

149 Ct. Ct. No. 2

Docket No.

696
1927

Joseph Roseh

etal

vs.

J. Steward Davis

etal

PETITION FOR FORECLOSURE

No.

191

6

JOHN PLEASANTS, Clerk,

File this Petition and Exhibit No. 1

Thos. Leo Williams

Att'y for Plaintiff.

Filed

18 April

1927

Recorded in Liber P # 200 - Folio 213

Joseph Rosch

and Anne Rosch

vs.

J. Steward Davis +

Blanch E. Davis

IN THE

Circuit Court No. 2

OF

BALTIMORE CITY

To the Honorable, the Judge of said Court:

The petition of the plaintiff § respectfully represent

That on the 20th day of November A. D. 1920 the defendant § executed and delivered

to Carrie Bletzer

a mortgage upon certain leasehold property in the City of Baltimore, therein described, to secure

the payment of the mortgage debt of \$ 2700.00 and interest as therein mentioned, wherein

said mortgagor § assented to the passage of a decree for the sale of said mortgaged property, to take

place at any time after any default in any covenant or condition of said mortgage; all which will appear

from said mortgage, marked "Petitioner's Exhibit No. 1," and filed herewith as part of this petition.

And the said mortgage has become vested in the plaintiffs by reason of certain mesne assignments, as will more fully appear in said Exhibit No. 1.

And your petitioner § pray that a decree may be passed for the sale of said property in accordance with the terms of said mortgage.

And as in duty, &c.

Thos. Has Williams

Attorney for Plaintiff.

In the 696/1927
Circuit Court #2
of
Baltimore City

Joseph Rosch
+
Annie Rosch

vs

J. Steward Davis
+
Blanch E Davis

Plaintiffs Exhibit A ^{no. 1}

Mr. Clerk

Please file etc

Thos Chas. Williams
Sol. for Pts.

7/0 191.6
2

Ed 18th April 1927

M. W. W.

DATE ✓

DES ✓

Carroll Blezer

EXP. CL. ✓

PRO. CL. ✓

CORP. CL. ✓

Trustee

EX. ✓

TEST ✓

W

CERT. ✓

AGENCY ✓

NOTES ✓

Joseph Roche
R

454

R

1892

RECEIVED FOR RECORD

AUG 8 1926 AT 12 O'CLOCK

M. SAME DAY RECORDED IN LIB.

B. C. L. No. 3674 FOUND 189

ONE OF THE Land

BALTIMORE CITY AND

Stephen Little
R

Ent. Bill

Ent. Indx

Ver. Bill

Ver. Indx

Ver. Lib

CR

122
R & Z

75

MDW 121

MORTGAGE

25

FROM

J. Steward Davis, et al.

TO

Carrie Bletzer

BLOCK NO. *454*

Received for Record..... 19

at *2:45* o'clock *P* M. Same day recorded

in Liber *862* No. *3674* Folio *187*

&c., one of the Land Records of Balti-
more *city* and examined per

Stephen b Little Clerk.

Cost of Record, \$.....

The Daily Record Co. Print, Baltimore, Md.

16

246

375

State of Maryland, City of Baltimore, ss:

I Hereby Certify, that on this 20th day of **November** 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 aforesaid, personally appeared **J. Steward Davis and Blanche ~~E.~~ Davis his wife**

the Mortgages named in the foregoing Mortgage and **they** acknowledged the foregoing Mortgage to be **their** act. At the same time also appeared **Thos. Chas. Williams, Agent of the mortgagee**

and made oath in due form of law, that the consideration set forth in said Mortgage is true and bona fide as therein set forth, ^{and he further made oath} that he is the agent of the mortgagee and duly authorized to make this oath.

As witness my hand and notarial seal.



Helen J. Stern
Notary Public.

