

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

BERNARD T. FISHLER, ET AL

PETITIONERS

VS.

EQUITY NO. 33,586

URBANA 80 LIMITED PARTNERSHIP

RESPONDENT

* * * * *

ORDER

Upon Respondent's Motion for Remand Hearing, such hearing having been held on June 25, 1986, and the evidence, opinion of the Court of Special Appeals and argument of counsel having been considered, it is this 27th day of June, 1986, by the Circuit Court for Frederick County, Maryland,

ORDERED, by the consent of the parties, that Petitioners shall release unto Respondent free and clear title to that 64.012 acres of the subject property as is shown on a plat drawn by Roethenhofer Engineers, Inc. drawing no. 851-208, (which plat was attached to Respondent's request for remand hearing), modified as follows: From point 27 as shown on such plat, a line shall be drawn Eastwardly to intersect at such point on that line designated thereon as North 42 degrees 55 minutes 23 degrees West, 2589.88 feet, as shall compute to provide 64.012 acres of land. The parties shall engage Roethenhofer Engineers to make such modification, and to prepare a plat based upon such modification, such plat to designate the subject 64.012 acres. The cost of such modified plat shall be borne by Petitioners. And it is further

ORDERED, that as a condition to the foregoing release, Respondent, shall be responsible for 64/164th of all accrued taxes and interest outstanding on the subject property, including the 1982-83 taxes previously paid by Petitioner. Upon tender of