

That by General Act of assembly of Pennsylvania approved June 27, 1895, (P.L. 399) all Trust Companies with power similar to those granted by its Charter and the amendments thereto to your petitioner, were authorized "to act as guardians and to execute trusts of every description not inconsistent with the laws of this State and of the United States (and) to become sole surety in any case where by law one or more sureties may be required for the faithful performance of any trust office, duty, action or engagement (and providing further)" That whenever such companies shall accept the office or appointment of guardian the capital of the said Company shall be taken and considered as the security required by law for the faithful performance of their duties as aforesaid, and shall absolutely liable in case of any default whatever."

That by further special Act of Assembly of Pennsylvania approved March 25, 1872, P.L. 562, the capital stock of said Corporation was authorized to be increased, and the same was duly increased to Two Million dollars (\$2,000,000) and by further proceedings under the Corporation Act of 1874, at a Stockholders meeting held February 11, 1913, the capital stock of said Company was duly authorized to be increased and was duly increased to Four Million dollars (\$4,000,000).

That by further proceedings duly consummated July 27, 1901, and enrolled at Harrisburg, Pennsylvania, in Charter Book 59, page 182, the name of said Corporation was duly changed to Fidelity Trust Company (Copies of said Charter and of the Special Acts of Assembly herein before referred to are hereto annexed as a part of this Petition).

That by decree of the Orphans' Court of Delaware County, Pennsylvania, made November 4, 1908, (a duly exemplified copy whereof is also hereunto attached as a part of this petition) your petitioner was duly appointed guardian of the Estates of Richard H. Hoffman and Sheldon A Hoffman, minors, and your petitioner has continued ever since to exercise the duties of its appointment.

That by decree of your Honorable Court made December 23rd, 1913, in the distribution of the estate of of above named decedent, Samuel D. Hoffman, there was awarded to each of the said minors the sum of Six Hundred and thirty four dollars and seven cents (\$634.17) at the audit of the account of Sophia Robbins administratrix of the said Samuel D. Hoffman, deceased.

That the said administratrix is however unwilling to pay to your petitioner the said sums, notwithstanding the above recited Acts of Assembly, and its appointment as guardian under the laws of the State of Pennsylvania, without express authority and direction of this Court.

Your petitioner therefore prays the Court to make a special order authorizing and directing the said administratrix to pay to your petitioner the said awards so as aforesaid made to said minors, and any further awards made to said minors in distribution of said estate. And it will every pray, &c.,

Fidelity Trust Company,  
Wm. P. Gest, Vice President.

State of Pennsylvania  
City and County of Philadelphia, ss.

The affidavit of William P. Gest who being duly sworn says-- I am Vice President of the Fidelity Trust Company the above named petitioner. The facts set forth in the foregoing petition are true, and the dates and references to the several acts of Assembly of Pennsylvania therein recited are accurate. The laws and practice in said State have been fully and faithfully observed and complied with in reference to the entry of security by the said Fidelity Trust Company as guardian of the estates of the above named Richard H. Hoffmann and Sheldon A. Hoffman minors and said guardian authorized and qualified to receive and hold any and all property of said minors under the laws of said State.

And further deponent sayeth not. Sworn and subscribed to before me this 20th day of April A. D. 1914.

Frank Brooks Kelly, Notary Public.

Nov. 4/08, The Fidelity Trust Co. of Philada. appointed guardian of Richard H. Hoffman and Sheldon A. Hoffmann.

By the Court.

W. B. Broomall, J.

State of Pennsylvania  
Delaware County, ss. I, Theo. F. Kreeger, Jr., Register for the Probate of Wills and granting Letters of administration and Clerk of Orphans' Court, in and for Delaware County, State aforesaid, and as such, the keeper of the records of said office, do hereby certify that the within and foregoing is a true copy of the original Decree, in re Petition for appointment of Guardian, re estates of Richard H. Hoffman and Sheldon A. Hoffman, minors, as the same now remains of Record, in the Register's Office, in and for the County of Delaware aforesaid.

In testimony Whereof, I have hereunto set my hand and affixed the seal of my said office, at Media this Twenty-first day of April A. D. 1914.

(Seal) Theo. F. Kreeger, Jr.,  
Register of Wills and Clerk of Orphans' Court.

State of Pennsylvania  
Delaware County, ss. I, Isaac Johnson, President Judge of the Thirty-second Judicial District of Pennsylvania, and Presiding Judge of the Courts of Common Pleas, Orphans' Court, and Court of Quarter Sessions of the Peace in and for the County of Delaware, State aforesaid, do certify that Theo. F. Kreeger, Jr., by whom the annexed record, certificate and attestation were made and given and who in his own proper handwriting has thereunto subscribed his name and affixed his official seal, was at the time of so doing, and now is Register for the Probate of Wills and granting Letters of administration and Clerk of Orphans' Court in and for the County of Delaware duly commissioned and qualified; to all whose acts, as such, full faith and credit are and ought to be given, as well in courts of judicature as elsewhere, and that the said record, certificate, and attestation are in due form of law and made by the proper officer.

In Testimony Whereof, I have hereunto set my hand, this 21st day of April, A. D. 1914  
Isaac Johnson, President Judge.

State of Pennsylvania,  
Delaware County, ss. I, J. Harvey Smith, Prothonotary of the Court of Common Pleas, in and for the County of Delaware, State aforesaid, do certify that the Honorable Isaac Johnson by whom the foregoing attestation was made, and who has thereunto subscribed his name, was, at the time of the making thereof, and still is, President Judge of the Court of Common Pleas, Orphans' Court and Court of Quarter Sessions of the Peace in and for the County of Delaware, duly commissioned and qualified; to all whose acts, as such, full faith and credit are and ought to be given, as well in courts of judicature as elsewhere.

In Testimony Whereof, I have hereunto set my hand and affixed the seal of the said Court this Twenty-first day of April, A. D. 1914.

J. Harvey Smith, Prothonotary.

In the Orphans' Court of Atlantic County, New Jersey.

In the Matter of the Estate of Samuel D. Hoffman, deceased.

Decree.

And Now, April Thirteenth, 1914 the foregoing petition of the Fidelity Trust Company, guardian under appointment from the Orphans' Court of Delaware County, Pennsylvania, of the Estates of Richard H. Hoffman and Sheldon A. Hoffman, minors, having been presented asking for an order authorizing Sophia Robbins administratrix of the estate of Samuel D. Hoffman, deceased, to pay over to said petitioner the distributive shares of said decedent's estate awarded to said minors by decree of this Court made December 23rd, 1913, at the audit of the account of said administratrix, together with a proper exemplification of the record of the appointment of said guardian by the proper Court of Delaware County, Pennsylvania, and an affidavit that the laws of said State had been fully complied with by