest bidder, an undivided one third Interest of the said Frederick E Graf in and to a parcel of land in Carroll County Maryland, Containing 33 acres and 100 perches of land more or less, and sold the same to John L Graf of Carroll County Maryland, at and for the sum of twenty five Dollars he being then & there

the highest bidder therefor, and your Trustee further
Report that said interest was obtained by said
Fredrick E. Graf by Deed of Lewis B. Lippy Executor
to him and others of Record in Liber W.N.W. No. 70. folio
292 &c. and that said purchaser has Elected to pay
all Cash for said Land upon the Ratification of
said Sale by your Honorable Court. In the third place
your Trustee offered at public Sale to the highest
Bidder, the undivided one half interest of the said
Fredrick E. Graf in and to a lot of Land containing
six acres and thirty perches of Land more or less,
but receiving a bid of but four dollars therefor
your said Trustee declined to sell the same and
withdrew the same, In the next and last place
your Trustee sold, as advertised the personal
property of the said Fredrick E. Graf which will be
reported in full to your Honorable Court as soon as
the report thereof can be made out.

All of which is Respectfully submitted,

Bond & Parke
Sols for Trustee

J. Wesley Hoffacker
Luther H. Hoffacker

State of Maryland Carroll County to wit:
I Hereby Certify that on this twelfth day of April 1905
before me the subscriber a Justice of the Peace of
the State of Maryland in and for Carroll County
aforesaid personally appeared John Wesley Hoffacker
one of the Trustees above named and made oath
in due form of Law that the matter and things
set forth in the aforegoing Report of sale are true
as therein stated, and that the sales therein
reported were Bona fide and were fairly made.

Sworn to before

Jacob P. Ballozier
Justice of the Peace.

State of Pennsylvania County of York to wit:
I Hereby Certify that on this Eleventh day of April
1905. before me the subscriber a Justice of the Peace
of the State of Pennsylvania in and for York County
aforesaid personally appeared Luther H. Hoffacker
one of the Trustees above named, and made oath
in due form of Law that the matter and things
set forth in the aforegoing Report of Sale are true
as therein stated and that the sales therein reported
were Bona fide and were fairly made.

(Seal) In witness whereof I hereunto affix
(Place) my Notarial Seal and subscribe my name hereto.

Lewis D. Sell Justice of the Peace

— Order Nisi on Sale —

In Re
The Trust Estate of
Frederick E. Graf & wife
John Wesley Hoffacker
and Luther H Hoffacker
Trustees

No 4214 Equity.
In the Circuit Court for
Carroll County in Equity.

Ordered this 15th day of
April 1905. by the Circuit
Court for Carroll County in
Equity that the sales of the Real Estate mentioned
in these proceedings made and Reported by John
Wesley Hoffacker and Luther H Hoffacker Trustees
be ratified and confirmed unless cause to the con-
trary thereof be shown on or above the 15th day of May
next. provided a copy of this order Nisi be inserted
in the Democratic Advocate a Newspaper printed
in the City of Westminster Maryland, once in
each of three successive weeks before the 8th day of May
next.

The Report states the amount of Sales to be $3075.00

David R. Reinder Clerk.

— Printers Certificate —

Westminster Md May 22nd 1905

We hereby Certify that the annexed Order Nisi on
Sale was published for three successive weeks prior
to the 8th day of May 1905. in the Democratic Advocate
a Newspaper published in Carroll County Md

Vandiford. Bros,
Editors and Publishers

— Order of Court —

Ordered this 23rd day of May 1905. by the Circuit Court
for Carroll County in Equity that the aforegoing Report
of sale made and Reported by John Wesley Hoffacker
and Luther H Hoffacker Trustees in the above entitled
cause be and the same is hereby finally ratified
and confirmed. No cause to the contrary thereof
having been shown although due notice appear
to have been given in accordance with the preceding
order Nisi passed in said cause and the papers
and proceedings in said cause are hereby referred
to the Auditor of this Court.

W. H. Thomas,

— Auditors Account —

In the Matter of the
Trust Estate of
Frederick E. Graf

No 4214 Equity
In the Circuit Court for
Carroll County in Equity

To the Honorable
the Judges of said Court,

Your Auditor respectfully reports that in the above
case after carefully examining all the papers
therein he has stated an account of the Trust funds
therein. He first charged the Trustee with the amount
of sales of Real and Personal property and money
received from accounts aggregating $3641.92 and he
then stated an Expense account allowing to them $611.15
for Expenses, thus leaving $3030.77 for distribution
under the terms of the Deed of trust. Your auditor
in account A charged the Trustee with the account
of the proceeds of sale from the mortgaged Real Estate
sold, and then allowed against this Debit $3050.00
the proportionate amount of Expenses, amounting
to $511.81, and distributed to J. Staley Hoffacker and
Luther H Hoffacker Mortgagee the amount of their
mortgage and Interest, viz. $1310.24 and the residue
of $1227.95, your Auditor then carried into account
B. for distribution. In account B your Auditor charges
the Trustee with said sum of 1227.95 and $25.62.
the last amount being the proceeds of sale of Interest
in land not covered by Mortgage, which two
amounts aggregated $1253.57, and from this
amount your Auditor deducted $4.30 as the
proportion of Expenses to be borne by the land
selling for $25, and the account to be distributed
to Mollie E. Gross under the terms of the Deed of
Trust in lieu of her pretended right of dower.
making $166.57 and leaving $1082.70. for distrib
-ution among the first Judgment liens. Your
Auditor distributed in account B. the sum of
$292.73 in full for the first Judgment liens
and the residue of $789.97. he distributed to the
Judgment liens next in order of priority
and all of even date and aggregating $1070.63
upon a dividend of .734425 in said Account. B
In account C. Your Auditor distributed the
proceeds of sale of personal Estate and collections
amounting to $566.30 in this manner. He first
allowed the proportion of the Total Expenses to be
borne by this fund amounting to $95.04 and this
left the sum of 471.26 for distribution among
Creditors. This Balance of $471.26 Your Auditor
distributed in full payment of the balance
due on the Judgment receiving a dividend in
said Account B. and in full payment of the
Judgment liens subsequent to those set forth in

account B. and also in full payment of the Judgment liens subsequent to those set forth in account B, and also in full payment of the open accounts filed in said Cause against the said Frederick. E. Graf and this left a residue of $19.38 which your Auditor distributed to James H. C. Bond and F. Hurlbut as per under the assignment to them of Frederick. E. Graf filed in the Cause on May 23. 1905 and to be by them held under the terms of said assignment. And your Auditor further reports that acting under the written instructions of the Counsel for Trustee filed in this cause he did not allow Michael. E Hess any dividend or sum on account of his claim for $50.00 filed in this cause on May 26 1905.

Respectfully submitted

October 20" 1905. John N. Roberts Auditor

John Wesley Hoffacker and Luther H. Hoffacker Trustee in an Account with the Trust Estate of Frederick. E. Graf.

— Debtor. —

The amount due from Vincent McCullough on purchase of land bought from said Trustee s according to the report of sales of Real estate filed in this cause on April. 13. 1905 =			$3050	00
To Amount from John L Graf for an undivided one fifth interest & interest sold him by said Trustee according to their said Report of sale of Real Estate			25	62
Total Sales of Real Estate			$3075	62
To amount of sales of personal property according to the report of sales of personal property filed in this cause on October 1905 =	$502	20		
Interest Received on Credit payments	$18	75	$521	70
To Amount received from Enoch Wilderson on Book account	6	20		
To amount Received from Irvine G. Cullison on account of Lumber sold	$38	40	$44	60
Total amount of Personal Estate			$566	30
Total Sales of Real Estate			$3075	62
Total Estate to be accounted for			$3641	92

Credits —

By amount of Commissions to John Wesley Hoffacker and Luther H. Hoffacker

Trustee, as provided by the deed of Trust.	$218,	52
amount due Bond & Parke for appearance fee	10	00
Paid George Shoup for Clerking sale	3	00
Paid W^m C Shearer, auctioneer	10	00
Paid Duy Hill Fire Insurance Company	1	75
Amount due John L. Stricklin for State and		
County taxes for 1903.	38	48
amount due Isador F. Stricklin for State		
and County taxes for 1904.	38	50
amount due Vandiford Brothers for adver=		
=tising	23	75
amount due David F. Smelser Clerk, for costs.	45	55
amount paid Bond and Parke attorneys		
for Professional Service.	180	00
Amount to be paid Vandiford Brothers for		
order Nisi	1	50
Amount due John M Robertson auditor for		
stating & this account	40	50
Total amount of Credits	$ 611	15
Balance of Estate for distribution	$ 3030	70
Total amount of Estate in hands of Trustees	$ 3641	92

In the Matter of the Trust Estate of Frederick E. Graf and J. Wesley Hoffacker and Luther H. Hoffacker Trustees

No 4214 Equity
In the Circuit Court for Carroll County in Equity.

Account A
Debit.

To amount of proceeds of sale of Mortgaged Real Estate sold to Vincent McCullough $ 3450 00

Credit

By proportion of Expenses and charges under this account=	$	511	81	
By Amount of Principal and Interest due John Wesley Hoffacker and Luther H Hoffacker under their Mortgage against said Real Estate, as appears from the Statement of Mortgage Claim herewith filed	$	1310	24	$ 1822 05
Balance due for distribution in Account B				$ 1227 95

In the Matter of the Trust Estate of Frederick E. Graf

No 4214 Equity
In the Circuit Court for Carroll County in Equity

- Account B -

Debit =				
To amount of proceeds of Sale of undivided one third Interest to John L. Graf			$ 25.	62
To amount brought forward from account A. for distribution herein			$ 1227	95
Total charges under this account.			1253	57
Credit =				
By proportion of Expenses and charges payable out of said proceeds ($25.62) of sale of undivided one third Interest to John L. Graf	$ 4	30		
By amount to be paid Mollie E. Graf in lieu of her potential right of dower in said land in accordance with the provisions of the Deed of Trust in this Cause.	$ 166	57	$ 170	87
By Amount remaining for distribution amongst Judgment Liens			$ 1082	70
Distribution thereof among Judgment Liens as follows.				
(1) To George W. Sandruck in payment of Principal and Interest and costs of his Judgment claim as appears from the Statement of Judgment Liens	$ 37	99		
(2) To James A. Bond and F. Neal Parke in payment of the Principal and Interest of their Judgment claim as appears from the Statement of Judgment Liens =	$ 194	13		
(3) To amount advanced by Trustee in payment of Judgment Claim of John E. Masonheimer and William G. Bergman trading as Masonheimer and Bergman as appears from the Statement of Judgment Liens	$ 60	61	$ 292	73
			$ 789	97
Residue				
Residue brought forward for distribution among liens			$ 789	97
This amount of $789.97 is distributed among the following Judgments of like date at a dividend of .734425 + as follows.				
(4) To James A. Bond and F. Neal Parke in payment of principal and interest				

on account of their Judgment Claim as appear from Statement of Judgment Liens

	$270	43	$198	61

(5) To amount advanced by Truster in payment of Judgment claim of Samuel Miller as appear from the Statement of Judgment Liens

	$171	16	125	70

(6) To Farmers and Mechanics National Bank in payment of principal and Intirst on account of its Judgment Claim as appear from Statement of Judgment Liens.

	$209	33	$153	74

(7) To amount due Irvine G. Cullison on his Judgment claim as appear from the Statement of Judgment liens

	$109	08	80	11

(8) To Vincent McCullough in payment of principal and interest on account of his Judgment Claim as appears from the Statement of Judgment liens

	$315	63	$231	81
Total amount of Judgments and dividends	$1075	63	$789	97

In the Matter of the Trust estate of Frederick E. Graf / No 4214. Equity / In the Circuit Court for Carroll County in Equity

Account C

Debit =

To amount of Sales of personal property and moneys collected

			$566	30

Credit =

By proportion of Expenses payable out of said proceeds of sale of personal property etc =

	$95	04	$95	04
Amount for Distribution			$471	26

Distribution thereof among the respective parties entitled as follows:

Amount	$270	43		
Dividend in Account B	198	61	$71	82
To balance due Truster for amount advanced by them in payment of the Judgment of Samuel Miller viz				
Amount	$171	16		
Dividend in account B.	125	70		
Balance Due	$45	46	$45	46

To Farmers and Mechanics National Bank in payment of their Judgment as follows=				
Amount	$ 209	33		
Divident in Account B.	153	74		
Balance due	$ 55	59	55	59
To balance due Irvin G Cullison on Judgment as follows				
Amount	$ 109	08		
Divident in account B.	80	11		
Balance due	28	97	28	97
To account due Vincent McCullough on account of balance due on his Judgment as follows.				
Amount	$ 315	65		
Divident in account B.	$ 231	81		
Balance due	83	82	83	82
To George Theirst in full payment of his claim as appears from the Statement of Unpropriated Claims			13	60
To Daniel L. Doub in full payment of his claim as appears from the Statement of unpropriated Claim			22	72
To J. N. Dehoff and Son in full payment of their claim as appears from the Statement of Unpropriated Claims			9	24
To A. J. Haun in full payment of his claim as appears from the Statement of Unpropriated Claims			26	00
To amount of Judgment Claim of John Miller as appears from Statement of Judgment liens			22	27
To amount of Judgment claim of J D Markel as appears from Statement of Judgment Liens			25	26
To Amount of Judgment of Silas A Dull as appears from Statement of Judgment liens			23	46
To amount of Judgment of J Hosley Hoffacker as appears from the Statement of Judgment liens			14	49
To amount of Judgment of William H Shower as appears from the Statement of Judgment Liens			9	18
Balance of Estate Remaining			$ 19	38

Balance of Estate distributed to James H. C Bent and
J Neal Parke under assignment to them of Frederick E.
Graf filed in the cause on May 23. 1905 #19.30

Order Nisi on Audit

In the matter of the Estate of Frederick E Graf
J. Wesley Hoffacker and
Luther H. Hoffacker
Trustees

In the Circuit Court for
Carroll County, sitting as a
Court of Equity
No 4214 Equity

Ordered this 20th day of October A.D 1905, that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 6th day of November next. provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David J. Chesney. Clerk.

— Printer Certificate —

Westminster Md February 2nd 1906.

We hereby Certify that the annexed Nisi on Audit was published for two successive weeks prior to the 6th day of November 1905, in The Democratic Advocate a newspaper published in Carroll County Md.

Vandiver Bros.
Editors and Publishers

— Agreement —

It is agreed that the aforegoing account of the auditor shall be satisfied Except as to surplus distributed to the Assignee of Graf. to which Exception has been filed and which is now before the Court for its decision.

Guy. H. Steele
attorney for Exceptant
Bent & Parke, assigns

= Order of Court =

Ordered this 21st of February, 1906, that the aforegoing account of the Auditor in conformity of the aforegoing agreement of Exceptant be and the same is hereby finally ratified and confirmed Except as hereinafter specified. No cause to the Contrary thereof having been shown in accordance with the foregoing order Nisi passed in this cause, although due notice appears to have been past in accordance with the preceding order Nisi. except as to the allowance in said cause of the surplus to the assignee of Graf. and the said Trustees are directed to pay out the Trust fund in their hands accordingly.

with the exception of the sum or surplus distributed to Bond & Parke Assignee of Wm. A. Graf, which said sum or surplus distributed to said assignee, is not to be paid out and the distribution aforesaid is not ratified but the question as to said distribution of said surplus to Bond & Parke Assignee of Graf is hereby reserved for decision under the pending exceptions in this cause.

Wm H Thomas.

Recorded & Exd
per. David P Smart
Clk

2nd & Audit in No. 4227. Equity.

Charles E. Fink, attorney
Vs
Eliza A. Evans

In the Circuit Court for Carroll County Sitting as a Court of Equity.
No. 4227. Equity.

To the Honorable, the Judges of the Circuit for Carroll County, sitting as a Court of Equity.

The auditor respectfully reports that in pursuance of the order of Your Honorable Court he again Examined the papers filed in this cause and therefrom stated the within second account.

He first charged the attorney named in the Mortgage with the balance in his hands due Eliza A. Evans, as shown by the first account filed in this cause and thereout allowed him his Expenses and all costs proper to be allowed. The balance thus left he distributed to the parties Entitled thereto according to the order of your Honorable Court passed in this cause on the twenty ninth day of January, in the year Nineteen Hundred and six.

All of which is respectfully submitted.

January 30th 1906

John M. Robert
Auditor.

Second Account.

The Mortgaged Real Estate of Eliza A. Evans in account with Charles E. Fink, Attorney

Debtor

By amount distributed to Eliza A. Evans as shown by the first account of the Auditor filed in this cause on the twenty first day of July, in the year Nineteen Hundred and five amounting to the sum of

			136	68
	Amount to be distributed			
	Credit			
	Cost of taking testimony			
To Michael E. Walsh Examiner		$	4	00
To James M Pickett a witness.		$	2	05
To Thomas B. Gosnell, a witness		$	2	15
	Cost as taxed by Clerk			
To David P. Shuler Clerk		$	10	65
To William H Wilson Sheriff		$		45
To Sheriff of Baltimore City		$		5-8
To George C. Brilhart Solicitor for Petitioner as per the Order of Court filed in this cause				

on the twenty ninth day of January
in the year Nineteen Hundred and six
for professional services the sum of = $ 10 00
To publication Order Nisi on this account # 1 50
To John M. Robert Auditor. Making
Examination of papers and stating
this account and distribution # 9 00
To George A Miller. Guardian ad litem # 4 00
Amount of Expenses # 44 38
Balance for Distribution # 92 30
Amount distributed # 136 68
Balance of distribution Brought forward # 92 30
And distributed as follows to wit:
To Mary V. Evans Widow of Robert A. Evans
deceased in Lieu of her dower the sum of = # 10 25
To Archibald A. Evans infant son of
Robert A. Evans deceased the balance
as per the order of Court filed in this
cause on the twenty ninth day of
January. in the year Nineteen
Hundred and six. the sum of 82 05
Amount Distributed # 92 30 # 92 30

~ Order Nisi on Audit ~

Charles E Fink. attorney
Vs
Eliza A. Evans

In the Circuit Court for Carroll
County sitting as a Court of
Equity
No 4227. Equity.

Ordered this 30th day of January A.D
1906. that the second Account of the Auditor filed
in this cause be finally ratified and confirmed
unless cause to the contrary thereof be shown on
or before the 19th day of February next; provided a
copy of this order be inserted for two successive
weeks before the last named day in some News-
paper published in Carroll County.

David A. Shunk.

~ Printer Certificate ~

Westminster Md. February 19th 1906

We hereby certify that the annexed Nisi on Audit
was published for two successive weeks prior
to the 19th day of February 1906. in The Democratic
Advocate a newspaper published in Carroll
County Md.

Vanderford. Bros.
Editors and Publishers

Order of Court

Ordered this 20th day of February 1906. that the Second account of the Auditor filed in this cause be and the same is hereby finally ratified and confirmed. No cause to the contrary having been shown although notice appear to have been given in accordance with the preceding order.

Wm. H. Thomas

Recorded and Exd.

per. Daisy P. Thurlow

Clerk

Maryland Sct.

At a Circuit Court for the fifth Judicial Circuit of the State of Maryland Begun and held at the Court House in the City of Westminster Carroll County Maryland on the first Monday in January being the 1st day of same Month in the year of Our Lord One Thousand Nine hundred & Six

Wen Present

Hon Hr H Thomas Associate Judge

Joseph L. Franklin Esq Sheriff

David P. Smelser Clerk.

Among other were the following proceedings to wit. Be it remembered that heretofore to wit on the 9th day of November A D 1905. Alva D. Wilson Assignee of Mortgagee by. Jno Milton Reifsnider his Attorney came him into Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words to wit:

Order to Docket Case

Alva D Wilson Assignee of Mortgagee vs Lydia Kemper and Michael Kemper her husband Mortgagors	No 4253. Equity. In the Circuit Court for Carroll County in Equity Proceedings under the act of the Maryland Code of Public Gen Laws relating to Mortgages and amendments thereof.

Mr David P Smelser. Clerk.

Please docket case as above. and file promissory Note for One Thousand Dollars ($1000.00) dated Mar 21st 1896. made by Lydia Kemper and Michael Kemper to the order of Elizabeth A Wilson and Endorsed to the order of Alva D. Wilson herewith marked "Exhibit No 1" also Original Mortgage from Lydia Kemper and Michael Kemper to Elizabeth A Wilson and assigned to the said Alva D. Wilson herewith marked "Exhibit No 2" also file and approve bond herewith of Alva D. Wilson and John Milton Reifsnider to the state of Maryland. under the penalty of Two Thousand Dollars ($2000.)

November 9th 1905

Jno. Milton Reifsnider
Solicitor for Assignee

Exhibit No 1 = Mortgage Note

$1000. Westminster Md March 21st 1896

Three Years after date we jointly and severally

promise to pay to Elizabeth A Wilson or order the sum of One Thousand Dollars Current money for Value recieved with Intent from date, at the rate of five per cent per annum the interest thereon to be paid Annually

Witness Lydia Kemper
William Moore. Michael Kemper

This note is secured by a Mortgage of even date herewith

~ Endorsed to wit ~

Interest paid to April 1st 1905

Nov 3rd 1905

Pay to the order of A. J. Wilson for the purpose of foreclosing without Bond.

Witness Elizabeth Wilson
Vannie Wilson

~ Exhibit # 2 ~

The Mortgage filed in this cause is Recorded in Liber B.T.C. #38 folio 530 one of the Real Estate Mortgage Records of Carroll County.

~ Bond ~

The Bond filed in this cause is Recorded in Liber J.H.B. #1 folio 328 &c One of the Bond Records of Carroll County.

~ Report of Sale ~

Alvin J. Wilson
Assignee of Mortgagee
Vs
Lydia Kemper and
Michael Kemper her
husband. Mortgagors

No 4253 Equity.
In the Circuit Court for
Carroll County in Equity.

To the Honorable the
Judges of the said Court.

The Report of Sale of the Mortgaged Real Estate, made in the above entitled cause by Alvin J. Wilson Assignee of Elizabeth E. Wilson Mortgagee by virtue of the power of sale contained in a Mortgage from Lydia Kemper and Michael Kemper to the said Elizabeth E. Wilson and duly assigned to the said Alvin J. Wilson which said Mortgage bears date March 21st 1896. and is Recorded among the Real Estate Mortgage Records of Carroll County in Liber B.T.C. No 38 folio 53 etc. and with said assignment thereon is filed in the above entitled cause marked "Exhibit No 2. Respectfully shows unto your honorable Court.

First, that before proceeding to discharge the trust reposed in him by said Mortgage and

the Assignment thereof, he first executed a bond to the State of Maryland in the penalty of Two Thousand Dollars ($2000.00) with the usual condition, which said Bond was duly approved by the Clerk of your Honorable Court and is also filed in the above entitled cause.

Second: That he then advertised the Real Estate in and by said Mortgage conveyed for sale at public Sale, by advertisement inserted in the "Democratic Advocate" a Newspaper published in Carroll County Maryland, once a week in each of three successive weeks and for More than twenty days, before the day of sale as required by said Mortgage and also by printed hand bills, circulated in the vicinity of said property and Elsewhere in said County, one of which was put up at the Court House in Westminster Maryland by which said advertisements he gave Notice of the time place manner and terms of sale which terms were as follows. One third Cash on day of Sale or on the Ratification thereof. One third in six, and the other one third in twelve months from the day of sale, the deferred payments to be secured by the notes of the purchaser or purchasers with approved security, and bearing interest from the day of sale: or the whole of the purchase Money may be paid in cash at the option of the purchaser.

Third: That in pursuance of said advertisement he attended on the Mortgaged premises, situate in Franklin District Carroll County Maryland, on the Same Creek road leading from Sams Creek to David E. Stems Store about two miles from Sams Creek, adjoining the lands of Mrs Hillian H Hooper, Francis M Roberts and Ada Greenwood and others, where said property was advertised to be sold on Saturday December 2nd 1905, at about the hour of one o'clock P M and then and there offered the Same and Mill property in and by said Mortgage conveyed at public sale to the highest bidder for the quantity of Forty Eight acres and seven Square perches of land More or less, upon the terms of sale aforesaid and sold the same as offered to John. P. Horn at and for the sum of Twelve hundred and fifteen Dollars ($1215.00). Fourth. That said purchaser

agree to pay the sum of Five Hundred and sixteen Dollars ($516.00) in Cash on the ratification of said sale by your Honorable Court and to secure the balance of said purchase money to wit: Seven Hundred Dollars ($700.00) by a Mortgage on said Real Estate to be paid twelve months after date with Interest from day of sale.

All of which is Respectfully submitted.

Alva. D. Wilson

Assignee of Mortgagee

Jno Milton Reifsnider

Solicitor for Assignee.

State of Maryland Carroll County to wit:

I hereby certify that on this 7th day of December A.D. 1905. before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County aforesaid personally appeared Alva. D. Wilson the above named Assignee of Mortgagee and made oath in due form of law that the matters and facts stated in the foregoing Report of Sale, are true to the best of his knowledge and belief that the sale therein reported was fairly made.

Gustavus H. Crapster J.P.

Order Nisi on sale

Alva. D. Wilson
Assignee of Mortgagee
vs
Lydia Kemper and
Michael Kemper her
husband. Mortgagors

No 4253. Equity.
In the Circuit Court for
Carroll County in Equity.

Ordered this 8th day of
December A.D. 1905. by the
Circuit Court for Carroll
County. sitting as a Court of Equity, that the sale
of the Mortgaged Real Estate made and Reported
in the above entitled cause by Alva D. Wilson
Assignee of Mortgagee by virtue of the power of sale
contained in a Mortgage from Lydia Kemper
and Michael Kemper her husband to Elizabeth
E. Wilson and duly assigned to him bearing
date March 21st 1896. and Recorded among the
Real Estate Mortgage Records of Carroll County in
Liber B.T.G. No 38. folio 5-8 &c. be finally ratified and
confirmed unless cause to the contrary be
shown on or before the 8th day of January next
provided a copy of this order be inserted in some
Newspaper published in Carroll County Maryland
once a week in each of three successive weeks

previous to the 1st day of January next.

The Report states the amount of sale to be Twelve Hundred and sixteen Dollars. ($1216.00)

David P. Shuler Clerk.

Printer Certificate

Westminster Md. January 9th 1906.

We hereby Certify that the annexed Order Nisi was published once a week for three successive weeks prior to the 1st day of January 1906 in the Democratic Advocate a Newspaper published in Carroll County Md.

Vandiver & Bros

Editors and Publishers

Order of Court

Ordered this 10th day of January A.D. 1906. by the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the Mortgaged Real Estate made and Reported in the above entitled cause by Alva. L. Wilson Assignee of Mortgagee, be and the same is hereby finally ratified and confirmed No cause to the contrary having been shown although Notice appears to have been given as required by the preceding order Nisi. And the papers in the cause are hereby referred to the Auditor of this Court with instructions to state an account of the Mortgaged Trust funds therein reported. allowing to the Assignee of Mortgagee the usual commissions as provided by said Mortgage, and such proper costs and Expenses as he shall produce vouchers to the auditor, and report the same to this Court for its further order in the premises.

Wm. H. Thomas.

Auditors Account

Alva. L. Wilson Assignee of Mortgagee vs Lydia Kemper and Michael Kemper her husband. Mortgagors	In the Circuit Court for Carroll County sitting as a Court of Equity. No 425 Equity. To the Honorable. the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of Your Honorable Court passed in this cause he Examined the papers filed in this cause and therefrom stated the within account. He first made the Statement of Mortgage Claims

herewith filed. he then charged the assignee of Mortgage with all the Money in his hands as shown by his report filed in this cause on the Eighth day of December. in the year Nineteen Hundred and five. and thereout allowed him his commission and Expenses and all costs proper to be allowed. the balance then left be distributed to the parties Entitled thereto under these proceedings.

All of which is Respectfully submitted

January 22. 1906. John M. Roberts
Auditor.

The Mortgaged Real Estate of Lydia Kemper and Michael Kemper her husband in account with Alva J. Hilcox. Assignee of Mortgager.

— Debtor —

1905. December 2" By sale of Real Estate then made by Assignee of Mortgager at Public sale to John. P. Moran appears by his Report filed in this cause on the Eighth day of December. in the year Nineteen Hundred and five amounting to the sum of —————— $1216 00

Amount of Sale ————	$1216	00

— Credit —

To the Assignee of Mortgagers for his Commission	$ 66	5-6
To the Assignee of Mortgagee amount paid George E. Wright Collector taxes for year 1905 as per Voucher No 1 filed	$ 15	5-1
To the Assignee of Mortgagee amount paid Francis A. Crawford for Auctioneering sale as per Voucher No 2 filed	$ 10	00
To the Assignee of Mortgagee amount paid Vanderford Bros for printing as per Voucher No 3 filed	$ 13	00
To the Assignee of Mortgagee amount paid John Milton Reifsnieder Solicitor for professional services rendered as per Voucher No 4 filed	$ 5-0	00
— Costs as taxed by Clerk —		
To John Milton Reifsnieder Solicitor Appearance fee. (Paid)	$10	00
To Davis. P. Smelser (Paid)	$ 17	5-0
To publication order Nisi on this account (Paid)	$ 1	5-0
To John M Roberts auditor Making Examination of papers and Statement of Mortgagee Claim and stating the account and distribution (Paid)	9	00
Amount of Expenses	$193	07

Balance for distribution	$ 1022	93
Amount of Sale	$ 1216	00

Balance for distribution brought forward and distributed as follows to wit:
To Alva L. Wilson Assignee of Mortgagee in part payment of his Mortgage Claim debt and interest as appears by the Statement of Mortgage Claim herewith filed. which balance at the date of this account fails to pay said Mortgage claim to the extent of $67.63 the sum of

$	1022	93		
Amount distributed $	1022	93	$ 1022	93

"Order Nisi on Audit"

Alva L. Wilson
Assignee of Mortgagee
vs
Lydia Kemper and
Michael Kemper her
husband. Mortgagors

In the Circuit Court for
Carroll County Sitting as
a Court of Equity.
No 4253. Equity.

Ordered this 22 day of January A.D. 1906. that the Account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 12th day of February next. provided a copy of this order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County.

David L. Shriver Clerk

Printers Certificate

Westminster Md. March 2nd 1906.

We hereby certify that the annexed Nisi on Audit was published for two successive weeks prior to the 12th day of February 1906. in the Democratic Advocate a Newspaper published in Carroll County Md.

