biecuit Court No 2 Jamie 9. Ford 10 Otho J. Ford 1344 N Caeloun St Biel f Complaint mu Clerki Please file Norton & Amit Solicitor for Compet. No 21412 B SMITH & BEACHAM ATTORNEYS AND COUNSELLORS AT LAW 51-52 GUNTHER BUILDING BALTIMORE, MD. Id 18 March 1922

JANIE ⁻ I. FORD fometimes called Etta Ford)	:	IN THE	
VS.		CIRCUIT COURT No 2	
		FOR	
OTHO J.IFORD (sometimes called James Ford)	:	BALTIMORE CITY.	

BILL OF COMPLAINT.

To the Honorable the Judge of said Court.

The Bill of Complaint of Janie I Ford filed through Horton S. Smith her Attorney respectfully shows unto your Honor:

lst. That believing herself to be a widow the Complainant was married to the Defendant in Baltimore City by the pastor of the EnomhBaptist Church on or about the lst. day of August 1915 and resided with the Defendant to the City of Baltimore as man and wife until about the 15th. day of November 1920 when the Complainant left the Defendant after she had discovered that the Defendant was conspiting with one Laura Williams, and the Complainant has not lived with nor cohabited with the said Defendant since that time.

2nd. That previous to the marriage with Otho J. Ford the Defendant, the Complainant had been married to one William H. Garrett the marriage having taken place about November 1st. 1906. The said William H. Garrett deserted your Complainant during the month of April 1908, left the City of Baltimore and was unheard of by the Complainant until sometime in Larch or April of 1921 five years after her marriage to the Defendant Otho J. Ford.

3rd. That after the parties hereto were married they purchased the property No. 521 N. Gilmor Street as a home. The said property being subject to a ground rent of One hundred dollars was conveyed by Nathan Fradkin to Otho J. Ford and Janie I Ford his wife by a deed dated January 8th. 1920, and recorded among the Land Records of Baltimore City in Liber S.C.L. No. 3512 folio 10&c. and is described as follows:

8. 75

BEGINNING for the same on the east side of Gilmor Street one hundred and sixty-eight feet nine inches north from the corner formed by the intersection of the north side of Franklin Street with the east side of Gilmor street and at the centre of a partition wall there situate and running thence north binding on the east side of Gilmor Street seventeen feet to the centre of another partition wall there situate with a depth easterly if even width through the centre of said partition wall one hundred and ten feet to the west side ofnan alley ten feet wide with the use thereof in common,

a copy of which deed is herewith filed marked Complainants Exhibit No. L.

4th. That after your Complainant discovered the intimacy existing between the Defendant Otho-J. Ford and Laura Williams she remonstrated with the said Defendant who thereupon told the Complainant that she would have to leave the peoperty that he would no longer live with her, but intended to live with the said Laura Williams, your Complainant at this time believing herself to be the lawful wife of the said Jemes Ford, and as his wife, outraged by his unlawful and licentious conduct did Peave the house 521 N. Gilmor Street and went to reside elsewhere. Whereupon the Defendant did take the said Laura Williams to live with him at 521 N. Gilmor Street.

5th. That during the year 1920 the Defendant insisted and urged that the Complainant should obtain a divorce from the said William H. Garrett. As a result of the insistence and urging of this Defendant Otho J. Ford appropriate proceedings (which her present Counsel advised her were irregular and improper) were instituted for the purpose of obtaining a divorce on the part of the Complainant herein from the said William H. Garrett on the ground of abandonment and on the 4th. day of March 1921 the said Complainant under the name of Ada Garrett was divorced from the said William H. Garrett, by a decree of the Circuit Court No.2 for Baltimore City. The decree in this case was granted upon testimony taken by virtue of decree pro confesso passed after an order of publication had been published as was by law required. Your Complainant says that this proceeding was taken by her in good faith upon the Counsel, advice and insistence of her husband Otho J. Ford and was done with the intent to make her marriage ta the Defendant herein secure and beyond attack for your Complainant '. had not seen, communicated with nor heard from the said William H. Gerrett since he had deserted her in 1908, except that your Complainant had heard from the mother of William H. Garrett that the said William H. Garrett was dead.