This Mortgage, Made this *20th* day of November

in the year one thousand nine hundred and *twenty* by and between

J. Steward Davis and Blanche^{E.} Davis his wife

of the City of Baltimore, in the State of Maryland, of the first part, and

Carrie Bletzer, *Party of the Second part.*

Whereas: the said parties of the first part are indebted unto the said ~~of the second part~~ party of the second part in the sum of Twenty-seven Hundred Dollars, this day loaned, part purchase price of the hereinafter described property, and in order to secure the repayment of the said sum, with interest, the said parties of the first part have passed unto the said party of the second part, their promissory notes as follows:

One principal note of even date herewith for \$ 2700.00, payable three years after date;

Six interest notes of even date herewith for \$ 81.00 each, payable six twelve, eighteen, twenty-four, thirty and thirty-six months after date, respectively;

And whereas it was a condition precedent to the granting of this loan that these presents should be executed;

Now This Mortgage Witnesseth, that in consideration of the premises and of the sum of One Dollar, the said J. Steward Davis and Blanche^{E.} Davis his wife

do grant and assign unto

Carrie Bletzer

her executors, administrators and assigns,

all that lot or parcel of ground situate and lying in the City of Baltimore aforesaid and described as follows, to wit:—Beginning for the same on the northeast side of Myrtle Avenue- 187 feet 2½ inches Southeast from Hoffman Street, northeast 102 feet 6½ inches to the southwest side of a 2 foot 6 inch alley with the use of alley leading into Shields Alley with which it connects, thence southeast parallel to Myrtle Avenue 17 feet thence southwest 102 feet 6½ inches to Myrtle Avenue thence northwest 16 feet 8 inches to the place of beginning.

Being the same piece or parcel of ground which by deed ~~XXXX~~ of ~~the~~ even date herewith and recorded among the Land Records of Baltimore City prior hereto was conveyed by Occident Perpetual Bldg. & Loan Assn^{et al.} to J. Steward Davis and Blanche Davis his wife.

Baltimore August 6 1926

For value received I hereby assign
the within mortgage to Joseph Rosch and Annie
Rosch his wife as tenants by the entireties.
as witness my hand and seal.

Test

Thos. Ros. Williams

Carrie Bletzer 

Together with the buildings and improvements thereupon, and the rights, alleys, ways, water, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

To have and to hold the said lot or parcel of ground, with the improvements and appurtenances aforesaid unto the said ~~XXXXXXXX~~ Carrie Bletzer

her executors, administrators and assigns for all the residue of the term of years yet to come and unexpired therein, with the benefit of renewal thereof from time to time forever, subject to the payment of the annual rent \$ 80.00

Provided, that if the said **J. Steward Davis and Blanche^{E.} Davis his wife**

their executors, administrators, or assigns, shall well and truly pay or cause to be paid the aforesaid principal sum of **Twenty-seven Hundred (\$2700.00)**

dollars and all the installments of interest thereon when and as each of them shall respectively be due and payable as aforesaid and shall perform each and all of the covenants herein on **their** part to be performed, then this Mortgage shall be void.

And the said **J. Steward Davis and Blanche^{E.} Davis his wife.**

do hereby declare **their** assent to the passing of a decree by the **Circuit Court of Baltimore City** or the **Circuit Court No. Two of Baltimore City**, for a sale of the property hereby mortgaged, in accordance with Chapter 123, Sections 720 to 732, inclusive, of the Laws of Maryland, passed at the January session in the year 1898, or any supplements or additions thereto. And in case of any default being made in the payment of the aforesaid mortgage debt, principal or interest, in whole or in part at the time or times limited and mentioned for the payment of the same as aforesaid, or in case any default being made in any covenant or conditions of this Mortgage, then the whole Mortgage debt hereby intended to be secured shall be deemed due and payable, and sale of said mortgaged property may be made by the trustee or trustees named in such decree as may be passed, as aforesaid, for the sale of said property; or upon any such default, as aforesaid, a sale may be made by the said part **y** of the second part **her** executors, administrators or assigns, or by

Thos. Chas. Williams,

her or their duly constituted Attorney or Agent, under Article LXVI, Sections 6 to 10 inclusive, of the Maryland Code, (1904) Public General Laws, or under any other General or Local Law of the State of Maryland, relating to Mortgages. And upon any sale of said property, under the powers hereby granted, the proceeds shall be applied as follows, to wit: First, to the payment of all expenses incident to said sale including a commission to the party making sale of said property equal to the commission usually allowed trustees for making sale of similar property by virtue of a decree of a Court having equity jurisdiction in the State of Maryland, and a reasonable attorney's fee to the attorney instituting or conducting the foreclosure proceedings; second, to the extinguishment of all claims of the part **y** of the second part,

her executors, administrators or assigns hereunder, whether the same shall have then matured or not; and, third, the balance, if any, to the said part **ies** of the first part **their** executors, administrators or assigns.