Vandeforf & Bros.
Editors and Publishers

Order of Court

Ordered this 2nd day of March A.D. 1906. by the Circuit Court for Carroll County, that the aforegoing account of the Auditor be and the same is hereby ratified and confirmed. No cause to the contrary having been shown. although Notice appears to have been given as required by the preceding order Nisi thereon.

and the Assignee is hereby authorized and directed to pay out said Mortgage funds in accordance with said account of the Auditor.

Wm. K. Thomas
Recorder & Ex Off.
per. David P. Smelser
Clerk.

Maryland Sct:

At a Circuit Court for the fifth Judicial Circuit of the State of Maryland, began and held at the Court House in the City of Westminster Carroll County Maryland on the 1st Monday of March being the day of same month in the year of Our Lord Nineteen Hundred and five.

Were Present.

Hon. William H. Thomas Associate Judge

Wm H. Wilson Esq Sheriff

David P. Sanders Clerk.

Among other things were the following proceedings to wit: Be it remembered that heretofore, to wit: on the 13 Day of ~~September~~ A D 1904. Lavinia. S. Griffin and William Griffin by Guy H Steele their attorney came here into Court sitting as a Court of Equity and filed his order to docket a case which appear in form and words to wit:

Bill of Complaint

Lavinia. S. Griffin and William Griffin her husband Plaintiffs	No 4182 Equity In the Circuit Court for Carroll County.
Vs	
John M. Chronister George E Chronister. Michael M Chronister. Jane Chronister Luther Chronister. alias Luther Ritter Susan Stiffler and John Stiffler her husband Defendants	To the Honorable the Judges of said Court. The Bill of Complaint of Lavinia S. Griffin and William Griffin her husband by Guy H. Steele their attorney respectfully shows:

First: That Elizabeth Ann Chronister late of Carroll County was seized and possessed of a lot of land containing One acre six and 8/10 perches of land more or less, situated near Sykesville in said Carroll County it being the same lot or parcel of land that was conveyed to the said Elizabeth Ann Chronister by Asa Hopner; and wife by deed dated January 17, 1900. and duly Recorded among the Land Records of Carroll County aforesaid in Liber J H B No 98 folio &c. a certified copy being herewith filed and marked "Exhibit "A" which together with all other exhibits is prayed to be taken and considered as part of this Bill of Complaint.

Second: That the said Elizabeth Ann Chronister being seized and possessed of said land as aforesaid departed this life intestate on or about the 29th day

of December 1902, leaving surviving her as her only heirs at law the following persons viz:
(a) A sister Lavinia S. who is married to William Griffin and resides in Carroll County who are the plaintiffs in this cause.
(b) a brother John M. Chronister and brother George E. Chronister both of whom are married, live in Carroll County aforesaid and are defendants in this cause.
(c) A nephew Luther Chronister who is sometimes called Luther Ritter, and a niece Susan Stiffler who is married to John Stiffler they being the only children and heirs at law of her deceased brother Luther Chronister who died Intestate in the year 1899 and both of whom reside in Baltimore City and are defendants in this cause.
(d) A sister Jane Chronister who was last heard of in the State of Pennsylvania about 35 years ago and who is believed to be dead and a brother Michael, M Chronister who left his home in Sykesville to go to Pennsylvania and has not been heard of for over two years. and both of whom are defendants in this cause.

Third: That said real Estate is not susceptible of partition without material loss and injury to the parties entitled to interests therein as above stated, and that in order to make division of said interests it will be necessary that said Real Estate be sold and the proceeds thereof divided amongst the several parties according to their respective interests.

To the end therefore.
(a) that said Real Estate may be sold free and clear of the interests of all the parties hereto both plaintiffs and Defendants.
(b) That the proceeds of such sale may be distributed amongst the parties hereto according to their respective rights and Interests.
(c) That your Complainants may have such other and further relief as their case may require.

May it please your Honor to grant unto your Complainants the writ of Subpoena to be directed to the said John M Chronister and Geo. E. Chronister both of whom live in Carroll County and the said Luther Chronister alias Luther Ritter and Susan Stiffler and John Stiffler her husband who reside at 300 S Bond Street Baltimore Maryland commanding them to be and appear in this Court upon a certain day to be named therein to show cause if

any they have why a decree should not be passed as prayed. and also to grant to your complainants the order of publication giving notice to the said Jane Chronister (if she be alive) and Michael M. Chronister who are now residents of this State of the object and substance of this Bill, and warning them to appear in this Court in person or by solicitor on or before a certain day to be named therein to show cause if any they have why a decree ought not to be passed as prayed.

And as in duty bound &c.

Guy. H. Stuble
Solicitor for Complainants

Exhibit A

"Exhibit A" is a certified copy of a Deed Recorded in Liber J. H. B. # 98 folio 8. &c one of the Land Records of Carroll County.

Answer of Susie Stiffler and Luther Chronister

Lavinia A. Griffin and
William Griffin her husband
Plaintiffs

Vs

John M. Chronister etal
Defendants

No 4182 Equity
In the Circuit Court
for Carroll County
To the Honorable
the Judges of said Court.

The Joint and several answer of Susie Stiffler widow and Luther Chronister, alias Luther Kittle respectfully shows. That these defendants admit the matters and facts alleged in the Bill filed in the above cause to be true and consent to the immediate passage of a decree as prayed.

And further answering said Bill said Susie Stiffler says that her husband John Stiffler is now deceased and that she is now a widow.

And they will ever &c.

Witness
Guy H. Stuble

Mrs Susie Stiffler
Mr. Louis H Chronister
Defendant

Answer of John M. Chronister and George E. Chronister

Lavinia A. Griffin and
William Griffin her husband
Plaintiffs

Vs

John M. Chronister etal
Defendants

No Equity
In the Circuit Court for
Carroll County.
To the Honorable the
Judges of said Court.

The Joint and several answer of John M Chronister and George E. Chronister two of the Defendants in the above cause respectfully shows.

That they admit the matter and facts alleged in the bill filed in the above cause to be true, and consent to the immediate passage by this Honorable Court of a decree as prayed.

And they will as Ever &c

Witness
F. M. Barnes

J. G. Chronister his mark X
G. E. Chronister his mark X
Defendants.

Decree

Lavinia S. Griffin and
William Griffin her husband
Plaintiffs

Vs

John M. Chronister Et al
Defendants

No 4182 Equity
In the Circuit Court for
Carroll County.

The above cause standing ready for a hearing and being submitted for passage of final Decree, the Bill answer, testimony, and all other proceedings were by the Court read and considered. It is thereupon this 16th day of January in the year Nineteen hundred and five by the Circuit Court for Carroll County sitting as a Court of Equity adjudged ordered and decreed, that the Real Estate mentioned in these proceedings and particularly described in "Exhibit A" which was owned by Elizabeth Ann Chronister deceased. at the time of her death be sold and that Guy H Stubb be and he is hereby appointed Trustee to make said sale, and that the time 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 himself and surety or sureties to be approved by this Court, or by the Clerk thereof in the penalty of seven hundred dollars conditioned for the faithful performance of the trust reposed in him by this Decree, or to be reposed in him by any future decree or order in the premises. he shall then proceed to make the said sale. having given at least three weeks notice by advertisement inserted in some newspaper published in Carroll County and by such other mode as he shall think proper of the time place and terms of sale which shall be as follows to wit; One third part of the purchase money shall be paid by the purchaser or purchasers to the Trustee on the day of sale, or upon the ratification thereof by this Court, and the residue shall be paid in two Equal payments, the one to be paid in one year and the other in two years from the day of sale with interest and to be secured by the notes of the

purchaser or purchasers with security to be appro=
=ved by the Trustee or all Cash at the option of the
purchaser or purchasers and as soon as may be
convenient after any such sale or sales. the said Trustee
shall return to this Court a full and particular account
of his proceedings relative to such sale. with an affi=
=davit annexed of the truth thereof. and of the fairness of
said sale and on obtaining the Courts ratification
of the sale and on the payment of the whole purchase
money (and not before) the said Trustee shall by a
good and sufficient. to be executed acknowledged
and Recorded according to Law. convey to the
purchaser or purchasers. his her or their heirs the
property and estate to him. her or them sold free clear
and discharged from all claim of the parties hereto.
Complainants and defendants and those Claiming by
from or under them. or either of them. and the said
Trustee shall bring into this Court the money arising
from said sale. to be distributed under the direction
of this Court. after deducting the costs of this suit
the expenses of said sale. 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

Wm. H. Thomas.

Bond

The Bond filed in this case is Recorded in Liber
J.H.B #1. folio 255 &c. One of the Bond Records of
Carroll County.

Report of Sale

Lavinia S Griffin and
William Griffin her husband
Plaintiffs
Vs
John M. Bronnister Etal
Defendants

No 4182. Equity
In the Circuit Court
for Carroll County.

The report of Guy H.
Steele Trustee appointed by
a Decree of this Court
passed in the above cause
to make sale of certain Real Estate therein described
respectfully shows. That having accepted the Trust
reposed in him by said decree he gave bond with
security for the faithful discharge of his duties as
it demanded, and complied with all other pre=
=requisites required by law and by said decree. he
then after giving notice of the time place manner
and terms of sale by advertisement inserted in
the Democratic Advocate a Newspaper published

in Carroll County of the State of Maryland once a week for three successive weeks before the day of sale and by hand bills extensively circulated and posted in the neighborhood of said property pursuant to said notice he did proceed to sell said property on Tuesday the 14th day of February A.D. 1905. at 1 O'clock P.M. in the manner following that is to say, your trustee offered at public sale on the premises to the highest bidder the property mentioned in said Deed situated in Carroll County. it being the land particularly described in "Exhibit A" filed with the Bill in said cause containing 1 acre and 6 8/10 perches of land more or less. upon the terms prescribed by the said deed viz: One third part of the purchase money to be paid by the purchaser or purchasers to the Trustee on the day of sale or upon the Ratification thereof by this court; and the residue to be paid in two Equal payments. the one to be paid in one year and the other in two years from the day of sale with interest, to be secured by the notes of the purchaser or purchasers with security to be approved by the Trustee or all cash at the option of the purchaser or purchasers upon the ratification of said sale by this Court; And he then and there sold said property upon said terms and conditions to Thomas P. Hatfield for the sum of Three Hundred and forty five Dollars ($345.00) he being then and there at that price the highest bidder therefor. And your Trustee further reports that the said purchaser Elected to pay for the property in the following manner viz: in cash on the ratification of said sale by this court.

All of which is respectfully submitted.

Guy. H. Steele. Trustee

State of Maryland Carroll County to wit:

I hereby certify that on this 15th day of February A.D. 1905. before the subscriber a Justice of the Peace of the State of Maryland. in and for Carroll County personally appeared Guy H. Steele Trustee named in the above report of Sale. and made oath in due form of law. that the matters and things stated in the foregoing report are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

Sworn to before

Gustavus H. Craister J.P.

Order Nisi on Sale

Lavinia S. Griffin and William Griffin her husband Plaintiffs
vs
John M. Chronister et al Defendants

No 4182 Equity
In the Circuit Court for Carroll County.
Ordered this 15th day of February A.D. 1905, by the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the property mentioned in these proceedings made and reported by Guy H. Steele 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 20th day of March next provided a copy of this order be inserted in some Newspaper published in Carroll County once in each of three successive weeks before the 13th day of March next.

The report states the amount of sale to be ($345.00)

Danl. F. Shriver Clerk.

Printer Certificate

Westminster Md. March 18th 1905

We hereby Certify that the annexed Nisi on Sale was published once in each of three successive weeks prior to the thirteenth day of March 1905 in the Democratic Advocate a Newspaper published in Carroll County Md.

Saunders & Bros
Editors and Publishers.

Order of Court

Lavinia S. Griffin and William Griffin her husband Plaintiffs
vs
John M. Chronister Et al Defendants

No 4182. Equity
In the Circuit Court for Carroll County
Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 21st day of March A.D. 1905, that the sale of Real Estate made and reported in the above cause by Guy H. Steele Trustee be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although due notice appear to have been given as required by the preceding order Nisi passed in said cause and said cause is hereby referred to the auditor to state an account on which he shall allow to the Trustee the usual commissions, and all proper expenses for which he shall produce vouchers

Wm. H. Thomas

Auditor's Account

Lavinia S. Griffin and William Griffin her husband
Plaintiffs

Vs

John M. Chronister, George E. Chronister, Michael M. Chronister, Jane Chronister, Luther Chronister alias Luther Ritter Susan Stiffler and John Stiffler her husband
Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4182. Equity.
To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in the cause and thereupon stated the within account. he first charged the Trustee with all the money in his hands as appears by his report filed in this cause on the fifteenth day of February in the year Nineteen Hundred and five and then next allows him his commissions and expenses and all costs proper to be allowed. The balance then left he distributed among the parties entitled thereto under these proceedings.

all of which is Respectfully submitted.

March 24th 1905. John M. Roberts Auditor.

The Real Estate of Elizabeth Ann Chronister deceased
Intestate in account with Guy W. Steele Trustee

Debtor

1905. February 14th By sale of Real Estate then made by Trustee at public sale to Thomas D. Hatfield as appears by his report filed in this cause on the fifteenth day of February in the year nineteen Hundred and five

amounting to the sum of	$ 345	00
Amount of Sale	345	00

Credit

To the Trustee for his Commissions	$ 27	70
To the Trustee to pay Vanderford Bros for printing as per Voucher No 1 filed (Paid)	$ 21	25
To the Trustee to Pay Harry T. Cowley for auctioneering sale as per Voucher No 2 filed	$ 5	00
To the Trustee to pay Guy W. Steele Solicitor for professional services rendered. as per Voucher No 3 filed.	$ 30	00
Cost of taking testimony		
To Claude Gilden Smith Examiner (Paid)	8	00
To William Griffin a witness	2	55
To John E. Barnes a witness	2	55

To Lloyd Brown a witness & Cost as taxed by Clerk.			$ 2	55
To Guy. H. Steele Solicitor appearance fee			$ 10	00
To David P. Sinclair Clerk	(Pd)		22	65
To William H. Wilson Sheriff			$	90
To Sheriff of Baltimore City			$ 1	03
To Publishing order Nisi on this account	(Pd)		$ 1	50
To John M. Roberts Auditor making examination of papers and stating this account and distribution			$ 9	00
Amount of Expenses			$ 140	68
Balance for Distribution			204	32
Amount of Sale			345	00
Balance for distribution brought forward and distributed as follows to wit:			$ 204	32
To Lavinia S. Griffin wife of William Griffin a sister of deceased intestate the one fifth of Residue		$ 34	05 2/6	
To John M. Chronister a brother of deceased intestate the one fifth of Residue		$ 34	05 2/6	
To Georg. E. Chronister a brother of deceased intestate the one fifth of Residue		$ 34	05 2/6	
To the distributive share of Luther Chronister a deceased brother of deceased intestate carried forward and distributed among the parties entitled thereto the one fifth of residue.		$ 34	05 2/6	
To Jane Chronister a sister of deceased intestate one fifth of Residue		$ 34	05 2/6	
To Michael M. Chronister a brother of deceased intestate the one sixth of Residue		34	05 2/6	
Amount Distributed		$ 204	32	$ 204 32
The distributive share of Luther Chronister a deceased brother of deceased intestate brought forward and distributed as follows to wit:				$ 34 05 2/6
To Luther Chronister (sometimes called Luther Ritter) a son of Luther Chronister deceased and a nephew of deceased intestate the 1/2 of 1/6 =		$ 17	02 4/6	
To Susan Stiffler, wife of John Stiffler a daughter of Luther Chronister				

deceased and a niece of deceased
intestate the 1/2 of 1/6
amount Distributed

$17	02 1/6		
$34	05 1/6	$34	05 1/6

Order Nisi on Audit

Lavinia A. Griffin and
William Griffin her husband
Plaintiffs

vs

John M Chronister George E
Chronister Michael M Chronister
Jane Chronister Luther Chronister
Silas Luther Ritter Susan
Stiffler and John Stiffler
her husband
Defendants

In the Circuit Court for
Carroll County sitting
as a Court of Equity
No 4182. Equity.
Ordered this 24"
day of March A.D. 1905
that the account of the
Auditor filed in this
cause be finally ratified
and confirmed unless
cause to the contrary
thereof be shown on or before
the 10th day of April next. provided a copy of this order be
inserted for two successive weeks before the last
named day in some newspaper published in Carroll
County.

David T. Shuler. Clerk.

Printer Certificate

Westminster Md. April 10th 1905.

We hereby certify that the annexed Nisi on Audit
was published for two successive weeks prior to the
10th day of April 1905. in the Democratic Advocate a
Newspaper published in Carroll County Md.

Vanderford Bros
Editors and Publishers

Order of Court

Ordered this 11th day of April A.D. 1905. by the Circuit
Court for Carroll County sitting as a Court of Equity that the
aforegoing account of the Auditor 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 - as required by the preceding order
Nisi and the Trustee is directed to pay out the Trust fund
accordingly.

Wm H Forman.

Recorded & Exd

per. David T. Shuler
Clerk.

Maryland Set.

At a Circuit Court for the fifth Judicial Circuit of Maryland, begun and held at the Circuit Court House in the City of Westminster Carroll County Maryland on the 1st Monday of Sept it being the 3 day of same month in the year One Thousand Nine Hundred and six.

Here Present
Hon Wm H. Thomas associate Judge
Joseph L. Franklin Sheriff
David P. Smelser, Clerk

Among others were the following proceedings to wit:
Be it remembered that hereafter to wit on the 26th day of June A D 1906, Elizabeth D. Lee Etal by their attorney Charles E. Fink come into Court sitting as a court of Equity and filed his order to docket a case which appears in form and words to wit:

Elizabeth D Lee and
Jelin H. Lee her husband
James Wood Tyson 3rd
Laetitia P. Kilnick and
H. Howard Kilnick her husband
Mary D. McCullough and
John McCullough her husband
James H. Tyson Jr. and
Esther B. Tyson his wife
Margaret S. Tyson
Evelyn Tyson an infant by
The Safe Deposit & Trust Co
of Baltimore City, Guardian
Elizabeth Howard Tyson
The Safe Deposit & Trust Co
of Baltimore Trustee for
Isaac and Elizabeth H. Tyson
Plaintiffs

vs

Hannah A. T. Lee and
Columbus C. Donnell Lee
her husband and the
Geo. H. Albaugh Real
Estate and Brokerage
Company of Carroll
County.
Defendants.

No 4298. Equity
in the Circuit Court for
Carroll County, sitting
as a Court of Equity

To the Honorable
the Judges of said Court.
Your Orator Complaining says.
First that on or about
the — day of December
1901, one Isaac
H. Tyson late of Baltimore County departed
this life leaving a last
will and testament
dated October 31st 1901, and
certain codicils thereto
annexed duly executed
to pass Real Estate which
was duly probated in
the Orphans Court of
Baltimore County, and
is now Recorded in the
Office of the Register of Wills
for said Baltimore County
a Certified copy of which is herewith filed and

prayed to be taken as part hereof, marked "Exhibit A."

Second, that by the fifth clause of said Will said testator devised and bequeathed all the rest and residue of his property and Estate of Every kind and wheresoever situate, Of which the Real Estate hereinafter mentioned is a part, unto all his children who might be living at the time of his death to be Equally divided among them, the issue then living of any of his children who might then be deceased to take per stirpes a child's share, provided however that all sums charged against his sons and daughters respectively in his books at the time of his death and all moneys for which he might be responsible of their own accounts at that time shall be taken into account and charged against the shares of such sons and daughters respectively or against the shares of their descendants but the shares of said rest and residue devised herein to his son Isaac Tyson, the said testator devised to the Safe Deposit & Trust Company of Baltimore, aforesaid, upon the trust and subject to the powers and limitations in said Will set forth, with contingent remainders to the children of said Isaac Tyson, if any and to the remaining children of said Testator and their issue with the immediate and unqualified power of sale coupled with the right to give receipts in said trusts.

Third, that the said James H. Tyson deceased, was at the time of his death seized and possessed of several pieces or parcels of land in Carroll County a part of which has been heretofore sold under a decree of your Honorable Court, but the following pieces or parcels remain undisposed of to wit:

(1) All that piece or parcel of land, being part of a larger tract called "Arabia Petra Enlarged" Beaumont's Discovery Corrected & surveyed and described in a Deed from Abraham Williams Tomsfield & James H. Tyson bearing date January 12th 1871, and duly Recorded among the Land Records of Carroll County in Liber J B B No 39, folio 192, &c. Containing fifty seven acres more or less.

(2) All that piece or parcel of land being part of a larger tract called "Beaumonts Discovery" which the said James H. Tyson obtained from Zachariah Conway and wife by deed dated December 4th 1874 and duly recorded among the Land Records of

Carroll County in Libr J.T.S. No 44 folio 325 etc.
containing six and one Eighth acres more or less.
(3) All that piece or parcel of land that was conveyed
by Joshua Bearman and wife to the said James
H. Tyson by a deed bearing date, November 28th 1878.
and Recorded in Libr J.T.S. No 51 folio 18 etc. Contain-
-ing three acres, three Roods and five square perches
more or less, which three parcels in the aggregate
amount to sixty six and seven Eighth Acres and
five square perches and all of which land is
now under the said fifth clause of the last Will
and Testament of said James H. Tyson vested in
his children and devisees subject to the provisions
of said Will and Testament and Codicils thereto,
that your orators filed herewith certified copies of
the aforesaid deeds to the said James H. Tyson marked
respectively "Exhibits. "B. C. and D"
Fourth. That the said James H. Tyson deceased left
surviving him a widow, whose name is Elizabeth
Howard Lee, one of the Complainants in this suit
and the following eight children, all of whom are
parties in this cause to wit: (1) Your Complainant
Elizabeth D. Lee, is intermarried with Julian H. Lee.
(2) Hannah A. T. Lee, who is intermarried with
Columbus O. Donnell Lee, two of the Defendants in
this cause, (3) your Complainant James H. Tyson
Jr. who is intermarried with Ethel H. Tyson,
(4) your complainant Mary D. McCulloh who is
intermarried with John McCulloh.
(5) Evelyn B. Tyson an infant of about fourteen years
of age and for whom the Safe Deposit and Trust
Co. of Baltimore is Guardian, also a Complainant
herein. (6) Your complainant Laetitia P. Kinnicut who is
intermarried with H. Howard Kinnicut.
(7) Jane Tyson intermarried for whom the Safe Deposit
& Trust Co of Baltimore City, a Complainant is Trustee
as aforesaid.
(8) Mordica D. Tyson who has since departed this life
intestate leaving a widow Margaret D. Tyson and adult
son James Hood Tyson both Complainants in this
cause. Fifth. That Letters testamentary were granted on
the estate of said testator by the Orphans Court of
Baltimore County to Mordica D. Tyson, Julian H. Lee
and Columbus O. Donnell Lee, who have given due
notice to the creditors of the said James H. Tyson
deceased, and have paid all bills proved against

said Estate,
Sixth, That the piece or parcels of land mentioned and described hereto for are not susceptible of partition without material loss and injury to the respective devisees entitled thereto under said will and testament and it would be to their benefit and advantage for said land to be sold and the proceeds thereof distributed according to the respective rights of the parties interested, that said land is unimproved, unpro=ductive and barren being rough and hilly, in por=tions and partially covered with a recent growth of bushes which have grown up since the removal of the timber therefrom some time ago.
Seventh that heretofore all the adult parties interes=ted for themselves and the said Safe Deposit & Trust Co. of Baltimore City as Guardian for said infant and Trustee as aforesaid, made a contract to sell all of said land to the George H. Albaugh Real Estate and Brokerage Co. of Carroll County, a body corporate, for the sum of Six dollars per acre, or the gross sum of Four hundred and One dollars and forty three cents ($401.43) which said sum is a fair price for said property and your Orator believes and avers that under the circumstances and in view of the location and character of the land and the residence of the parties interested, none of whom reside in this County, it would be for the best interest and advan=tage of said infant as well as all other parties interested to make said sale at the price mentioned but owing to the infancy of said Evelyn Tyson such sale cannot be completed without the aid of your Honorable Court.
To the end therefore, That your Honorable Court will pass a decree approving, confirming and ratifying said sale to the George H. Albaugh Real Estate and Brokerage Company of Carroll County, a body corporate and appoint some person to execute and acknowledge a deed conveying to said purchaser all the right, title and interest of said devisees and heirs in the land aforesaid or if a confirmation of said sale is declined then that your Honorable Court will pass a decree for the sale of said Real Estate.
(2) That the proceeds of said sale may be distrib=uted among the parties hereto according to their respective right and interests.

(3) That your Complainants may have such other and further relief as their case may require.
May it please your Honorable Court to grant unto your Order and Ordains the writ of subpoena of the State of Maryland, directed to the said Hannah A. T. Lee and Columbus O. Donnell Lee who reside in Baltimore County, Maryland, and the George St. Albaugh Real Estate and Brokerage Company of Carroll County a body Corporate in Carroll County, commanding them to be and appear in this Court on some certain day to be therein named, Either in person or by Solicitor, to answer the premises and show cause, if any they have why the relief prayed for should not be granted.

And as in duty bound &c.

Charles E. Fink, Solicitor for Plaintiffs

Exhibit A.

James H. Tyson. Last Will and Testament

I James H. Tyson of Baltimore County in the State of Maryland hereby make publish and declare my last Will and Testament as follows;

First: In Execution of the power to dispose of Certain property by Will, which was conferred upon me by the last Will and testament of my father Isaac Tyson Junior deceased, I devise and bequeath to the Safe Deposit and Trust Company of Baltimore the parcel of land situated in the City of Baltimore with the improvements thereon known as number 8 East Lombard Street (which is now occupied by Laurence Thomson & Company as Merchants) and also the sum of Six Thousand dollars out of the money now remain vested in the hands of the Trustees under the said Will of my father Isaac Tyson Junior in Trust as hereinafter Mentioned and set forth.

Second: I devise and bequeath to the said Safe Deposit and Trust Company of Baltimore in Trust as hereinafter mentioned and set forth, the additional sum of seven thousand dollars, and also one fifth part of all the shares of the Capital Stock of the Elizabeth Mining Company or of any interest in the same, which shall belong to me at the time of my death or to which I shall then be in anyway entitled at law or in Equity.

Third: The said parcel of land and sums of Money and part of or Interest in the said Capital Stock which I have devised and bequeathed in and by the

first and second clause, respectively of my Will to the Safe Deposit and Trust Company of Baltimore in Trust, shall be held in Trust by it for the sole and separate use and benefit of my wife Elizabeth Howard Tyson, during her life and the net income thereof shall be paid by it to her in quarterly instalments, and from and immediately after the death of my said wife the said Trust shall forthwith cease and determine; and thereupon I give devise and bequeath the said Trust properties, and moneys, and all investments and reinvestments thereof as the same shall then exist to my children who may be living then, equally divided among them by the said Trustee, the issue then living of any of my children who may then be deceased to take per Stirpes a child's share. But if my son Isaac Tyson shall be living at the time of the death of my said wife then and in that event, I give devise and bequeath his one of the said Equal shares which are provided to be divided by my Trustee as aforesaid to my said Trustee, the Safe Deposit and Trust Company of Baltimore, to be held by it in Trust, that it shall pay to my said son, Isaac Tyson, as the same may accrue the net income profits and rents arising therefrom after deducting such sums of money as may be necessary to satisfy and pay taxes and assessments levied thereon, and needful repairs and expenses the said net income profits and rents to be paid to the said Isaac Tyson into his own hands and not unto another whether claiming by his authority or otherwise so long as he, the said Isaac Tyson shall live. And after the death of my said son Isaac Tyson in Trust for such person or persons as he shall by his last Will and Testament appoint. But if he shall fail to make such appointment then I give devise and bequeath the said share, as the same shall exist at the death of my said son Isaac Tyson to his children who may be living then, to be equally divided among them by the said Trustee, the issue then living of any of his children who may then be deceased to take per Stirpes a child's share. But if there shall not then be living any child or children of my said son or any issue of a deceased child of his, then and in that event I give devise and bequeath the said share as the same shall exist at the death of my said son Isaac Tyson to my children who may be living then, to be equally divided among them by the said Trustee, the issue

thru lioins of any of my Childrn who may thn be
deceased to take per Stirpes a childs shars.
Ihr said Truste The Safe Deposit and Trust Compny
of Baltimore shall han full power during my said
wifis life, with her consint Eppressd in writing to
invest, change the investment of and reinvest the
trust properties and moneys and proceeds thereof as
often and in such manner as it may think proper,
and for the purpos of such investment, change of
investment and reinvestment of the trust properties
and moneys and the proceeds thereof shall han full
power in its discretion, with my wifis consent Eppr=
=essd in writing to sell, lase dispose of transfer and
convey the said trust properties and moneys and all
investments and reinvestments thereof or of the proceeds
thereof, and in no cout shall any purchase be liable
or accountable for any application or misapplication
of the purchase money, and after my said wifis death
the said Trustee shall for the purpos of dividing the
whole trust property, as it shall thn exist among
thos who may be entitled to it, han full power in its
discretion to sell, lase dispose of transfer and convey
the same and any and Every part thereof and in no
cout shall any Purchaser be liable or accountable
for any application or misapplication of the purchase
money.
Fourth. All the household furniture and all the
Household effects, of every Kind which shall belong
to me at the time of my death, I give and bequeath
absolutely to my wife Elizabeth Howard Tyson.
Fifth. I devise and bequeath all the rest and
residue of all my property and Estate of every kind
and wheresoevr situated (after the payment thereof
of my just debts and funeral expenses) and I do also
in Execution of the power to dispose of certain property
by Will, which was confrrd upon me by the last Will
and Testament of my father, Isaac Tyson Junior, dece=
=ad, devise and bequeath all the rest and residue
of all the property and Estate that I am authorized
and Empowered by my Fathers Will, to dispose of unto
all my children who may be living at the time of my
death to be Equally divided among them the issue then
living of any of my children who may then be deceased
to take per Stirpes a childs share provided however
that all sums charged against my son and daughter
respectively in my books at the time of my death, and

all moneys for which I may be responsible on their
several accounts at that time, shall be taken into
account and charged against the shares of such
sons and daughter respectively or against the shares
of their descendants as the case may be, but if my son
Isaac Tyson shall be living at the time of my death,
then and in that event I give devise and bequeath
his said share of all the said rest and residue to
the said Safe Deposit and Trust Company of Baltimore
to be held by it in Trust, that it shall pay to my said
son Isaac Tyson as the same may accrue the net
income profits and rents arising therefrom after
deducting such sums of money as may be necessary
to satisfy and pay taxes and assessments levied
thereon and reddful repairs and expenses the said
net income profits and rents to be paid to the said
Isaac Tyson (into his own hands) and not into
another whether claiming by his authority or otherwise
so long as he the said Isaac Tyson shall live,
and after the death of my said son Isaac Tyson
in Trust for such person or persons as he shall by
his last Will and Testament appoint But if he shall
fail to make such appointment then I give devise
and bequeath the said share as the same shall
exist at the death of my said son Isaac Tyson to
his children who may be living then, to be equally
divided among them by the said Trustee the issue
then living of any of his children who may then
be deceased to take per Stirpes a child's share
but if there shall not then be living any child or
children of my said son or any issue of a deceased
child of his then and in that event I give devise
and bequeath the said share as the same shall
exist at the death of my said son Isaac Tyson to
my children who may be living then to be equally
divided among them by the said Trustee; the issue then
living of any of my children who may then be deceased
to take per Stirpes a child's share. The said Trustee
The Safe Deposit and Trust Company of Baltimore
shall have full power during the life of my said son
Isaac Tyson as Trustee as aforesaid for my said
son under this fifth clause of my will, and also
as Trustee as aforesaid for my said son under the
third clause of my Will (if and when the said last
mentioned Trust shall take effect) to invest change the
investment of and reinvest the Trust properties and

25×10
32×10
25×10

moneys respectively and the proceeds thereof as often and in such manner as it may think proper, and for the purpose of such investment, change of investment and reinvestment of the trust properties and moneys respectively; and the proceeds thereof, shall have full power, in its discretion, to sell lease dispose of transfer and convey the said respective trust properties and moneys, and all investments and reinstatements thereof, or of the proceeds thereof; and in no event shall any purchaser be liable or accountable for any application or misapplication of the purchase money and at the termination of said Trusts respectively the said Trustee for the purpose of dividing the Trust properties respectively, as they shall then respectively exist among those who may then be entitled thereto, shall have full power in its discretion to sell lease dispose of transfer and convey the same and any and every part thereof respectively; and in no event shall any purchaser be liable or accountable for any application or misapplication of the purchase money. Fifthly I hereby make constitute and appoint my sons James H. Tyson Junior, and my son in law Julian Henry Lee, and my son in law Columbus O'Donnell Iselin and the survivors and survivor of them the Executors and Executor of this my last Will and Testament. And it is my desire and Will and I hereby request that my said Executors and the survivors and survivor of them shall be permitted to qualify and act as Executors or Executor without being required to give bond for the performance of their or his duties as Executors or Executor. I have and desire hereby to express entire confidence in all my sons and sons in law respectively, but as they could not all conveniently serve as Executors, I selected and appointed my Executors as aforesaid If the health of my son Mordecai D. Tyson permitted I would name him as one of my Executors, but it would not be right to impose that labor and duty upon him

Sixthly I hereby revoke all Wills and Codicils which soever heretofore made by me declaring this to be my last and only Will and Testament.