6th. That after your Complainant had left the property No. 521 N. Gilmor Street, believing herself to be the wife of the said Defendant and outraged by his conduct as aforesaid she talked with the Defendant; told him that she intended to sue him for a divorce on the ground of adultry and that she demanded one-half of the value of the property 521 H. Gilmor Street. Whereupon the Defendant told your Complainant that William H. Garrett was alive and that he the Defendant had talked with him about two weeks before. At this interview the Defendant Otho J. Ford threatened your Complainant that if she insisted upon any share in the property No. 521 N. Gilmor Street he Otho J. Ford would cause the Complainant herein to be arrested and charged with bigamy. That these facts were made known by Janie I. Ford to her Attorney herein who communicated with the Counsel for Otho J. Ford that a division of the property would be insisted upon; and almost immediately thereafter the said Otho J. Ford did cause the arrest of Janie I. Ford or Etta Ford as she is sometimes called upon the charge of Bigamy, and went before the Grand Jury of Baltimore City on or

about the 25th. day of May 1921 to so secure her indictment which indictment charging your Complainant with bigamy was returned on June 9, 1921, your Complainant was required to furnish bail; was arraigned and tried before Judge Stanton and a Jury sitting in Part 3 of the Criminal Court for Baltimore City; and upon said trial was on the 25th. day of October 1921 promptly and properly by the jury aforesaid declared to be not guilty of the charge against her.

A certified copy of which indictment and copies of the Docket Entries of the case of State vs. Etta Ford (Charge Bigamy) are herewith filed marked Complainants Exhibit Nos. 2 and 3 respectively.

7th. That at the hearing before the Committing Magistrate William H, Garrett was produced by said Otho J. Ford, but in spite of the fact that the said William H. Garrett testified that he had left his wife the Complainant in April of 1908 and had neither seen nor heard from him, nor had he communicated with her to make known his whereabouts to her, and that the said Etta Ford had not seen him nor heard from him, from April Of 1908 to the day of said hearing. Magistrate Chapman held your Complainant for the action of the Grand Jury of Baltimore City.

8th. That notwithstanding that the Defendant herein was present at said hearing and heard the testimony of the said William H. Garrett nevertheless he persisted in carrying out his threat and did as aforesaid cause the trial of the said Janie I. Ford, or Etta Ford upon the indictment aforesaid, and at the trial before Judge Stanton the said William H. Garrett was called by the State as a witness for the State and in addition to corroborating the statements of Etta Ford showing that she was not guilty of the charge against her he testified further that he the said William H. Garrett had deserted the Complainant herein had left the City of Baltimore, and the State of Maryland in order that he would not be, and could not be, arrested and thereby compelled to contribute to her support; that he had secreted himself for the same reason, and had in everyway he knew how tried to prevent the Complainant from discovering where he was to be found, and further that he had caused one of his friends to write several letters home to his mother stating that he the said William H. Garrett was dead; that he wanted his mother to let this information get out so that it would reach the knowledge of your Complainant. And your Complainant says that Mrs. Garrett, mother of William H. Garrett did tell your Complainant that William H. Garrett was dead, and that this information was communicated to your Complainant before her marriage to Otho J. Ford.

9th. That your Complainant has always carried on a business during the time she lived with the said Otho J. Ford and from her earnings paid Five hundred eightypfour dollars of the One thousand dollars cash paid on said property at the time of its purchase the balance of the purchase price having been secured by a Building Association Mortgage on said propertv. That with her own money your Complainant paid for a piano and the furnishings of the said house expending more than That there was on deposit in Therman ---- Bank in the joint names of Otho J. Ford and Janie I. Ford his wife the sum of $300^{\circ \circ}$ which was the savings of your Complainant who gad earned nearly all of said money by her own efforts. The Defendant herein without the knowledge of yourComplainant withdrew all of said money and appropriated the same to his own use, and has appropriated, removed or sold the piano and the furniture purchased with her own money by your Complainant,

and converted the proceeds thereof to his own use.

10th. That your Complainant is informed that the property No. 521 N. GilmoroStreet has been rented out by the Defendant for about fifteen dollars per week, all of which rent he has **p**propriated to his own use, and has not paid to your Complainant any sum for her support since she left him under the circumstances above set out.

llth. That there is now your complainant is informed the sum of about Sixteen or seventeen hundred dollars due on the mortgage on said property due to the Pennsylvania Building and Loan Association.