And it is agreed, that, until default be made in the premises, the said part **ies** of the first part **their** executors, administrators or assigns, shall possess the aforesaid property upon paying, in the meantime, the ground rent aforesaid, and all taxes, assessments, public dues and charges levied or assessed, or to be levied or assessed, on said hereby mortgaged property, and on the mortgage debt and interest, hereby secured; which taxes, ground rent, mortgaged debt and interest, public dues, charges and assessments, the said part **ies** of the first part covenant to pay when legally payable.

And the said part **ies** of the first part further covenant to insure, and pending the existence of this Mortgage to keep insured, the improvements on the hereby mortgaged property to the amount of at least - - - - - **Twenty-seven Hundred (\$2700.00)** - - - - - dollars, and to cause the policy to be effected thereon to be so framed or endorsed as in case of fire, to inure to the benefit of the said part **y** of the second part to the extent of **her** lien or claim thereunder.

Witness **our** hands and seal **s**

TEST:

Helen D. Stern } *Blanche E. Davis*
[SEAL]
[SEAL]
[SEAL]

Ct. Ct. No. 2

96
1927

36

No.

6

Docket

Joseph Rosch
etal

vs.

J. Steward Davis
etal

Decree for Sale of Mortgage Premises.

No.

191
3

B

Filed 18 day of April 1927

Decree in the Circuit Court No. 2 of Baltimore City.

Joseph Rosch and
Annie Rosch

vs.

J. Steward Davis
and Blanch E. Davis

IN THE

Circuit Court No. 2

OF

BALTIMORE CITY.

March
January Term, 1927

The Petition and exhibit in the above cause having been submitted, the proceedings therein were by the Court read and considered:

IT IS THEREUPON, this ^{18th} day of April in the year nineteen hundred and ~~27~~ ^{twenty seven} by the Circuit Court No. 2 of Baltimore City, ADJUDGED,

ORDERED and DECREED, that the Mortgaged property in the proceedings mentioned to be sold, at or after any one of the periods limited in the mortgage filed for the forfeiture of said mortgage; that Thos.

Chas. Williams 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 corporate surety or sureties to be approved by this Court, or by the Clerk thereof, in the penalty of twenty 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 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 such daily newspaper or newspapers published in the City of Baltimore, as he shall think proper, of the time, place, manner and terms of sale, which shall be one-third cash, the balance in six and twelve months, or all cash as the purchaser may elect, the credit payment to bear interest from the day of sale, and to be secured by the note or notes of the purchaser or purchasers, endorsed to the satisfaction of the said 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 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 executors administrators and assigns the property and estate to him, her or them

sold, free, clear and discharged from all claims of the parties hereto, Petitioner S and Mortgagor S, and those claiming by, from or under them, or either of them. And the said Trustee shall bring into this Court the money arising from said sale, to be distributed under the direction of this Court, after deducting the costs of this suit, and such commissions to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust; provided, that before the sale hereinbefore decreed shall be made, a statement of the mortgage claim, duly verified by affidavit, as required by law, be filed in said cause.

Robert F. Stanton

WOLF

BOND

J.P. #13 - Folio 70

Circuit Court No. 2

96 36 6
1927 No. Docket

JOSEPH ROSCH, et al.

vs.

J. STEWARD DAVIS and BLANCHE E.
DAVIS, his wife.

Statement of Mortgage Claim

Mr. Clerk

Please file

Thos Chas Williams
Sol for Pts

No.

191
5

B.

Filed

14th July

1927

JOSEPH ROSCH, et al.

IN THE

Circuit Court No. 2

vs.