In Witness whereof I have hereunto set my hand and seal this seventh day of December in the year Eighteen hundred and ninety Eight.

James H. Tyson [Seal]

Signed sealed published and declared as and for his last Will and Testament by James H. Tyson the within named Testator in the presence of us, who at his request in his presence, and in the presence of each other, have subscribed our names as Witnesses thereto.

Arthur Geo. Brown
Herbert M. Brune
John G. Schilpp

Baltimore County, to wit

On the 15th day of December 1900, came Arthur George Brown, Herbert M. Brune and John G. Schilpp the subscribing witnesses to the foregoing Last Will and Testament of James H. Tyson late of said County deceased and made oath that they did see Testator sign and seal this Will that they heard him publish pronounce and declare the same to be his last Will and Testament, that at the time of his so doing he was to the best of their apprehension of sound and disposing mind memory and understanding and that they subscribed their names as Witnesses to this Will in his presence at his request and in the presence of each other.

Sworn to before the subscriber,

Harrison Rider
Register of Wills for Baltimore County.

Codicil to the Last Will and Testament of James H. Tyson

I James H. Tyson of Baltimore County in the State of Maryland hereby make publish and declare this Codicil to my last Will and Testament, which is dated December 7. 1898. as follows I. hereby revoke the sixth clause. I do hereby provide and devise and bequeath as follows to wit:

Sixth. I hereby make, constitute and appoint my son Mordecai D. Tyson and my son James H. Tyson Junior and my son in Law Julius Henry Lee, and my son in law, Columbus C. Donnell Jr. and the survivors and survivor of them the Executors and Executor of this my last Will and Testament. And it is my desire and Will and I hereby request that my said Executors and the survivors and survivor of them shall be permitted to qualify and act as Executors or Executor without being required to give Bond for the performance of their or his duties as Executors or Executor. I have and desire hereby to express entire confidence in all my sons and sons in law respectively but as they could not all conveniently

serve as Executors. I have selected and appointed my Executors aforesaid. In Witness whereof I have hereunto set my hand and seal this Eighth day of March, in the year Eighteen Hundred and Ninety nine

James H. Tyson [Seal]

Signed sealed published and declared as and for a Codicil to his last Will and Testament, by James H. Tyson the within named Testator, in the presence of us who at his request, in his presence, and in the presence of Each other, have subscribed our names as Witnesses thereto.

Arthur Geo. Brown
Herbst. M. Bruns
John G. Schilpp

Baltimore County, ss

On the 15th day of December 1900, came Arthur Geo Brown Herbst M. Bruns and John G Schilpp subscribing Witnesses to the aforegoing Codicil to the Last Will and Testament of James H Tyson late of said County deceased and made oath that they did see the testator sign and seal this Codicil that they heard him publish pronounce and declare the same to be a Codicil to his Last Will and Testament, that at the time of his so doing he was to the best of their apprehension of sound and disposing mind memory and understanding and that they subscribed their names as Witnesses to this codicil in his presence at his request, in the presence of each other.

Sworn to before the subscriber,

Harrison Rider
Register of Wills for Baltimore County.

Second Codicil to the Last Will & Testament of James H. Tyson

I James H. Tyson of Baltimore County in the State of Maryland hereby make publish and declare this second Codicil to my last Will and Testament (which is dated the seventh day of December Eighteen hundred and Ninety Eight) as follows: I hereby revoke so much of the second clause of my said last Will and Testament as devises and bequeathes one fifth part of all the shares of the Capital Stock of the Elizabeth Mining Company (a Corporation under the laws of Vermont) and of any interest in the same, which shall belong to me at the time of my death or to which I shall then be in anywise entitled, at law or in Equity and instead thereof I do hereby provide, devise and bequeath as follows to-wit: I devise and bequeath to the Safe Deposit and Trust.

Company of Baltimore, Five General First Mortgage
Fifty year 4% Gold Bonds due 1948, of the Atlantic Coast
Line Railroad Company of South Carolina. Each of said
Bonds being for the sum of One Thousand dollars
making in all Five Thousand dollars Face Value of the
said Bonds, in addition to the sum of seven Thousand
dollars which I have devised and bequeathed to the said
Safe Deposit and Trust Company of Baltimore in Trust,
by the second clause of my said Will. The said
Five Bonds to be taken and held in Trust and to be dispo-
=sed of under the provisions of my said Will instead
and in the place of the said one fifth part of all
the shares of the Capital Stock of the Elizabeth Mining
Company or of any interest in the same which shall
belong to me at the time of my death or to which I shall
then be in any way entitled, at law or in Equity.
In Witness Whereof I have hereunto set my hand and
Seal the twelfth day of May in the year Eighteen
hundred and ninety-nine.

James H. Tyson (Seal)

Signed sealed, published and declared as and for his
second Codicil to his last Will and Testament by
James H. Tyson the within named testator in the
presence of us who at the request in his presence and
in the presence of each other, have subscribed our
names as Witnesses thereto. [a word having been
Erased in the Eighteenth line on the first page]

Arthur G. Brown
John G. Schilpp
Charles B.L. Kleff.

Baltimore County, to wit:

On the 15th day of December 1900. came Arthur Geo Brown
John G. Schilpp and Charles B.L. Kleff, subscribing
witnesses to the aforegoing Codicil to the last Will
and Testament of James H. Tyson late of said County
deceased, and made oath that they did see the Testator
sign and seal this Codicil that they heard him pub-
=lish, pronounce and declare the same to be a Codicil
to his last Will and Testament; that at the time of his
so doing he was to the best of their apprehension
of sound and disposing mind Memory and under-
=standing and that they subscribed their names
as Witnesses to this Codicil in his presence at his
request and in the presence of each other.

Sworn to before the subscriber. = Harrison Rider
Register of Wills for Baltimore County.

Third Codicil to the Last Will & Testament of James H. Tyson

I James H. Tyson of Baltimore County in the State of Maryland at present sojourning temporarily in the State of Vermont, hereby make publish and declare this third Codicil to my last Will and Testament (which is dated the seventh day of December Eighteen Hundred and Ninety-eight) as follows:

First: I devise and bequeath to the Safe Deposit and Trust Company of Baltimore in trust as hereinafter mentioned and set forth, the amount of Ten Thousand dollars in shares of the Capital stock, at its par Value of the Elizabeth Mining Company (a Corporation under the laws of Vermont) or its Equivalent out of any Interest in the same, which shall belong to me, at the time of my death, or to which I shall then be in any way entitled, at law or in Equity, (in addition to the sum of seven Thousand dollars which I have devised and bequeathed to the safe Deposit and Trust Company of Baltimore in Trust: by the second clause of my said Will, and also in addition to the five General First Mortgage Fifty-year Four per cent gold Bonds for One Thousand Dollars each due 1948, of the Atlantic Coast-Line Railroad Company of South Carolina which I have devised and bequeathed to the said Safe Deposit and Trust-Company of Baltimore in Trust, by the Second Codicil to my said Will.

Second: The said amount in shares of the said Capital Stock, or its Equivalent out of any Interest in the same which shall belong to me at the time of my death, shall be held in Trust by the said Safe Deposit and Trust Company of Baltimore for the sole and separate use and benefit of my wife, Elizabeth Howard Tyson, during her life, and the Net income thereof shall be paid by it to her in quarterly instalments.

And from and immediately after the death of my said wife, the said Trust shall forthwith cease and determine, and thereupon, I give devise and bequeath the said Trust property, and all investments and reinvestments thereof as the same shall then exist, to my children who may be living then, to be equally divided among them by the said Trustee, the issue then living of any of my children who may then be deceased to take per stirpes a child's share.

But if my son Isaac Tyson shall be living at the time of the death of my said wife, then and in that event, I give devise and bequeath his one

of the said Equal shares which are provided to be divided by my Trustee aforesaid to my said Trustee the Safe Deposit and Trust Company of Baltimore to be held by it in Trust, that it shall pay to my said son Isaac Tyson or the same may decrease the Net income and profits arising therefrom after deducting such sum of Money as may be necessary to satisfy and pay taxes and assessments and Expenses the said Net income and profits to be paid to the said Isaac Tyson into his own hands and not into another whether claiming by his authority or otherwise) so long as he the said Isaac Tyson shall live, And after the death of my said son Isaac Tyson in Trust for such person or persons as he shall by his last will and Testament appoint. But if he shall fail to make such appointment the said in devise and bequeath the said shares as the same shall exist at the death of my said son Isaac Tyson to my children who may be living then to be equally divided among them by the said Trustee, the issue then living of any of his children who may then be deceased to take per stirpes a child's share, but if there shall not then be living any child or children of my said son or any issue of a deceased child of his, then and in that event I give devise and bequeath the said shares as the same shall exist at the death of my said son Isaac Tyson to my children who may be living then to be equally divided among them by the said Trustee, the issue then living of any of my children who may then be deceased to take per stirpes a child's share. The said Trustee the Safe Deposit and Trust Company of Baltimore, shall have full power during my said wife's life with her consent Expressed in writing to invest, change the investment of and reinvest the trust property and proceeds thereof as often and in such manner as it may think proper, and for the purpose of such investment, change of investment and re-investment of the trust property and the proceeds thereof shall have full power in its discretion with my wife's consent Expressed in writing to sell dispose of, transfer and convey the said trust property and all investments and re-investments thereof, or of the proceeds thereof, and in no event shall any purchaser be liable or accountable for any application or misapplication of the purchase money. And after my said wife's death the said Trustee shall, for the purpose of dividing the whole Trust

property, as it shall then exist, among those who may be entitled to it, have full power, in his discretion to sell, dispose of, transfer and convey the same and any and every part thereof, and in no event shall any purchaser be liable or accountable for any application or misapplication of the purchase money.

In witness whereof, I have hereunto set my hand and seal this twenty first day of October in the year Nineteen hundred.

Jas. H. Tyson (Seal)

Witness Walter B. Platt
Witness Elizabeth Shultzer

Signed Sealed published and declared as and for his Third Codicil to his last Will and Testament by James H. Tyson, the within named Testator in the presence of us, who at his request, in his presence and in the presence of Each other, have subscribed our names as Witnesses thereto.

I the words "its Equivalent" having first been inserted in the fourteenth line of page one, and the words "its Equivalent" having also been inserted in the thirty first line of page one.

Baltimore County) ss

On the 15th day of December 1910, came Stephen S. Lee and made oath that he does not know of any Will or Codicil of James H. Tyson late of said County deceased other than the above instrument of writing and that he received the Will and its 2nd Codicil from Safe Deposit box of testator after Testators death on or about the 6th day of December 1910, and he received 3rd Codicil from Mr. J. H. Tyson on or about the 21st day of November 1910,

Sworn to before the subscriber,

Harison Rider
Register of Wills for Baltimore County.

Baltimore County) ss

On the 15th day of December 1910, came Walter B. Platt and Elizabeth Shultzer subscribing Witnesses to the aforegoing Codicil to the last Will and Testament of James H. Tyson late of said County deceased and made oath that they did see the Testator sign and seal this Codicil that they heard him publish pronounce and declare the same to be a Codicil to his last Will and Testament that at the time of his so doing he was to the best of their apprehension of sound and disposing mind, memory and understanding and that they subscribed their names as Witnesses to this Codicil in his presence

at his request, and in the presence of each other.

Sworn to before the subscriber.

Harrison Rider

Register of Wills For Baltimore County.

In the Orphans Court of Baltimore County.

The Court after having carefully examined the above last Will and Testament of James H. Tyson late of Baltimore County deceased, together with the Codicils thereunto attached and also the evidence adduced as to its Validity Order and Decree this 18th day of December 1901. that the same be admitted in this Court as the true and genuine last Will and Testament and Codicil of the said James H. Tyson deceased.

Melchor Horsh[illegible]

Albert F. Brunier

Louis H. Held

The undersigned James H. Tyson Jr. Appointed one of the Executors in the Last Will and Testament of James H. Tyson late of Baltimore County deceased, and the Codicils thereto do hereby refuse to act as Executor of said Will and Codicils and do therefore renounce all my rights to Letters Testamentary upon said deceased's Estate, and all right title and Claim that I may or could have had by virtue of said appointment.

In testimony whereof I hereunto subscribe my name this 19th day of December 1901.

Witness

H. George Held

James H. Tyson Jr.

In Testimony that the aforegoing is a true Copy taken from "Wills Liber H.R. No 12 folio 69 &c. one of the Books in the office of the Register of Wills for Baltimore County,

Seals Place

I hereunto subscribe my name and affix the seal of my office this 7th day of March A.D. 1902.

Test. Harrison Rider

Register of Wills for Balto. Co.

"Exhibit B." Is a Certified Copy of A deed from William Trenfield to James H. Tyson Recorded in Liber J.B.B. No 39 folio 192. &c. One of the Land Records of Carroll County.

"Exhibit C"

Is a Certified Copy of a Deed from Zachariah M Conaway wife to James H. Tyson, Recorded in Liber F.T.S No 44 folio 325 &c. One of the Land Records of Carroll County.

"Exhibit D"

Is a Certified Copy of a Deed from Joshua Beasman wife

to James H. Tyson. Recorded in Libr F.T.S. #37. Folio 180
One of the Land Records of Carroll County.

Answer of George H. Albaugh Real Estate and
Brokerage Co. of Carroll County. defendant.

Elizabeth D. Lee. et al
Vs
Hannah. A. T. Lee et al

No 4298. Equity
In the Circuit Court for Carroll
County sitting as a Court of Equity.
To the Honorable the Judges
of said Court.

The answer of the George H. Albaugh Real Estate
and Brokerage Company of Carroll County a body
Corporate to the Bill of Complaint of Elizabeth D.
Lee et al. against it and others in this Court Exhib-
-ited respectfully shows. First. That this defendant
admits the matters and facts alleged in said bill of
Complaint, as true, and particularly admits the
making and its willingness to carry out the contract
for the sale of the land therein mentioned, as alleged
in the seventh paragraph of said Bill of complaint.
Second: That this defendant having answered fully
prays to be hence dismissed with its reasonable
costs in this behalf incurred.

And as in duty bound etc.

Geo. O. Brilhart
Solicitor for the George H. Albaugh Real Estate and Brokerage Co.

Answer of Hannah. A. T. Lee and Columbus
O. Donnell Lee, her husband.
Elizabeth D. Lee and
Julian H. Lee her
husband Et al
Vs
Hannah. A. T. Lee and
Columbus O. D. Lee her
husband et al

No 4298. Equity
In the Circuit Court
for Carroll County
sitting in Equity.
To the Honorable the
Judges of said Court.

The joint and separate
answer of Hanna A. T. Lee and
Columbus O. Donnell Lee, her husband, to the bill of
complaint of Elizabeth D. Lee et al. against them
and others in this Court Exhibited Respectfully shows.
First: That these defendants admits the matters
and fact alleged in said Bill of Complaint, as being
true and consent to the immediate passage of said
decree, in the premises, as may be proper and right.
Second: And these defendants having answered
fully, pray to be hence dismissed with their reason-
able costs in their behalf incurred

And as in duty bound etc.

For Hannah A. T. Lee and Columbus O. D. Lee her husband.

George O. Bilhartz Solicitor

Decree

Elizabeth D. Lee and Julian H Lee her husband Et al

vs

Hannah A. T. Lee and Columbus O. D Lee her husband. Et al

No 4298. Equity
In the Circuit Court for Carroll County sitting as a Court of Equity.

The above case standing ready for hearing and being submitted by counsel for Complainants and defendants without argument the Bill, answers, testimony and all other proceedings were by the Court read and considered, and the Court having Examined into all the circumstances, is of the opinion that it is for the interest and advantage both of said Evelyn. B. Tyson and of the other persons mentioned in the bill of Complaint interested in the land mentioned in these proceedings that the said contract of sale of the same shall be confirmed, it is thereupon this 29th day of June A D 1916 by the Circuit Court for Carroll County sitting as a Court of Equity adjudged, ordered and decreed that the contract of sale of the Real Estate mentioned in these proceedings to the George H. Albaugh Real Estate and Brokerage Company, a body Corporate, by Elizabeth D. Lee and Julian H Lee, her husband, Jamie Hood Tyson, Laetitia P. Minnick and W. Howard Minnick her husband Jamie H. Tyson Jr. and Esther B Tyson his wife Margaret S. Tyson, Evelyn B Tyson, an infant, by the Safe Deposit & Trust Company of Baltimore City, her Guardian, Elizabeth Howard Tyson, The Safe Deposit & Trust Company of Baltimore City, Trustee for Isaac Tyson and Elizabeth H. Tyson, Mary D. McCollohand and John W. McCollohis husband Plaintiffs, Hannah A. T. Lee, and Columbus O. Donnell Lee her husband Defendants, at and for the sum of Six dollars per acre, aggregating the sum of Four hundred and One dollars and forty three cents, ($401.43.) be and the same is hereby ratified and confirmed and that Charles E. Fink of Carroll County Maryland, be and he is hereby appointed Trustee to convey to the said George H Albaugh Real Estate and Brokerage Company, a good and sufficient deed the interest of all the aforesaid parties to this suit, including the interest of said Evelyn. B. Tyson, infant in and to the Real Estate mentioned and described in the proceedings in this cause containing sixty six and seven Eighths acres and five

square purchase of land, more or less, at and for the
sum of Six dollars per acre, aggregating the sum of
Four Hundred and one dollar and forty three cents
($401.43) and that said Trustee shall deliver said Deed
to the said George H. Albaugh Real Estate and Brokerage
Company upon said Company paying to him the
said sum of Four hundred and one Dollar and forty
three cents ($401.43). and that upon payment of said
purchase money to said Trustee he shall report the same
to this Court for the final order in the premises, and it
is further ordered that said Trustee, before he shall
Execute said deed and receive said purchase Money,
shall file with the Clerk of this Court a Bond to the
State of Maryland, Executed by himself and a surety
or sureties, to be approved by this Court, or the Clerk thereof
in the penalty of One Thousand dollars, conditioned for
the faithful performance of the Trust reposed in him,
by this Decree or to be reposed in him by any future decree,
or order in the premises.

Wm. H. Thomas.

- Bond -

The Bond Filed in this Case is Recorded in Liber
J B B No. 1. folio 373 &c. One of the Bond Records of Carroll
County.

"Trustee's Report of Sale"

Elizabeth D. Lee and
Julian H. Lee her
husband et al
vs
Hannah A. T. Lee and
Columbus C. D. Lee her
Husband Et al.

No 4298. Equity.
In the Circuit Court for Carroll
County sitting as a Court of
Equity.
To the Honorable the Judges of
said Court.

The report of Charles E. Fink Trustee
appointed by your Honorable Court
in this case on the 29th day of June A.D. 1906. by a decree
passed on said day to convey the Real Estate mentioned
in these proceedings respectfully shows,
That before Executing the deed, conveying the Real
Estate mentioned in these proceedings and decreed
to be conveyed, he filed with the Clerk of this Court, a
Bond to the State of Maryland in the penalty of One
Thousand dollars, conditioned for the faithful per-
formance of the Trust reposed in him, which said
Bond was approved by said Clerk, and having complied
with all the other prerequisites in said decree
contained, your Trustee in accordance with said
decree and by virtue thereof Executed and delivered

to the George H Albaugh Real Estate and Brokerage Company of Carroll County a body Corporate a deed conveying all the right. title. Interest and Estate ~~and~~ both at Law and in Equity, of all the parties to this Cause including the Interest of the said Evelyn Lyons infant in and to the Real Estate mentioned and described in the proceedings in this Cause containing Sixty Six and seven eights acres and five square perches of land more or less, at and for the sum of Six dollars per acre, Aggregating the sum of Four Hundred and One dollars and forty three cents ($401.43) which said sum or purchase money having previously been paid to your Trustee.

All of which is respectfully submitted.

Charles E Fink. Trustee.

State of Maryland. Carroll County to wit.

It is hereby Certified that on this 27th day of August in the year Nineteen Hundred and Six. before me the subscriber. the Clerk of the Circuit Court for Carroll County, personally appeared Charles E. Fink Trustee in the aforegoing Report of Sale, and made oath in due form of law that the matters and things stated in the foregoing report of Sale are true to the best of his knowledge and belief and that the sale therein reported was fairly made and is bonafide.

David P. Smelser. Clerk.

Order of Court.

Ordered this 27th day of August A.D. 1906. by the Circuit Court for Carroll County, sitting as a Court of Equity that the Sale of Real Estate hereto for or authorized to be made by the said Trustee, to the George H. Albaugh Real Estate and Brokerage Company of Carroll County a body Corporate, and by said Trustee above reported be and the same is hereby ratified and confirmed and it is further ordered that this cause be and it is hereby referred to the Auditor of this Court to state an account in which he shall allow to the Trustee all proper Expenses for which he shall produce proper vouchers and one half of the usual commissions allowed Trustee to make sale under the decree of this Court.

Wm H. Thomas.

~ Audit ~

Elizabeth D. Lee and Julian H Lee her husband Et al Plaintiffs

vs

Hannah A. V. Lee & Columbus O. D Lee her Husband et al Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity No 4298. Equity.

To the Honorable, the Judges of the Circuit Court
For Carroll County, sitting as a Court of Equity.
The Auditor respectfully reports that in pursuance
of the order of your Honorable Court passed in this
cause he Examined the papers filed in this cause
and therefrom stated the within account. He
first charged the Trustee with all the money in
his hands as appears by his report filed in this
cause on the twenty seventh day of August in the year
Nineteen Hundred and six, and thereon allowed
him his commissions and Expenses as provided by
the order of your Honorable Court and costs.
The balance then left he distributed to the parties
entitled thereto under these proceedings.
All of which is respectfully submitted.
Aug 29. 1906. John M. Robert Auditor.

The Real Estate of James H. Tyson deceased
testator, in account with Charles E. Fink, Trustee.

Debtor

By sale of Real Estate made by Trustee to The George
H. Albaugh Real Estate and Brokerage Company of
Carroll County, as appears by his report filed in this
cause on the Twenty seventh day of August in the year
Nineteen hundred and six Amounting to the
Sum of

	$401	43
Amount of Sale	$401	43

- Credit -

To the Trustee for his one half commissions as provided by the order of Court passed in this Cause on the Twenty seventh day of August in the year Nineteen Hundred and Six. The sum of	$ 13	54
To the Trustee to pay Charles E. Fink Solicitor for professional services rendered as per Voucher No 1 filed	$ 50	00
Cost of taking Testimony.		
To Michael E. Nash. Examiner	$ 8	00
To Michael E. Nash. Examiner. Expenses to and from Baltimore &c.	$ 1	40
To Nicholas Brown. a Witness	$ 1	65
To George E. Brown. a Witness	$ 1	65
To Columbus O. D. Lee. a witness	$	75
To Howard H. McLee. a Witness	$	75
Cost as taxed by Clerk.		
To Charles E. Fink Solicitors' Appearance Fee	$ 10	00

To David P. Smelser	$ 38	15
To George C. Brilhart, Solicitor, appearance fee	$ 10	00
To Debis P. Smelser Clerk,	$	50
To Publication Order Nisi on this account,	$ 1	50
To John M. Robert, Auditor making Examination of papers and stating this account and distribution	$ 13	50
Amount of Expenses	$ 151	39
Balance for distribution	$ 2501	04
Amount of Sale,	$ 4011	43
Balance for distribution brought forward and distributed as follows to wit;	$ 2501	104
To Elizabeth D. Lee (wife of Julian H. Lee) a daughter of deceased testator the one eighth of balance =	$ 31	25 1/2
To Hannah A. T. Lee (wife of Columbus O. D. Lee) a daughter of deceased testator the one eighth of balance =	$ 31	25 1/2
To Jame H. Tyson Jr. a son of deceased testator the one eighth of balance =	$ 31	25 1/2
To Mary D. McCulloh (wife of John M. Culloh) a daughter of deceased testator, the one eighth of balance	$ 31	25 1/2
To The Safe Deposit and Trust Company of Baltimore Guardian of Evelyn B. Tyson, an infant daughter of deceased testator the one eight of balance =	$ 31	25 1/2
To Laetitia P. Minnick (wife of H. Howard Minnick) a daughter of deceased testator the one eighth of balance	$ 31	25 1/2
To The Safe Deposit and Trust Company of Baltimore Trustee for Isaac Tyson a son of deceased testator the one Eighth of balance	$ 31	25 1/2
To James Hood Tyson (a son of Mordacai D. Tyson deceased son of deceased testator) a grandson of deceased Testator the one Eighth of balance.	$ 31	25 1/2
Amount distributed	350 04	$ 2501 104

Order Nisi on Audit

Elizabeth D. Lee and Julian H. Lee her husband Etal, Plaintiffs
vs
Hannah A. T. Lee and Columbus O. D. Lee her husband Etal, Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity.
In 4298. Equity.
Ordered this 29th day of August A. D. 1906. that the account of the auditor filed in this cause be finally ratified and confirmed, unless cause to the contrary thereof be shown on or before the 17th day of September next, provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser Clerk.

Printer Certificate

Westminster Md. September 15th 1906.

We hereby certify that the annexed Nisi on Audit was published two successive weeks prior to the 17th day of September 1906. in the Democratic Advocate a newspaper published in Carroll County Md.

Edward O. Diffendal, Jr.

Order of Court

Ordered this 24th day of September A. D. 1906 by the Circuit Court for Carroll County sitting as a Court of Equity that the foregoing Account of the Auditor be and the same is hereby finally ratified and confirmed; no cause to the contrary having been shown, although due notice in accordance to the preceding Order Nisi appears to have been given, and the Trustee is hereby authorized and directed to apply the funds in accordance herewith.

Wm. H. Thomas.

Recorded & Exd

Per. David P. Smelser, Clerk.

Maryland Sct.

At a Circuit Court for the fifth Judicial Circuit of Maryland begun and held at the Court House in the City of Westminster Carroll County on the 1st Monday of Sept it being the day of same Month in the year One Thousand Nine Hundred and six.

Were Present

Hon William H. Thomas associate Judge

Joseph L. Franklin Sheriff

David P. Smelser Clerk.

among others were the following proceedings to wit.

Be it remembered that heretofore to wit. on the 11th day of July 1906. Frederick Brehm Assignee of Mortgagee by his Attorney Michael E. Walsh came here in to Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words to wit.

Frederick Brehm
Assignee of Mortgagee
vs
Konrad Hoffman +
Anna Hofman
Mortgagor

No 4301 Equity
In the Circuit Court for Carroll County in Equity.
David P. Smelser Esq.
Clerk of said Court.
File this order. Original Mortgage note Marked Exhibit A. Original Mortgage marked "Exhibit "B." docket case as above and approve and file Assignment of Mortgagee's Bond, and enter my appearance for the Plaintiff.

Michael E. Walsh
Sol for the Plaintiff

July 11th 1906.

Exhibit. A.

Mortgage Note.

$200.00 Westminster Md. September 23rd 1893

One year after date I promise to pay to Jacob Brehm or order the sum of Two Hundred Dollars current money, for value received with interest from date

Witness
William Moore.

Konrad Hofman

Pay to the order of Frederick Brehm

Witness
Gustavus A. Craputer.

Jacob Brehm

This note is secured by a Mortgage of even date herewith

Subject to credit
Interest paid to Sept 23rd 1905.

Exhibit B. Original Mortgage,
Recorded in Liber B.F.C. # 34 folio 100 &c One of the Real Estate Mortgage Records of Carroll County.

Bond.

