

Exp

EX PARTE IN THE MATTER OF THE TRUST ESTATE OF LUTHER B. DITCH.

WINFIELD S. DITCH, Jr.	:	No. 12,780 Equity.
and	:	
CHESTER F. MORROW,	:	In the Circuit Court for
Substituted Trustees under the	:	
Will of Luther B. Ditch, deceased	:	Frederick County.
	:	
vs.	:	
	:	IN THE
WINFIELD SCOTT DITCH,	:	
CAROLINE KAY,	:	CIRCUIT COURT OF
FLORENCE WRIGHT,	:	
PURNELL N. DITCH,	:	BALTIMORE CITY
CLARA B. TAYLOR,	:	
MARIE SWINK,	:	
MAUDE E. ROGERS,	:	
E. LAWRENCE DITCH,	:	
WINFIELD SCOTT DITCH, Jr.,	:	
MARY C. EDDY,	:	
MARGARET A. FORD and	:	
CHESTER F. MORROW, Executor of the	:	
Last Will and Testament of	:	
Martha Alice Ditch, deceased	:	

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TO THE HONORABLE, THE JUDGE OF SAID COURT.

Your Orators, complaining, say:

FIRST. That they were duly appointed Trustees by this Honorable Court to administer the trusts created by the Last Will and Testament of Luther B. Ditch, late of Baltimore city, deceased, in the place and stead of W. Scott Ditch, surviving trustee under said last Will and Testament, who had theretofore, upon his petition, been relieved from the further administration of said trust. That the order appointing your Orators Trustees as aforesaid was passed by this Honorable Court on the 30th day of October, 1931, at which time this Court also assumed jurisdiction of the further administration of the trusts under the Will of the said Luther B. Ditch, and your Orators thereupon filed their bond as such Trustees and proceeded with the administration of the Trust Estate under the jurisdiction of this Court.

SECOND. That, by the fourth paragraph of the said Will of the said Luther B. Ditch, the testator devised and bequeathed all of the rest and residue of his estate, real, personal and mixed (after certain specific devises and bequests), to Winfield Scott Ditch and Alfred S. Niles and the survivor of them, in trust and confidence to hold the same and collect the rents, issues and profits thereof and pay the whole net income thereof to the wife of said testator, Martha Alice Ditch, during the rest of her natural life and, at the death of the testator's said wife, said Will, by the fifth clause thereof, directed that the trust estate terminate and be distributed and paid over as therein provided. That the distribution of the trust estate, provided for by said testator in the fifth clause of the said Will, is as follows:

1. The property known as 101 East Twenty-fifth street and the three properties known as Numbers 11-13-15 East Twenty-first street "wherein now the dairy, confectionery and garage is carried on by the said corporation of Ditch Brothers, Incorporated" was devised and bequeathed to the brother of said testator, Winfield Scott Ditch, one of the defendants herein, "to be conveyed to him after the death of my said wife."

2. The following sums were directed to be paid out of said trust estate to the following persons, all of full legal age, sui juris and defendants herein:

Caroline Kay	\$2,000.00
Florence Wright	2,000.00
Purnell N. Ditch	2,000.00
Clara B. Taylor	2,000.00
Marie Swink	2,000.00
Maude E. Rogers	2,000.00
E. Lawrence Ditch	5,000.00
Winfield Scott Ditch, Jr.	2,000.00
Mary C. Eddy (provided she be living at the death of testator's wife)	3,000.00
Margaret A. Ford (provided she be living at the death of testator's wife)	2,000.00