12th. That there have been no children born as a result of said marriage.

To the end therefore:

lst. That this Court will by its decree divorce the Plaintiff a vinculo matrimonii from the Defendant.

2nd. That the Defendant be by the order of Court required to return to the Complainant the furniture and piano taken by him, or if he cannot return the same then to be by the Court required to pay to your Complainant the value thereof.

3rd. That the Defendant shall be by the order of this Court required to account and pay to your to your Complainant for the sum of $$300^{\circ}$ withdrawn by him from the

4th. That the Defendant shall be required to account and pay over the proceeds of the rent for the property No. 521 N. Gilmor Street received by him.

5th. That the pending the determination of this suit a Receiver shall be appointed to collect the rents from said property and to pay therefrom the amounts due to the said Pennsylvania, Buildind and Loan Association.

6th. That the Court will pass a decree for the sale

of the property No. 521 N. Gilmor Street and after the payment 10f) the legal costs of said sale and the mortgage debt thereon to divide the surplus between the parties hereto, according to their respective rights therein.

7th. That the Court will allow to your Complainant such sums by way of alimony pendente lite, and counsel fee, as to the Court may seem proper to be paid by the Defendent.

8th. And for such other and further relief as the case may require.

And as in duty Bound,

(mrs Janie Ida Jord

STATE OF MARYLAND, City of Baltimore, to wit:

I hereby certify, that on this MW day of December, in the year one thousand nine hundred and twentytwo two meres, nefore me the subscriber a Notary Public of the State of Maryland, in and for the City of Baltimore aforesaid, personally appeared Janie I. Ford, sometimes called Etta Ford and made oath in due form of law that the matters and facts above set forth are true to the best of her knowledge and belief.

Witness my hand and Notarial seal.

Clara M. Link Notary Public.

itor for Complainant.

) シ Ct. Ct. No. 2 148 192 V Docket No. 3/ ß Subpoena to Answer Bill of Complaint Pm No. 21412 B. $\boldsymbol{\omega}$ and - 57-Filed 20 Marsh, 1922 Horday & Something Ž

EQUITY SUBPOENA The State of Maryland To 11 matur Called Ford -1 ł, of Baltimore City, Greeting: WE COMMAND AND ENJOIN YOU, That all excuses set aside, you do within the time limited upul by law, beginning on the second Monday of. , next, cause an appearance to be settered for you, and your Answer to be filed to the Complaint of. Ila Sometime calle ÍNIE against you exhibited in the CIRCUIT COURT NO. 2 OF BALTIMORE CITY. HEREOF fail not, as you will answer the contrary at your peril: WITNESS, the Honorable MORRIS.A.-SOPER, Ghief Judge of the Supreme Bench of Baltimore 2 mad City, the. day of. ., 192 Z Issued the dav ear 192 Clerk. **MEMORANDUM**:

You are required to file your Answer or other defence in the Clerk's Office, Room No. 235, in the Court House, Baltimore City, within fifteen days after the return day. (General Equity Rule 11.)

Serve on the Sel 3148/1922 Otho & Ford of 1344 n Calhomst Ford Ford Sto 21 H 12 B 3 Cayny - Copied For 18 March 1922

Janie I Ford og Otho & Ford M

Sm the Currick Court 1/02 Balten and City

Upon the aforegoing Bill of Complaint and Exhibit, it is Ordered by the Circuit Court No.2 of Baltimore City this / day of Murch 192 that the Exparte application for & Recemp

herein stand for hearing on the 21 day of Mard 1922

And it is further Ordered that until said hearing the Defendants

hereby restrained as prayed in said Bill of Complaint. be and And it is further Ordered that a Copy of this Order be served on the defendant on whipm allandy March 20 41422

Charles Y. Ohm

forthwith

Bient bourd No 2

Janie 9. Ford

Othof Ford.

Complainants Elekit 10 1

Ma 21 412 13.