The Assignee of Mortgagee Bond in this case is Recorded in Libr J H B #1 Folio 385. One of the Bond Recorder of Carroll County.

Report of Sale.

Frederick Brehm
Assignee of Mortgagee
Plaintiff

vs

Konrad Hoffman et ux
Mortgagors. Defendants

No 4301. Equity
In the Circuit Court for
Carroll County, sitting in
Equity.

To the Honorable, the
Judges of said Court.

The Report of sale made by Frederick Brehm, Assignee of Mortgagee in the above entitled cause Respectfully shows:

That after giving Bond to the State of Maryland with sufficient security which Bond was duly approved by the Clerk of said Court, for the faithful discharge of the Trust reposed in him under the provisions of the Mortgage filed in this cause, and giving notice of the time, place and manner and terms of sale by advertisement in the American Sentinel a newspaper printed and published in Westminster in Carroll County, Maryland once a week successively for and for more than twenty days before the day of sale and by hand bills, extensively circulated throughout said County he did on pursuance of said Notice attend on the premises on the 3rd day of August A.D 1906. at 2 o'clock P.M and then and there proceeded to sell the hereinafter described land and sold the same to Frederick Brehm at and for four hundred and fifty five dollars, to be paid cash upon the ratification of the said sale by your Honorable Court all that parcel of land described in the Mortgage filed in this cause and marked Exhibit "B" and containing 17 acres and 30 square perches of land more or less, the aforesaid Frederick Brehm being then and there the highest Bidder therefor and the said purchaser has complied with the terms of sale, satisfactory to the Assignee of Mortgagee,

Witness
Dalit E. Walsh

Frederick Brehm
Assignee of Mortgagee

State of Maryland Carroll County to wit:

I hereby certify that on this 6th day of August A.D 1906, before the subscriber a Justice of the Peace

of the State of Maryland in and for Carroll County aforesaid personally appeared Frederick Brehm Assignee of Mortgagee named in the above report of Sale and made oath in due form of Law that the matters and things set forth in the foregoing report of sale are true to the best of his knowledge and belief and that the sale is true and Bona fide and was fairly made.

Gustavus H. Crapster Justice of the Peace

Order Nisi on Sale.

Frederick Brehm
Assignee of Mortgagee
vs
Konrad Hufnagle et ux
Mortgagor

No 4301. Equity.
In the Circuit Court for Carroll County sitting in Equity.

Ordered this 8th day of August A D 1906. that the sale of the property mentioned in the above entitled cause made and reported by Frederick Brehm Assignee of Mortgagee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 10th day of September next provided a copy of this order be inserted in some newspaper printed and published in Carroll County Maryland once in each of three successive weeks before the 3 day of September next,

The Report states the amount of sale to be Four Hundred and fifty-four dollars.

David L. Smelser, Clerk.

Printer Certificate

Office of American Sentinel,
Westminster Md. Sept 3rd 1906.

This is to certify that the annexed order No 4301. has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md. once a week in each of 3. successive weeks previous to the 3rd day of September 1906.

John H. Mister
Manager.

Order of Court

Ordered this 20th day of September A D 1906. by the Circuit Court for Carroll County in Equity. That the sale made and reported by Frederick Brehm Assignee of Mortgagee in the above entitled cause 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 this case is hereby referred to state an account of the trust fund therein.

Wm H. Thomas.

— Auditors account —

Frederick Brehm
Assignee of Mortgagee
vs
Konrad Hofman and
Anna Hofman
Mortgagors

In the Circuit Court
for Carroll County sitting
as a Court of Equity.
No 4301. Equity.

To the Honorable the Judges
of the Circuit Court for
Carroll County sitting as a
Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in this cause and therefrom stated the within account. He first made the statement of Mortgagee Claim herewith filed he then charged the assignee of Mortgagee with all the money in his hands as shown by his report filed in this cause on the eighth day of August, in the year Nineteen Hundred and six and then credited him with his commissions and Expenses and all costs proper to be allowed. the balance then left he distributed to the parties entitled thereto under these proceedings,

All of which is Respectfully submitted
September 21st 1906.

John M. Roberts
Auditor,

The Mortgaged Real Estate of Konrad Hofman and Anna Hofman his wife in account with Frederick Brehm Assignee of Mortgagee,

— Debtor —

1906 August 3. By sale of Real Estate then made by the Assignee of Mortgagee at Public Sale to Frederick Brehm as appears by his report filed in this cause on the Eighth day of August in the year Nineteen Hundred and Six amounting to the sum of	$	455 00
Amount of Sale.	$	455 00

— Credit —

To the Assignee of Mortgagee for his commissions	$	30 30
To the Assignee of Mortgagee to pay John.		

W. Reaver for Auctioneering sale as
per Voucher No 1. filed $ 5 00
To the Assignee of Mortgagee to pay American
Sentinel for printing as per Voucher No 2 filed $ 9 50
To the Assignee of Mortgagee to pay Michael E.
Walsh. Solicitor. for professional Services
rendered as per Voucher No 3 filed = $ 30 00
Cost as taxed by Clerk
To Michael E. Walsh Solicitor appearance fee $ 10 00
To David P. Smelser Clerk $ 17 95
To publication of Order Nisi on this account $ 1 50
To John M. Roberts Auditor making statement
of Mortgage claim. stating this account and
distribution $ 9 00

Amount of Expenses, 113 25
Balance for Distribution 341 75
Amount of Sale, 455 00

Balance for distribution brought forward $341 75
and distributed as follows to wit.
To Frederick Brehm Assignee of Mortgagee
in full payment of his Mortgage Claim
debt and interest as appears by the statement
of Mortgage Claim herewith filed the sum of
= $211 93
To Konrad Hofman the balance of
purchase money as provided in the
Mortgage from said Konrad Hofman
and wife to Jacob Brehm filed in
this cause the sum of. $129 82
$341 75 $341 75
Balance distributed

— Order Nisi on Audit —

Frederick Brehm assignee of Mortgagee
vs
Konrad Hofman and Ann Hofman Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4301, Equity

Ordered this 21st day of September A D 1906, that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 8th day of October next, provided a copy of this order be inserted for two successive weeks

before the last named day in some Newspaper published in Carroll County.

David P. Smelser. Clerk.

Ordered this 5th day of November A D 1906. by the Circuit Court for Carroll County, sitting as a Court of Equity that the account of the Auditor filed in this cause be and the same is finally ratified and confirmed. No cause to the contrary having been shown although notice appears to have been given in accordance with the preceding Order Nisi and the Assignee of Mortgagee is hereby authorized and directed to pay out the Trust fund in accordance with said account.

Wm. H. Thomas.

Recorded & Ex'd

per. David P. Smelser. Clerk.

Maryland Sct;

At a Circuit Court for the Fifth Judicial Circuit of Maryland, began and held at the Court House in the City of Westminster Carroll County Maryland on the 1st Monday of Sept it being the day of same Month in the year One Thousand Nine hundred and six

Were Present

William H. Thomas Associate Judge

Joseph L. Franklin Sheriff

David P. Chanslor, Clerk.

among other were the following proceedings to wit;

Be it remembered that hereto for to wit on the 21st day of June A D 1906, John D Bachman Etal by their attorney Dean L Hoff, come here into Court sitting as a Court of Equity and filed his order to docket a case which appears in form and words to wit;

John D. Bachman
Howard S. Bachman
Lillie E. Bachman
Julian Bachman (widow)
Plaintiffs

Vs.

Bertie M. Bachman
Milton A Bachman and
Katie Bachman his wife
Wade Stonesifer
Elmer Stonesifer
Bertie Stonesifer
Walter Stonesifer
Earnest Stonesifer and
Charles Sullivan infants,
Louis Sullivan and
Noah L Sullivan her husband
Edna Flickinger
William Flickinger infants
Amelia Bachman
Celia Bell and
Charles Bell her husband
Defendants

No 4296. Equity,
In the Circuit Court for Carroll County in Equity.

To the Honorable the Judges of said Court;

The Bill of Complaint of John D Bachman widow Etal Plaintiffs of Carroll County Maryland, Respectfully show unto your Honorable Court that William Bachman late of Carroll County Maryland died about January 1903, having first made and Executed a last Will and Testament in writing, wherein and whereby among other things said testator gave devised and bequeathed to Julian Bachman widow of testators son, William H Bachman during her natural life or as long as she remain the widow of William H Bachman, the use and control of a certain 111 acre farm situate in Westminster district in Carroll County Maryland and adjoining the lands of David Stonesifer Jno Bachman Etal, and by said last Will and

Testament directed that she should not rent the same but in the Event her sons should not want to farm said land in her lifetime or widowhood. then his two grandsons, Milton Bachman and John Bachman were authorized to sell the same at Public or Private sale and devide the proceeds of said sale as follows, $400.00. to Julian Bachman widow of William H Bachman and the balance to be Equally divided among the children of said William H. Bachman all of which will appear by a certified Copy of said last Will and Testament herewith filed as part of this Bill of Complaint marked "Exhibit" "A" and which together with all other exhibits herewith filed your Orator pray may be taken as part of this Bill of Complaint. (2) That the clause in said last Will and Testament so providing is as follows,

I give and devise unto Julian Bachman (widow of my son William H Bachman deceased) my farm or plantation being the same now occupied by said Julian Bachman (widow as aforesaid) situate lying and being in Carroll County in the State of Maryland and containing 111 acres of land more or less, and adjoining land of David Shaffer Jonas Bachman et al, I give the same unto her the said Julian Bachman (widow as aforesaid) for and during her lifetime or as long as she remain the widow of my Son William H Bachman deceased, to have and to take issue and profit thereof for and during said time and Keep the same in repair and pay all taxes and insurance on the same during said time and not to waste any timber but in Event her said Sons should not want to farm and cultivate said land in her lifetime or widowhood as aforesaid she shall not be privileged to rent the same to other parties, then in that Event I do authorize and Empower my two grandSons Milton Bachman and his Brother John Bachman to sell the same at public or private sale to the best advantage by first filing a bond with approved Security by the Orphans Court of Carroll County and by an order of said Orphans Court and under the authority of said Court convey the same to the purchaser or purchasers thereof by a good and sufficient Deed in as ample a Manner as I hold the same (Except to a water privilege that I herefore conveyed to my son Jonas Bachman

25×10
32×10
25×10

and the money arising from said sale first to pay all Expenses of said sale and the sum of $400.00 to Julian Bachman (widow) as aforesaid and the balance to be Equally divided among the children of my said son William H. Bachman deceased and if any of them being dead leaving a child or children the said child or children shall have their parents portion.

(3) That the said William H. Bachman (Son of William Bachman the testator) died and left surviving him the said Julian Bachman widow who now reside on said farm of 111 acres and the following children to wit, John S. Bachman, Howard S. Bachman, Lillian C. Bachman Bertie M. Bachman, Milton A. Bachman who is married to Katie Bachman, Emma V. Stonesifer who was married to Andrew Stonesifer and died intestate in the year 1900, leaving the following children Hadd Stonesifer a son now 16 years old, Elmer Stonesifer a son 12 years old Bertie Stonesifer a daughter now 14 years old, Haller Stonesifer a son now 10 years old Earnest Stonesifer a son now 7 years old Charles Sullivan a son by former marriage now 18 years old, Louisa Sullivan who is married to Noah Sullivan Lizzie Flickinger who was married to a certain Jacob Flickinger and died intestate in the year 1901, leaving the following children to wit, Edna Flickinger now 16 years old and William Flickinger now 11 years old, Amelia Bachman a daughter Celia Bell a daughter who is married to Charles Bell all of whom reside in Carroll County Maryland and are all adults except the above named grand children who are all under the age of 21 years,

(4) That the said Julian Bachman as the widow of said William H Bachman has continued to live on said farm to this time and now desires to live elsewhere, and prays that said farm may be sold and she receive in lieu of her right in said farm the sum of $400.00 as provided in the said Last Will and Testament of William Bachman deceased,

(5) That the said sons of said Julian Bachman do not want to farm said land and now decline to farm said land any longer but desire that the said 111 acre farm be sold and the proceeds.

thereof, after the payment of $400.00 to Julian Bachman as widow and all costs and Expenses be divided among the parties in interest as provided in said last Will and Testament.

(6) That your Orator for the movement to your Honorable Court that it will be to the advantage and benefit of all parties concerned and interested in said Real Estate that the same should be sold and the proceeds divided among the parties interested according to the terms and conditions of said last Will and Testament.

(7) That the said Julian Bachman widow is infirm and aged and is unable to conduct and manage said Farm, and that her sons decline to continue to farm and cultivate said Farm and that the same will grow up in weeds brush &c. if not cultivated and thereby greatly depreciate in value, and the taxes, & plain insurance &c, can not be paid if the said Farm is not cultivated as there will be no proceeds therefrom, and that the same will realize a greater price at public sale now than hereafter. Therefore the parties interest are compelled to resort to this Honorable Court for aid and remedy in the premises.

To the End therefore

That said Real Estate may be sold by a Trustee or Trustees appointed by this Court under a decree passed in this cause and the proceeds of said Sale be distributed to said parties aforesaid according to their respective rights.

That your Orator and Orators may have such other and further relief as their case may require.

May it please your honorable Court to grant unto your Orator the writ of Subpoena directed to the said Bertie M. Bachman Milton A. Bachman and Kate Bachman his wife Wade Stone & Jr Elmer Stone & Jr Bertie Stone & Jr Walter Stone & Jr Earnest Stone & Jr and Charles Sullivan infants Louisa Sullivan and Noah L Sullivan her husband Edna Flickinger and William Flickinger infants Amelia Bachman, Celia Bell and Charles Bell her husband all of Carroll County, commanding them and each of them to be and appear in this Court on some certain day to be named therein and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound &c.

Ivan L. Hoff. Attorney for Complainants

Exhibit A.

In the name of God amen, I William Buchman of Carroll County state of Maryland, being of ordinary health of body and of sound and disposing mind memory and understanding considering the certainty of death and the uncertainty of the time thereof, and being desirous to settle my worldly affairs, and thereby be the better prepared to leave this world, when it shall please God to call me hence do therefore make and publish this my last Will and Testament in manner and form following to-wit;

First and principally I commit my soul in the hands of Almighty God, and my body to the earth to be decently buried at the discretion of my Executor hereinafter mentioned,

Item, it is my Will and I do order and direct that as soon as conveniently it can be done after my death that all my just debts and funeral Expenses be paid.

Item, I give and devise unto my son Alfred C. Bachman my home place whereon I now dwell together with the buildings and improvements thereon together with the grist Mill and all water rights and privileges thereto belonging and all improvements thereon and therein and anything else that is in the said Mill or outside of said Mill and belonging to said Mill or did heretofore belong to said Mill is to go with said mill for the use of my said son Alfred C. Bachman his heirs and assigns said property containing One hundred and fifty two acres of land more or less, including Grave Lot and being all the land and premises dwg Grist Mill and water rights which is mentioned and conveyed to me in a deed from Philip H. L. Myers Trustee of David Bachman and wife said deed bearing date on the 7th day of December A.D. 1879, and Recorded in Libr J.J.S. No 58 folio 196 &c. One of the Land Records of Carroll County reference thereto will more fully and at large appear, I give and devise the said land and grist Mill as aforesaid unto him my said Son Alfred C. Bachman to him his heirs and assigns forever including the

growing crops on said land at the time of my death, I give the same unto him right, and whereas I do give and devise unto my said son Alfred C. Bachman said land and Millar aforesaid for the sum of Twelve Thousand Dollars and the sum of Six Thousand dollars thereof I give and bequeath unto my said son Alfred C. Bachman leaving the balance of Six Thousand dollars current money to be paid out by my said Son Alfred C. Bachman as follows. He shall pay to my grandson Oscar Bachman the son of my son David Bachman deceased the sum of Five Thousand dollars current money, when he shall arrive at the age of 21 years, but in event he should die before arriving to the age of twenty one years and leaving a child or children then said child or children are to have it to be Equally divided among them, but if he should die and leaving no issue then said sum of money shall be Equally divided among all my children, share and share alike Except my said son Alfred C. Bachman is not to be included in said distribution, the reason that I do not include my son in said distribution is because I have given him a douceur in the property I have given him by this my last Will and Testament, and other advantages that I have given him in my lifetime, leaving the balance of One Thousand dollars to be paid by said son Alfred C. Bachman of the aforesaid account on said Real Estate as aforesaid, and he shall pay the same unto my said Executor but he is not to pay it over until my grandson Oscar Bachman shall be 21 years of age and shall then be a part of my Estate as herein after directed but my said son Alfred C. Bachman shall not be charged with any interest on the aforesaid sums of Money to be paid by him as aforesaid (to my grandson Oscar) and not to be charged any interest on the other accounts as aforesaid but be a lien on said Real Estate as aforesaid until paid and satisfied. And Whereas I did on the 18th day of November 1893, (in the presence of William Earhart and Greenbury J. Palmer) hand over and deliver to my daughters namely Elizabeth E. Beggs, Sarah A. Coover, and Ida L Scharffer certificates of deposit of the

Westminster Savings Institution to Each one of them
for the sum of four Thousand and five hundred
dollars ($4500,00, with the interest due on Each one of said
certificats and to my daughter Barbara A. Zacharias
I have assigned a promisson note against J. Wesley Beggs
for the sum of One Thousand dollars and also a certi-
-ficate of deposit of the Westminster Savings Institution
for the amount of Fifteen hundred ($1500) amounting
together the sum of twenty five hundred dollars. the
reason that I have given her only twenty five hundred
dollars as aforesaid is because in the purchase of
the home and lot at union Mills for which she holds the
title I have paid for the same twenty five hundred
dollars current money amounting together Five
Thousand dollars giving her five hundred dollars
more than the rest of my said daughters. the reason
that I do this is because she has staid and worked for
us along time thinking that I do right by so doing so
towards her hoping at the same time the rest of my
children thinking so too,
I authorize direct and Empower my Executors hereun-
-after mentioned to collect by suit or otherwise all out-
-standing money due and owing and becoming due to
me on Notes, Judgments, Mortgages, and otherwise and
not by this my last Will and Testament otherwise disposed
of and all the money arising from the aforesaid Collec-
-tions and including ready money, that I may have
at the time of my death, and also including the
aforesaid sum of One Thousand dollars that my
said son Alfred C. Bachman is to pay as aforesaid
mentioned, into the hands of my Executor first to
pay all my just and honest debts and funeral expenses
and the cost and charges of getting and putting up
at my grave a pair of good grave stones in quality
and size that I have gotten and put up at my wifes
grave and also the expense of settling of my estate
then I Will and bequeath as follows unto my four
daughters namely. Barbara A. Zacharias Sarah A
Conner. Elizabeth Ella Beggs and Ida L. Shaffer.
Each one of them five hundred dollars current money
I do this to make them equal with my sons and the
ballance then to be made into Eight Equal shares,
then I give the same to the following children and
grandchildren namely Ephraim Bachman Jonas
Bachman Barbara A. Zacharias. Sarah A. Conner
Elizabeth Ella Beggs Ida L. Shaffer. to the children

of my sons John Bachman deceased to be equally
divided among them and to Oscar Bachman son of
my son David Bachman deceased the reason I do not
include in said distribution my son Alfred C.
Bachman is because that I do think that the advantage
that I have given him in my Real Estate and Mill property
and other advantages that I have given him in my
life time he is fully Equalized with the rest of my children
and I do make further provision the children of my
son William H. Bachman deceased am not to have
anything out of the aforesaid distribution and no
other distribution aforesaid as I have fully provided
for them otherwise by this my last Will and Testament
hereinafter mentioned, and in regard to my personal
property, that I may own and be possessed of at the
time of my death and not divided among my
children by myself in my lifetime and in case that
I do order and direct in my lifetime and disposition of
my personal property to any of my children or grand-
children and not delivered to them in my lifetime
I want it understood that after my death said property
as I have ordered shall be delivered to the one or ones
as I have ordered who is to have it and not to be
appraised, and any of my personal property that I
do not direct or make disposition of the same in my
lifetime I do order and direct that my said executors
shall divide the same among themselves as nearly
Equally as they can without any appraisement.
The reason that I have not made any special bequest
(or legacy) to my sons Ephraim Bachman and Jonas
Bachman, when I sold and conveyed to them their
respective farms to each one of them, I have allowed
Each one of them a sufficient amount so as to make
them Equal with the rest of my children and I have
also given the same to my son John Bachman now
deceased, when he purchased the property he had in
his lifetime, and whereas I am possessed of another
farm or tract or parcel of land and now occupied by
my grand-daughter Julian Bachman widow of
my son William H. Bachman deceased situate in
Carroll County State of Maryland, which I will
dispose of by this my last Will and Testament as
follows,
I give and devise unto Julian Bachman (widow of
my son William H. Bachman deceased my farm
& plantation being the same now occupied by said

Julian Bachman (widow as aforesaid) situate lying and being in Carroll County in the State of Maryland and containing One hundred and Eleven acres of land more or less, and adjoining land of David Shriner Jonas Bachman and others, Together with the same unto her the said Julian Bachman, widow as aforesaid for and during her lifetime or as long as she remains the widow of my son William H Bachman deceased and to have and to take issues and profits thereof for and during said time and to keep the same in repair and to pay all taxes and insurance on the same during said time and not to waste any timber but in event her said sons should not want to farm and cultivate said land in her lifetime or widowhood as aforesaid she shall not be privileged to rent the same to other parties, then in that event I authorize and Empower my beloved grandsons Milton Bachman and his brother John Bachman to sell the same at public or private sale, to the best advantage by first filing a bond with approved securities by the Orphans Court of Carroll County, and by order of said Orphans Court and under the authority of said Court, and to convey the same to the purchaser or purchasers thereof by a good and sufficient deed or deeds, in as ample a manner as I hold the same. (Except to a water privilege that I hereto for convey'd to my son James Bachman) and the money arising from said sale first to pay all expenses of said sale and the sum of Four hundred ($400.00) dollars to Julian Bachman widow as aforesaid, and the balance to be equally divided among the children of my said son William H Bachman deceased, and if any of them being dead, leaving a child or children the said child or children shall have their parents portions and I do further order and direct that after the death or marriage of said Julian Bachman aforesaid, they the said Milton Bachman and John Bachman shall sell the said Estate aforesaid at public or private sale to the best advantage by first filing a bond as aforesaid and an order of the Orphans Court of Carroll County and convey the same to the purchaser thereof by a good and sufficient deed or deeds in as ample a manner as I hold the same (Except the water privileges as aforesaid) and the money arising from said sale first to pay all Expenses of said sale and the balance to be Equally divided among all the children of my said Son

William H. Bachman deceased. Equally and if any of them being dead leaving issue shall have their parents portions. And lastly I do hereby nominate constitute and appoint my three sons Alfred C. Bachman Ephraim Bachman and Jonas Bachman Executors of this my last Will and Testament. giving them or the acting or survivor one or more of them full power and authority to sell and convey and to carry into execution all or any provisions contained in this my last Will and Testament. revoking and annulling all former Wills by me heretofore made. ratifying and confirming this and none other to be my last Will and Testament.

In testimony whereof I have hereunto set my hand and affixed my seal this third day of January in the year of our Lord One thousand Nine Hundred (1902)

William Bachman (Seal)

Signed sealed pronounced and declared by William Bachman the above named testator as and for his last Will and Testament in the presence of us who at his request in his presence and in the presence of each other we have subscribed our names as witnesses thereto,

Jno. Earhart
Granbury, T. Palmer
David M. Stamm

Codicil

Whereas I William Bachman of Carroll County in the State of Maryland made and duly executed my last Will and Testament in writing bearing date on the third day of January, Nineteen hundred and which said last Will and Testament and every clause bequeathing and devise therein contained, I do hereby ratify and confirm, excepting same clauses therein mentioned by me hereinafter revoked and made void and being desirous to alter same part thereof and of making additions thereto therefore hereby make this my codicil, which I will and direct shall be taken and held as part of my said Will and Testament in manner and form following that is to say, whereas by my said last Will and Testament I did give and bequeath unto my daughter Elizabeth E. Beggs wife of Wesley Beggs her Equal portion with the rest of my said children out of my Estate, but since the making and Executing

of my said Will my said daughter Elizabeth E. Bagge
wife of Wesley Bagge has departed this life (dying)
without having a child or children therefor I do
by this my Codicil revoke, annul and make Void
all devise and bequeaths to her by said last Will
and Testament and do order by this codicil that the
portion that was coming to her by my said last Will
out of my Estate, namely, in the first place to give
her with the rest of my said daughter each four
hundred dollars, and I do now order and direct by
this my codicil that said sum of Four hundred
dollars willed to her as aforesaid shall be Equally
divided among my sons and the rest of my said
daughters, and all other legacies that would be coming
to her by my last Will and Testament, I do order and
direct by this my codicil shall be divided among
the rest of my said children and grandchildren
named in my said last Will and Testament and to
be divided as therein directed and in regard of my
personal property that my said four daughters
was to divide among them the three remaining one
shall now divide the same as directed by my said
Will and all other clauses and provisions in my
said Will hereto fore made I do hereby this my Codicil
ratify and confirm in a full and ample manner.

I testify whereof, I hereunto set my hand and
affix my seal this twenty first day of April nine
teen hundred

William Bachman (Seal)

Signed sealed published and declared by William
Bachman, the above named testator as and for a
Codicil to his last Will and Testament in the
presence of us who at his request and in his
presence and in the presence of each other have
subscribed our names as witnesses hereto.

J. Wm Earhart

David N. Stoner

Maryland Carroll County to wit:

On the 24th day of March 1904, before the Orphans Court
of Carroll County came William Earhart and in
open Court in the presence of Almighty God
Solemnly declared that the above instrument of
writing is the true and whole last Will and Testament
of William Bachman late of Carroll County deceased
that he found it among the books and papers
of said deceased and that he does not know of

any other Will or Codicil left by said deceased,
Test

John. J. Stewart
Register of Wills for Carroll County.

Maryland Carroll County to wit,
On the 21st. day of March 1904. before the Orphans Court
of Carroll County came Wm Earhart Granbury T.
Palmer and David H. Slaymer the subscribing witnesses
to the aforegoing last Will and Testament of William
Bachman late of Carroll County deceased and in open
Court in the presence of Almighty God solemnly declared
that they did see Wm Bachman the testator in said
Will named sign and seal said Will that they heard
him publish pronounce and declare the same to be
his last will and testament that at the time of so
doing he the said testator was to the best of their
apprehension knowledge and belief of sound and
disposing mind memory and understanding and
that they subscribed their respective names as wit
nesses to said will, at the request of the said test-
ator in his presence and in the presence of each other.
Test

John. J. Stewart
Register of Wills for Carroll County.

Maryland Carroll County to wit,
On the 21st day of March 1904. before the Orphans
Court of Carroll County Maryland came William
Earhart and David H. Slaymer the subscribing
witnesses to the aforegoing Codicil to the last
will and Testament of William Bachman late of
Carroll County deceased and in open Court and in the
presence of Almighty God solemnly declared that
they did see William Bachman the Testator in said
Codicil to said Will named sign and seal said
Codicil, that they heard him publish pronounce
and declare the same to be a codicil to his Will
and testament, that at the time of so doing he the
said Testator was, to the best of their apprehension
knowledge and belief of sound and disposing
mind memory and understanding and that
they subscribed their respective names as Witnesses
to said codicil to said Will at the request of the
said testator in his presence and in the presence
of each other

Test

John. J. Stewart,
Register of Wills for Carroll County

In the Orphans Court of Carroll County,
The Court, after having carefully examining the

above last Will and Testament and codicil thereto of William Bachman late of Carroll County deceased and also the Evidence adduced as to its validity order and decree this 21st. day of March 1904. that the same be admitted to probate in the Court as the true and genuine last Will and Testament and Codicil thereto of William Bachman deceased.

A. Kurtz Myers
John. E. Eckenrode
Geo. R. Rupp

Judges of the Orphans Court of Carroll County.

Maryland Carroll County to wit;

I hereby certify that the aforegoing is a true copy taken from the original filed and now remaining of Record in the Office of the Register of Wills for Carroll County in Liber J.J.B. #9 Folio 297 &c.

Seal Place

In testimony whereof I hereunto subscribe my name and affix the seal of my Office this 20th day of June A.D. 1906.

John J. Stewart
Register of Wills for Carroll County.

Exhibit "B"

Exhibit "B" is a Certified Copy of a Deed Recorded in Liber J.S. No 2 Folio 78 &c. One of the Land Records of Carroll County.

Exhibit "C"

Exhibit "C" is a Certified Copy of a Deed Recorded in Liber J.B.B. #22 Folio 117 &c One of the Land Records of Carroll County.

Exhibit "D"

Exhibit "D" is a Certified Copy of a Deed Recorded in Liber W.N.W. #68 Folio 434 &c, One of the Land Records of Carroll County.

Exhibit "E"

Exhibit "E" is a Certified Copy of a Deed Recorded in Liber W.N.W. #68 Folio 451 &c. One of the Land Records of Carroll County.

Answer of
Celia. E. Bell and Charles F. Bell

John D Bachman Etal, Plaintiffs
vs
Bertie. M. Bachman and others, Defendants

No Equity
In the Circuit Court for Carroll County in Equity.

The answer of Celia. E. Bell and Charles. F. Bell to the Bill of Complaint filed in this cause. We admit

the matters stated in the Bill of Complaint and agree that the 111 acres more mentioned in the last Will and Testament of William Bachman deceased be sold by an immediate decree, passed as prayed for, so that the money arising therefrom may be applied as in said Will directed.

Witness
Logan L Hoff
William Moore.

Celia E. Bell
C. F. Bell

Answer of
John D. Bachman
and others
Vs
Bertie M Bachman
and others

Bertie M. Bachman
No 4296 Equity
In the Circuit Court for
Carroll County in Equity.
To the Honorable the
Judges of said Court.

The answer of Bertie M. Bachman defendant to the Bill of Complaint filed in the above Entitled cause respectfully says,
That she admits the matters and facts set forth in the Bill of Complaint to be true and hereby consents to the immediate passage of a decree for the sale of the land prayed to be sold so that the proceeds thereof may be distributed according to the terms of the last Will and Testament of William Bachman deceased.

Witness
Arthur T. Wolfenden,

Bertie M Bachman

State of Maryland Baltimore City to wit,
I hereby certify that on this 5 day of July in the year 1906, before me the subscriber a duly qualified Notary Public of the State of Maryland in and for Baltimore City personally appeared Bertie M. Bachman and acknowledged the foregoing answer to be her act and deed.
In witness whereof I hereunto subscribe my name and affix my Notarial Seal the day and year last above written

Seal
Paid

Arthur T. Wolfenden Notary Public

Answer of Louisa A. Sullivan and Noah L. Sullivan her husband.

