

infant heir at law of the said Willoughby N. Lemen, as well as of his widow Marie B. Lemen, for said real estate to be further mortgaged to the extent of \$810.00 being the amount still due the said builder and contractor James M. Johnson, and an additional amount sufficient to pay the costs of these proceedings in order that the aforementioned contract of the said Willoughby N. Lemen with the builder James M. Johnson might be carried out and completed, or if it should be desired by said Michael Arnold Hemp that his mortgage be paid off and his note that the said real estate be mortgaged to the extent of \$1810.00 and such other additional amount to pay the costs of these proceedings.

And the Plaintiff prays for the following relief--

First--That a decree may be passed by your Honorable Court, ordering and directing the execution of a mortgage upon said real estate for the sum of Eighteen Hundred and ten dollars, (\$1810.00) and such additional amount as may be necessary to cover the costs and expenses of these proceedings.

Second--That a trustee may be appointed to execute said mortgage in conjunction with the widow Marie B. Lemen who is willing to join therein.

Third--And for such other, further and general relief as the nature of the Plaintiffs case may require.

And may it please Your Honor to grant the following process.

that a subpoena may issue out of your Honorable Court, directed to the Tabitha C. Lemen, infant, residing in Frederick County, Maryland, commanding her to be and appear in this Court on some certain day to be named therein, and answer the premises and abide by and perform such decree as may be passed therein.

And as in duty bound will ever pray etc.

H. Dorsey Etchison,

Solicitor for Plaintiffs.

EXHIBIT A.

At the request of Willoughby N. Lemen, the following deed is received for record and recorded May 1st, 1895 at 9 o'clock A. M.

Test--John L. Jordan, Clerk.

This deed made this 31st day of March in the year eighteen hundred and ninety 3, by William W. Wenner and Susan A. Wenner, his wife, of Loudoun County, State of Virginia, witnesseth--That for and in consideration of the sum of One Hundred and Twenty-five Dollars, we, the said William W. Wenner, and Susan A. Wenner, his wife, do grant and convey to Willoughby N. Lemen, his heirs and assigns in fee simple all that lot piece or parcel of ground and premises situate, lying and being in Frederick County, State of Maryland, which is described as lot No. 1 in W. W. Wenner's Second Addition to Brunswick, Md., which said plat is filed in liber W. I. R. No. 13, folio 5 & one of the land records for Frederick County, said lot or parcel of land being further described as follows, Viz--Beginning at a point on the North side of Front St. 200 feet East of McKaig St. and running thence East along the North side of Front St., 43 feet, thence Northerly on a line parallel with McKaig st. 150 feet to an alley, thence westward along the South side of the said alley 43 feet, thence southerly on a line also parallel with McKaig street 150 feet to the starting point, together with the improvements Thereon and the rights and appurtenances belonging thereunto, or in anywise appertaining. And the said William W. Wenner and Susan A. Wenner his wife, covenant that they will warrant specially the property hereby conveyed, and that they will execute such further assurances as may be requisite.

witness our hands and seals this 31st day of March 1893.

Test--

F. C. Shafer.

William W. Wenner (seal)

Susan A. Wenner (seal)