

REC'D FOR RECORD June 14 19 73 7 O'CLK P M SAME DAY RECORDED & EX'D PER

C. WAGNER, CLK.

THIS MORTGAGE, made this 12th day of June 19 73, by WHALEN ENTERPRISES, INC., a Maryland Corporation, (hereinafter called "MORTGAGOR") and CLARK H. SMITH and L. MARIE SMITH, his wife, (hereinafter called "MORTGAGEE") all of Frederick County, State of Maryland.

WITNESSETH: WHEREAS, the Mortgagor is justly indebted unto the Mortgagee in the full and just sum of FIFTY FIVE THOUSAND (\$55,000.00) DOLLARS, this day loaned to the Mortgagor by the Mortgagee, with interest at the rate of Seven (7%) per cent, per annum, and to secure the payments of said sum with interest as aforesaid, these presents are executed; and

WHEREAS, it is understood and agreed that the Mortgagor shall pay unto the Mortgagee, or order, the sum of Six Hundred Fifty (\$650.00) Dollars each month commencing on the 1st day of July, 1973, and on the 1st day of each month thereafter, when the remaining balance shall be fully paid, the payments shall be applied first to interest on the unpaid balance of principal and the balance to amortization of principal.

PRIVILEGE is reserved of prepaying the aforesaid Note in whole or in part at any time without pre-payment penalty after the calendar year 1973.

THIS MORTGAGE is intended to secure the payments of the principal and interest by the Mortgagor to the Mortgagee and used by the Mortgagor in the purchase of the herein described mortgaged property.

Receipt No. 323760

NOW, THEREFORE, This Mortgage Witnesseth: that for and in consideration of the premises and the sum of Ten Dollars (\$10.00), in hand paid the said Whalen Enterprises, Inc.,

do es hereby grant and convey in fee simple unto Clark H. Smith and L. Marie Smith, his wife, their personal representatives,

heirs, successors or assigns, all that lot or parcel of land situate, lying and being in Mt. Pleasant District, Frederick County, Maryland, and more particularly described as follows:

Beginning for the same at an iron pipe set on the North side of Route #26 and being on the first line of a conveyance from Jerome Rippion to Mary A. Rippion by Deed dated May 15, 1866 and recorded among the Land Records of Frederick County, Maryland, in Liber J.W.L.C. 4 at folio 78 and running thence with part of the first line N. 62° 00' 00" West 537.05 feet to an iron pipe set, thence leaving said line and running to include a part thereof S. 28° 00' 00" W. 38.40 feet to an iron pipe set thence S. 21° 50' 10" E. 385.65 feet to an iron pipe set on the North side of said Route #26 thence with the North side of said road N. 68° 09' 50" E. 375.73 feet to the place of beginning, containing 1.900 acres of land.

Being the same real estate described and conveyed in a Deed from Clark H. Smith and L. Marie Smith, his wife, unto Whalen Enterprises, Inc., a Maryland Corporation, of even date herewith and intended to be recorded among the Land Records of Frederick County, immediately prior hereto or simultaneously herewith.

EXHIBIT "A"

ad: 13.00