and taken and considered as part of the personal Estate of said James Johnson deceased; And it is further Ordered that an account be taken before E. Wyatt Blanchard Esq. who is hereby appointed Special Auditor for the purpose) of the Estate of said James Johnson deceased Real and personal and of the Income rents issues and profits thereof. And that the Auditor in taking and stating said account allow unto the Complainant in her own right as Widow one third part of the said personal Estate, and also one third part of the rents and profits of the real Estate of which the said James Johnson died seized up to the time of taking said account; And it is further Adjudged Ordered and decreed that hereafter the said Executor and Trustee pay unto her from time to time as it shall accrue the third part of the rents and profits of said Real Estate as and for her dower unless her Dower be laid off to her. And it is further adjudged Ordered and decreed that the Auditor state and allow unto the said Complainant as administrator of Emma Johnson deceased one third part of the personal Estate of said James Johnson deceased to be held and administered according to Law.

And it is further Adjudged Ordered and decreed that the Auditor give Notice of the time and place when and where he will take said account and that he take them and state from the pleadings and Evidence now in this case and such other evidence as either party may produce before him. And it is reserved to the Court hereafter to make and give such further Orders and directions as may be proper to carry out this Decree; the Court will allow to the Complainant her costs already sustained in this cause,

Hon. Geo. Krebs.

And afterwards to Wit on the 8 day of December in the year aforesaid the following affidavit of E. Wyatt Blanchard Esq. Special Auditor was filed in said cause to Wit.

Margaret Ann Johnson vs Richard D. Fenby et al	In the Circuit Court for Baltimore City

Before the Subscriber Clerk of the Circuit Court for Baltimore City, appeared E. Wyatt Blanchard appointed Special Auditor to state the accounts between the parties to the above cause, and made oath that he will state the accounts without favor or partiality.

Sworn before me this 8 day of December 1858.

W. H. Turner Clk

And afterwards to Wit on the 16 day of February in the year of our Lord 1859 the Special Auditor aforesaid filed in Court here in said cause the following Report and Account to Wit

In the matter of the Estate of James Johnson Dec'd } To the Hon. Geo. Krebs Judge &c

The Special Auditor appointed to state the accounts in this case respectfully reports,

That after taking the oath required by law he gave the notice to the parties or their Solicitors of a Meeting to take testimony certain vouchers numbered 1 to 37 inclusive were filed with the Auditor on the part of the Defendants, as well as a copy of Exhibit Number 1 Book containing their accounts with the Estate. Neither party desiring to produce any further

testimony the Auditor proceeded to state the annexed accounts from the proceedings and papers in the cause. The account stated by the Defendants and passed by the Orphans Court of Baltimore City which is marked Complts Exhibit No 5 has been taken as correct, and the Defendants are charged with the balance shown thereby. They are also charged with the amount of monies collected by them on account of debts due the Estate and with the income of Real Estate received since their account in the Orphans Court was passed, or not included in said account. They are allowed commissions @ 9% on personal Estate received by them since their account in the Orphans Court the costs of this suit as taxed including costs paid to the Register of Wills the fees of the Auditor their Solicitors fees and the amount paid by them to Margaret A. Johnson, on acct of her distributive share of the personal Estate. The Balance is then distributed according to the directions of the Decree passed Dec. 4. 1858.

All which is respectfully submitted

E. Wyatt Blanchard
Special Auditor.

The Auditor calls the attention of the Court to the fact that the Executors do not appear to have collected all the debts returned by them as separate. James Sterrett's Note for $150 and a Mr. Hutchins Note for $1000 are still outstanding. The inventory of debts was returned 8th June 1857.

E. Wyatt Blanchard
Special Auditor

Balto Feby 16th 1859.

To Income Comm @ 7% on personal Estate rec'd and interested in Trust administration acct		30	10			By Balance of personal Estate for distribution in the hands of Executors as per Trust administration acct Complts Exh No 5.		7052	66
Less State Tax 10%		3 01		27	09	Acct collected by them since said acct was passed as per said Ex. with Auditor		430	
The State Tax 10% in Comm				3	01	Amt of Rents of Real Estate received by James Johnson as stated in James Sr acct		86	24
Auditor Cost	Solicitor	10						7998	90
	Staff	1 17							
	Clk	11 15							
	Exhts	4 06							
	Comm	12		38	88				
Dfts do	Solr	10							
	Clk	3 90							
	Exhts	2 55		16	45				
Executors for cash paid Register as per Voucher		2 50							
do for Retainer to their Solicitor as per do		50		52	50				
do for amount paid Mr A. Johnson Widow on acct of her distributive share of personal Estate				1558	05				
The Auditor for his fees				14					
Marg't A. Johnson Widow her distributive share of personal									