John D. Bachman and others
Plaintiffs
Vs.
Bertie M. Bachman and others
Defendants

No. Equity
In the Circuit Court
for Carroll County
in Equity.

The answer of Louisa A Sullivan and Noah

L. Sullivan her husband to the Bill of Complaint
filed in this Cause. We admit the matters stated
in the Bill of Complaint and agree that the lands
fore mentioned in the last Will and Testament
of William Buchman deceased be sold by an
immediate decree passed as prayed for. so that
the Money arising therefrom may be applied as in
said Will directed.
Witness
Thos defendants request
I L Hoff to file answer
for them and acknowledge
signature, I. L. Hoff.

Louisa A. Sullivan
Noah L. Sullivan

Answer of Milton A Bachman & wife.

John D Bachman
and others
Vs
Bertie. M Bachman
and others

No 4296. Equity
In the Circuit Court for
Carroll County in Equity.
The joint and several
answer of Milton A Bachman
and Katie Bachman his wife to

the Bill of Complaint filed in this cause. They
admit the matter and things stated in said
Bill of Complaint and agree to the immediate
passage of a decree by the Court for the sale of
said land,
Witness, as to
Milton A. Bachman
Isaac L Hoff.

Milton A. Bachman
Katie Bachman

Answer of Amelia Bachman.

John D Bachman
and others
Vs
Bertie. M. Bachman
and others

In the Circuit Court for
Carroll County In Equity
To the Honorable the
Judges of said Court.
The answer of Amelia Bachman
(Defendant) to the Bill of Complaint filed in the
above entitled cause respectfully says.
That she admits the matters and facts set forth
in the Bill of Complaint to be true, and hereby
consents to the immediate passage of a Decree
for the sale of the land therein prayed to be sold
so that the proceeds thereof may be distributed
according to the terms of the last Will and
Testament of William Bachman deceased.
Witness
Paul E Lau

Amelia Bachman

State of Pennsylvania York County to wit.
I hereby certify that on this 25th day of June 1906. before
me the subscriber a duly qualified Notary Public
of the State of Pennsylvania in and for York County
personally appeared Aurlia Bachman and acknow-
owledged the above answer to be her act.
(Seal) In witness whereof I hereunto subscribe
my name and affix my Notarial seal
the day and year last above written.
Julius H. Fischer. Notary Public
My Commission Expires January 3-1909.

Answer of J. Maurice Eckenrode, Guardian Ad Litem

John D Bachman Etal
Plaintiffs
Vs
Bertie M Bachman Etal
Defendants

No 4296. Equity
In the Circuit Court for
Carroll County in
Equity.
To the Honorable the
Judges of said Court.

The joint and several answer of J Maurice Eckenrode
guardian Ad Litem for Wade Stonesifer, Elmer
Stonesifer Bertie Stonesifer. Walter Stonesifer Earnest
Stonesifer. Charles Bachman Edna Flickinger
William Flickinger infants duly appointed by
order of this Court, to the Bill of Complaint of
John D Bachman Etal against them and others
in this Court says. These defendants being
infants can not admit any of the matter and
things in said Bill alleged and submit their
rights thereunder to the protection of this Court,
and hereby agree to the immediate passage of
a decree for the sale of the Real Estate in said
Bill mentioned. hereby waiving the 10 day rule

J. Maurice Eckenrode, Guardian Ad Litem.

Renunciation of Milton A Bachman to act
as Trustee.

John D Bachman Etal
Vs
Bertie M Bachman Etal

No 4296. Equity
In the Circuit Court for
Carroll County in
Equity.
To the Honorable the
Judges of said Court:

This is to certify that I hereby renounce
all my right to act as a Trustee in the sale of
the Real Estate in said cause mentioned or
to act in any other capacity in the sale of the
land about to be decreed to be sold. and
Respectfully pray your Honorable Court to

Excuse me from participating in the sale of
said land,
Aug. 6, 1906. William A. Bachman
Witness Ivan L. Hoff.

— Decree —

John D. Bachman Etal
Vs
Bertie M. Bachman Etal

In the Circuit Court for
Carroll County sitting as a
Court of Equity.
No 4296. Equity.
The above cause standing
ready for hearing and being submitted for
immediate Decree by all parties without agree-
ment the bill Exhibits answers and other proceedings
were by the Court. read and considered.
It is thereupon this 7th. day of August in the year
nineteen hundred and six. by the Circuit Court for
Carroll County sitting as a Court of Equity adjudged
ordered and Decreed. That the Real Estate mentioned
in these proceedings of which William Bachman
late of Carroll County Maryland died seized and
possessed be sold. and that John. D Bachman of
Carroll County Maryland. be and he is hereby
appointed Trustee to make said sale and that the
same and manner of his proceedings shall be
as follows he shall first file with the Clerk of this
Court a Bond to the State of Maryland executed by
himself and a surety or sureties to be approved by
this Court, or the Clerk thereof in the penalty Ten
Thousand Dollars, conditioned for the faithful
performance of the trust reposed in him by this
Decree, or to be imposed in him by any future Decree
or Order in the premises. he shall then proceed to make
the said sale, having given at least three weeks
notice by advertisement inserted in some Newspaper
published in Carroll County and by such other mode
as he shall think proper, of the time place and
terms of sale, which shall be as follows to wit.
One third part of the purchase money shall be
paid by the purchaser or purchasers to the Trustee
on the day of Sale or upon the ratification thereof
by his Court, and the residue shall be paid in two
Equal payments, the one to be paid in one year
and the other in two years from the day of sale
with interest and to be secured by the notes of the
purchaser or purchasers with security to be appro-
-ved of by the Trustee or all cash at the option of

the purchaser and as soon as may be convenient
after any such sale or sales the said Trustee shall
return to this Court a full and particular account
of his proceedings relative to such sale with an
affidavit annexed of the truth thereof and of the
fairness of said sale, and on obtaining the Court
ratification of the sale and on the payment of the
whole purchase money (and not before) the said
Trustee shall, by a good and sufficient deed to be
executed, acknowledged and recorded according
to law convey to the purchaser or purchasers his
her or their heirs, the property and Estate to him her or
them sold, free clear and discharged from all
claim of the parties hereto, Complainants and Defen-
dants and those claiming by from or under them
or either of them, and the said Trustee shall bring
into said Court the money arising from said Sale
to be distributed under the direction of this Court
after deducting the costs of this suit the expenses
of said sale, and such commission to the said
Trustee as this Court shall think proper to allow
in consideration of the skill, attention and
fidelity wherewith he shall appear to have discha-
rged his Trust.

Wm H Thomas.

Trustees Bond

The Bond filed in this Cause is Recorded in
Libr J.T.B. #1 folio 393 &c, One of the Bond Records
of Carroll County.

Trustees Report of Sale

John D Bachman Et al
Plaintiffs
Vs
Bertie W. Bachman Et al
Defendants

No 4296. Equity.
In the Circuit Court for
Carroll County in Equity.

To the Honorable the
Judges of said Court.

The Report of John D
Bachman Trustee appointed by the Decree passed
in this cause, to make sale of the certain Real
Estate therein mentioned, respectfully shows
that after giving Bond with security for the
faithful performance of his Trust, as required by
said decree, and by giving Notice of the time
place manner and terms of sale by advertisement
in the American Sentinel, a Newspaper printed
and published at Westminster in Carroll County
Maryland, for more than three successive weeks.

befor the day of sale, and by hand Bills Extensively circulated throughout said County of Carroll he did pursuant to said notice, attend on the premises in Westminster district Carroll County Maryland on Wednesday September 5, 1906 at 1, oclock P M and then and there proceed to sell said property, Your Trustee then and there offered at Public Sale to the highest bidder, all that parcel of land or parts of tracts situate in Bachmans Valley in Carroll County, Maryland Containing One Hundred and Eleven and a quarter acres more or less, adjoining the lands of Jonas Bachman Frank Merchey, et al, being the same 111¼ acre farm which William Bachman late of Carroll County Maryland died seized and possessed and mentioned in the Last Will and Testament of said William Bachman deceased a certified copy of which is filed in this cause as "Exhibit "A" Save and Except however a water right or privilege granted to Jonas Bachman as in said Will mentioned, which water right is more fully described in a paper writing from said William Bachman and wife to Jonas Bachman dated October 17-1888. and Recorded among the Land Records of Carroll County in Liber W. N. M. No. 68 folio 453 &c. Being also the same land and premises as described in Exhibits "B" and "C" filed in this cause save and Except the lands sold off by William Buchman in his life time as described in Exhibits "D" and "E" leaving a balance of 111¼ acres as per Survey made by said William Bachman during his life-time and sold the same to Herbert C. Bixler at $43.00 per acre aggregating a sum total of $4785.75- he being then and there the highest bidder therefor Your Trustee further reports that said property was offered at Public sale as aforesaid upon the terms of sale prescribed by said decree and that said purchaser has Elected to pay cash for same upon ratification.

all of which is respectfully submitted.

Witness
Geo. L. Hoff

John D. Bachman
Trustee

State of Maryland Carroll County to wit.

I hereby certify that on this 6 day of September in the year 1906, befor me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll

County personally appeared John D Bachman named in the above report of sale and made oath in due form of Law that the matters and things stated in the foregoing report are true as therein stated to the best of his knowledge and belief, and that the sale therein reported is Bona fide and were fairly made

Gustavus H. Crapster J.P.

— Order Nisi on Sale —

John D Bachman Etal
Plaintiffs
Vs
Bertie M. Bachman Etal
Defendants

No 4296. Equity
In the Circuit Court for
Carroll County in Equity.
Ordered this 7th day of
September 1906. that the sale
of the property mentioned in
this proceedings made and reported by John D
Bachman, Trustee be ratified and confirmed unless
cause to the contrary thereof be shown on or before
the 8th day of October Next. Provided a copy of this
order be inserted in some newspaper printed and
published in Carroll County once in each of three
successive weeks before the 1st day of October next
The report states the amount of the sale to be $4783.75.

David R. Smelser. Clerk.

— Trustee Certificate —

Westminster Md. October 8 - 1906.

This is to certify that the annexed Order Nisi on Sale has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md. once a week in each of three successive weeks previous to the 1st day of October 1906.

Jno. H. Mitten.

— Order of Court —

John D. Bachman Etal
Plaintiffs
Vs
Bertie M. Bachman Etal
Defendants

No 4296. Equity
In the Circuit Court for
Carroll County in Equity.
Ordered by the Circuit
Court for Carroll County in
Equity this 9th day of October 1906

that the sale of the real Estate made and reported in the above entitled cause by John D. Bachman Trustee be and the same is hereby ratified and confirmed unless cause to the contrary thereof having been shown, although notice appear to have been given in accordance with the preceding order and this cause is hereby referred to the Auditor of this Court to state an Account of the Trusts

funds in this Cause.

Wm H. Thomas.

Auditors Account

John D. Bachman Et al Plaintiffs vs Bertie M Bachman Et al Defendants	In the Circuit Court for Carroll County sitting as a Court of Equity No 4296. Equity. To the Honorable the Judges of the Circuit Court for

Carroll County, sitting as a Court of Equity.
The auditor respectfully reports that in persuance of the order of your honorable Court passed in this cause he examined the papers filed in this Cause and therefrom stated the within account.
He first charges the Trustee with all the money in his hands as shown by his report filed in this cause on the seventh day of September in the year Nineteen hundred and six, and thereout allowed him his commissions and Expenses and all costs proper to be allowed, the balance then left he distributed among the parties entitled thereto under these proceedings.

All of which is respectfully submitted.
October 11, 1906.

John M. Roberts
Auditor

The Real Estate of William Bachman deceased Testator in account with John D Bachman, Trustee.

Debtor

1906, September 5" by sale of Real Estate then made by the Trustee at public sale to Herbert, C. Bixler as appears by his report filed in this cause on the seventh day of September, in the year Nineteen hundred and six amounting to the sum of	$ 4783.	75
Amount of Sale	$ 4783	75
Credit		
To the Trustee for his commissions	$ 173	51
To the American Sentinel for printing as per Voucher No 1 filed	$ 15	25
To pay the Democratic Advocate Company for printing as per Voucher No 2, filed =	$ 7	50
To the Trustee amount paid William E. Warner for Auctioneering sale. as per Voucher No 3 filed	$ 3	00
To the Trustee to pay Ivan L Hoff Solicitor for professional Services rendered as per Voucher No 4 filed	$ 180	00

— Cost of taking testimony —

To Michael. E. Halah Examiner	$ 8	00
To Charles. E. H. Sullivan a Witness.	$ 1	45
— Costs as taxed by Clerk.		
To Isaac L. Hoff Solicitor appearance for.	$ 10	00
To David R. Smelser Clerk.	$ 55	65
To Joseph L. Franklin Sheriff	$ 8	75
To Sheriff of Frederick County	$ 3	60
To John J. Stewart, Register	$ 4	65
To J. Maurice. Eckelsrode, Guardian ad litem	$ 4	00
To publication order nisi on this account.	$ 1	50
To John M. Roberts Auditor making examination of papers and stating this account and distribution	$ 22	50
Amount of Expenses	$ 499	36
Balance for distribution	$ 4284	39
Amount of sale	$ 4783	75
Balance for distribution brought forward and distributed under the terms and provisions of the last will and Testament of William Bachman deceased testator a certified copy of which is filed among the proceedings in this cause as follows to wit"	$ 4284	39
To Julia A Bachman, widow of William H. Bachman a deceased son of deceased testator as provided by his Last Will and Testament a certified copy of which is filed among the proceedings in this cause the sum of:-	$ 1011	01
To John D Bachman an adult son of William H. Bachman deceased and guardian of William Bachman deceased testator the one tenth of balance the sum of =	$ 388	43 9/10
To Howard S Bachman an adult son of William H Bachman. deceased and grandson of William Bachman deceased testator the one tenth of balance the sum of =	$ 388.	43 9/10
To Lillian E Bachman an adult daughter of William H Bachman, deceased and granddaughter of William Bachman deceased testator the one tenth of balance the sum of =	$ 388	43 9/10
To Bertie M Bachman an adult daughter of William H Bachman deceased and grand daughter of William Bachman deceased testator the one tenth of balance the sum of	$ 388	43 9/10
To Milton A Bachman an adult son of William H Bachman deceased and grand son of		

25 × 10

32 × 10

25 × 10

William Bachman deceased Testator. the one
tenth of balance the sum of = $388 43 9/10
To the distribution share of Emma, V.
Slonsifer a deceased daughter of
William H Bachman deceased and
granddaughter of William Bachman
deceased testator the one tenth of balance
carried forward and distributed among
the parties Entitled thereto the sum of = $388 43 9/10
To Louisa Sullivan wife of Noah, L.
Sullivan and adult. daughter of
William H Bachman deceased and
granddaughter of William Bachman
deceased testator the one tenth of
balance the sum of = $388 43 9/10
To the distribution share of Lizzie
Flickinger deceased wife of Jacob
Flickinger an adult daughter of
William H Bachman deceased a grand.
-daughter of William Bachman
deceased testator the one tenth of balance
carried forward and distributed among
the parties entitled thereto the sum of $388 43 9/10
To Aurelia Bachman an adult
daughter of William H Bachman deceased
and granddaughter of William
Bachman deceased Testator to one tenth
of balance the sum of = $388 43 9/10
To Celia Bell wife of Charles Bell an
adult daughter of William H Bachman
deceased and granddaughter of
William Bachman deceased testator
the one tenth of balance the sum of $388 43 9/10
Balance distributed $4284 39 $4284 39
To the distribution share of Emma
V. Slonsifer a deceased daughter of
William H. Bachman deceased and
granddaughter of William Bachman
deceased testator brought forward $388 43 9/10
and distributed among the children
of said Emma V. Slonsifer deceased
as provided by the last Will and
Testament of William Bachman deceased
a certified copy of which is
filed among the proceedings in
this cause as follows to wit:

To Wade Slonsifer, an infant son of Emma V. Slonsifer deceased or the party entitled thereto the one sixth of One tenth the sum of =	$ 64	73	11/10
To Elmer Slonsifer, an infant son of Emma V. Slonsifer deceased or the party entitled thereto the one sixth of one tenth the sum of =	$ 64	73	11/10
To Bertie Slonsifer an infant daughter of Emma V. Slonsifer deceased or the party entitled thereto the one sixth of our tenth the sum of =	$ 64	73	11/10
To Walter Slonsifer an infant son of Emma V. Slonsifer deceased or the party entitled thereto the one sixth of our tenth the sum of =	$ 64	73	11/10
To Earnest Slonsifer an infant son of Emma V. Slonsifer deceased or the party entitled thereto the one sixth of our tenth the sum of =	$ 64	73	11/11
To Charles Sullivan an infant son of Emma V. Slonsifer deceased or the party entitled thereto the one sixth of our tenth the sum of =	$ 64	73	11/11
Amount distributed.	$388	43	99/110 $388 43 99/111
To the distributive share of Lizzie Flickinger deceased wife of Jacob Flickinger an adult daughter of William H. Bachman deceased and granddaughter of William Bachman deceased Testator, brought forward and distributed among the children of said Lizzie Flickinger deceased as provided by the Last Will and Testament of William Bachman deceased a certified Copy of which is filed among the proceedings in this cause as follows to wit:			$388 43 9/10
To Edna Flickinger an infant daughter of Lizzie Flickinger deceased or the party entitled thereto the one half of one tenth the sum of =	$ 194	21	14/20
To William Flickinger an infant son of Lizzie Flickinger deceased or the party entitled thereto the one half			

of our tenth the sum of
Amount distributed

$194	21 50/100		
$388	43 10/100	$388	43 10/100

— Order Nisi on Audit —

John S. Bachman et al
Plaintiffs
Vs
Bertie M. Bachman et al
Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4296 Equity.
Ordered this 11th day of October A.D. 1906, that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 29th day of October Inst., provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser. Clerk.

— Printer Certificate —

Westminster Md. Oct 29. 1906.

This is to certify that the annexed Notice No 4296. Equity has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md., once a week in each of two successive weeks previous to the 29th day of October 1906

Jno. H. Milton.

— Order of Court —

Ordered this 30th day of October 1906. by the Circuit Court for Carroll County sitting as a Court of Equity that the account of the Auditor herein filed be and the same is hereby finally ratified and confirmed, no cause to the contrary thereof having been shown, although due notice appear to have been given in accordance with the proceedings Order Nisi and the Trustee is hereby ordered to pay out the trust fund accordingly

Wm H. Thomas

Recorded Vol 2

Jno. David P. Smelser

Clerk

Marylandsct:

At a Circuit Court for the fifth Judicial Circuit of the State of Maryland, begun and held at the Court House in the City of Westminster Carroll County Maryland, on the first monday in October being the 1st. day of same Month in the year of Our Lord One Thousand Nine Hundred and Six

Here Present

Hon. Wm. H. Thomas Associate Judge

Joseph L. Franklin Sheriff

David P. Smelser, Clerk.

Among others were the following proceedings to wit: Be it remembered that heretofore to wit on the 30th day of July A.D 1906. Mary C. Gilbert & Eva Gilbert Executors of Edwin Gilbert deceased, Mortgagees by, Joseph D Brooks their Attorney came here into Court sitting as a Court of Equity and filed their order to docket a case, in form and words to wit:

— Order to Docket Case —

In the Circuit Court for Carroll County sitting as a Court of Equity.

Mary C. Gilbert
Eva E. Gilbert
Executrices of Edwin
Gilbert deceased
Mortgagees
Vs
Edmund Yingling &
Agnes Yingling his wife
Mortgagors

No 4307. Equity.
Proceedings under the code of Public General Laws of Maryland relating to Mortgages.
Mr. David P. Smelser
Clerk of the Circuit Court for Carroll County sitting as a Court of Equity.

You will please docket the above case and file the Original Note and Mortgage and Exemplification of Letters Testamentary

Joseph D Brooks
Solicitor for Executrices of Mortgagees.

— Original Note —

U.S. Internal Stamp 16¢

$740.00 For value Received on the first day of April A.D 1886, We Jointly and Severally promise to pay Edwin G. Gilbert or order Seven Hundred and forty dollars with interest from date payable annually being the same amount of the sum of money as specified in a Mortgage Executed by us unto said Edwin G. Gilbert and bearing date herewith the first day of April A.D 1885.

Edmund Yingling (Seal)
Agnes her x mark Yingling (Seal)

Test, F. Billingsley

Interest paid to April 1st 1906.

— Mortgage —

The Mortgage in this Case is Recorded in Liber G.A.M. #22 folio 122 &c. One of the Real Estate Mortgage Records of Carroll County.

— Exemplification of Letters Testamentary —

State of Maryland Carroll County to wit:

The undersigned Register of Wills for Carroll County aforesaid doth certify that it appears from the Records of his said office that the Last Will and Testament of Edwin G. Gilbert late of the County and State aforesaid deceased hath in due form of Law been Exhibited proved and Recorded in his said Office, and that administration of all the goods, Chattels and credits of the said deceased was granted and committed by the Orphans Court of Carroll County aforesaid on the 24th day of June in the year Nineteen hundred and one unto Mary C. Gilbert and Eva E. Gilbert the Executrices by the said Will appointed.

Seal Place

In testimony whereof I hereunto subscribe my name and affix the Seal of my said Office this 30th day of July A.D. 1906.

John J. Stewart

Register of Wills for Carroll County Maryland

Bond

The Bond in this Case is Recorded in Liber J.J.T.B. #1 folio 392 &c. One of the Bond Records of Carroll County.

Report of Sale

Mary C. Gilbert
Eva E. Gilbert
Executrices of
Edwin G. Gilbert
deceased.
Mortgagors
vs
Edmund Yingling
Agnes Yingling his wife,
Mortgagors

In the Circuit Court for Carroll County Sitting as a Court of Equity.

No 4307. Equity.

To the Honorable the Judges of said Court.

The Report of sale of Mary C. Gilbert and Eva E. Gilbert Executrices of Edwin G. Gilbert late of Carroll County in the State of Maryland deceased, Mortgagors

Respectfully shows unto your Honors,

1. That by virtue of the Power of Sale contained in a Deed of Mortgage from Edmund Yingling and Agnes Yingling his wife to ascertain Edwin G. Gilbert deceased dated the first day of

April A.D. 1885, and Recorded among the Real Estate Mortgage Records of Carroll County in Libr G.A.M. No. 22, folio 122 &c, and also by reason of a default being made in the payment of the principal and Interest of the Mortgage indebtedness they as Executrices of the said deceased Mortgagee proceeded to make sale of the land conveyed by said Mortgage.

2. That after giving bond as required by law and also Notice of the time place, manner and terms of Sale by an advertisement in the Democratic Advocate a Newspaper published in Westminster Carroll County in the State of Maryland, once a week, for three successive weeks and more than twenty days before the day of Sale and also by hand Bills Extensively circulated in the Neighborhood of the Mortgaged premises, the said Mary C. Gilbert one of the Executrices, the said Eva E. Gilbert the other Executrix being unavoidably absent, attended on the premises on Saturday the 25th day of August A.D. 1906 at 2 O'clock P.M. the same being the day and hour advertised for said Sale, to take place, and then and there offered the said land described in said Mortgage at public Sale to the highest bidder on the following terms to wit, "Cash" but other terms may be made with the undersigned" and then and there sold the said land to George C. Bostain and Laura M. Bostain his wife of Carroll County in the State of Maryland at and for the sum of Four Hundred and Seventy nine Dollars the same to be paid cash upon the ratification of the same by your Honorable Court then being then and there the highest bidders therefor.

3. That the said purchasers have assigned unto the said Executrices as part payment of the purchase money two certificates of deposit in the Union Bridge Banking and Trust Company of Carroll County, amounting to the sum of Three Hundred and Fifty one Dollars and forty cents.

4. That the land sold under these proceedings is part of a tract of land called "Shepherds Retirement" containing Two and three quarters acres of land more or less which the said Edmund Yingling obtained from Jeremiah Rick Administrator of Joshua Yingling

deceased, by a Deed dated the first day of February
A.D 1858, and Recorded among the Land Records of
Carroll County, in Liber G.E.H. No 23 folio 114 &c, and
fully described in the Mortgages filed in this cause,
Total amount of Sale, $570.00

All of which is Respectfully submitted

Mary. E. Gilbert
Joseph. D. Baker, Solicitor. Eva. E. Gilbert
Executrices of Edwin. G. Gilbert deceased Mortgagee

State of Maryland Carroll County to wit;

I hereby Certify that on this twenty eighth day of August
in the year of Our Lord Nineteen Hundred and six before
me the subscriber a Justice of the Peace of the State of
Maryland in and for Carroll County personally
appeared Mary. E. Gilbert and Eva. E. Gilbert, Executrices
of Edwin. G. Gilbert deceased. Mortgagees and made
oath in due form of law that the Matters and
things alleged in the above Report of Sale are true
as therein set forth to the best of their Knowledge
and belief, and that the sale therein reported
was fairly and Bona fide made.

Jesse F. Billingsley. Justice of the Peace.

— Order Nisi on Sale —

Mary. E. Gilbert
Eva. E. Gilbert
Executrices of
Edwin. G. Gilbert
deceased Mortgagees
Vs
Edmund, Yingling
Agnes Yingling his
wife, Mortgagors

In the Circuit Court for Carroll
County Sitting as a Court of
Equity

No 4307. Equity.

Ordered this 30th day of August
A.D 1906, by the Circuit Court for
Carroll County sitting as a Court
of Equity that the sale of the Real
Estate made by Mary. E. Gilbert and
Eva. E. Gilbert Executrices of Edwin
G. Gilbert deceased Mortgagees under and by Virtue of
the power of Sale contained in a deed of Mortgage
from Edmund Yingling and wife to a certain
Edwin. G. Gilbert deceased dated the first day of
April A.D 1885, and Recorded among the Real
Estate Mortgage Records of Carroll County in Liber
G.H.H. No 22 folio 122 &c, and duly Reported to this
Court for its ratification, be finally ratified and
confirmed unless cause to the Contrary thereof
be shown on or before the 1st day of October next
provided a Copy of this order be published in
some Newspaper published in Carroll County
Maryland, once a week for three successive

work before the 24th day of September Sept.
The report states the amount of Sale to be, $579.00
David D. Smelser Clk.

Printers Certificate

Westminster Md. September 27. 1906.
We hereby certify that the annexed Nisi on Sale was published three successive weeks prior to the 1st day of October 1906. in the Democratic Advocate a Newspaper published in Carroll County Md.
Edward C. Diffendal, Jr.

Order of Court

Ordered this 3rd day of October A.D. 1906. by the Circuit Court for Carroll County sitting as a Court of Equity that the sale of the Real Estate made by Mary C. Gilbert and Eva. E. Gilbert Executrices of Edwin, G. Gilbert deceased Mortgagors, under the power of Sale contained in the deed of Mortgage filed in the above cause and duly reported in this Court for its further ratification and confirmation be and the same is hereby finally ratified and confirmed, No cause to the contrary thereof having been shown although Notice appears to have been given as required by the preceding order, as appears by the Printers Certificate herewith filed And the cause is hereby referred to the Auditor of this Court to state an account of the Mortgagee funds in the hands of said Executrices of said Mortgagee deceased, according to the terms and conditions of the said Mortgage.
Wm. H. Thomas,

Auditors Account

Mary C. Gilbert and Eva. E. Gilbert Executrices of Edwin, G. Gilbert deceased Mortgagee	In the Circuit Court for Carroll County sitting as a Court of Equity
Vs	No 4307. Equity.
Edmund Yingling & Agnes Yingling his wife, Mortgagors	To the Honorable, the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he Examined the papers filed in this cause and thereupon stated the within account, He first made the Statement of Mortgagee Claim herewith filed He charged the Executrices of Mortgagee with all

the purchase money in their hands as shown by their report filed in this cause on the thirtieth day of August, in the year Nineteen Hundred and Six, and thereout allowed them their commissions and Expenses and all costs proper to be allowed, the balance then left be distributed to the parties Entitled thereto under these proceedings

All of which is Respectfully submitted,

October 3rd 1906.

John M. Roberts, Auditor,

The Mortgaged Real Estate of Edmund Geigling and Agnes Geigling his wife, in Account with Mary C. Gilbert and Eva E. Gilbert Executrices of Edwin G. Gilbert deceased Mortgagee,

Debtor

1906, August 25. By sale of Real Estate then made by the Executrices of deceased Mortgagee at public sale to George C. Bostian and Laberta M. Bostian his wife, as appears by their report filed in this cause on the Thirtieth day of August, in the year Nineteen Hundred and Six and hereto to the sum of =

Amount of Sale	$579	00
	$579	00

Credit

To the Executrices of deceased Mortgagee for their commissions	$37	74
To the Executrices of deceased Mortgagee amount paid George P. Buckey, Collector, taxes for year 1906. as per Voucher No 1 filed	$ 5	88
To Executrices of deceased Mortgagee to pay the Democratic Advocate Company for printing, as per Voucher No 2 filed (Paid)	$ 8	50
To the Executrices of deceased Mortgagee to pay J. N. O. Smith, for Auctioneering sale, as per Voucher No. 3. filed. (Paid by check)	$ 2	50
— Cost as taxed by Clerk. —		
To Joseph D. Baxter Solicitor appearance fee (Paid)	$ 11	10
To John J. Stewart Register (Paid)	$	50
To David R. Sneller Clerk (Paid)	$ 18	05
To publication Order Nisi on this account (Paid)	$ 1	50
To John M. Roberts, Auditor, making Statement of Mortgagee Claim and Stating this account and distribution (Paid)	$ 9.	00
Amount of Expenses	$ 93	67
Balance for distribution	$485	33
Amount of Sale	$579	00

Balance for distribution brought forward and distributed as follows to wit;			$ 485	33
To Mary C. Gilbert and Eva E. Gilbert Executrices of Edwin G. Gilbert deceased Mortgagee, in part payment of their Mortgage Claim as appears by the Statement of Mortgage Claim herewith file which balance at the date of this account fails to pay said Mortgage Claim to the Extent of $277.12. the sum of	485	33		
Amount distributed	485	33	485	33

— Order Nisi on Audit —

Mary C. Gilbert and Eva E. Gilbert Executrices of Edwin G. Gilbert deceased Mortgagee
vs
Edmund Yingling and Agnes Yingling

In the Circuit Court for Carroll County, sitting as a Court of Equity,
No 4307. Equity.

