

Atlantic County Orphan's Court

In the matter of the insolvent estate of Nicholas A. Dilling, Deceased. Decree of Distribution.

The surrogate having audited and state the account of Frances Dilling, administratrix of the estate of Nicholas A. Dilling, deceased, and placed the same on the files of his office twenty days previous to the sixteenth day of December, 1908, and having on the day last aforesaid reported the same to this court for allowance and settlement, and it having been proved to the satisfaction of this court that notice of her intention to settle said account on the 16th day of December, 1908, in this court was given by said administratrix according to law, and the court having examined the said account and the vouchers and receipts or payments and disbursements claimed therein, and having found the same to be correct in all particulars, and it further appearing by the report of the said administratrix, made on the 16th day of Dec., A. D. 1908, that the claims duly exhibited against the said estate amount to the sum of Eighty-two hundred and ^{82.28} twenty-three dollars and ³³ thirty-three cents, to which report no exceptions were made, and it appearing by the account now presented by the said administratrix for allowance as aforesaid, that the proceeds of the personal estate therein being no real estate, of the said Nicholas A. Dilling, deceased, which have come to the hands of said administratrix, deducting therefrom preferred debts and allowances amount to the sum of Sixteen hundred and ^{698.02} Ninety-Eight dollars and Two (2) cents, and it further appearing that no exceptions have been made to the last above-mentioned account of said administratrix.

It is thereupon on this 16th day of Dec. 1908, ordered adjudged and decreed that the account of said Frances Dilling, Administratrix as aforesaid, last above-mentioned be and the same is hereby in all things allowed as reported; and it is further ordered and decreed that the aforesaid sum of Sixteen hundred and Ninety-Eight dollars and Two (2) cents be distributed and ^{5/16 98.02} paid by the said administratrix to the said creditors in the proportion of 20% cents to each dollar due them respectively, according to the aforesaid report.

E. A. Higbee
Judge.

Filed and Recorded Dec. 16th, 1908

Emmanuel L. Shaner,
Surrogate.

Atlantic County Orphan's Court

In the Matter of Charles Wenz, of Atlantic City, N. J., Lunatic. Petition of Guardian.

To the Hon. E. A. Higbee, Judge of the Atlantic County Orphan's Court:

1. The petition of Martin E. Deffer, of the City of Atlantic City, in the County of Atlantic and State of New Jersey, respectfully shows, that he is the Guardian of the person and property of Charles Wenz, of Atlantic City, N. J., Lunatic; that your petitioner by an order of this Honorable Court made on the eighteenth day of November, 1908, is summing and conducting the business formerly run and conducted by said Charles Wenz, Lunatic, which business consists of a licensed hotel and saloon located at the Northwest corner of New York and Atlantic Avenues, Atlantic City, New Jersey.

2. Your petitioner shows, that among the assets of Charles Wenz, Lunatic, are two first mortgage sinking fund gold bonds Nos. 16 and 17 of the Atlantic City Bonding Company, for the amount of Five Thousand Dollars each, which principals are payable November 20th, 1911, and interest payable May and November 20th each year, at rate of six per cent. per annum; that said bonds are now in the custody and under the control of the Second National Bank, of Atlantic City, N. J. to secure Wenz's note for the sum of Twenty-two hundred (\$2,200.00) Dollars, with interest from July 17, 1908, and for which amount they now stand pledged; that the Second National Bank are demanding the payment of their debt and that payment must be made promptly or recourse will be had to the Bonds.

3. Your petitioner shows, that there are several other large debts due and owing from said Charles Wenz and that payment is being demanded and in some cases judgments have been secured before the adjudication of Charles Wenz, as a Lunatic.

4. Your petitioner further shows, that Charles Wenz occupies the premises Northwest corner of Atlantic and New York Avenues, Atlantic City, N. J., by virtue of a written lease with the Marine Trust Company of Atlantic City, N. J., the owners thereof, dated September 12, 1906 and extending for the term of three years from September 15, 1906, at the yearly rent of Twenty-five hundred dollars, to be paid annually in advance, that on September 15, 1908, the sum of Twenty-five hundred dollars became due and payable from Charles Wenz to the Marine Trust Company as and for one year's rent in advance, that on the twentieth day of November, 1908, the Marine Trust Company, filed suit in the District Court of the City of Atlantic City against Charles Wenz for the possession of said premises for non-payment of rent; that suit is also threaten for the recovery of the rent due; that your petitioner had a conversation with Mr. Joseph McNamee, the Secretary and Treasurer of the Marine Trust Company in which he informed your petitioner that his Company would agree to pay the said lease above referred to, to wit December