and died without having in any manner revoked the same and in and by said last will and testament did Constitute and appoint a certain Grayson Eichelberger executor of said last will & testament and did authorize and empower him to sell and dispose of all his Real estate, and Whereas the said Grayson Eichelberger as such executor did in pursuance of said last will and testament and of an order of the orphans Court of Frederick County on the sixth day of July 1850 sell and dispose of to the said Henry Neydorff the property hereinafter described and Conveyed at and for the sum of $120 and Whereas said sale was reported to and duly Ratified and Confirmed by the Orphans Court of Frederick County and the whole of the purchase money has been paid by said Henry Neydorff to said Grayson Eichelberger and Whereas Charles Rutherford one of said trustees lately departed this life leaving said Edward Shriver his surviving trustee and the said Grayson Eichelberger as executor as aforesaid has fully paid and Satisfied to said Edward Shriver the whole balance of the purchase money due from Doctor Mark Bishop for said land and Whereas by a decree of the Frederick County Court sitting as a Court of Equity bearing date the eleventh day of September 1850 and passed in the above recited Cause on the petition of said Henry Neydorff and Grayson Eichelberger setting forth the above recited facts the said Edward Shriver as surviving trustee was ordered to make a good and valid deed of Conveyance for the property hereinafter described and Conveyed to said Henry Neydorff. Now this Indenture Witnesseth that the said Edward Shriver for and in Consideration of the premises and of the further sum of five dollars Current money in hand paid at and before the sealing and delivery of these presents the receipt whereof is hereby acknowledged hath given granted bargained and sold aliened enfeoffed released Conveyed And Confirmed and by these presents doth give grant bargain and sell alien enfeoff release Convey and Confirm unto the said Henry Neydorff his heirs and assigns all that tract of Mountain land called Fuldena Containing 67 1/3 acres more or less which was heretofore Conveyed by Michael Fort to Charles Schley by deed bearing date the 20th day of December 1807 and recorded in Liber W.R. No 33 folios 211 &c and was afterwards Conveyed by Joseph Schell Trustee for the sale of the Real estate of Charles Schell to Benjamin Rutherford by deed bearing date the 22d day of October 1824 and duly recorded in Liber L. B. No 21 folios 157 &c one of the land records of Frederick County for a full and particular description of said tract of land reference being thereto had will at large appear To have and to hold to above described tract of Mountain land with all and singular the buildings improvements ways waters water Courses rights members privileges advantages and appurtenances thereunto belonging or in any wise appertaining unto the said Henry Neydorff his heirs and assigns forever In testimony whereof the said Edward Shriver has hereunto set his hand and affixed his seal the day & year first herein before written