OF

J. Steward Davis and Blanche E. Davis, his wife.

BALTIMORE CITY

STATEMENT OF MORTGAGE DEBT.

Statement of the Mortgage Claim of Joseph Rosch, and Annie Rosch, his wife, X
 under the mortgage from J. Steward Davis and Blanche E. Davis, his wife,
 to Carrie Bletzer (and assigned to Joseph Rosch and Annie Rosch, his wife)
 dated the 20th day of November, 1920, and recorded among the Land Records
 of Baltimore City in Liber S.C.L. No 3674 Folio 189

Principal		\$2400.00
Interest on Straight Loan	81.67	
Interest on Installment Loan	25.14	
Fines on Installment Loan	4.40	
Mailed notice	<u>.50</u>	<u>111.71</u>
		2511.71
Cr.		
Expense account on hand		<u>14.04</u>
		2497.67

Joseph Rosch
Annie Rosch
 By *Thos. Chas. Williams* agent.

STATE OF MARYLAND, CITY OF BALTIMORE, Ct.

I HEREBY CERTIFY, that on this 13th day of June, in the
 year nineteen hundred and twenty-seven, before me, the subscriber, a Notary Public,
----- of the State of Maryland, in and for said City of
 Baltimore, personally appeared Thos. Chas. Williams, agent of Joseph Rosch, and
Annie Rosch, his wife, ~~Mortgagee~~

the plaintiff in the above entitled cause, and made oath that the foregoing is a just and true statement of the amount of the mortgage claim under the mortgage filed in the said cause now remaining due and unpaid.

And he further made oath that he is the agent of the said Joseph Rosch and Annie Rosch, his wife, and has the authority to make this oath.

As witness my hand and notarial seal.

Morris Buchman
 Notary Public

96
19 27

36
No.

16
Docket

JOSEPH ROSCH, et al.

vs.

J. STEWARD DAVIS, et al.

REPORT OF SALE

Mr. JOHN PLEASANTS, Clerk,
Please file

Thos. Chas. Williams
Self for P.H.

No. 191.6
6

Filed 16 June 1927

JOSEPH ROSCH, et al.

vs.

J. STEWARD DAVIS, et al.

IN THE

Circuit Court No. 2

OF BALTIMORE CITY

To The Honorable Judge of the Circuit Court No. 2 of Baltimore City:

The Report of Sale of Thos. Chas. Williams, Trustee appointed by the decree in the above entitled cause, to make sale of

the leasehold property known as 1047 Myrtle Avenue,

in the proceedings in said cause mentioned, respectfully shows, that after giving bond with security for the faithful discharge of his trust as prescribed by said decree, which was duly approved, and having given notice of the time, place, manner and terms of sale, by advertisements inserted in

The Daily Record

a..... daily newspaper published in Baltimore City for more than three successive weeks preceding the day of sale, said Trustee did pursuant to said notice on the 15th..... day of June,..... 1927, at 3..... o'clock P.M., attend on the premises and then and there sold to

H. A. Needle for Twenty-eight Hundred and Ten Dollars (\$2810.00) cash,

the following described property:

subjecto to an annual ground rent of Eighty Dollars (\$80.00)

TRUSTEE'S SALE NO. 1047 MYRTLE AVENUE By virtue of a decree of the Circuit Court No. 2 of Baltimore City, the undersigned, Trustee, will sell by public auction, on the premises, on WEDNESDAY, JUNE 15, 1927, AT 3 O'CLOCK P. M., ALL THAT LOT OF GROUND situate in Baltimore City and described as follows: Beginning on the northeast side of Myrtle avenue 187 feet 2 1/4 inches southeasterly from Hoffman street running thence northeasterly 132 feet 6 1/2 inches to the southwest side of a 2-foot 6-inch alley with the use of alley leading into Shields alley with which it connects thence southeast parallel to Myrtle avenue 17 feet thence southwest 102 feet 6 1/2 inches to Myrtle avenue thence northwest 16 feet 8 inches to beginning. Terms: One-third cash, balance in six and 12 months, with interest; credit payments to be secured to the satisfaction of the Trustee, or all cash at the purchaser's option. Expenses, including paying tax, if any, to be adjusted to day of sale. A deposit of \$300 will be required; balance of the purchase money to bear interest from day of sale to day of settlement. THOS. CHAS. WILLIAMS, Trustee. A. J. BILLIG & CO., Auctioneers.

