parcel is to be found in a deed from James M. Sappington, Executor of the Last Will and testament of Greenberg R. Sappington, to Charles B. Sappington, in Liber 318 at folio 275 (a copy of which is appended hereto marked "Exhibit II").

2. That Emerson D. Burrier died on or about January 7, 1957, leaving E. Gertrude Burrier surviving him as sole owner of said parcel of land.

3. That the said E. Gertrude Burrier, also known of record as Edith Gertrude Burrier, died testate on or about March 13, 1961. A copy of her Last Will and Testament recorded in Wills record TMK 1, folio 530 is appended hereto marked "Exhibit III". The Will of E. Gertrude Burrier was duly admitted to probate on April 11, 1961 in Estate No. 7281, Docket TMK 2, folio 25, among the Records of the Orphans' Court for Frederick County, Maryland.

4. The Will of E. Gertrude Burrier provided that, inter alia, the real property which is the subject of this suit was devised to the children of E. Gertrude Burrier, namely, Roger Deal Burrier, Lorraine Z. Burrier, Emerson Edward Burrier, David W. Burrier, Edith G. Burrier, Adeline Burrier, Carl P. Burrier and Suzette Englar, share and share alike.

5. There being eight (8) said children of E. Gertrude Burrier, each of said children received a one-eighth interest in said property at the time of E. Gertrude Burrier's death on March 13, 1961.

6. That the said David W. Burrier,, together with his wife, Ruth E. Burrier, did convey all of his one-eighth interest in and to said parcel unto Roger Deal Burrier, Lorraine Z. Burrier, Emerson Edward Burrier, Edith G. Burrier, Suzette Burrier Englar and Adeline Burrier, leaving each grantee therein with a 7/64th interest and leaving Carl P. Burrier with a 1/8 interest therein, which deed is dated April 21, 1965 and recorded in Liber 722, folio 522, and a copy of which deed is appended hereto marked "Exhibit IV".

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