

STATE OF MARYLAND :
: ss.
COUNTY OF FREDERICK :

AFFIDAVIT

The undersigned, being duly sworn, hereby depose and say that:

1. I am over the age of 18, competent to testify, and have personal knowledge of the facts herein stated.

2. I am 46 years of age and lived in Brunswick from birth to 1970, and have continued to live in the Brunswick area continuously since 1970.

3. I am personally familiar with the property which is the subject of this proceeding.

4. I have visited the athletic field many times, having played both soccer and softball on the field as a child.

5. I attended Brunswick High School, located at the site of the field, from 1952 to 1955, and at that time it was still being used as an athletic field. During that time and to the present I am not aware of any other use of the athletic field. There is no indication of any alleyway or any other public vehicular access through the field. During that period of time the field was maintained by the high school, i.e., fertilizing, mowing the grass, lining the field for scheduled athletic contests. It served as the varsity field for Brunswick High School.

6. I am aware of the fact that approximately 20 years ago Brunswick High School moved to a new building at a different location and that some years later the building was torn down.

7. I have not known of anyone exercising any claim against the property during those years.

8. I have been the Executive Director of the Brunswick Y.M.C.A. since 1965. The Railroad Y.M.C.A. is a branch of the National Board of Young Men's Christian Association. It has an option for the purchase of the subject property and I have been instructed to exercise that option.

9. In the course of preparing to exercise the purchase option I have commissioned a title search of the subject property and to the best of my knowledge the title search is the first indication that I have ever had of the existence of a 15-foot alleyway across the subject property.

10. I have examined the title that was prepared by the attorneys and the extracts that are attached to the Bill of Complaint are true and correct copies thereof.

Glenn R. Moler (SEAL)
Glenn R. Moler

I HEREBY CERTIFY that on the 27th day of February, 1984, before me, the subscriber, a notary public of the State of Maryland, in and for Frederick County, personally appeared Glenn R. Moler and made oath in due form of law that the matters and facts set forth in the Affidavit herein are true.



NO AS WITNESS my hand and notarial seal.

Barbara Jean Baker
Notary Public
My Commission Expires: 7/1/86