Thos. Chas. Williams Trustee

State of Maryland, City of Baltimore, Sct:

I Hereby Certify, That on this 15th day of June, 1927, before me, the subscriber, a Notary Public, Justice of the Peace of the State of Maryland, in and for the City of Baltimore aforesaid, personally appeared Thos. Chas. Williams, Trustee, and made Oath that the facts stated in the foregoing Report of Sale are true, as therein set forth, and that the sale thereby reported was fairly made.

As witness my hand and notarial seal.

George L. Fomoff

Ct. Ct. No. 2.

⁹⁶
1927

Ⓛ Docket 36 No.

Rosch et al

vs.

Lavis et al

Order Nisi. 16th June 1927

Final Order. 19 July 1927

No. 191. Ⓛ
7-9

Filed 16th June 1927

Filed 19 July 1927

19th July 1927

Sale 10
Clear 187 ✓

n w ✓

Gleason

Joseph Rosch et al

vs.

J Steward Davis et al

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY.

16th June 1927

ORDERED, that the sale of the property mentioned in these proceedings,
made to *H G Needles*
and reported by *Wm C W Williams*

Trustee, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the
18th day of *July* 1927; provided a copy of this order be
inserted in some daily newspaper, printed in Baltimore City, once in each of three successive weeks
before the *11th* day of *July* 1927

The report states the amount of sale to be \$ *2810.00*

John Pleasant
Clerk.

Joseph Rosch et al

vs.

J Steward Davis et al

IN THE
Circuit Court No. 2
OF
BALTIMORE CITY.

July Term, 1927

ORDERED by the Circuit Court No. 2 of Baltimore City, this *19th*
day of *July* 1927, That the sale made and reported by the
Trustee aforesaid be and the same is hereby finally ratified and confirmed, no cause to the contrary
having been shown, although due notice appears to have been given as required by the order nisi
passed in said cause; and the Trustee is allowed the usual commissions and such proper expenses as
he shall produce vouchers for to the Auditor.

James P. Lorter

96
1927

Docket No. 36 C

Rosch et al

vs.

Davis et al

No 191 C

Certificate of Publication

587

THE DAILY RECORD

Filed 19 day of July 1927

THE DAILY RECORD

THE DAILY RECORD

Baltimore, *July 9th*, 192*7*

We hereby certify that the annexed advertise-

ment of Order *Wisi* Circuit Court

No. 2 of Baltimore City, Case of

Joseph Rosen et al

vs. *J. Steward Davis et al*

was published in THE DAILY RECORD, a daily newspaper published in the City of Baltimore, once in each of

Three successive weeks before the

11th day of *July*, 192*7*

First insertion *June 17th*, 192*7*

THE DAILY RECORD

Per *[Signature]*

Thos. Charles Williams, Solicitor,
8 East Lexington Street.

IN THE CIRCUIT COURT NO. 2 OF BALTIMORE CITY—May Term, 1927—(C-96-1927)—Joseph Rosen et al, vs. J. Steward Davis et al.

Ordered that the sale of the property mentioned in these proceedings, made and reported by THOS. CHARLES WILLIAMS, trustee, be ratified and confirmed, unless cause to the contrary thereof be shown on or before the 18th day of July, 1927; provided a copy of this order be inserted in some daily newspaper printed in Baltimore City once in each of three successive weeks before the 11th day of July, 1927.

The report states the amount of sale to be \$2,810.

JOHN PLEASANTS,
Clerk.
1213 St. Paul Place.
Plaza 7576

Handwritten notes:
 7/9/27
 7/11/27
 7/17/27
 Docket No. 352
 1853

96
64
1927 ©

No.

Docket

CIRCUIT COURT

No. 2

Joseph Rosch, et al

vs.

J. Steward Davis, et al

X
R
J. Steward Davis

AUDITOR'S REPORT AND ACCOUNT.

