

No. 8399 Equity.

The Petition of Henry P. Lease and Arthur S. Lease, respectfully represents unto Your Honor:-

That on the 8th day of March 1884, a Certain Arthur Lease and Mary Lease, executed a deed of Mortgage unto a Certain Thomas Colgett, in the sum of Three thousand one hundred dollars, which mortgage has been recorded in Liber A. F. No. 8. folio 238, one of the Land records for Frederick County, Maryland, and that said mortgage was a second mortgage upon the property mentioned in these proceedings which was sold by John Francis Smith Assignee of the first mortgage, on February 16, 1909.

That your Petitioners are the holders and owners of said second mortgage, which has been duly assigned to them by successive assignments properly indorsed in said second mortgage, and that the interest held and owned in said mortgage by the said Henry P. Lease amounts to \$2000- and the interest held and owned by the said Arthur S. Lease amounts to \$1100.

Your Petitioners therefore pray Your Honor to pass an order of Your Honorable Court authorizing and directing the Auditor of the Court, to allow in the audit to be filed in this cause, the said Henry P. Lease the sum of Two thousand dollars and the said Arthur S. Lease the sum of eleven hundred dollars, said sum being a 2^d lien on said real estate, Your Petitioners herewith file said second mortgage as an Exhibit, marked "Exhibit Second Mortgage" and pray that the same may be taken as a part of this Petition.

And as in duty bound, etc,
Smith and Smith
Solicitors for Petitioners.

Court's Order.

The foregoing having been read and duly considered and the mortgage therewith filed as an Exhibit having been submitted to the Court, it is therefore ordered this 23rd day of March 1909, by the Circuit Court for Frederick County, sitting in Equity, and by the authority thereof, that the Auditor of the Court, shall, in stating the Audit in this cause, allow first, after the payment of the taxed costs in this cause, the claim in full of the said John Francis Smith, Assignee of Mortgage, and he shall then allow to the said Henry P. Lease the sum of Two thousand dollars, and to the said Arthur S. Lease the sum of eleven hundred dollars, and the remainder he shall distribute among the parties legally entitled thereto.

Glenn H. Worthington

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