Joy 18 March 1922

Nathan Fradkin

Collect

Assignment

H S Smith

217 Court House

SUPERIOR COURT

of BALTIMORE CITY

Land Record Department

ROOM 310

STEPHEN C. LITTLE

COPY

FROM

Clerk

то Otho J Ford &c

Liber S. C. I. No. 3512 Fol. 17 63C Amount \$ 2.75 Exd.

Nathan Fradkin

This Deed made this eight day of January in the year one thousand nine hundred and twenty by Asst to Nathan Fradkin of Baltimore City City of Otho J Ford &c 3-\$1USS Cancelled Baltimore Witnesseth that in consideration of the sum of five dollars and other valuable considerations the. receipt whereof is hereby acknowledged the said Nathan Fradkin doth grant and convey Otho J Ford and Janie I Ford his wife as tenants by the entireties and unto the survivors of them their assigns and the personal represenatives and assigns of the survivor all that lot of ground situate in Baltimore City and described as follows Beginning for the same on the east side of Gilmor street one hundred and sixty eight feet nine inches north from the corner formed by the intersection of the north side of Franklin street with the east side of Gilmor street and at the centre of a partition wall there situate and running thence northbinding on the east side of Gilmor street seventeen feet to the centre of another partition wall there situate with a depth easterly of even width through the centre of said partition wall of one hundred and ten feet toothe west side of an alley ten feet wide with the use thereof in common Being the same lot of ground which by Deed dated September 18th 1919 and recorded among the Land Records of ^Baltimore City in Liber S C L No 3446 folio 171 &c was conveyed by George W Mc Allister and wife to the said grantor Together with the buildings thereupon and the rights alleys ways waters privileges appurtenanves and : .advantages thereto belonging or in anywise appertaining To Have and To Hold the said described lot of ground property and premises unto and to the use of the said Otho J Ford and Janie I Ford his wife as tenants by the entireties and unto the survivor of them their assigns and the personal represenatives and assigns of the survovor for all the residue of the term of years yet to come and unexpired therein with the benefit of renewal forever subject to the payment of the an nual rent of one hundred dollars payable half yearly on the first day of April and October in every year . And the said Grantor hereby covenants that he has not done or suffered to be done anytact matter or thing whatsoever to encumber the property hereby conveyed that he will warrant

specially the property hereby granted and that he will execute such further assurances of the same as may be requisite Witness the hand and seal of said grantor

Test

Nathan Fradkin (Seal)

Herman T W Heimiller

State of Maryland City of Baltimore to wit I Hereby Certify that on this eight day of January in the year one thousand nine hundred and twenty before me the subscriber a Notary Public of the State of Maryland in and for the City Of Baltimore aforesaid personally appeared Nathan Fradkin the Grantor in the aforesaid Deed and acknowledged the aforegoing deed to be his act Witness my hand and Notarial Seal

(Herman T W Heimiller) Herman T W Heimiller
(Notary Public)
(Baltimore Md) Notary Public

Recd for record Jan 10th 1920 at 1056 o'clk A M same day recorded & exd per Stephen C Little Clerk

I hereby certify that the foregoing is a true copy taken from Liber S C L No 3512 folio 17 &c one of the Land Records of Baltimore City.

> In Testimony whereof I hereto set my hand and affixothelseal of the Superior Court of Baltimore City on this theory hay of

December A D 1921.

Stephen Chitta

Clerk of the Superior Court of Baltimore

City.

Cereent bour no 2 Janie 9 Ford Othe J. Ford STATE OF MARYLAND VS Complaine and Thike to 2 Charge:` REQUISITION Sh 21412 B upon the of the of Id 18 March 1922

