

of the proceedings thereof are already filed in this case as Exhibit A, to the answer of said Stewart already exhibited and to which reference is herewith made as part of this Respondent's Answer.

And this Respondent further answering avers that by reason of said proceedings in said Circuit Court of Baltimore City and the said lease to Respondent, the said Complainants are not entitled to relief at the hands of your Honorable Court as sought by their Bill of Complaint filed in this case, and further avers that notwithstanding the facts set forth in said Bill of Complaint may be true that the effect and operation of the Deed of Trust referred to in said Bill is modified and subordinated to the rights and relations of all the parties to this suit as subsequently established by the said Lease to Respondent and the said decree of the Circuit Court for Baltimore City and that Complainants are entitled to no proceedings for relief except such as spring from and recognize said Lease and decree; And further answering states that the said Circuit Court of Baltimore City having passed said decree, Your Honorable Court is without jurisdiction to entertain the Complainants' said Bill, and this Respondent prays to be hence dismissed with his costs.

Jno. Ritchie
Sol. for Defendant
J. L. Cornell

Filed Apl 8. 1875.

Lease
This Lease made this 10th day of March in the year 1868 between John Stewart Trustee, of the City of Baltimore in the State of Maryland of the first part and James L. P. Cornell of Frederick County and State aforesaid of the second part, Whereas by a decree of the Circuit Court of Baltimore City dated the 7th day of June A D 1860 and passed in Cause in said Court between John Stewart Trustee vs James L. P. Cornell et. al. the above named John Stewart was appointed Trustee with authority to sell the hereinafter described property and whereas by report he has leased the same to the said J. L. P. Cornell subject to the ratification of this Court which has been had and obtained, Witness that the said John Stewart Trustee in consideration of the sum of Four Thousand dollars and in consideration of the payment to him of the rent hereby reserved doth grant and lease unto the said James L. P. Cornell personal Representative and Assigns all those pieces or parcels of Land lying in Frederick County and State aforesaid particularly described in a deed from Orilland H. Owings and wife to the said James L. P. Cornell in special trust as in said deed named bearing date 19th August 1857, and recorded among the Land Records of Frederick County in Liber P. & F No. 1 folios 32 & 33 together with the improvements thereon, and all the rights, ways, waters, privileges, advantages and appurtenances thereto belonging or appertaining to have and to hold the said described property and premises with the rights and appurtenances aforesaid unto the said James L. P. Cornell his personal representatives and assigns from the day next before the day of the date hereof