Ordered this 3d day of October AD 1906. that the account of the auditor filed in this Cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 22d day of October inst. provided a Copy of this order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County.

David P. Smelser. Clerk.

— Printers Certificate —

Westminster Md. Jan 29. 1907.

We hereby certify that the annexed Nisi on Audit was published two successive weeks prior to the 22nd day of October 1906, in the Democratic Advocate a Newspaper published in Carroll County Md

Edward O. Diffendal, Sec.

Ordered this 4th February 1907, by the Circuit Court for Carroll County sitting as a Court of Equity, that the above account of the Auditor filed in the above cause be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although notice appears to have been given as required by the preceding order, as appears by the printers certificate herewith filed and the Mortgagees are hereby authorized to pay out the funds, accordingly.

Wm. H. Thomas

Recorded & Exd
per, David P. Smelser
Clerk

Audit in Equity Cause No. 4288.

William B. Thomas
Assignee of Mortgagee
vs
David A. Brown and
Joshua H. Brown
Mortgagor

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4288. Equity.

To the Honorable the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor Respectfully Reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in this cause and therefrom stated the within account. He first made the Statement of Mortgagee Claim herewith filed, he then Charged the Assignee of Mortgagee with all the money in his hands as shown by his report filed in this cause on the Eleventh day of September in the year Nineteen Hundred and Six and thereout allowed him his commissions and Expenses and all costs proper to be allowed, the balance then left he distributed to the parties Entitled thereto under this proceedings

All of which is Respectfully submitted,

September 21 1906.

John M. Roberts
Auditor,

The Mortgage Real and Personal Estate of David A Brown and Mary Grace Brown his wife Joshua H. Brown and Effie V. Brown his wife in Account with William B. Thomas, Assignee of Mortgagee,

Debtor

1906 June 25, By sale of personal property then made by the Assignee of Mortgagee at public sale as appears by his report filed in this cause on the Eleventh Day of September in the year Nineteen Hundred and six amounting to the sum of =

Amount of Sale	$145	00
	$145	00

Credit

To the Assignee of Mortgagee for his Commissions	$ 10	15
To the Assignee of Mortgagee to pay Joseph L Franklin Collector, taxes 1904. as per Voucher No 1 filed	$ 1	76
To the Assignee of Mortgagee to pay Joseph L Franklin Collector taxes for year 1905. as per Voucher No 2 filed =	$ 1	68
To the Assignee of Mortgagee to pay American Sentinel for Printing as per Voucher No 3. filed	$ 3	50

To Assignee of Mortgagee to pay Michael E. Walsh and George L. Stockdale Solicitor for profession=
=al Service rendered as per Voucher No 4 filed $ 15 00

Costs as taxed by Clerk,

To Michael E. Walsh and George L. Stockdale Solicitor appearance fee, $ 10 00

To David P. Smelser Clerk, $ 11 25

To Publication Order Nisi on this Account $ 1 50

To the Assignee of Mortgagee to pay Elias N. Davis for Auctioneering Sale as per Voucher No 5 filed = $ 2 50

To John M Robb to Auditor making Examina=tion of papers Statement of Mortgage Claim and Statins this account and Distribution $ 9 00

Amount of Expenses $ 66 34

Balance for Distribution $ 78 66

Amount of Sales $145 00

Balance brought forward for distribution and distributed as follows to wit:

To William B. Thomas Assignee of Mortgagee in part payment of his Mortgage Claim debt and Interest, as appears by the Statement of Mortgage Claim therewith filed, which balance at the date of this Account fails to pay said Mortgage Claim to the extent of $530.46. the sum of

		$ 78	66		
Balance distributed		$ 78	66	$ 78	66

Order Nisi for Audit

William B. Thomas Assignee of Mortgagee
vs
David A Brown and Joshua H. Brown Mortgagors

In the Circuit Court for Carroll County Sitting as a Court of Equity
No 4286. Equity
Ordered this 21 day of September A D 1906, that the Account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 5th day of October next, provided a copy of this order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County. David P. Smelser Clerk.

Printers Certificate,

Office of the American Sentinel
October 23rd 1906.

This is to Certify that the annexed Order Nisi

our audit has been published in the American Sentinel a Newspaper printed and published at Westminster Carroll County Md. Once a week in Each of the successive weeks previous to the 8th. day of October 1906.

John H. Mitten

— Order of Court —

Ordered, on this 5th. day of November A.D. 1906 by the Circuit Court for Carroll County sitting as a Court of Equity, that the account of the Auditor filed in this Cause be and the same is hereby finally ratified and Confirmed no cause to the Contrary having been shown although notice appears to have been given in accordance with the preceding Order Nisi and the Assignee of Mortgager is hereby authorized and directed to pay out the trust fund in accordance with said account.

Wm. H. Thomas

Recorded Test

per, David P. Smelser, Clerk.

Maryland sct:

At a circuit Court for the fifth Judicial Circuit of Maryland begun and held at the Court House in the City of Westminster Carroll County Maryland on the 1st. Monday of November it being the 5th day of same month in the year nineteen Hundred and six

Were Present

Wm. H. Thomas Associate Judge

Joseph L. Franklin, Sheriff

David P. Smelser Clerk.

Among others were the following proceedings to wit,

Be it Remembered that heretofore to wit on the 11th Day of July A.D. 1906, Frederick Brehm Assignee of Mortgagee by his attorney Michael E. Walsh, comes here into court sitting as a Court of Equity and filed his order to Docket a case which appears in form and words to wit,

— Bill of Complaint —

Frederick Brehm, Assignee of Mortgagee, vs. Konrad Hoffman et Ux Mortgagors

No 4321, Equity

In the Circuit Court for Carroll County in Equity,

David P. Smelser Esq. Clerk of said Court

File this order original Mortgage note marked Exhibit A. Original Mortgage marked "Exhibit B" docket case as above and approve and file Assignment of Mortgagee Bond and Enter my appearance for the plaintiff

July 11-1906

Michael. E. Walsh
Sol. for the Plaintiff

— Exhibit A. —

$2011.11

Westminster Md. September 23rd 1893.

One year after date I promise to pay to Jacob Brehm or order the sum of Two Hundred & Eleven Dollars & eleven cents money for value received with interest from date

Witness
William Moore,

Konrad. Hoffman

Witness
Gustavus H. Crapster,

Pay to the order of Frederick Brehm
Jacob. Brehm

"Exhibit B"

Exhibit "B" is a Mortgage Recorded in Liber B.T.C. No 34 folio 100 &c One of the Real Estate Mortgage Records of Carroll County.

"Bond"

The Bond filed in this Cause is Recorded in Liber J.H.B. #1 folio 385 &c. One of the Bond Records of Carroll County.

— Report of Sale —

No 4201. Equity

In the Circuit Court for Carroll County. sitting in Equity.

To the Honorable the Judges of said Court.

Frederick Brehm
Assignee of Mortgagee
Plaintiff

vs

Konrad. Hoffman
and wife Mortgagor
Defendant

The Report of sale made by Frederick Brehm assignee of Mortgagee in the above entitled cause respectfully shows. That after giving Bond to the State of Maryland with sufficient security which bond was duly approved by the Clerk of said Court, for the faithful discharge of the Trust reposed in him under the provision of the Mortgage filed

- Auditors Third Account - #2781, Equity.

In the matter of the Trust Estate of Ida F Haines deceased
Vs
William L Haines Cestui. qui. Trust

In the Circuit Court for Carroll County, sitting as a Court of Equity
No 2781, Equity.
To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity,
The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he Examined the papers filed in this cause and thereon stated the within Third Account. He first charged the Trustee with all the money in his hands as shown by the proceedings filed in this cause and thereout allowed him his commission as directed by the order of your Honorable Court and expenses and costs proper to be allowed. The balance then left he distributed to the parties entitled thereto under these proceedings.

All of which is Respectfully submitted

November 16" 1906.

John M. Robert
Auditor.

The Trust Estate of William L Haines in account with William B. Thomas, Trustee

— Debtor —

1890, August 7. By balance of Trust funds in hands of William B Thomas Trustee, as shown by the Second Auditors Account filed in this Cause, and the said Trustees Petition filed in this cause on the third day of November, in the year Nineteen Hundred and six amounting to the sum of.	$2087	05
By amount of income received by said Trustee on said Trust Fund from August 7. 1891. to January 15" 1906, at the rate of six Percentum per annum the sum of =	$1607	50
By amount of interest in the hands of said Trustee from the fifteenth day of January in the year Nineteen Hundred and six to November sixteenth in the year Nineteen Hundred and six, at the rate of Five per centum per annum the sum of	$86	96
Amount of Trust funds and income	$3781	51

— Credit —

To the Trustee for his Commission of three and one half percentum on the Corpus of Trust Estate as provided by the order of Court filed in this Cause on the third

day of November in the year Nineteen Hundred and		
six Amounting to the sum of =	$ 73	04
To the Trustee to pay Isaac L Hoff Solicitor		
for professional services rendered, as per the		
order of Court filed in this Cause on the third		
day of November in the year Nineteen Hundred		
and six the sum of =	$ 15	00
To amount of income paid by Trustee to William		
L Haines as per Voucher No 1 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher #2 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher # 3 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher # 4 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher #5 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher #6 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher #7 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher #8 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher #9 filed	$ 52	17
To amount of income paid by Trustee to		
William L Haines as per Voucher #10 filed	$ 52	17
To amount of income paid by Trustee to		
A. J. Buckingham Insr. as per Voucher #11 filed	$ 104	34
To amount of income paid by Trustee to John		
E. Mannheimer Insr as per Voucher No 12 filed	$ 208	70
To amount of income paid by Trustee to J. E		
Mannheimer Insr., as per Voucher # 13 filed	$ 104	43
To amount of income paid by Trustee to J. E.		
Mannheimer Insr. as per Voucher #14 filed	$ 104	35
To amount of income paid by Trustee to J. E.		
Mannheimer Insr as per Voucher #15 filed	$ 104	35
To amount of income paid by Trustee to F L		
Ham Insr as per Voucher #16 filed	$ 104	35
To amount of income paid by Trustee to		
Francis L Ham Insr. as per Voucher #17 filed	$ 104	35
To amount of income paid by Trustee to		
Francis L Ham Insr as per Voucher #18 filed	$ 104	35
To amount of income paid by Trustee to		
Francis L Ham Insr as per Voucher #19 filed	$ 146	67

Costs as taxed by Clerk.

To David. P. Smelser. Clerk.	$ 13	35
To publication order Nisi on this account	$ 1	50
To John M. Robertson Auditor, making Examination of papers and stating this third account and distribution,	$ 13	50
Amount of Expenses and income disbursed	$ 1723	89
Balance for distribution	$ 2057	62
Amount of trust fund and income,	$ 3781	51
Balance for distribution brought forward	$ 2057	62

and distributed among the Children of William L Haines, deceased according to the terms and provisions of the Last Will and Testament of Ida F. Haines deceased, a Certified Copy of which is filed among the proceedings in this cause as follows to wit:

To Thornton L. Haines an adult son of William L. Haines deceased the one third of balance the sum of =	$ 685	87 1/3
To Frank H Haines, an infant son of William L Haines deceased or the party entitled thereto the one third of balance the sum of =	$ 685	87 1/3
To Harry H Haines an infant son of William L Haines deceased or the party Entitled thereto the one third of balance the sum of	$ 685	87 1/3
Amount distributed	$ 2057	62
	$ 2057	62

"Order Nisi on Audit"

In the matter of the Trust Estate of Ida F. Haines deceased

vs

William L Haines Cestui que Trust

In the Circuit Court for Carroll County sitting as a Court of Equity

No 2781. Equity

Ordered this 16th day of November A.D 1906, that the third account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 3rd day of December next, provided a copy of this order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County

David P. Smelser, Clerk,

Printers Certificate.

Office of the American Sentinel

Westminster Md Dec. 1. 1906.

This is to certify that the annexed advertisement has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md. once a week in each of 2 successive weeks, Previous to the 3 day of December 1906.

American Sentinel
per Claude T. Kimmey.

— Order of Court —

Ordered this 4th day of December 1906. by the Circuit Court for Carroll County sitting as a Court of Equity that the account of the Auditor herewith filed be and the same is hereby finally ratified and Confirmed no cause to the contrary thereof having been shown. Although due notice appear to have been given as required by the preceding order Nisi, in this cause and the Trustee is hereby directed to pay out the Trust funds accordingly.

Wm. H. Thomas

Recorded Test
per. David F. Smelser. Clerk.

Maryland Sct:

At a Circuit Court for the fifth Judicial Circuit of the State of Maryland begun and held at the Court House in the City of Westminster Carroll County Maryland on the first monday November it being the 5 day of same month in the year Nineteen Hundred and Six

Were Present

Hon. Wm. H. Thomas, Associate Judge

Joseph L. Franklin Sheriff

David E. Smelser. Clerk.

Among other were the following proceedings to wit, Be it remembered that heretofore to wit on the 17th day of August A.D. 1906. Guy H. Steele Assignee of Assignee of Mortgagee, came here into Court and filed his order to docket a case in form and words to wit,

— Order to Docket Case —

Guy H. Steele Assignee of Assignee of Mortgagee Plaintiff	No 4312. Equity, In the Circuit Court for Carroll County,
Vs	Mr. Clerk,
John T. Allen and Margaret J. Allen his wife Defendant	Please docket the above case and file Original Mortgage and Assignments thereof marked Exhibit A, and enter my appearance

Guy H. Steele
Attorney for Plaintiff

for Plaintiff

— Exhibit A —

Exhibit A is a Mortgage and the assignments thereof Recorded in Liber W.N.W. No 25 folio 528 &c, One of the Real Estate Mortgage Records of Carroll County.

— Bond —

The Bond filed Aug 29, 1906. in this Case is Recorded in Liber J.H.B. #1 folio 398 &c. One of the Bond Records of Carroll County.

— Report of Sale —

Guy H. Steele Assignee of Assignee of Mortgagee Plaintiff	No 4312. Equity, In the Circuit Court for Carroll County,
Vs	To the Honorable the Judges
John T. Allen and Margaret J. Allen his wife Mortgagors	of said Court, The Report of Guy H. Steele Assignee of Assignee of Mortgagee as herein after set forth respectfully shows

That by virtue of the power and authority contained in a Mortgage from John T. Allen and Margaret J. Allen his wife to J. Elmer Wadlow and Marshall S. Selby;

Executor of William H. Scrivener deceased dated August 13, 1887, and duly Recorded among the Real Estate Mortgage Records of Carroll County in Liber W. N. M. No 25 folio 528 &c, and by various Assignments duly transferred to the undersigned, Assignee of Assignee of Mortgagee, for the purpose of foreclosure, he after giving Bond with approved security for the faithful discharge of his duties as Assignee of said Mortgagee, and complying with all. pre, Requisites required by law and said Mortgage, and after giving notice of the time place Manner and Terms of sale by Advertisement inserted in the Democratic Advocate a News paper published in Carroll County aforesaid, for at least Twenty days prior to the day of sale, and by hand bills Extensively circulated and posted in the Neighborhood of said property pursuant to said Notice did attend upon the premises on Saturday the 8th day of September 1906, at 2, oclock P. M. and then and there proceeded to offer the Real Estate described in said Mortgage at public Sale in the following manner, that is to say, the several pieces or parcels of land, situate, lying and being in the County and State aforesaid, adjacent and contiguous to each other and which are described as follows to wit,

1, All that lot or parcel of land Containing 47, acres more or less, it being the same land that the said John T. Allen obtained from Charles Allen and Ellender his wife by deed dated January 19, 1866, and Recorded among the Land Records of Carroll County in Liber W. A. W. C. K. No 32 folio 493 &c,

2, All that lot or parcel of ground Containing 20 3/16 acres, more or less, it being the same land that the said John T. Allen obtained from John H. Cook and others by Deed dated January 17, 1876, and Recorded in said Records in Liber J. W. S. No 46 folio 89 &c,

3 All that lot of land containing 6 1/2 acres more or less, it being the same land which the said John T. Allen obtained from Corilla Brice and James Brice her husband by deed dated October 27th 1880, and Recorded in said Records in Liber J. W. S. No 54 folio 97 &c,

4, All that lot or parcel of ground containing 20 3/4 acres, more or less, it being the same land described in a Deed from Cornelius Wilson and Narcissa Wilson his wife to the said John T. Allen bearing date August 13, 1887, and Recorded among the Records

aforesaid in Liber W.N.W. No 66. folio 357 &c.

Together with all the right title interest and Estate in land to a roadway twelve feet wide described in a deed from the said Charles Allen and wife to the said John T. Allen bearing date August 13, 1887. and duly recorded among the Records aforesaid in Liber W.N.W. No 66 folio 355 it being the property described in said Mortgage And he then and there offered said property upon the following terms and conditions viz: One third cash on day of sale or upon the ratification thereof and the residue in two Equal payments, one half in six months and one half in twelve Months credit payments to be secured by the note of the purchaser or purchasers with approved security or all cash at the option of the purchaser or purchasers subject however to the following reservations, viz; growing crop of corn, and fodder, Isaac Jr Bank and Edward Shingler, and receiving only a bid of $15.00 per acre for the same, which amounted in the aggregate to $1410.93. the sale was then and there by your Assignee of Assignee of Mortgagees withdrawn he not deeming said bid an adequate one, And he further Reports, that he has since sold said property at private sale upon the same terms and subject to the same reservations to a certain John E. Gordon of Carroll County aforesaid for the sum of $2000.00, which is a fair and adequate price for said property, and is best price he could obtain therefor, and that said purchaser has paid $300.00 on account of the purchase price, and elected to pay the balance in Cash, upon the ratification of said sale by this Court.

All of which is respectfully submitted.

Guy. H. Steele

Assignee of Assignee of Mortgagee.

State of Maryland Carroll County to wit:

I hereby certify that on this 20th day of September A.D. 1916, before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Guy H. Steele Assignee of Assignee of Mortgager, named in the above Report of sale, and made oath in due form of law, that the Matters and things stated in the aforegoing report are true to the best of his Knowledge and belief, and that the sale therein reported was fairly made.

Sworn to before,

Edwin H. Shriver J. P.

— Order Nisi on Sale. —

Guy H. Steele Assignee of Assignee of Mortgagee Plaintiff.
Vs
John T. Allen and Margaret J Allen his wife Defendants

No 4312. Equity.
In the Circuit Court for Carroll County.
Ordered this 21st day of September A D 1906. by the Circuit Court for Carroll County sitting as a Court of Equity, that the sale of the property mentioned in these proceedings, made and Reported by Guy H. Steele Assignee of Assignee of Mortgagee be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 22nd day of October next. Provided a Copy of this order be inserted in some newspaper published in Carroll County once in each of three successive weeks before the 15th day of October next.

The report states the amount of sale to be, $2100.00.

Davis P. Smelser, Clerk.

— Printer Certificate —

Westminster Md. October 12th 1906.

We hereby certify that the annexed Nisi on Sale was published three successive weeks prior to the 22nd day of October 1906, in The Democratic Advocate a Newspaper published in Carroll County Md.

Edward O. Diffendal, Secy.

— Order of Court. —

Guy H. Steele Assignee of Assignee of Mortgagee Plaintiff
Vs
John T. Allen and Margaret J Allen his wife Mortgagors

No 4312. Equity
In the Circuit Court for Carroll County.
Ordered by the Circuit Court for Carroll County sitting as a Court of Equity this 23rd day of October A D 1906. that the sale of the Real Estate made and Reported in the above cause by Guy H. Steele Assignee of Assignee of Mortgagee be and the same is hereby ratified and confirmed, no cause to the contrary thereof having been shown, although due notice appears to have been given as required by the preceding order Nisi passed in said cause, and the said cause is hereby referred to the auditor to state an account, the Assignee of Assignee of Mortgagee being allowed the commissions and all proper Expenses for which he shall produce vouchers, that as provided for by said Mortgage.

Wm H. Thomas,

Order of Assignee of Assignee of Mortgagee to Auditor

Guy H. Steele Assignee of Assignee of Mortgagee Plaintiff

Vs

John T. Allen and Margaret J. Allen his wife Mortgagor

No 4312. Equity

In the Circuit Court for Carroll County.

John M. Robert Auditor

Dear Sir:

You will distribute the balance remaining in the hands of the Assignee of Assignee of Mortgagee after paying the Mortgagee debt, interest and costs to Margaret J. Allen she having purchased the interest of John T. Allen in said property, as will appear by reference to a certified copy of the Deed from Ephraim Haines Sheriff, dated October 2, 1899, and duly Recorded among the Land Records of Carroll County herewith filed and marked "Exhibit M. J. A."

Guy H. Steele

Attorney for Margaret J. Allen

Exhibit M. J. A.

Exhibit M. J. A. is a Certified Copy of a Deed Recorded in Liber J H B No. 89 folio 542 &c. One of the Land Records of Carroll County.

Auditors Account

Guy H. Steele Assignee of Assignee of Mortgagee Plaintiff

Vs

John T. Allen and Margaret J Allen his wife Mortgagors

In the Circuit Court for Carroll County Sitting as a Court of Equity.

No 4312. Equity.

To the Honorable the judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he Examined the papers filed in this cause and thereon stated the within account.

He first made the Statement of Mortgagee Claim herewith filed. Herein charged the Assignee of Assignee of Mortgagee with all the purchase Money in his hands as shown by his report filed in this cause on the twenty first day of September, in the year Nineteen Hundred and Six, and thereon allowed him his commissions and expenses and all costs proper to be allowed. The balance then left he distributes to Margaret J. Allen as per order of her attorney filed in this cause.

All of which is Respectfully submitted,

October 26th 1906.

John M. Robert Auditor.

The Mortgaged Real Estate of John T. Allen and Margant J. Allen his wife in account with Guy H. Steele Assignee of Assignee of Mortgagee.

Debtor.

By sale of Real Estate made by Assignee of Assignee of Mortgagee at private sale to John E. Jordon as appears by his report filed in this cause on the twenty first day of September in the year Nineteen Hundred and six amounting to the sum of $2000.00

Amount of Sale. $2000.00

Credit

To the Assignee of Assignee of Mortgagee for his commissions	$ 93	00
To the Assignee of Assignee of Mortgagee to pay the Democratic Advocate Company for printing as per Voucher No. 1. filed. (Paid)	$ 13	50
To the Assignee of Assignee of Mortgagee to pay Byard Dorsey, Collector, taxes for year 1904. as per Voucher No 2 filed.	$ 16	60
To the Assignee of Assignee of Mortgagee to pay Byard Dorsey Collector, taxes for year 1905. as per Voucher No 3 filed.	$ 16	27
To the Assignee of Assignee of Mortgagees to pay F. Albert Crawford, for Auctioneering sale as per Voucher No 4 filed	$ 5	00
Cost as taxed by Clerk.		
To Guy H. Steele, Solicitor, appearance fee	$ 10	00
To pay David P. Smelser, Clerk (Paid)	$ 78	40
To publication Order Nisi on this account (Paid)	$ 1	50
To John M. Robst Auditor making Examination of papers Statement of Mortgagee Claim and Stating this account and distribution (paid)	$ 9	00
Amount of Expenses	$ 183	27
Balance for distribution	$1816	73
Ammnt of Sale.	$2000	00
Balance for distribution	$1816	73

and distributed as follows to wit:

To Margant J Allen she having purchased the interest of John T. Allen as per the written order of Guy H Steele, Attorney for Margant J Allen filed in this cause the sum of $1816 73 $1816 73

Balance distributed $1816 73 $1816 73

Order Nisi on Audit

Guy H. Steele Assignee of Assignee of Mortgagee
vs
John T. Allen and Margaret J. Allen his wife

In the Circuit Court for Carroll County sitting as a Court of Equity
No 4312. Equity

Ordered this 26th day of October A.D. 1906. that the account of the Auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the twelfth day of November next: provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David P. Smelser, Clerk.

Westminster Md. November 10th 1906.

We hereby certify that the annexed Nisi on Audit was published two successive weeks prior to the 12th day of November 1906. in The Democratic Advocate a newspaper published in Carroll County Md.

Edward C. Duffendal Sec

Order of Court

Ordered this 11th day of December A.D. 1906, by the Circuit Court for Carroll County sitting as a Court of Equity that the aforegoing account of the Auditor be and the same is hereby finally ratified and confirmed No cause to the contrary thereof, although due Notice appears to have been given as required by the preceding order Nisi and the Assignee of Assignee of Mortgagee is directed to payment the funds accordingly. Except as to the sum of $516 22/100 distributed to Margaret J. Allen from which is to be deducted the sum of $1040 33/100 to be paid Guy H. Steele assignee &c as per her consent & agreement filed in this Cause

Wm. H. Thomas,

Release

Know all men by these presents, That I, Margaret J. Allen of Baltimore County in the State of Maryland do hereby acknowledge to have received from Guy H. Steele Assignee of Assignee of Mortgagee the sum of Seven Hundred and fifty six dollars and forty cents in payment of my claim, in case of Guy H. Steele Assignee of Assignee of Mortgagee vs John T. Allen and Margaret J. Allen his wife in No 4312 Equity, in the Circuit Court for Carroll County, And in consideration of the payment aforesaid I do hereby release acquit Exonerate and discharge the said Guy H. Steele Assignee of Assignee of Mortgagee his heirs Executors and Administrators of and from all and every action suit claim and

demand which could or might possibly be brought
Exhibited or prosecuted against him his heirs Executors
and administrators or assigns for on or account of
said sum of Money. hereby declaring myself fully
satisfied contented and paid as above specified
Given under my Hand and Seal this twenty fourth
day of December in the year Nineteen Hundred and six.
Signed Sealed and delivered Margaret J Allen [Seal]
In the presence of
David H Lucchesi Justice of the Peace 528 N. Franklin St
Baltimore Md

State of Maryland Baltimore County to wit:
I hereby certify that on this twenty fourth day of
December in the year Nineteen Hundred and six
before me the subscriber a Justice of the Peace of the
State of Maryland in and for Baltimore County duly
commissioned and qualified personally appeared
Margaret J Allen the person who signed the aforegoing
release or instrument of writing and she acknowledged
the same to be her act and deed.
Acknowledged before me. David H. Lucchesi J.P.

Release

Know all men by these Presents, That I, George D Day
of Howard County, in the State of Maryland adminis-
istrator d.b.n.c.t.a. of William H. Sorrinor deceased
do hereby acknowledge to have received from Guy H.
Steele Assignee of Assignee of Mortgagee, the sum of
One Thousand and Thirty nine dollars and Eighty
three cents in payment of my Mortgage claim and
interest, in case of Guy H. Steele Assignee of Assignee
of Mortgagee Vs John T. Allen and Margaret J. Allen
his wife in No 4312, Equity in the Circuit Court for
Carroll County,
And in consideration of the payment aforesaid I do
hereby release, acquit Exonerate and discharge the said
Guy H. Steele Assignee of Assignee of Mortgage his heirs
Executors and administrators of and from all and
every action suit, claim and demand which
could or might possibly be brought exhibited or
prosecuted against him his heirs Executors and
administrators or assigns, for or on account of
said sum of Money, hereby declaring myself fully
satisfied contented and paid as above specified.
Given under my hand and Seal this twenty fourth
day of December 1906. George D Day [Seal]
Signed sealed & delivered in presence of Administrator d.b.n.c.t.a. of
Jno. T. Waesche Wm H. Sorrinor deceased.

State of Maryland Howard County to wit;
I hereby certify that on this twentieth Day of December
in the year Nineteen hundred and six before me the
subscriber a Notary Public of the State of Maryland in
and for Howard County duly commissioned and
qualified personally appeared Geo. D. Day the person
who signed the aforegoing release or instrument of
writing and acknowledged the same to be his act and
deed &c.

Test. Plats } Acknowledged before.

J. Fred. Haeche
Notary Public

Recorded & Exd
Per. David P. Smelser. Clerk.

Maryland Set;

At a Circuit Court for the fifth Judicial Circuit
of the State of Maryland began and held in the Court
House in the City of Westminster Carroll County Maryland
on the first monday of November it being the 5th day of
same month in the year Nineteen Hundred and six

— Were Present —

William H. Thomas Associate Judges.
Joseph L. Franklin Sheriff

David P. Smelser, Clerk.

Among other was the following proceedings to wit;
Be it remembered that heretofore to wit; on the 20th day of
August A.D. 1906. Elsie E. Robertson Etal by their Attorneys
Bond & Parke. Came here into Court and filed their order
to docket a case in form and words to wit;

— Bill of Complaint —

— No 4313. Equity —

In the Circuit Court for Carroll
County in Equity.

To the Honorable Judges of said Court;

Your Orators Complaining say.

1) That a Certain Frank Brown and
Susan A. Brown by deed dated
December 19. 1878. and Recorded among
the Land Records of Carroll County
in Liber J. J. S. No 50 folio 487 &c,
granted and conveyed to Thomas L.
Lee and Sarah E. Lee his wife of Carroll
County in the State of Maryland,
all that tract of land therein

Elsie Estelle Robertson
infant by Lemuel O.
Robertson her next
friend Lemuel O. Robertson
Caroline Emrs and
William Morgan Emrs
her husband,
Plaintiffs

Vs

Ida Brown and William
M. Brown her husband
Eldridge J. Hammond
William L. Hammond & Co
partners trading as
Hammond Brothers

specifically described situated in Carroll County aforesaid and containing thirty nine and one quarter acres of land more or less, for and during the lives of the said Thomas L. Lee and Sarah E. Lee, his wife, and from and after the death of the survivor to the children of the said Thomas L. Lee and Sarah E. Lee in fee as will fully and at large appear by reference to the certified copy thereof herewith filed as part of this Bill of Complaint and marked "Exhibit No 1."

(2) That the said grantee Thomas L. Lee died on or about August 1883, and that the said grantee Sarah E. Lee survivor him but died on or about June 10, 1906, and before her death conveyed all her right title interest and Estate in and to the said lot or parcel of land unto a certain William T. Lee by Deed dated February 17 1885, and Recorded as aforesaid in Libr J. T. S. No 62 folio 96 &c as will fully and at large appear by reference to the certified copy of said deed herewith filed as part hereof and marked Exhibit No 2.

