

No. 8206. Equity.

Lewis.

4. That these liens which had preference and precedence over the said judgment lien, were specific liens, and were comprised of the following to-wit:-

(a) A mortgage from Nathaniel M. Waters and Lea C. Waters his wife, to Thomas Blagden, dated July 19-1887, for the sum of \$2500- which said mortgage has already been filed among the papers in this cause, marked Exhibit No. 1.

(b) A mortgage from Nathaniel M. Waters to Lea C. Waters, dated April 14-1890, for the sum of \$2000.00, which said mortgage is duly recorded in Liber H. S. F. No. 10, folio 67c.

(c) A mortgage from Nathaniel M. Waters and wife to Otha P. Fout, dated September 2, 1890, which was afterwards assigned, by said Fout to Francis N. Fruegel.

5. Because the said judgment obtained by the said James C. Lewis a Certified Copy of which said judgment has been filed among the papers in this cause, was rendered against Nathaniel M. Waters, who at the time to-wit! - March 10-1897, was the possessor of the legal title to the property, and the said Nathaniel M. Waters, subsequently, to-wit June 21-1897, conveyed the said title to Lea C. Waters the mortgage, in the said mortgages of April 14-1890 aforesaid, and the said mortgage lien was not extinguished, and was prior to the judgment lien of the said Lewis, as was also the other mortgage liens, exclusive of the mortgage judgment lien, exceed the full worth and value of the property.

6. Because of other and sufficient reasons to be made known at the hearing.

Therefore, your Excerptant, Ruth M. Jones, humbly prays your Honor to reject the Creditor's Report aforesaid, and disallow the said claim of James C. Lewis, And as in duty, etc.,

Leo Steinberg  
Solicitor for the Excerptant

Final Ratification

Filed Oct 11-1907.

Ordered on this 11<sup>th</sup> day of October in the year A. D. 1907, by the Circuit Court for said county sitting as a Court of Equity, and by the authority thereof, that the rules reported in the foregoing report of said Leo Steinberg are hereby ratified and confirmed; no cause to the contrary having been shown, although notice appears to have been given as required by the annual rule on said date.

John C. Motter,

Filed and recorded February 18-1908.  
(Test: Samuel F. Kaffner Clerk)