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State of Maryland,

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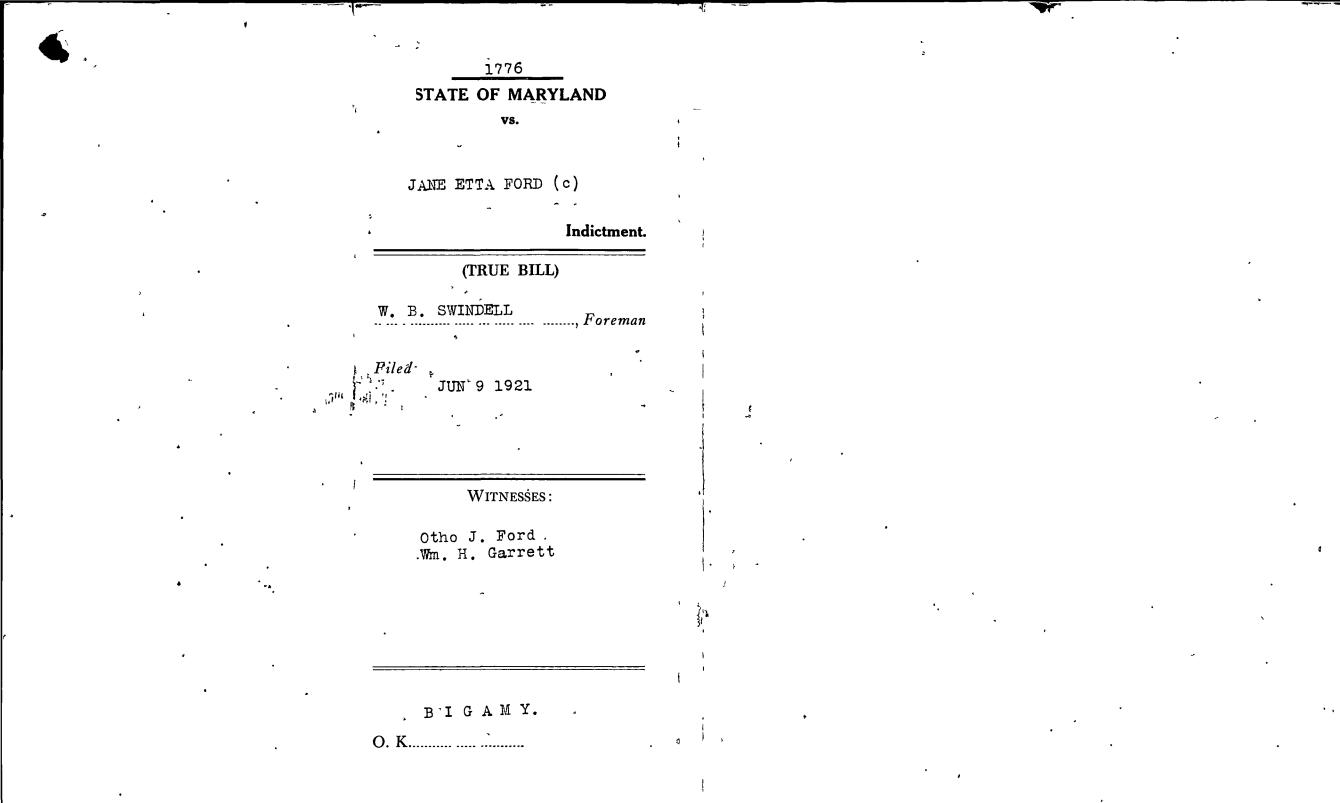
	City of Baltimore, to wit:
	I HEREBY CERTIFY, that the aforegoing is a true copy of the indictment in the case of State of
Maryland vs	JANE, ETTA FORD (c)
No1776	1921 , Docket of XX , Charge ·BIGAMY
w hat the said indu	ctment is endorsed "(True Bill) W. B. SWINDELL Foreman,"
	owing are the docket entries in the said case, truly taken and copied from the record of proceedings of the
CRIMINAL COURT	of Baltimore
MAY 25	1921 Presentment filed E D, CAPIAS issued sheriff's return, "NON EST"
JUN 9	JODI Second capias issued.
· / · ·	16 JUN Recognizance taken \$2000
	IN TESTIMONY WHERFOF, I hereunto subscribe my official Signature
,	and affix the seal of the said CRIMINAL COURT OF BALTIMORE
}	thus 19thday of Decembers. A D x2tx 1921.
	Alurad Sorr
	CIERK OF THE CRIMINAL COURT OF BALTIMORE
ł	CIERR OF THE CRIMINAL COURT OF BALLIMORE
State of M	laryland,
1	City of Baltimore, to wit:
t	I,Judge of the Supreme
Bench of Baltim	nore City, assigned to and presiding in the CRIMINAI COURT OF BAITIMORE, do hereby certify that
the aforegoing a	attestation of EDWARD GROSS Fsquire,
	RIMINAL COURT OF BALTIMORE is in due form and by the proper officer
	In testimony whereof, I hereunto subscribe my signature, this Nineteenth day of
Dec	cember pr. 1921.
	There Duff
State of I	Maryland,
	City of Baltimore, to wit :
I,	EDWARD GROSS
•	fy that the HonorableHENRY_DUFFYwho
	nd signed the above attestation, was, at the time of so doing, Presiding Judge of the Criminal Court
	n the Eighth Judicial Circuit of the State of Maryland, duly commissioned and qualified, and that to
	by him in that capacity, full faith and credit are due and ought to be given, and that his signature
thereto 15 genui	ine In TESTIMONY WHEREOF, I hereunto subscribe my name and
******	affix the seal of the Criminal Court of Baltimore, on
*	44
	thisNineteenthday of
1	December December December
	in the second se
	(UMWARD SPOR