(3) That the said William T. Lee granted and conveyed all his right title, interest and Estate in and to the said lot or parcel of land unto the Plaintiffs, William Morgan Enos and Caroline Enos his wife as tenants by the entireties by deed dated September 1st 1900. and Recorded as aforesaid in Libr J H B No 91 folio 370 &c as will fully and at large appear by reference to the certified copy of said deed herewith filed as part of this Bill of Complaint and marked Exhibit No 3.

(4) That the children of the said Thomas L. Lee and Sarah E. Lee his wife born to them were as follows.

(1) Ida Brown, one of the defendants intermarried with William Brown her husband both of Baltimore County Maryland.

(2) Mary E. Robinson who was married to Lemuel C. Robinson,

(3) Caroline Enos one of the Plaintiffs, intermarried with William Enos, both of Carroll County Maryland and, (4) William T. Lee aforesaid.

(5) That the said Mary E. Robinson died intestate in October 1895, and left surviving her the Plaintiffs her husband Lemuel C. Robinson and an only heir at Law Elsie Estella Robinson an infant under the age of twenty one years, who will be fourteen years of age on the 19th of August 1906, and that the said William T. Lee after the execution and delivery of the deed by him as aforesaid to the said Caroline

Enos her husband, as tenant by the entireties died
unmarried and intestate before the death of the
said Sarah E. Lee,
(6) That the said parties plaintiff and defendant Ida
Brown, Elsie Estella Robinson Caroline Enos and
William Morgan Enos her husband are the owners in
fee, by reason of the terms of the aforesaid deeds
hereinbefore referred to and made a part of this Bill
of Complaint, of the Lot or parcel of land aforesaid and
that the said Lot or parcel of land cannot be divided
without loss or injury to the parties interested and
entitled to interests as above stated and that in order
to make division of said interests it will be necessary
that said Real Estate be sold, and the proceeds thereof
divided among the parties according to their several
Interests,
(7) That by judgment recorded in the Circuit Court for
Carroll County on March 5th 1895, by Eldridge J. Hammond
and William L. Hammond trading under the firm
name and style of Hammond Brothers against
William H. Brown, Ida Brown his wife and Edward
S Brown for the sum of $112,62, with interest from date
and cost of suit, there exists in favor of the said
Co. partnership a judgment lien on the Interest of the
said William H. Brown and Ida Brown his wife
in and to the parcel of land above described and
mentioned as appears from a Certified Copy of said
Judgment herewith filed as part hereof Marked
Exhibit No 4. To the end therefore,
(1) That a decree may be passed for the sale of the
said real Estate,
(2) That the proceeds of said real Estate may be dist-
-ributed among the parties Plaintiff and defendant
according to their respective rights and Interests,
(3) That your Orator may have such other and further
relief as their case may require,
May it please your Honorable Court to grant unto
your Orator the writ of Sub. poena directed to the
said Ida Brown William H. Brown her husband
both of Baltimore County in the State of Maryland
adults, and Eldridge J. Hammond and William
L. Hammond, co partners trading as Hammond
Brothers, both of Carroll County, in the State of
Maryland, adults, all residing as above set forth
commanding them and Each of them to be and
appear in this Court at some certain day to be

named therein, and answer the premises and abide by and perform such Decree as may be passed therein, And as in duty bound. etc,

Bond & Parke

Solicitors for Plaintiff

To James A. Bond. F. Neal, Parke, attys at Law.

I hereby authorize you to use my name as next friend of Elsie Estella Robosson in a Bill of Complaint to be filed for the purpose of making sale of a lot of land in the 5th District near Sykesville and conveyed by Frank Brown and wife to Thomas E. Ley and Sarah E. Ley for life with remainder to their children.

L. O. Robosson

aug 10, 1906. Filed Aug. 20- 1906.

Exhibit. #1

Exhibit No. 1. is a Copy of a Deed Recorded in Libr F. T. S # 50 folio 487 &c. One of the Land Records of Carroll County.

Exhibit #2

Exhibit #2 is a Certified Copy of a Deed Recorded in Libr F. T. S # 62 folio 76 &c. One of the Land Records of Carroll County.

Exhibit #3

Exhibit #3. is a Certified Copy of a Deed Recorded in Libr J H B No 91 folio 371 &c. One of the Land Records of Carroll County.

Exhibit #4

Exhibit #4, is a Certified Copy of a Judgment as Entered on Libr B T G # 12 fol 620 &c one of the Judgment Docketts of Carroll County.

Answer of Ida Brown and William Brown her husband.

Elsie Estella Robonow and others Plaintiffs
Vs
Ida Brown and others Defendants

No 4313, Equity.
In the Circuit Court for Carroll County in Equity.
To the Honorable, judges of said Court.

The joint and several answer of Ida Brown and William M Brown her husband defendants, to the Bill of Complaint of Elsie Estella Robosson and others, Complainants, against them and others in this Court Exhibited, These defendants answering say that they admit the matter and things set forth in said Bill of Complaint to be true as therein stated, and they consent to the passage of an immediate decree as therein prayed.

Geo. O. Bilbo Attorney for Ida Brown and William M. Brown Defendants.

Ida. Brown
William M Brown
Defendants.

Answer of Hammond Brothers

Elsie Estella Robinson and others
Plaintiffs
vs
Ida Brown and others
Defendants

In the Circuit Court for Carroll County, in Equity.
No 4513. Equity.
To the Honorable Judge of said Court.
The joint and several answer of Eldridge J Hammond and William L Hammond Co partners trading as Hammond Brothers, to the Bill of Complaint of Elsie Estella Robinson, and others against them and others in this Honorable Court Exhibited,

These respondents answering say that they have no personal knowledge of the matters and facts set forth in the first, second third fourth and fifth paragraphs of said Bill of Complaint, but that they believe the same to be true as therein alleged, and these respondents further answering say that they believe that the Real Estate in said Bill of Complaint mentioned cannot be divided without loss or injury to the parties entitled to interests therein and that in order to make division of said interests it will be necessary that said Real Estate be sold and the proceeds thereof divided among the parties according to their several interests.

(2) and these respondents further answering say that they admit the allegations set out in the seventh paragraph of said Bill of Complaint to be true as therein set forth, and that the Judgment indebtedness therein set is still subsisting and unpaid.

(3) And these respondents further answering say that they consent to the passage of an immediate decree in conformity with the prayer of the Bill of Complaint, reserving however the lien of these respondents as against the share or interest of Ida Brown and William Brown her husband in and to the proceeds of sale of the said share or interest of Ida Brown and William Brown her husband under the said Decree, and thus having fully answered they pray to be hence dismissed with their costs in this behalf incurred. as in duty bound &c.

Jno. Milton. Reifsnider. Solicitor for Defendant.

Decree

Elsie Estella Robinson etal
Plaintiffs
vs
Ida Brown and others
Defendants

In the Circuit Court for
Carroll County sitting as a
Court of Equity
No 4313 Equity
The above cause standing
ready for hearing and being

Submitted by agreement of Counsel for immediate
decree the Bill answer and testimony and all other
proceedings were by the Court read and considered.
It is thereupon this 6th day of September in the year Nine=
=teen Hundred and six by the Circuit Court for Carroll
County, sitting as a Court of Equity, Adjudged, Ordered
and Decreed that the Real Estate mentioned in the
Bill of Complaint and in the testimony filed in this
cause conveyed by Frank Brown and Sarah Brown to
Thomas L Lee and Sarah E. Lee his wife for life with
remainder to children of them be sold and that
William M. Brown one of defendants, be and he is
hereby appointed Trustee to make said sale and that
the terms and manner of his proceedings shall
be as follows, he shall first file with the Clerk of
this Court a Bond to the State of Maryland, executed
by himself and a surety or sureties to be approved by
this Court or by the Clerk thereof in the penalty of two
thousand Dollars conditioned for the faithful performance
of the trust reposed in him by this Decree or to be reposed
in him by any future Decree or order in the premises he
shall then proceed to make the said sale having given at
least three weeks notice by advertisement inserted in some
newspaper published in Carroll County and by such other
mode as he shall think proper of the time place and terms
of sale which shall be as follows to wit: One third part of
the purchase money shall be paid by the purchaser or
purchasers to the Trustee on the day of sale or upon the
ratification thereof by this Court, and the residue shall
be paid in two Equal payments the one to be paid in one
year and the other in two years from the day of sale,
with interest and to be secured by the Notes of the purchaser
or purchasers with security to be approved of by the Trustee
or all cash at the option of the purchaser and as soon
as may be convenient after any such sale or sales the
said Trustee shall return to this Court a full and particu=
=lar account 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, (and not before) the said Trustee shall by a good and sufficient deed to be executed acknowledged and Recorded according to law convey to the purchaser or purchasers his her or their heirs the property and Estate to him her or them sold free clear and discharged from all Claim of the parties hereto Complainant 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 the Expenses of said sale, and such commission to the said Trustee as this Court shall think proper to allow in consideration of the skill attention and fidelity wherewith he shall appear to have discharged his trust.

Wm. H. Thomas,

— Bond —

The Bond filed in this Case Sept 7. 1906. is Recorded in Libr J H B #1 folio 399 &c. One of the Bond Records of Carroll County,

— Report of Sale —

Elsie E. Robertson and others
Plaintiffs
Vs
Ida Brown and others
Defendants

No 4313. Equity
In the Circuit Court for Carroll County in Equity

To the honorable judges of said Court.

The report of sale of William M. Brown Trustee appointed by your Honorable Court to make sale of the Real property mentioned in these proceedings under decree bearing date September 6. 1906. respectfully shows that under and by virtue of the decree of your honorable Court passed in the above entitled cause on September 6. 1906. the said William M. Brown was duly appointed Trustee to make sale of the Real Estate in these proceedings mentioned and that after having given Bond with Security approved by the Clerk of your Honorable Court and after having given more than three weeks notice of the time place manner and terms of said sale by advertisement inserted in the Democratic Advocate a weekly Newspaper printed and published in Westminster Carroll County Maryland and by handbills extensively circulated throughout the neighborhood of said sale and after having complied with all the prerequisites of said decree and of Law, your said Trustee in pursuance of said Notice did attend on the premises in Carroll County Maryland, on Saturday September 29. 1906 at One Oclock P.M.

and there and there proceeded to sell at public sale to the highest bidder all that tract or parcel of land situated in Carroll County Maryland, containing thirty nine acres and one rod of land more or less, and being the same land mentioned and described in the Deed of Frank Brown and Susan A Brown dated December 19, 1878. to Thomas L. Lee and Sarah E Lee, his wife and Recorded among the Land Records of Carroll County aforesaid in Libr J. J. S # 50 folio 487 &c, and Sold the same to William Morgan Ensor, and Caroline Ensor his wife both of Carroll County in the State of Maryland at and for the sum of Fourteen hundred and Seventy five dollars, $1475.00 they being then and there at that being there and then at that sum the highest bidders therefor. And your said Trustee further reports that the said purchaser has elected to pay cash for said property upon the ratification of this sale by your Honorable Court.

All of which is respectfully submitted

William M. Brown Trustee.

State of Maryland Baltimore County to wit,

I hereby certify that on this 5th day of October 1906, before me the subscriber a Notary Public of the State of Maryland in and for Baltimore County aforesaid personally appeared William M. Brown the Trustee named in the aforegoing report of sale and made oath in due form of Law that the matters and things contained in said report are true as therein stated, and that the sale reported was fairly and Bona fide made.

(Seals Place) Sworn & before,

C. Marley. Hipsley. Notary Public

Order Nisi on Sale

Elsie. E. Robertson and others
Plaintiffs

vs

Ida. Brown and others
Defendants

No 4313. Equity

In the Circuit Court for Carroll County in Equity

Ordered this 6th day of October 1906. by the Circuit Court for Carroll County in Equity that the sale of the property mentioned in these proceedings made and reported by William M Brown 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 12th day of November 1906 provided a copy of this order be inserted in some newspaper printed in Carroll County once a week in Each of three successive weeks before the 5th day

of November 1906.

The report states the amount of sale to be $1475.00.

David R. Smelser, Clerk.

— Printer's Certificate —

Westminster Md. Nov 22nd 1906.

We hereby certify that the annexed Nisi on Sale was published three successive weeks prior to the 5th day of November 1906, in the Democratic Advocate a newspaper published in Carroll County Md.

E. O. Diffendal, Sec.

— Order of Court —

Ordered this 22nd day of November 1906, by the Circuit Court for Carroll County in Equity, that the sale made and reported by the said William M. Brown Trustee as aforesaid be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown although due notice appears to have been given in accordance with the preceding order nisi passed in said cause and the papers and proceedings in said cause are hereby referred to the Auditor of this Court to state an account of the trust funds in the hands of said trustee, allowing to the said Trustee the usual commissions and such expenses as he shall produce proper and satisfactory vouchers therefor

Wm. H. Thomas

— Audit —

Elsie Estella Robertson infant by Lemuel O Robertson her next friend, Lemuel O Robertson, Caroline Enos and William Morgan Enos her husband,

Plaintiffs

vs

Ida Brown and William M. Brown her husband Eldridge J. Hammond William L. Hammond Co partners trading as Hammond Brothers

Defendants

In the Circuit Court for Carroll County sitting as a Court of Equity

No 4313. Equity.

To the Honorable the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he examined the papers filed in this cause and therefrom stated the within account.

He first charged the Trustee with all the purchase money in his hands as appears by his report filed in this cause on the eighth day of October in the year Nineteen Hundred and six and thereout allowed him his commissions and Expenses and all costs proper to be allowed. The balance then

left he distributed to the parties entitled thereto under
these proceedings.

All of which is Respectfully submitted,

November 30- 1906. John W. Robert Auditor.

The Real Estate of Thomas L. Lee deceased and Sarah V. E
Lee deceased, in account with William M. Brown Trustee,

— Debtor —

1906. September 29th By sale of Real Estate then made by
Trustee at Public Sale to William Morgan Enos and
Carolina Enos his wife as appears by his report filed
in this cause on the sixth day of October in the year
Nineteen Hundred and six Amounting to the Sum of
=

	$1475	00
Amount of Sale.	$1475	00

— Credit —

To the Trustee for his commission (Paid)	$	75	62
To the Trustee to pay The Democratic Advocate Company for Printing as per Voucher No 1 filed (Paid)	$	14	50
To the Trustee to pay H. Caleb Hobbs for Auctioneering sale as per Voucher No 2 filed	$	5	00
To the Trustee to pay Messrs. Bond and Parke Solicitors for professional services rendered as per Voucher No 3 filed. - (Paid)	$	40	00
— Cost of taking testimony —			
To Michael E. Walsh Examiner (Paid)	$	8	00
To Messrs Bond and Parke Solicitors appearance fee (Paid)	$	10	00
To David P. Smyser. Clerk.	$	38	75
To Joseph L. Franklin Sheriff	$	1	80
— Defendants Cost —			
To John Milton Kriebsnider and George C. Brikhart Solicitors appearance fee = (Paid)	$	10	00
To publication order Nisi on this account =	$	1	50
To David P. Smyser (Paid)	$		60
To John W. Robert Auditor making examination of Papers. Statement of Judgment claim and stating this account and distribution - Paid	$	13	50
Amount of Expenses.	$	219	27
Balance for distribution	$	1255	73
Amount of Sale.	$	1475	00
Balance for distribution brought forward and distributed among the parties entitled thereto as shown by the proceedings filed in this cause as follows to wit:	$	1255	73
To the distribution share of Ida Brown (wife of William Brown) carried forward and distributed among the parties entitled			

thereto the sum of =		$313	93¾	
To the distribution share of Mary E Robosson deceased wife of Lemuel C. Robosson carried forward and distributed to the party entitled thereto the sum of		$313	93¾	
To Caroline Enos (wife of William Morgan Enos) an adult daughter of Thomas L Lee and Sarah E Lee deceased the sum of		$313	93¾	
To the distribution share of William T. Lee deceased carried forward and distributed among the parties entitled thereto the sum of		$313	93¾	
Amount distributed		$1255	73¾	$1255 73
To the distribution share of Ida Brown (wife of William Brown) brought forward and distributed as follows to wit;				$313 93¾
To Eldridge J. Hammond and William L Hammond Co-partners trading under the name, style and firm of Hammond Brothers in full payment of their judgment Claim debt, interest and cost, as appears by the statement of judgment claim herewith filed the sum of =		$211	33	
To Ida Brown (wife of William Brown) a daughter of Thomas L Lee and Sarah E. Lee deceased the balance of said distribution share, the sum of =		$112	60¼	
Amount distributed		$313	93¾	$313 93¾
To the distributed share of Mary E. Robosson deceased wife of Lemuel C. Robosson and deceased daughter of Thomas L Lee and Sarah E Lee deceased brought forward =				$313 93¾
and distributed as follows to wit;				
To Elsie Estella Robosson an infant daughter of Mary E. Robosson deceased and Lemuel C Robosson or the party entitled thereto the sum of =		$313	93¾	
Amount distributed		$313	93¾	$313 93¾
To the distribution share of William T. Lee brought forward =				$313 93¾
and distributed as follows to wit;				
To Caroline Enos and William Morgan Enos as provided by the Decree				

William T. Ler bearing date on the first day of September in the year Nineteen Hundred and Four among the Land Records of Carroll County in Liber J. H. B. No. 91 Folio 370 &c. a Certified Copy of which is filed among the proceedings in this cause the sum of =

Amount distributed =

$313	93¼		
$313	93¼	$313	93¼

— Order Nisi on Audit —

Elsie Estella Robinson infant Laurel O. Robinson her next friend Laurel O. Robinson Caroline Enos and William Morgan Enos her husband

Plaintiffs

Vs

Ida Brown and William M. Brown her husband Eldridge Hammond William L. Hammond co-partners trading as Hammond Brothers

Defendants.

In the Circuit Court for Carroll County sitting as a Court of Equity.

No 4313. Equity.

Ordered this 30th day of November A.D. 1906. That the account of the auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 18th day of December next. provided a copy of this order be inserted in some newspaper published in Carroll County once in each of three successive weeks before the last named day

David L. Fowler. Clerk.

— Trustee's Certificate —

Westminster. Md., Dec 27-1906

We hereby Certify that the annexed Nisi on Audit was published in three successive weeks prior to the 18th day of December 1906. in the Democratic Advocate a newspaper published in Carroll County Md.

Edward C. Diffendal, Sec.

— Order of Court —

Ordered this 27th day of December 1906. that the aforegoing account of the Auditor filed in this cause be and the same is hereby finally ratified and confirmed unless cause to the contrary thereof having been shown although due notice appears to have given in accordance with the preceding order Nisi passed in said cause and the said Trustee is hereby directed to pay out said Trust fund in accordance with said account of the Auditor.

Jno. H. Thomas —

Recorded Test per. David L. Fowler Clerk.

Maryland St.

At a Circuit Court for the fifth Judicial Circuit of the State of Maryland began and held in the Court House in the City of Hestminster Carroll County Maryland on the first Monday in January it being the 5th day of same month in the year Nineteen Hundred and seven.

Were Present.

Hon William H Thomas Associate Judges -

Joseph L. Franklin Sheriff.

David P. Bamber. Clerk.

Among others were the following proceedings to wit.

Be it remembered that heretofore to wit, on the 25th day of October A D 1906 Aaron Bixler by Geo. C. Brilhart his attorney, came into Court and filed his order to docket a case in form and words to wit. -

Aaron Bixler Mortgagee vs Francis J. Devilbiss and S. M. Virginia Devilbiss his wife Mortgagors	No 4324 Equity In the Circuit Court for Carroll County Sitting as a Court of Equity. Mr. David P. Bamber Clerk. Please file the within Mortgage note marked "Exhibit No 1, The Original Mortgage from Francis J. Devilbiss and S. M. Virginia Devilbiss his wife to Aaron Bixler dated April 18th 1898. and Recorded among the Real Estate Mortgage Records of Carroll County Maryland in Liber J H B No 41 Folio 314 &c. marked "Exhibit No 2. and the Certified Copy of the decree of the Circuit Court for Carroll County, sitting as a Court of Equity in the case of Aaron Bixler against Francis J. Devilbiss et al being cause No 4310. on the Equity Docket in said Court marked "Exhibit No 3" and the Statement of Mortgage Claim" herewith docketing the above entitled case and entering my appearance for the Mortgagee and filing and approving bond.

Geo. C. Brilhart,

Solicitor for Mortgagee.

Exhibit No. 1.

Exhibit No. 1. is a Mortgage note to wit.

$3500.00/100 Carroll County Md. March 22. 1898.

One year after date we promise to pay to the order of Aaron Bixler, Twenty Five Hundred Dollars with Interest at One per cent per annum.

Value Received.

Francis J. Devilbiss

S. M. Virginia Devilbiss

Exhibit No 2.

Exhibit No 2. is a Mortgage Recorded in Libr J H B # 41 folio 314 &c. One of the Real Estate Mortgage Records of Carroll County.

Exhibit No 3—

Aaron Bixler vs Francis J. Devilbiss Et al

No 4310. Equity.

In the Circuit Court for Carroll County, sitting as a Court of Equity.

The Bill of Complaint in this case alleges and the answer of the Mortgagors admits that they intended to convey to the plaintiff by the Mortgage of which Exhibit C. filed in this case is a copy, the property mentioned and described in the Mortgage of which Exhibit B is a Certified copy and that the plaintiff, who is unable to read relied entirely upon the Mortgagor and a certain William R. Cunn. who prepared the Mortgage and that the Plaintiff did not discover the mistake in the Mortgage until some time in August, 1906. The defendants Charles T. Repp and Howard E. Myers Executors of Wesley Myers deceased, who hold a Judgment against the Mortgagor Francis J. Devilbiss, have demurred to the Bill on the ground that the Plaintiff is not entitled to the relief prayed for as against them, it appears from the allegations of the Bill that said Judgment was recovered after the Execution and Recording of the Mortgage of which Exhibit C is a copy, upon a debt or Claim due prior to the execution of said Mortgage and as the demurrer admits the facts alleged in the bill it would seem clear that the Plaintiff is entitled to the relief sought as against the Judgment creditors as well as the Mortgagors.

Dyson Vs Simmons 48 Md 207.

It follows therefore that the demurrer in this case must be overruled, and as the defendants Charles T. Repp and Howard E. Myers Executors &c, agreed to submit to a final decree in the Event of their demurrer being overruled the Court will decree a reformation of the Mortgage of which Exhibit C. is a Copy so as to conform to the intention of the parties thereto.

It is therefore ordered this 20th day of October 1906. by the Circuit Court for Carroll County, sitting as a Court of Equity that the demurrer in this case be and the same is hereby overruled and it is hereby further ordered, adjudged and decreed that the mistake in the description of the property intended to be conveyed by the Mortgage from Francis J. Devilbiss

and S. M. Virginia Devilbiss his wife to the Plaintiff dated the 18th day of April in the year 1898. and Recorded among the Real Estate Mortgage Records of Carroll County in Libr J. H. B. No 41 folio 314 &c. be corrected, and that the description of the property in said Mortgage be made to correspond with the contract and with the intent of the parties to said Mortgage, so as to read as follows, "all the following described lot or parcel of land together with the buildings and improvements thereon situated in the Town of New Windsor, in Carroll County in the State of Maryland, and known as part of a tract of land called "The Two Daughters" the property hereby Mortgaged being the same land which was conveyed by Louis Dielman and wife to the said Francis J. Devilbiss by Deed bearing date on the 22nd day of January in the year 1887, which deed is Recorded among the Land Records of Carroll County in Libr W. M. W. No 76 folio 276 &c, and contains fifty two and fourteen one hundredths square perches of land more or less, out of which is hereby excepted and reserved from the operation of this Mortgage the quantity of Eighteen and seventy seven one Hundredths square perches of land as now laid off within parallel lines on the west side of the above described property. And it is further ordered that the Plaintiff pay the Costs in this case.

(Seal)

Wm. R. Thomas

True Copy Test. David. P. Bowlus. Clerk.

Bond

The Bond Filed in this case Oct 23-1906, is Recorded in Libr J. H. B. No. 1 folio 407 &c, One of the Bond Records of Carroll County.

Trustees Report of Sale

Aaron Bixler Mortgagee
vs
Francis J. Devilbiss and
Virginia S. M. Devilbiss
his wife Mortgagors

No 4324. Equity

In the Circuit Court for Carroll County, sitting as a Court of Equity.

To the Honorable the Judges of said Court.

The Report of Sale of Aaron Bixler Mortgagee as hereinafter set forth, respectfully shows unto your Honorable Court, That after default in the payment of the principal and interest secured by the Mortgage hereinafter mentioned of Francis J. Devilbiss and S. M. Virginia Devilbiss his wife to the said Aaron Bixler bearing date April 18th 1898. and duly Recorded among the Real Estate Mortgage Records of Carroll County,

in Liber J H B No 41, folio 314 &c, and in pursuance of the
power of sale therein contained the undersigned Aaron
Bifler Mortgagee as aforesaid after giving notice of the time
place manner and terms of sale by advertisement inserted
in the Democratic Advocate and the Union Bridge
Pilot two weekly newspaper published in Carroll
County for more than twenty days before the day of
sale thereby hand bills extensively circulated
in the community and after giving bond for the
faithful performance of the trust as required
by law and complying with all the pre requisites
of said Mortgage and of law did pursuant to said
notice attend on the premises in Carroll County Mary-
land at or about two o'clock p.m. on Saturday November 17
1906, and there and then proceeded to sell at public sale
to the highest bidder all that tract or parcel of land
situated in Carroll County Maryland, containing 52 14/100
square perches of land more or less excepting therefrom
the quantity of 18 77/100 square perches of land more or less as
now laid off within parallel lines on the West side of the
above described property it being all that piece or parcel
of land that was conveyed to the said Francis J. Devilbiss
by Deed from Louis Diehlman and wife bearing date January
22, 1887 and Recorded among the Land Records of Carroll
County in Liber W.M.C. No 65 folio 276 &c, Except the aforesaid
18 77/100 square perches which was not intended to be
included, and being the same land and premises
intended to be described and conveyed in said Mortgage
deed as the same was surveyed by direction of your
Honorable Court a certified copy of which is filed
with the Original Mortgage in this case and sold
the same to Aaron Bifler, the vendee and Mortgagee at
at and for the sum of twenty six hundred and seventy
five dollars, ($2675) being at that sum the highest bidder
therefor, And the said Mortgagee further reports that
said purchaser has elected to pay all cash upon the
ratification of this sale by your Honorable Court.
And the said Mortgagee further reports that the said
Aaron Bifler is one and the same person as the said
Mortgagee and that it will be necessary therefore for your
Honorable Court to appoint a trustee to convey the title
in this matter and cause upon the ratification of
this sale by your Honorable Court.

All of which is respectfully submitted.

George O Gilbert
Solicitor

Aaron Bifler
Mortgagee

State of Maryland Carroll County to wit:
I hereby certify that on this 20th day of November 1906. before me the subscriber a Justice of the Peace of the State of Maryland in and for Carroll County personally appeared Aaron Bifler the Mortgagee aforesaid and made oath in due form of law that the matters and things set forth in the aforegoing report of sale are true as therein stated, to the best of his knowledge and belief and that the sale therein is Bona fide and was fairly made.

J. Edward, West
Justice of the Peace.

— Order Nisi on Sale —

No 4324. Equity.

Aaron Bifler, Mortgagee
vs
Francis J. Devilbiss and S.M. Virginia Devilbiss his wife, Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity.

Ordered by the Circuit Court for Carroll County sitting as a Court of Equity, this 21st day of November A.D. 1906. that the sale of the property mentioned in this proceeding made and reported by Aaron Bifler Mortgagee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 24th day of December 1906, provided a copy of this order be inserted in some newspaper publishe in Carroll County once in each of three successive weeks before the 17th day of December A.D. 1906.

The Report states the amount of sale to be $2675.

David P. Smelser. Clerk.

— Printer Certificate —

Westminster Md Dec 26th 1906.

We hereby certify that the annexed Nisi on Sale was published three successive weeks prior to the 17th day of December 1906. in the Democratic Advocate a News-paper published in Carroll County Md.

Edward. C Diffendal Jr.

— Order of Court —

Ordered this 26th day of December in the year Nineteen Hundred and six by the Circuit Court for Carroll County sitting as a Court of Equity that the aforegoing report of sale made and reported in this cause by Aaron Bifler Mortgagee be and the same is hereby finally ratified and confirmed unless cause to the contrary thereof having been shown although due notice appears have been given in accordance with the preceding order nisi passed in this cause and the papers and proceedings in this cause are

hereby referred to the Auditor of this Court to state an account of the Trust fund in this cause, allowing to said Mortgagee such proper costs charges Commissions and Expenses as are proper and legal, and provided for in said Mortgage, and the said Mortgagee and purchaser being one and the same person it is further ordered and decreed that Geo. E. Brilhart of Carroll County Maryland be and he is hereby appointed Trustee to convey to the said purchaser Aaron Bifler by a good and sufficient deed the Real Estate mentioned in these proceedings upon satisfactory assurance to the said Trustee that the purchase money has been fully satisfied and paid.

Wm. H. Thomas.

Auditors Account

Aaron Bifler
Mortgagee
vs
Francis J. Devilbiss and
Virginia S. M. Devilbiss
his wife
Mortgagors

In the Circuit Court for Carroll County sitting as a Court of Equity.
No 4324, Equity.

To the Honorable the Judges of the Circuit Court for Carroll County, sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he has examined the papers filed in this cause and therefrom stated the within account.
He first made the statement of Mortgage claim herein filed, he then charged the Mortgagee with all the money in his hands as appears by his report filed in this cause on the twenty first day of November in the year Nineteen Hundred and six and thereon allowed him his commissions and Expenses and all costs proper to be allowed. The balance then left he distributed to the parties entitled thereto under these proceedings.

All of which is respectfully submitted.

December 27, 1906.

John M. Roberts
Auditor.

The Mortgaged Real Estate of Francis J. Devilbiss and S. M. Virginia Devilbiss his wife in account with Aaron Bifler Mortgagee.

