

and running thence with said road two following courses North 52° East 6 perches to a stone North 74° E 0 1/2 perches to a stone placed, at the end of a stone fence being the division fence between the land of the above named Henry Smith and the piece of land now conveyed to the said John W Smith and with said fence South 13° West 7 perches to the beginning containing 40 perches more or less of land, and the said John Smith covenants that he will warrant the said piece of land with the appurtenances against the claims of all persons whomsoever and the said John Smith covenants that he will execute such further assurance or assurances as may be requisite

Witness my hand and seal this 24th day of August in the year 1867.

John W Smith 

State of Maryland Frederick County to wit:

I hereby certify that on the 24th day of August in the year 1867 before me the subscriber a Justice of the Peace of the State of Maryland in and for Frederick County personally appeared John Smith and did acknowledge the foregoing deed to be his act.

Acknowledged before

George W Howe J P

I hereby certify that the foregoing is a true copy of the original Deed as recorded in Liber D. of No. 1 folio 834 One of the Land Records of Frederick County.

In testimony whereof I hereunto subscribe my name and affix the seal of the Circuit Court for Frederick County this 2nd day of May A D 1873.

Charles Mantz
Clerk.

Filed May 5. 1873



Exhibit No. 5

March 5 1873

This Mortgage made this 9th day of May in the year 1868 by John W Smith and Sarah E Smith of Frederick County, State of Maryland Witness that for and in consideration of Eighty five dollars due and owing to Thomas W Crampton of Washington County, and State of Maryland for which sum I have given my note May 8th 1868 payable on or before the 1st day of April 1870 and for the purpose of securing the said note and interest we John W Smith and Sarah E Smith do grant unto Thomas W Crampton a House and Lot of ground being situate lying and being in Frederick County and State aforesaid It being the same piece of land which was conveyed to us by John Smith Jr said piece of land adjoins the lands of Henry Smith, John Smith Jr and lying immediately on the public road leading from the summit of the Blue Ridge Mountain at Cramptons Gap to Middletown in Frederick County and contains 40 1/2 more or less of land also for the further securing of said Tho W Crampton of the above named sum of Eighty five dollars with interest we the said John W Smith and Sarah E Smith do grant unto said Tho W Crampton all of our household goods and Chattels consisting of Beds, Tables, Chairs, Stoves, Pots, Buckets, Pikes and Axes Provided that if they the said John W Smith and Sarah E Smith his wife shall pay to him the said Tho W Crampton the within named sum of Eighty five dollars with interest thereon on or before the 1st day of April 1870 then these presents shall be void and of no effect otherwise to remain in full force and