

Continental Trust Company, Trustee
 under a Deed of Trust executed by
 The McAleer Lime Company, a body
 corporate of the State of Maryland.

On.

P E T I T I O N.

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No. 11008 E Q U I T Y.
 In the Circuit Court
 for Frederick County,
 In Equity.

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To the Honorable Judges of the Circuit Court for Frederick County, sitting as a Court of Equity.
 The petition of Continental Trust Company, a corporation of the District of Columbia named in a deed of trust from The McAleer Lime Company, a body corporate of the State of Maryland, respectfully shows unto your Honor:

1. That on the Twentieth day of November 1916 The McAleer Lime Company a body corporate of the State of Maryland, executed its deed of trust of said date, by which it conveyed, assigned, transferred and set over unto your Petitioners as trustees certain property in said deed of trust set forth, mentioned and described for the purpose of securing the payment of Thirty Thousand Dollars (\$30,000.00) of bonds to be issued by said corporation, as in said deed of trust provided, and which said deed of trust contains provisions authorizing and empowering said Trustee, in the event of certain defaults, as in deed of trust set forth, to sell the property so conveyed by said deed and to apply the proceeds of sale as therein provided and stipulated; which said deed of trust was duly recorded in Liber No. 319, Folio 539, one of the Land Records of Frederick County, as will fully appear by reference to a certified copy of said deed of trust herewith filed as "Exhibit A", which it is prayed may be taken and considered as part of this petition.

2. That defaults having been made by said corporation in the performance of the covenants of said deed of trust on its part to be performed, and your Petitioner having been requested by the holders of more than seventy-five per cent of the amount of the bonds outstanding to proceed in the execution of the trust reposes in it, by selling the property so conveyed, which your Petitioner is about to do, your Petitioner is advised that, in the execution of the trust so reposed in it, it is entitled to have the aid and protection of your Honorable Court.

Wherefore, your Petitioner prays this Honorable Court to assume jurisdiction over the execution of the trust created by the said deed of trust, and to direct your Petitioner in the proper performance of its duties as Trustee.

And for such further or other relief as the nature and equity of this case may require.

And as in duty, etc.

W. Clinton McSherry
 Sol for Petitioner.

The foregoing petition and exhibit having by the Court been read and considered.

It is thereupon this 12th day of September, in the year Nineteen Hundred and Twenty-Four, by the Circuit court for Frederick County, sitting as a Court of Equity, and by the authority thereof, adjudged and ordered that this Court do and it hereby does assume jurisdiction over the trust created by the deed of trust above mentioned and referred to from The McAleer Lime Company, a body corporate of the State of Maryland, to the said Continental Trust Company, Trustee, and it is further ordered that before the petitioner proceeds to exercise the power of sale conferred by said deed of trust it shall file with the Clerk of this Court a bond in the usual form, and with a corporate surety to be approved by said Clerk, in the sum of Thirty Thousand Dollars, conditioned for the faithful performance of the trust reposed in said Trustee.

(Filed September 15, 1924)

Hammond Urner