date for the same amounts and payable at the same periods as the three Notes so surrendered as aforesaid, Now it is hereby witnessed that in Consideration of the premises above recited and of the sum of one dollar paid to the said Maithouse by said Michelis the receipt whereof is hereby acknowledged the said Joseph J Maithouse doth grant and assign the said Julius Michelis his personal representatives and assigns all the interest and Estate right title term of years claim and demand of the said Joseph J Maithouse in into and out of all those his several lots or pieces of ground situate and lying in the City of Baltimore aforesaid and mentioned and described in the Mutual Contract or Bond of Conveyance above referred to the said Julius Michelis and his personal representatives to hold the same for all the residue of the term of years therein granted in as full large and ample manner to all intents and purposes as the said Joseph J Maithouse might or could hold the same by any ways or means whatsoever.

Witness our hands and seals;

Test. Thomas W Griffin.

Joseph J Maithouse (Seal)
Julius Michelis. (Seal)
James Frazier. (Seal)

State of Maryland City of Baltimore To Wit.

I hereby Certify that on this 23d day of January in the year 1860 before the Subscriber a Notary of the peace of the State of Maryland in and for the City of Baltimore aforesaid personally appeared Joseph J Maithouse James Frazier and Julius Michelis and severally acknowledge the foregoing instrument of writing to be their respective act.

Thomas W Griffin,

Received for Record January 26th 1860 at 11 O'clock A M same day recorded and examined Per Geo E Sangston Clk

State of Maryland Baltimore City sct. I hereby certify that the within is truly taken from Liber J E S No 183 folio 271 &c one of the Land Records of Baltimore City.

In testimony whereof I have hereunto subscribed my name and affixed the seal of the Superior Court of Baltimore City this 5th day of May in the year of our Lord 1860.

George E Sangston Clk
Superior Ct of Balto City.

Whereupon issued Subpoena as annexed in form following to wit

State of Maryland To Joseph J Maithouse of Baltimore City Greeting.

We command and enjoin you that all excuses set aside you be in your person before the Judge of the Circuit Court for Baltimore City at the Court House in said City on the 2 Monday of June to answer the Complaint of James Frazier against you in the said Court exhibited, Hereof fail not as you will answer the Contrary at your peril, Witness the Honorable William George Krebs Judge of our said Court the 14 day of May 1860

Issued the 26th day of June Anno Domini 1860.

Geo W Sherwood Clk

And the Sheriff of Baltimore City aforesaid to whom the said Subpoena was delivered to be served made return thereof to the Court here thus endorsed to wit Summoned George H Dutton Sheriff" And afterwards to wit on the 30 day of June in the year aforesaid the said Joseph J Maithouse appeared in Court here by Oliver F Mack Esquire his Solicitor And

afterwards to wit on the third day of August in the year aforesaid the said Joseph J Maithouse by his Solicitor aforesaid filed in said cause the following demurrer to the said Bill of Complaint to wit

To the Honorable Wm Geo Krebs Judge of the Circuit Court for Baltimore City, The demurrer of Joseph J Maithouse of Baltimore City to the bill of Complaint of James Frazier against the defendant in Equity exhibited, This defendant by protestation not confessing or acknowledging all or any of the matters and things in the said bill of Complaint contained to be true in manner and form as the same are therein set forth doth demur thereto and for causes of demurrer show.

First that the said hath not in and by his said bill stated such a case as doth or ought to entitle him to any such discovery or relief as is thereby sought and prayed for from or against this defendant.

Second that Julius Michelis in the said bill of Complaint named is by the Complainants own showing a trustee and necessary party to any suit which may be brought against this defendant in this Court touching any of the pretended matters of Equity charged in said Bill,

Wherefore and for divers other errors and imperfections this defendant demurs the judgment of this Court whether he shall be compelled to make any further or other answer to the said bill or any of the matters and things therein contained and prays to be hence dismissed with his reasonable costs in this behalf sustained

Oliver F Mack Solr for Complt — Joseph J Maithouse,

And afterwards to wit on the 25 day of October in the year aforesaid Subpoena issued to the said Julius Michelis in form following to wit.

State of Maryland To Julius Michelis of Baltimore City Greeting.

We command and enjoin you that all excuses set aside you be in your person before the Judge of the Circuit Court for Baltimore City at the Court House in said City on the second Monday of November next to answer the Complaint of James Frazier agt you and Joseph J Maithouse in the said exhibited.

Hereof fail not, as you will answer the Contrary at your peril.

Witness the Honorable William George Krebs Judge of the said Court the 10th day of September 1860. Issued the 25th day of October Anno Domini 1860.

Robert J Kerr Clk

And the Sheriff of Baltimore City aforesaid to whom the said Subpoena was delivered to be served made return thereof to the Court here thus endorsed to wit Summoned George H Dutton Sheriff, And afterwards to wit on the 12th day of November in the year aforesaid the said Julius Michelis appeared in Court here by Oliver F Mack Esquire his Solicitor,

And afterwards to wit on the 23 day of January in the year of our Lord 1861 on Motion of the said Complainant by his Solicitor aforesaid the Court here passed and filed in said cause the following Interrogatory Order against the said Julius Michelis to wit,

James Frazier vs Joseph J Maithouse and Julius Michelis

In the Circuit Court for Baltimore City.
January Term 1861. The defendants Julius Michelis having been duly summoned to appear to the Bill of Complaint, and having appeared by Solicitor, but having failed to answer, It is thereupon this 23 day of January in the year 1861 by the Honorable William George Krebs, Judge and by the authority of this Court Adjudged Ordered and Decreed, that the Complainant is