Order nisi 1st August 1927

Final Order 19

No. 191 ©
10-11-12

Filed, 1st August 1927

12th Aug

In the Circuit Court 2 of Baltimore City.

ORDERED BY THE COURT, This 1st day of August 1927,
that the foregoing Report and Account be ratified and confirmed as stated and reported by the Auditor unless cause to the contrary be shown within ten days of this date.

John Pleasants
Clerk

In the Circuit Court 2 of Baltimore City.

ORDERED BY THE COURT, This 12th day of August 1927,
that the foregoing Report and Account 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.

Joseph N. Bluman

In the Case of

JOSEPH ROSCH, et al
vs.
J. STEWARD DAVIS, et al

IN THE
Circuit Court
No. 2
OF
BALTIMORE CITY

To the Honorable Robert F. Stanton Judge, &c.

The Auditor reports to the court that he has examined the proceedings in the above entitled cause, and from them has stated the within account.

Mortgage Foreclosure Proceeding,
Auditor's time, two days,

Respectfully submitted,

Edw. A. [Signature]
Auditor.

Dr.	Mortgaged Estate of J. Steward Davis, et al,	In Account
-----	--	------------

To the Trustee for his commissions on \$2810.00 sale, contra,	\$ 158.35	
A n d on \$ 17.73 collections, @ 5%,	.88	
	<u> </u>	\$ 159.23

To the Trustee for the Court costs
of this Proceeding :

-viz-

Solr.	\$ 10.00	
Clerk,	18.75	
Order Nisi,	6.00	
Auditor for this Account,	19.00	
Auditor for Notices,	.38	
	<u> </u>	44.13

To Thomas Charles Williams, Esq., for his services in conducting this proceeding, per the terms of the mortgage,		25.00
---	--	-------

To the Trustee for the following ex-
penses as per vouchers and memoranda
exhibited to the Auditor :

-viz-

A. J. Billig & Co., Auctioneer,	\$ 61.20	
Daily Record, Advertising,	16.80	
New Amsterdam Casualty Co., Bond,	10.00	
M. K. Burch & Co., Insurance,	13.50	
1925 Water rent,	1.37	
1926 Water rent,	10.30	

With

Thomas Charles Williams, Esq., Trustee,

Cr.

By amount of sale of leasehold
property No. 1047 Myrtle Avenue,
per Report of Sale filed 16th June
1927,

\$2810.00

By amount of the following col-
lections as reported :

-viz-

Interest,

17.73

Acknowledgment,

.30

Forward,

\$2828.03

To am'ts br't forward, \$ 113.17 \$ 228.36

1926 Taxes,	115.76	
1927 Taxes and Water rent to day of sale,	49.21	
Ground rent, due 5/1/27,	40.50	
Accrued ground rent, 1 mo. 15 days,	10.00	
Paving Lien,	44.90	
Affidavits,	.50	
	<u>374.04</u>	

To balance to Mortgagee, account of claim
filed herein, 2225.63

N o t e :

This amount due Mortgagee per claim filed,	\$2497.67
Interest,	20.00
	<u>\$2517.67</u>
This amount on account thereof,	2225.63
This balance due Mortgagee,	<u>\$ 292.04</u>

By am't br't forward,

\$2828.03

CIRCUIT COURT

TRUSTEE'S REPORT AND ACCOUNT

John Bond

John Bond

10-11-12

John Bond

In the Circuit Court of Baltimore City
day of *August* 19*12*
that the foregoing Report and Account
be called and confirmed as standard reported by the
Auditor unless cause to the contrary be shown within ten days of this date.

John Bond

In the Circuit Court of Baltimore City
day of *August* 19*12*
that the foregoing Report and Account
and confirmed, no cause to the contrary having been shown, and that the Trustee apply the proceeds
accordingly with a due protection of interest as the same has been or may be received.

John Bond

\$2828.03

Ct. Ct. No. 2

96
1912.7

36B

No.

Docket.

Jos Rosch et al

vs.

J. Steward Davis et al

Motion for Decree in Personam.

