

C. A. Lawrence Downey,

No. 12,392 Equity.

On

In the Circuit Court for Freder-

Petition.

ick County, in Equity.

To the Honorable, the Judges of said Court:

The Petition and Report of Sales of Edward J. Smith, Surviving Trustee in the above cause respectfully shows unto your Honors:

First : That Doctor Johannes Henrick Bauer and Maria Louise Bauer, his wife, hereinafter referred to as Vendees, who recently purchased a farm adjoining what is known as the "Home Farm", situated in Linganore District, in Frederick County, Maryland, desire to purchase from your petitioner two parcels of said "Home Farm", one parcel containing 1.13 acres, for the purpose of widening the entrance to their farm, and the other containing 3.14 acres, so that live stock and animals on their farm may have access to the water in what is known as Talbot Creek, both of which parcels are described on a plat prepared by C. Edward Smith, Jr., Civil Engineer, dated April, 1949, which is filed herewith, marked "Exhibit Plat" and prayed to be taken and considered as a part hereof.

Second: That your petitioner entered into an agreement of sale with said Vendees, dated May 31st. 1949, subject to the approval of your Honorable Court, in which they agreed to pay the sum of One Hundred Dollars (\$100.00) per acre, for said land and a ratable sum for a fraction thereof, and further agreed, for themselves and their successors in title, to erect and maintain along three sides of the parcel containing 3.14 acres, as shown on said plat at their own expense, substantial wooden or wire fences, suitable for turning live stock, and two substantial flood-gates, one at each end of Talbot Creek where it flows through said parcel of land, before said Vendees shall pasture any live stock thereon. That said Vendees further agreed to pay whatever costs may be necessary to complete the sale, including the Clerk's costs for filing papers, a reasonable fee to your petitioner as solicitor, for preparing the necessary papers to complete said sale, as your Honorable Court may deem proper to allow, all of which will more fully appear by reference to said Agreement of Sale, which is filed herewith, marked "Exhibit Agreement" and prayed to be taken and considered as a part hereof.