Debtor

1906 November 17. By sale of Real Estate then made by the Mortgagee at public sale to Aaron Bifler as appears by his report filed in this cause on the Twenty first day of November in the year Nineteen

hundred and six accounting to the
sum of =

Amount of Sale	$2675	00
	$2675	00

— Credit —

To the Mortgagee for his commission	$ 111	87
To the Mortgagee amount paid Francis J. Crawford for advertising sale as per Voucher No 1 filed	$ 5	00
To the Mortgagee amount paid the Pilot Publishing Company for printing as per Voucher No 2. filed	$ 4	50
To the Mortgagee to pay the Democratic Advocate Company for printing as per Voucher No 3. filed	$ 11	75

— Cost as taxed by Clerk —

To George C. Bilhart Solicitor appearance fee	$ 10	00
To David P. Smelser Clerk (Paid)	$ 21	00
To Publication order Nisi on this account	$ 1	50
To John M. Roberts Auditor making Examination of papers Statement of Mortgage Claim and stating this account. (Paid)	$ 9	00
Amount of Expenses	$ 174	92
Balance for distribution	$2500	08
Amount of Sale	$2675	00
Balance for distribution brought forward and distributed as follows to wit:	$2500	08

To Aaron Bifler in part payment of his Mortgage claim. Debt and Interest as appears by the statement of Mortgage Claim herewith filed. which balance at the date of this account fails to pay said Mortgage Claim to the extend of $244.01. the sum of $2500 08

Balance distributed	$2500 08	$2500 08

— Order Nisi on Audit —

Aaron Bifler
Mortgagee
Vs
Francis J. Devilbiss
and Virginia S. M.
Devilbiss his wife
Mortgagor

In the Circuit Court
Court for Carroll County
sitting as a Court of
Equity
No 4324 Equity.
Ordered this 27th day of
December A.D. 1906 that
the account of the Auditor
filed in this cause be finally ratified
and confirmed unless cause to the
contrary thereof be shown on or before
the 14th day of January next: Provided a
copy of this order be inserted for two
successive weeks before the last named
day in some newspaper published

in Carroll County.

David. D. Smelser. Clerk.

— Printers Certificate —

Westminster Md. Jan 15th 1907

We hereby certify that the annexed Nisi on Audit was published two successive weeks prior to the 14th day of January 1907, in The Democratic Advocate a Newspaper published in Carroll County Md.

Edward. C. Diffendal Sec

— Order of Court —

Ordered this 15th day of January A. D. 1907 by the Circuit Court for Carroll County sitting as a Court of Equity that the aforegoing account of the Auditor in this case be and the same is hereby finally ratified and confirmed no cause to the contrary having been shown although due notice appear to have been given in accordance with the aforegoing order Nisi and the Mortgagee is directed and authorized to pay out the trust fund accordingly.

Wm. H. Thomas.

Recorded Ex.

Per David. D. Smelser Clerk.

Continuation — See Libr. D. P. 5 # 61 folio 64 &c.

— Auditors fourth account —

Catherine Petry and Jacob Petry Executors of Michael Petry deceased

vs

John Petry, now, compos Mentis

In the Circuit Court for Carroll County, sitting as a Court of Equity.

No 877 Equity.

To the Honorable the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he again examined the papers filed in this cause and thereon dated the within fourth account. He first charged the Trustee with all moneys in his hands as shown by his report filed in this cause and the eight account of the Auditor and thereon allowed him his commissions and expenses and all costs proper to be allowed as provided by the order of your Honorable Court passed in this cause. The balance then left he distributed to the Trustee to be held by him subject to the further order of your Honorable Court.

All of which is respectfully submitted.

Janury 10. 1907 John M. Robert Auditor

The Estate of John Petry, now compos mentis in account with Emanuel Forney Trustee,

- Debtor -

By balance of trust funds in hands of Trustee as appears by the fifth account of the Auditor filed in this cause on the fifteenth day of November in the year Nineteen Hundred and five, amounting to the sum of =	$773	17
By amount of interest on trust funds at the rate of Five per centum from the Fourteenth day of November in the year Nineteen Hundred and five to January Eighth in the year Nineteen Hundred and seven as per the order of Court filed in this cause the sum of =	$ 42	35
Amount of trust fund and income	$774	52

- Credit -

To the Trustee for his commission of Five per Centum on his receipt of $42.35 and five per centum on his disbursements of $134.02, as provided by the order of Court filed in this cause on the Eighth day of January in the year Nineteen Hundred and seven the sum of =	$ 8	81
To the Trustee amount paid F.L. Haun Master as per Voucher No 1 filed	$ 127	90
To the Trustee amount paid Charles V. Hauk Collector taxes for year 1906, as per Voucher No 2 filed	$ 6	11
To the Trustee for Interest on his disbursements the sum of	$ 1	85
To the Trustee to pay Joseph D Brooks Solicitor for professional services as per Voucher #3 filed	$ 10	00
- Costs as taxed by Clerk. -		
To Davis L. Smucker Clerk. (Paid)	$ 7	35
To Publication order Nisi on this account (Paid)	$ 1	50
To John M. Roberts, Auditor making Exam in abs of papers and stating this account (Pd)	$ 9	00
Amount of Expenses	$ 172	42
Balance for distribution	$602	10
Amount of Trust fund and income =	$774	52
Balance for distribution brought forward and distributed as follows to wit:	$ 602	10
To Emanuel Forney Trustee the balance of trust fund to be held by him subject to the further order of the Court in this cause the sum of	$602	10
Balance distributed	$602	10 $ 602 10

- Order Nisi on Audit -

Catherine Petry and Jacob Petry Executors of Michael Petry deceased

vs

John Petry now Comptroller Mentis

In the Circuit Court for Carroll County sitting as a Court of Equity

No 877 Equity -

Ordered this 10" day of January A D 1907. that the seventh account of the auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 28' day of January inst. provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David L. Smelser. Clerk.

- Printers Certificate -

- Office of American Sentinel. -

Westminster Md. January 29 - 1907.

This is to certify that the annexed Notice No 877. Equity has been published in the American Sentinel a newspaper printed and published at Westminster Carroll County Md. once a week in each of two successive weeks previous to the 28' day of January 1907.

John Milton. Manager.

- Order of Court -

Ordered this 4' day of February 1907. by the Circuit Court for Carroll County sitting as a Court of Equity that the account of the Auditor filed in the above cause be and the same is hereby finally ratified and confirmed no cause to the contrary thereof having been shown although notice appears to have been given required by the preceding order as appears by the Printers Certificate herewith filed and the Trustee and committee is hereby ordered to pay and the funds according, and he is hereby further ordered on the petition and affidavit & Exhibit of Emanuel Forney Administrator of John Petry deceased this day filed in this cause that said trustee and committee pay over to said administrator the balance of the trust funds in this cause as shown by the foregoing account to wit. the sum of $602.10

Wm H Thomas

Recorded & Exd

per David L Smelser Clerk.

Auditors Third Account. in No 2243 Equity.

The Real Estate of Andrew L. Bowser and Charlotte L Bowser, a Lunatic in account with John H. Tracy Trustee

In the Circuit Court for Carroll County, sitting as a Court of Equity

No. 2243. Equity.

To the Honorable, the Judges of the Circuit Court for Carroll County sitting as a Court of Equity.

The Auditor respectfully reports that in pursuance of the order of your honorable Court passed in this cause he Examined the papers filed in this cause and therefrom stated the within Third account. He first charges the deceased Trustee with all the money in his hands as shown by the Second account in this cause and the petition and report of Willis. J. Tracy and Charles H Tracy, administrator of John H. Tracy deceased Trustee filed in this cause on the second day of January in the year Nineteen Hundred and seven and thereon allowed the deceased Trustee the Commission and Expenses as per the order of your Honorable passed on said petition and all costs proper to be allowed. The Balance then left be distributed to the parties entitled thereto under these proceedings.

All of which is Respectfully submitted,

January 4th 1907.

John. H. Roberts
Auditor.

The Real Estate of Andrew L. Bowser and Charlotte L. Bowser a lunatic in account with John H. Tracy deceased Trustee

— Debtor —

By amount of trust funds in hands of deceased Trustee as shown by the Auditors Account filed in this cause on the ninth day of December in the year Eighteen Hundred and Ninety two, as well by the petition and report of Willis. J. Tracy and Charles H. Tracy administrator of John H. Tracy deceased Trustee filed in this cause on the second day of January in the Nineteen hundred and seven the sum of	$	626 11
By amount of Interest on Trust fund from December 28. 1892. to April 1st 1893	$	9 60
Amount of trust fund and income.	$	635 71

— Credit —

To the deceased Trustee for his Commission of Five percentum on income and disbursements. as per the Order of Court filed in this cause on the third day of January.

in the year Nineteen Hundred and seven the
sum of $ 8 71
To the deceased Trustee amount paid the
Westminster Cemetery Company as per
Voucher No 1. filed # 15-00
To the deceased Trustee amount paid F. A.
Shaver and Son for Funeral Expenses as
per Voucher No 2 filed # 44 75-
To the deceased Trustee amount paid James
A. C. Bond for account of County Commissioners
as per Voucher No 3 filed. # 90 00
To the deceased Trustee amount paid James
A. C. Bond for professional services rendered
as per Voucher No 4 filed # 15 00
To Guy H. Steele, Solicitor for Professional
services rendered, as per the order of Court
passed in this cause and the order of
Guy H. Steele filed with Auditor the sum
of. (Pd) # 15 00
— Cost as taxed by Clerk —
To David P. Smelser Clerk (Pd) # 11 70
To publication order Nisi on this account # 1 50
To John W Roberts Auditor Making Examination of paper and stating this account
and distribution (Pd) # 9 00
Amount of Expenses and disbursements # 210 66
Balance for distribution # 425- 05-
Amount of Trust fund and income # 635- 71
Balance for distribution brought forward # 425- 05-
and distributed as follows to wit.
To James A Tracy administrator of Charlotte
L. Bowser, deceased, to be held by him subject
To James A Tracy administrator of Charlotte
L. Bowser deceased to be held by him subject
to the further order of Court, the sum of # 425- 05-
Balance distributed # 425 05 # 425- 05-

— Order Nisi on Audit —

The Real Estate of Andrew L Bowser and Charlotte L Bowser, a Lunatic in account with John H. Tracy, Trustee | In the Circuit Court for Carroll County sitting as a Court of Equity No 2248 Equity. Ordered this 4th day of January A D 1907. That the Third account of the Auditor filed in this cause be finally satified and confirmed

unless cause to the contrary thereof be shown on or before the 21st day of January inst. provided a copy of this order be inserted for two successive weeks before the last named day in some newspaper published in Carroll County.

David. D. Smelser. Clerk.

— Printer Certificate —

Westminster Md Jan 24th 1907

We hereby certify that the annexed Risi on Audit was published two successive weeks prior to the 21st day of January 1907, in The Democratic Advocate a Newspaper published in Carroll County Md.

Edward. O. Diffendal, Sec.

— Order of Court —

Ordered this 24th day of January A.D. 1907. by the Circuit Court for Carroll County, sitting as a Court of Equity, that the aforegoing account of the Auditor be & the same is hereby finally ratified & confirmed no cause to the contrary thereof having been shown, although due Notice appears to have been given as required by the preceding order Nisi and the Petitioner & Administrator of John H. Tracy. the deceased Trustee are directed to pay out the Trust fund accordingly the said James A. Tracy Administrator of Charlotte, L Bowser deceased. & account for the amount distributed to him by the Orphans Court of Carroll Co.

Wm. H. Thomas

Recorded & Ed

per David. D. Smelser. Clerk.

Release recorded in Folio 558.

Maryland Set.

At a Circuit Court for the fifth Judicial Circuit of the State of Maryland, begun and held at the Court House in the City of Westminster Carroll County Maryland on the first monday in being the day of a new month in the year of our Lord Nineteen Hundred and seven,

Were Present,

Hon Wm H. Thomas Associate Judge

Joseph L. Franklin Sheriff.

David P. Smelser, Clerk.

Among other were the following proceedings to wit. Be it remembered that heretofore to wit on the 24th day of Nov. A.D. 1904. Lewis, T. Clark, Trustee & atty came then into Court sitting as a Court of Equity & filed his order to docket a case in form and words to wit.

Order to Docket Case

Lewis, T. Clark atty
vs
Wm T. & Elsie M. Blizzard

No 4164, Equity.
Circuit Court for Carroll County in Equity.
Mr. Clerk, Please file,
Lewis, T. Clark, Plaintiff Solicitor.

Mortgage Note

$200.00 April 26 - 1901

Two years after date we promise to pay to Mrs Sarah E. Clagett or order Two Hundred Dollars for Value Received with Interest at 6 per cent per annum payable yearly, The Patapsco National Bank of Ellicott City Md. secured by Mtge of even date herewith.

Test
F. B. Lewis

William E. Blizzard
Elsie M. (mark) Blizzard

Exhibit A.

Exhibit A is a Mortgage filed in this case June 7 - 1904. & is Recorded in Libr J. H. B. #45 folio 355 &c One of the Mortgage Records of Carroll County.

Bond —

The Bond filed in this case June 7 - 1904 is Recorded in Libr J. H. B. #1 folio 203 &c. One of the Bond Records of Carroll County.

— Report of Sale —

Louis. T. Clark attorney
vs
William E. Blizzard
Elsie M. Blizzard his wife

In the Circuit Court for Carroll County In Equity.
To the Honorable the Judges thereof.
The Report of Louis. T. Clark,

attorney complainant in the above entitled cause respectfully shows,
1. That the said Louis. T. Clark was authorized to sell the property conveyed by Mortgage April 26th 1901, by Wm. E and Elsie M. Buzzard to Sarah E. Cloggett, which Mortgage is Recorded among the Carroll County Real Estate Mortgage Records in Liber J.H.B. No 93 f. 32, and has her stop on Record filed in this cause marked Complainants Exhibit A. in case of default in the terms thereof,
2. That there was such default in that the Mortgage debt thereby secured with interest thereon for more than two years was now due and unpaid,
3. That thereupon at the instance of the Mortgagee owner and with the knowledge and approval of the Mortgagee who declined to make any adjustment of either the principal or interest of the Mortgage indebtedness after giving bond with approved security in this Court and after having advertised the time place, manner and terms of sale in the Democratic Advocate a weekly newspaper printed in Carroll County for more than twenty days before the day of sale, and by hand bills extensively circulated, he did in pursuance of said notice and of the authority conferred on him as attorney by said Mortgage attend on the premises Mortgaged on Thursday June 9th 1904, at 4 P.M and then and there offered said property at auction, and sold the same to George H. Carr at and for the sum of two Hundred dollars, that being then and there the highest bid therefor. The terms of sale were 1/4 Cash 1/4 within 6 months and balance in 12 months the credits to bear interest from day of sale. The purchaser elected to pay all cash on the final ratification thereof by this Court.

Respectfully submitted.

Louis. T. Clark, Attorney

State of Maryland Howard County to wit:

I hereby certify that on this 16th day of June 1904 before me a Notary Public of the State of Maryland in and for Howard County personally appeared Louis. T. Clark attorney above written and named and made oath in due form of law that the matters and things stated in the foregoing Report of sale are true to the best of his knowledge and belief and that the sale therein reported was fairly made.

Seal Place

W. R. Dorsey
Notary Public

Order Nisi on Sale

Louis. T. Clark attorney
vs
William E. Buzzard
Elsie M. Blizzard his wife

No 4164 Equity
In the Circuit Court for Carroll County In Equity.
Ordered this 18th day of June 1914
by the Circuit Court for Carroll County
In Equity that the sale of the property
mentioned in these proceedings and Reported sold by
Louis. T. Clark attorney be ratified and confirmed unless
cause to the contrary thereof be shown on or before the
25th day of July next, provided a copy of this order be inserted
in some newspaper printed in Carroll County once a
week in each of three successive weeks before the 18th day of
July next.
The Report states the amount of sale to be $200.00
Jas. T. Shriver. Clerk.

— Printers Certificate —

Westminster Md. Nov. 17- 1904.
We hereby certify that the annexed Order Nisi was
published once a week for three successive weeks
prior to the 18th day of July 1904, in the Democratic Advocate
a newspaper published in Carroll County, Md.
Vandeforde Bros. Editors and Publishers

— Order of Court —

Ordered by the Circuit Court for Carroll County, In Equity
this 30th day of November 1904, that the sale made and
reported by Louis. T. Clark attorney 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 preceding Order Nisi passed
in this cause, and this case is hereby referred to the
Auditor ~~of this~~ Court with directions to allow said
Attorney such commissions Expenses &c, as provided
in the Mortgage, in this case for which he shall
produce Satisfactory Vouchers &c.
Wm. H. Thomas,

— Auditt —

Louis. T. Clark attorney
vs
William. E. Blizzard and
Elsie. M. Blizzard his wife

In the Circuit Court for
Carroll County sitting as
a Court of Equity.
No 4164. Equity.

To the Honorable, the Judges
of the Circuit Court of Carroll
County, sitting as a Court of Equity.
The Auditor respectfully reports that in pursuance of
the order of your Honorable Court passed in this cause,

he examined the papers filed in the cause and therefrom stated the within account. He first made the Statement of Mortgage Claim herewith filed. He then charged the Attorney named in the Mortgage with all the purchase money in his hands as shown by his report filed in this cause on the Eighteenth day of June in the year Nineteen Hundred and four, and then and allowed him his commissions Counsel fee, Expenses and all costs proper to be allowed, The balance then left he distributes to the party entitled thereto under these proceedings—

All of which is respectfully submitted

December 22, 1906. John M Roberts

Auditor—

The Mortgage Real Estate of William E. Blizzard and Elsie M Blizzard his wife, in account with Louis P. Clark, Attorney

— Debtor —

1904, June 9, By sale of Real Estate then made by the Attorney at public sale to Geo H. Carr, as appears by his report filed in this cause on the Eighteenth day of June in the year Nineteen Hundred and four amounting to the sum of $200.00,

Amount of sale	$ 200	00
— Credit —		
To the Attorney for his commissions	$ 14	00
To the Attorney named in Mortgage to pay Edgar Mercer for foreclosuring abstract per Voucher No 1 filed =	$ 5	00
To the Attorney named in the Mortgage to pay the Democratic Advocate Company for printing as per Voucher No 2 filed	$ 9	50
To Louis P. Clark, Solicitor for professional services rendered, as provided by the Mortgage filed in this cause the sum of =	$ 10	00
— Cost as taxed by Clerk. —		
To Louis P. Clark Solicitor appearance fee	$ 10	00
To David P. Timberlake Clerk = (Pd)	$ 15	85
To Publication order Nisi on this account	$ 1	50
To John M. Roberts Auditor making examination of papers Statement of Mortgage claim and stating this account	$ 9	00
Amount of Expenses	$ 74	85
Balance for distribution	$ 125	15
Amount of sale	$ 200	00
Balance for distribution brought forward and distributed as follows to wit;	$ 125	00

To Emma M. Carr, Assignee of Mortgagee in part payment of her Mortgage claim, debt and interest as appears by the statement of Mortgage Claim herewith filed which balance at the date of this account fails to pay said Mortgage claim to the extent of $118.72 the sum of =	$ 125	15		
Balance distributed	$ 125	15	$ 125	15

— Order Nisi on Audit —

Louis T. Clark attorney
vs
William E. Blizzard and
Elsie M. Blizzard

In the Circuit Court for Carroll County sitting as a Court of Equity
— No 4164 Equity —

Ordered this 22ⁿᵈ day of December AD 1906 that the account of the auditor filed in this cause be finally ratified and confirmed unless cause to the contrary thereof be shown on or before the 14ᵗʰ day of January next, provided a copy of this order be inserted for two successive weeks before the last named day in some Newspaper published in Carroll County.

David P. Smelser, Clerk.

Westminster Md Feby 18. 1907.

We hereby certify that the annexed Nisi on Audit was published two successive weeks prior to the 14ᵗʰ day of January 1907 in the Democratic Advocate a newspaper published in Carroll County Md

Edward O. Diffendal Sec.

— Order of Court —

Ordered this 19ᵗʰ day of February AD 1907, by the Circuit Court for Carroll County sitting as a Court of Equity that the foregoing account of the Auditor 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 preceding Order Nisi and the Attorney is hereby authorized and directed to pay out the trust funds accordingly —

Wm. H. Thomas.

Maryland set;

at a Circuit Court for the fifth Judicial Circuit of the State of Maryland, begun and held at the Court House in the City of Westminster Carroll County Maryland on the first monday in it being the day of same month in the year of our Lord Nineteen Hundred and seven.

Hon present

Hon Wm H Thomas associate Judge

Joseph L Franklin Sheriff

David J Shriver. Clerk.

among others were the following proceedings to wit; Be it remembered that heretofore to wit; on the 28th day of April a d 1903. Geo H. Carr by his Attorney Louis T. Clark came here into court sitting as a Court of Equity, & filed his order to docket a case in form and words to wit.

— Order to Docket Case —

George H. Carr assignee / In the Circuit Court for Carroll County In Equity

vs

David R. Buzzard & Sarah Buzzard / Jas H. Billingslea. Esq. Clk. Please docket above entitled cause file Exhibits A & B. and Record assignment & to George H. Carr, in Exhibit A.

Louis T. Clark, Pltffs. Solicitor.

— Exhibit, A. —

Exhibit A. is a Mortgage & assignment filed April 18-1903 & Recorded in Libr J H B #46 folio 127 &c, One of the Real Estate Mortgage Record of Carroll County.

Exhibit, B —

Exhibit B. is a Mortgage filed April 18-1903- & is Recorded in Libr J H B #46 folio 211 &c, One of the Real Estate Mortgage Record of Carroll County.

— Bond —

The Bond filed in this cause is Recorded in Libr J H B No 1 folio 81 &c, One of the Bond Record of Carroll County.

— Report of Sale —

George H. Carr assignee / In the Circuit Court for Carroll County. In Equity.

vs

David R. Buzzard & Sarah Blizzard / To the Honorable the Judge of the Circuit Court for said County In Equity the report of George H. Carr assignee of the two several Mortgages filed as Exhibits in this case as appears from duly Recorded assignment to him therein, shows that after giving Bond with security for the faithful discharge of the Trust reposed in him by said Mortgages and having given twenty one days notice of the time

place manner and terms of sale by advertisement in the Democratic Advocate a paper printed in Carroll County, he did pursuant to said notice attend the place of sale on the premises in Carroll County on the 14 day of May in the year nineteen Hundred and then at 3, 30 o'clock P.M. and then and there proceeded to sell the property mentioned in said Mortgage as being situate in Carroll County there having been default in the conditions and covenants in said Mortgage in that the taxes due the State of Maryland and Carroll County were unpaid and the interest due upon the Mortgage debt were in arrear and unpaid and the Mortgaged premises being unimproved the Mortgagor having abandoned the said premises and moved to a distant part of the State, The Mortgaged premises were comprised in two separate and distinct tracts of land, the first comprising 4 acres 3 Roods and 25 sq ps described in a Deed dated January 4th 1902, from Benedict Brown & wife, the second comprising 19819 sq feet of land described in a deed dated September 10th 1901. from Benedict Brown and wife, the third comprising 1 acre and 76 sq ps described in a Deed dated 19th December 1900. from Wm G Burdett etal, all of said Deeds being made to David R. Buzzard and Sarah Buzzard and being recorded among Carroll County Land Records respectively in Liber J.H.B No 94 fo 316 &c, J.H.B No 93 fo 451 &c, and Liber J.H.B No 92 fo 24 &c and the said properties were offered separately and sold separately, the first at the sum of $190.00 the second at the sum of $465.00 and the third at the sum of $700.00 to the Plaintiff in this cause, George H. Carr. who became the purchaser of all three tracts he being the sole bidder for the first and third tracts and for all the several tracts, he being then and there the highest bidder therefor at the sum of Money Named aggregating Thirteen Hundred and fifty five dollars, and said purchaser has complied with the terms of sale as advertised which were one third cash one third in six months and the balance in twelve months

Geo. H. Carr, Assignee
Louis G. Clark. Solicitor

State of Maryland Howard County Sct.
On the 19th day of May Nineteen Hundred and three personally appeared before me a Notary Public of the State of Maryland in and for Howard County George H. Carr Assignee. named in the above,

Report of Sale and made oath in due form of Law that the matter and things stated in the foregoing report are true to the best of his knowledge and belief and that the sale was fairly made.

(Seal) Thomas H. Hunt, Notary Public

— Order Nisi on Sale —

George H. Carr assignee vs David R. Buzzard & Sarah Buzzard | In the Circuit Court for Carroll County In Equity. No 4039 Equity.

Ordered this 22nd day of May A.D. 1903 that the sale of the property mentioned in these proceedings made and reported by George H. Carr, assignee be ratified and confirmed unless cause to the contrary thereof be shown on or before the 22nd day of June next, provided, a copy of this order be inserted in some newspaper printed in Carroll County once in each of three successive weeks before the 15th day of June next.

The report states the amount of sale to be $1355.00

Jas. H. Billingslea Clk.

Westminster Md. June 23rd 1903

We hereby certify that the annexed Order Nisi on Sale was published once in each of three successive weeks prior to the 15th day of June 1903, in The Democratic Advocate a newspaper published in Carroll County, Md.

Vandeford Bros. Editors and Publishers

— Order of Court —

George H. Carr assignee vs David R. Buzzard & Sarah Buzzard | In the Circuit Court for Carroll County in Equity. No 4093. Equity.

Ordered by the Court this 19th day of September 1903, that the sales made and reported by the assignee aforesaid be and the same hereby finally Ratified and confirmed unless 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 assignee allowed the usual commissions and such proper Expenses as he shall produce vouchers for to the Auditor

Wm. H. Thomas,

— Auditor's Account —

George H. Carr Assignee vs David R. Blizzard & Sarah Blizzard | In the Circuit Court for Carroll County, sitting as a Court of Equity. — No 4039. Equity. — To the Honorable the Judges of the Circuit Court for Carroll County.

sitting as a Court of Equity,
The Auditor respectfully reports that in pursuance of the order of your Honorable Court passed in this cause he Examined the papers filed in this cause and therefrom stated the within account. He first made the statement of Mortgage Claims herewith filed, He then charged the Assignee of Mortgagee with all the money in his hands as appears by the report filed in this cause on the twenty second day of May, in the year Nineteen Hundred and then and there but allowed him his commissions and Expenses and all costs proper to be allowed. The balance then left he distributed to the parties Entitled thereto under their proceedings.
All of which is Respectfully submitted,
January 4, 1907.

John M. Roberts Auditor

The Mortgaged Real Estate of David P. Blizzard and Sarah Blizzard in account with George H. Carr, Assignee.

— Debtor —

1903. May 14. By sale of Real Estate then made by the Assignee to George H. Carr, as appears by his report filed in this cause on the twenty second day of May, in the year Nineteen Hundred and then and there to the sum of:—

Amount of Sale.	$	1355 00
	$	1355 00

— Credit —

To the Assignee for his commissions	$	71 42
To the Assignee to pay the Democratic Advocate Company for printing as per Voucher No1 filed	$	13 00
To the Assignee to pay Edgar Mercer for Auctioneering sale as per Voucher No2 filed	$	5 00
To the Assignee to pay Louis P. Clark, Solicitor for professional rendered as provided by the first Mortgage filed in this cause the sum of:—	$	10 00
— Cost as taxed by Clerk. —		
To Louis P. Clark Solicitor appearance fee	$	10 00
To David P. Smelser Clerk (Pd)	$	18 30
To publication order Nisi on this account	$	1 50
To John M Roberts Auditor making Examination of papers and Stating this account and distribution	$	13 50
Amount of Expenses	$	142 72
Balance for distribution		1212 28
Amount of Sales,	$	1355 00

Balance for distribution brought forward $1212.28
and distributed as follows viz:
To George H. Carr Assignee of Mortgagee in full
payment of his first Mortgage Claim Debt
and Interest. as appear by the Statement
of Mortgage Claim herewith filed
the sum of = $484.00
To George H. Carr and Louis T. Clark Assignee
of Mortgagee in part payment of their
Second Mortgage Claim as appear
by the Statement of Mortgage Claim
herewith filed. which Balance at
the date of this account fails to
pay said second Mortgage Claim
to the Extent of $2272.45 the sum
of $728.28

Balance distributed $1212.28 $1212.28

Order Nisi on Audit

George H. Carr Assignee
vs
David R. Blizzard et
Sarah Blizzard

In the Circuit Court for Carroll
County sitting as a Court of Equity.
No 4039. Equity.

Ordered this 4th day of January A.D.
1907. that the accounts of the Auditor
filed in this cause be finally ratified and confirmed, unless cause to the contrary
thereof be shown on or before the 21st day of January
Inst. provided a copy of this order be inserted for
two successive weeks before the last named day
in some newspaper published in Carroll County.

David R. Bowser. Clerk

Printer Certificate

Westminster Md. Jany 15. 1907

We hereby certify that the annexed Nisi Order
Audit was published two successive weeks
prior to the 21st day of January. 1907. in
the Democratic Advocate a Weekly Newspaper
published in Carroll County Md.

Edward O. Diffendal Jun

Order of Court.

Ordered this nineteenth day of February A.D.
1907. by the circuit Court for Carroll County sitting
as a Court of Equity that the foregoing account of
the Auditor 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 preceding order Nisi And the Company

of Mortgagee is hereby authorized and directed to pay out the trust funds accordingly.

Wm H. Thomas.

Recorded & Exd
per David P. Smelser
Clerk.

Continued from folio 547.

Release.

Know all men by these presents, That I James D. Tracy administrator of Charlotte L. Bowser deceased, do hereby acknowledge to have received from Willis D. Tracy and Charles H. Tracy administrators of John W. Tracy the deceased trustee in Cause No 2243 Equity, in the Circuit Court for Carroll County the sum of four hundred and twenty five dollars and five cents, ($425.05) being amount distributed to me by the Auditor of the Auditors filed in said Cause, and ratified by the Court by its Order passed on the 24th day of January, A.D. 1907. And in consideration of the Payment aforesaid I do hereby release, acquit and discharge the said Willis D. Tracy and Charles H. Tracy Jr administrators of John W. Tracy the deceased Trustee as aforesaid their heirs, executors and administrators and from all claims and demands of the undersigned, his heirs-executors administrators or assigns for or on account of the said sum of Money, hereby declaring myself fully satisfied and paid as above specified. Given under my hand and seal this 16 day of July in the year nineteen hundred and seven

Signed sealed and delivered in the presence of
Edwin H. Shriver

James D. Tracy Seal
administrator of Charlotte L. Bowser deceased.

State of Maryland Carroll County, to wit:

I hereby certify that on this sixteenth day of July in the year nineteen hundred and seven, before me the subscriber a Notary Public of the State of Maryland in and for Carroll County aforesaid personally appeared James D. Tracy the person who signed the aforegoing Release or Instrument of writing, and acknowledged the same to be his act and deed.

Acknowledged before
Edwin H. Shriver Jr.

Recorded &c
per David P. Smelser Clerk.