Order. 15th August 1927

No. 191 B.
13 - 15

Filed. 15th day of August 1927

Filed. 29th day of Sept 1927
29 Sept 1927

Jos. Rosch

etal

VS.

J. Stewart Davis

etal

IN THE

Circuit Court No. 2

OF

BALTIMORE CITY

TO THE HONORABLE, THE CIRCUIT COURT No. 2 OF BALTIMORE CITY:

The motion of Jos. Rosch and Annie Rosch, mortgagee in the above entitled cause, respectfully shows:

That there still remains due and unsatisfied to your petitioner upon his mortgage claim in the above entitled cause the sum of \$ 292 04 Dollars, as found and determined by the auditor's account herein, which said account has been by this Court finally ratified on the 12th day of August 1927, as will appear by reference had to the said account, which is hereby prayed to be taken as part hereof.

That under the provisions of Chapter 327 of the Acts of Assembly of 1898, approved April 7th, 1898, your petitioner is entitled to a decree in personam for the said sum of \$ 292 04 dollars against the said J. Stewart Davis and Blanch E. Davis

WHEREFORE your petitioner prays and moves for a decree in personam for the said sum of \$ 292 04 against the said J. Stewart Davis and Blanch E. Davis upon due notice being given by summons or otherwise as the Court may direct to the said J. Stewart Davis and Blanch E. Davis

And as in duty, &c.

Thos. Ross Williams
Attorney for Mortgagee.

The foregoing petition having been read and considered, it is thereupon ordered by the Circuit Court No. 2 of Baltimore City this 15th day of August 1927; that the Clerk of this Court be and he is hereby directed to issue the writ of subpoena directed to the said J. Stewart Davis and Blanch E. Davis commanding ~~him~~ ^{them} to be and appear in this Court on the second Monday of September 1927, to answer the foregoing motion and show cause, if any there be, within fifteen days from the return day of said writ, why a decree should not be entered as prayed.

Albert Stovner

J. Stewart Davis and Blanch E. Davis the mortgagor in the above entitled cause, having been duly summoned to appear in accordance with the order of this Court passed on the 15th day of August 1927, as appears from the return of the Sheriff to the writ of subpoena, and no sufficient cause having been shown, under the terms of the said order, it is this 29th day of September 1927, by the Circuit Court No. 2 of Baltimore City adjudged and ordered, that the decree of this Court be and it is hereby entered in favor of Jos. Rosch and Annie Rosch, the plaintiff herein, for the sum of \$ 292 04 Dollars against the said J. Stewart Davis and Blanch E. Davis with interest until paid from the date of the final ratification of the Auditor's account herein, and all costs of suit accruing since the ratification of said account.

✓ James P. Gorter

16
Aug 27
12 m.

Aug 17, 1927 served & returned
for Stewart Davis + Blanche Davis
- Stewart Davis

P-9

Circuit Court No. 2

96 6
1927 DOCKET No. 36

Poach et al

vs.

Davis et al

~~Motion for Service on Person~~
SUBPOENA TO ANSWER BILL OF COMPLAINT

r p 10

No. 1916
14

Copy 27 served 27

Filed 22 day of Aug 1927

Wm. L. Williams
Solicitor.

3-10

Summoned J. Stewart Davis and a copy of the Process
left with the Defendant also summoned Blanche E. Davis
and a copy of the Process left with J. Stewart Davis
the Defendants attorney

John E. Potee
Attorney

fees \$ 1.90

(Bridgway)
8/17/27

EQUITY SUBPOENA

The State of Maryland

To

J Stewart Davis ^{reg} *AD 8/17/27*

Blair E Davis *his wife see last*
of Davis

of Baltimore City, Greeting:

WE COMMAND AND ENJOIN YOU That all excuses set aside, you do within the time limited by law, beginning on the second Monday of *September*, next, cause an appearance to be entered for you, and your Answer to be filed to the Complaint of

Joseph Rosen et al

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 JAMES B. GORTER, Chief Judge of the Supreme Bench of Baltimore City the *11th* day of *July*, 192 *7*
Issued the *15th* day of *August*, in the year 192 *7*

John Pleasants
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.)