April Term 1865

in reference thereto and begs that he may be allowed his Expenses such Commission as a compensation therefor as to your Honor may seem fit and to subpoena &c

C H Pitts Trustee

Filed in Open Court Test Edw Dorsey Clk

Answer of the Superior Court of Baltimore City sitting in Equity upon the petition of Charles H Pitts Trustee that the Auditor allow to the said Charles H Pitts all his Expenses in making the sale within referred to and taxed the usual Commissions upon the amount of said sale

Wm Frick

Sp 8 June 1853.

Henry Rhodes and Wife vs Geo Brown Isabella Brown Henry N Albers and others

In the Superior Court of Baltimore City sitting in Equity

The answer of Henry Rhodes and Matilda Rhodes his wife Henry N. Albers Sophia Zeisler and others to the petition of Susan Durham filed in the above cause.

The Respondents admit that Solomon G Albers owned the whole second of his Estate after payment of debts to Eliza Albers his wife and that she after his death took possession of the Estate including the Real property mentioned in the proceedings in this cause that the said Eliza Albers paid the balance of the purchase money due upon the said Real Estate at the time of the death of said S G Albers. The Respondents do not know the exact amount so paid and therefore do not admit the same to be correct as stated. But they admit that whatever balance was due was paid by said Eliza Albers. The Respondents admit that said Eliza duly made her will and devised her property to the said Susan Durham the petitioner as prayed in said petition. The Respondents deny that the Real Estate in the proceedings in this cause mentioned passed by the will of said Solomon G Albers to the said Eliza and therefore deny that either the said Eliza or the said Susan had any title thereto or interest. And they also deny that the said Susan is entitled to be paid the balance of purchase money so paid by the said Eliza and insist that said balance was a debt chargeable against the entire Estate and property to be paid thereof before the devise in favor of Mrs Albers could take effect. The defendants further say protesting against the right of the petitioner to the fund as prayed in her said petition that the said Eliza entered upon and occupied and enjoyed the said Real Estate from the time of the death of the said Solomon in the year 1838 until her death which was in the year 1850 and her Estate in the hands of her devisee is properly chargeable with rent for said Real Estate at the rate of Ten Dollars and Fifty Cents the annual which said property was worth to her maintenance and that after the death of said Eliza the said Susan as her sole devisee and legatee claimed and received the rent of said Real Estate for sometime and the property chargeable therewith. And the respondents insist that the said Susan ought to account for the rent of said property for the said periods aforesaid and they pray that the said Susan may be required to account therefor and pay to the respondents the amount which shall appear to be due upon such accounting and they will pray &c

Thomas H Pitts Solr for Respondents

This answer is a correct without oath.

April Term 1865

Sp 8 June 1853

Charles G Wager Solr for Petitioner

Taylors Island Feby 9th 1852

Mr Charles H Pitts Esquire.

Sir. You will please let Mr Capt Thomas G Simmons have one hundred dollars for me out of the Estate of Mr Solomon G Albers and your Obligd.

Yours Respectfully. Henry N Albers

Test James P Smith;

Endorsed Charles H Pitts Esquire Trustee please pay the amount of the within order to Wm H Travers Esquire

Baltimore April 1st 1852

Thomas G Simmons

Sp 25th June 1853

Balto Oct 16th 1851. Mr Charles H Pitts Trustee please pay unto Thos and Patterson Chesam of twenty one dollars out of the funds in your hand as Trustee for the sale of my property. And you will oblige

Yours Most Respectfully

Henry N Albers.

Endorsed For valuable Consideration I hereby transfer all my right title claim and interest in and to the within order to William Mr Patterson

John Ward

of the firm of Thos & Patterson

Endorsed There are no funds now in my hands belonging to the drawer but a sum as funds of the drawer came into my hands out of which this order could be paid I will do it.

Sp 25 June 1853

C H Pitts,

In the cases

Henry Rhodes and Matilda his wife vs George Brown, Henry N Albers and others

In the Superior Court of Baltimore City In Equity.

The Auditor reports to the Court that he has examined the proceedings in this cause and from them has stated the within account making distribution of the net proceeds of sale amongst the Heirs of Solomon G Albers deceased the share of Matilda C Rhodes being to be secured to her separate use, and the share of Henry N Albers being to be secured until the settlement of the despute between himself and his Trustee under his application for the benefit of the Insolvent Laws respecting for the present the several orders given by him, to be found out of this share and which are filed in this cause All of which is respectfully submitted

J Parkin Scott Auditor.

Balto August 29th 1853.

Dr. The Real Estate of Solomon G Albers dec in acct with C H Pitts Esquire Trustee,

1853				1853			
Jany 1	To Mr Trustee Forbes Commissions loss 10 per ct State Tax	$87.21		Jany 12	By amt of sale this Month as per report of Trustee filed		$2120.00
	Ar Forbes Expenses	62.54	$149.75				
	To the Trustee for Commissions $100 State Tax and all sale and the expenses as allowed by order of Court		88.50				