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1. A. A.

CLERK OF THE CRIMINAL COURT OF BALTIMORE. -

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State of Maryland,

City of Baltimore, to wit:

The Jurors of the State of Maryla	nd, for the body of the	City of Baltin	more, do on their
oath present that	JANE ETTA FORD	•	•
late of said City, on the first	day of	August	, in the year of
our Lord nineteen hundred andfift	;een.	· ·. , at	the City aforesaid
		•	_

being then married to and then the wife of a certain man named and the William H. Garrett, feloniously did then and there marry and take to husband a certain other man named Otho J. Ford, her said first husband, the said William H. Gerrett, being then alive and then still her husband;

contrary to the form of the Act of Assembly in such case made and provided, and against the peace, government and dignity of the State.

Black

The State's Attorney for the City of Baltimore.

Bient Bourt no 2 1922 Juie I Ford Orlo J. Ford Complainants Effeker to 3 7/021412 3 If 18 March 1922

STATE OF MARYLAND, .

Short Copy of Docket Entries

1344 aucharen St -

	of Maryland vs. Etta Ford	Criminal	In the Court of	Baltimore
	No. 1776 Charge, Big ame Commitment filed,		· *	May Term, 1921 Prosenting. witness Othor Ford
9 May. 25 " 10 June			epin non Est_10_1	ne - Second Capias isned Returned_lospi On T. Bail-
90 " 25 Oct " " ! "	Indictment filed, Arraigned and pleads, Submits under plea, V Verarct:	not builty	sere before Jury	Swone - Stanton . J.
<i>"" (</i> "	Judgment: Z, Z	<i>S.L</i>	۰	
State	E OF MARYLAND, Baltimore City	, to wit:	•	
		of proceedings of the . In Testin	Criminal Court of Baltin	et my hand and affix the seal of

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4 1

day of December A. D., 1921

Clerk Criminal Court of Baltimore.

IN THE CIRCUIT COURT NO2 200 OF BALTIMORE CITY. ¥ . JANIE FORD VS. OTHO J. FORD DEMURRER TO BILL OF COMPLAINT. MR.CLERK: * Please file. 100 (11 04 1 0 1 1) 7: FOR DEFENDANT. ATTORN DAVIS & BISHOP ATTORNEYS AT LAW BANNEKER BUILDING 14 E. PLEASANT STREET BALTIMORE, MD.~ 10 april 19 MERGIAL PRINTING & STATIONERY CO.

	JANIE FORD		:	IN	THE CI	RCUIT	COURT
omet	imes called	1					· · ·
	ETTA FORD		,,		NO	. 2	•
	VS.		•			Œ	
Ò	THO J. FORI	D		•			

Sometimes called JAMES FORD

BALTIMORE CITY

The Defendant demurs to the Plaintiff's bill and for cause of demurrer shows;

I. That the Plaintiff has not stated in his bill such a case as entitled him to any relief in equity against this defendant.

SOLICITOR FOR DEFENDANT.

lu

STATE OF MARYLAND, BALTIMORE CITY to wit:-

I HEREBY CERTIFY that on this $/O^{-}$ day of April 1922, before me, the subscriber, a Notary Public of the State of Maryland, in and for Baltimore City, aforesaid, personally appeared O(D) from VO(the defendant in the above case and made oath in due form of law that the demurrer filed by him therein is not intended for delay. WITNESS my hand and Notarial Seal.

OTARY PUBLIC.

Cortan & Smeet - Cir. Ct. No. 2 i 48 1923 1922 Docket No. 31 B. Janie J. Frod Otto & Ford MOTION FOR HEARING No. 21 H12 B. Filed, It apoint 192 & Steerand Danis

IN THE Circuit Court No. 2 OF BALTIMORE CITY V 4F The Solicitor, applies to have the above entitled cause placed in the H Trial Calender for hearing on. 83 G A0 In conformity with the First Equity Rule. Nout ک Solicitor for

7/0135 Cir. Ct. No. 2 Serve on Somut Horton S. Smith printa 12 1H 8 192 2 Docket No. 3/ 923 Ford vs Ford. NOTICE AS TO HEARING RICE No. 21412B Goyng-bopeed Filed 24 april 020 , 192.3 . جوجہ

Janue I Ford og Vs Otho J. Ford og

CIRCUIT COURT, No. 2

IN THE

OF

BALTIMORE CITY.

Upon application made by the Solicitor for the the above entitled cause has been placed upon the Trial Calendar in accordance with the provisions of the First Equity Rule, and the same will stand for hearing on Semurity

when reached in due course on the said calendar.

JOHN PLEASANTS,

Clerk Circuit Court No. 2.

147 1922 B No. 31 Docket IN THE CIRCUIT COURT NO. 2 OF BALTIMORE CITY. THE KOSCIUSZKO PERMANENT LOAN AND SAVINGS ASSOCIATION VS WALENTY NOWAK, et al. AUDITOR'S REPORT AND MORTGAGE Order Nisi Yo-May 1922 Final Order 22 July 1935 F Jeme 1922 F Jeme 1922 1922

THE KOSCIUSZKO PERMANENT	:
LOAN AND SAVINGS ASSOCIATION	IN THE
	CIRCUIT COURT FO. 2
VS	OF
WALENTY NOWAK, et al	BALTINGE CITY.

To The Honorable, Charles F. Stein, Judge, etc.,

÷.

The Auditor reports to the Court that he has examined the proceedings in the above entitled **fause** and from them has stated the within Mortgage Account.

The Auditor certifies to his employment of two days.

Respectfully submitted, S Johnson Poe

Auditor.

MORTGAGED ESTATE OF WALENTY NOWAK AND WIFE,

IN ACCOUNT VITH

÷

GEORGE W. SIWINSKI, ESQ., TRUSTEE.

CR.

Ъу	Amount of sale of $\frac{4}{7}$ 2203 Essex Street as per Trust Report of Sale filed April 13, 1922;	ees.	\$ 1,500.00
	<u>DR.</u>		
То	The Trustee for his commissions on amount of sale per supra		105.00
οT	The frustee for his costs of suit:		
	Solicitor Clerk Order Nisi Auditor & Hotices	10.00 18.75 6.00 9.50	44 . 25
То	The Trustee for his disbursements as per his vouch viz E. T. Newell & Co. Auctioneers Advertising sale in Dail Record State & City Taxes 1921 State & City Taxes & Water Rent 1922 to sale Lien Sheet Affidavits & Notary V.S. Revenue stamp on deed Ground Rent 18 mos. 12 days to sale	ners: 35.00 55.44 39.50 14.25 1.00 1.50 .75 40.10	187.54
То			1,163.21
To.	This amount still due and unpaid Lortgagee per this account	94.87	\$ 1,500.00

IN THE CIRCUIT COURT NO. 2 OF BALTIMORE CITY.

ORDERED BY THE COURT, this 20 day of May, 1922, that the aforegoing Report and Account Mortgage be ratified and confirmed as stated and reported by the Auditor, unless cause to the contrary be shown within ten days of this date.

IN THE CIRCUIT COURT NO 2 OF BALTIMORE CITY.

ORDERED BY THE COURT, this 223 day of May, 1982 that the aforegoing Report and Account Mortgage of the Auditor be and the same is hereby finally ratified and confirmed, no cause to the contrary having been shown, and that the Trustee apply the proceeds accordingly, with a due proportion of interest, as the same has been or may be received.

. Frander flag JUD'SE.