

No 5375 Equity.

to get a convenient Road over the same for the purchasers of Lots Nos 11, 12, 13 & 14, as shown in said Plat to haul the Timber from said lots to the public Road shown on said Plat on the South side of Lot No. 15, and the said Jones & Farquhar have agreed that if your Petition would convey to them all claim of the parties to this cause to said two Acres & Eleven perches of land in dispute, that they, the said Jones and Farquhar would grant a right of way over their land lying on the East of said Lots to the "Buffalo Road", for the benefit of the purchasers of said Lots and believing that such easy and accessible right of way would greatly enhance the Value of said Lots and increase their selling Price Your Trustees agreed with said Jones and Farquhar to that effect, provided Your Honors would authorize Your Trustees to make such agreement.

Report of Sales

28. That the Value of said Lots consists chiefly in the Timber on the same and Your Trustees believe that such right of way is of greater value to the Estate than the said Two Acres and Eleven Perches, even if the Title to the same was free from dispute, and Your Trustees as far as they were able to do so consulted the parties in interest as to such exchange and they approved of and advised the same.

29. That the parties Plat filed herewith marked Exhibit No. 1. "B" with the explanatory notes thereon as read by William R. Curry, Surveyor, shows how said lines lay and the proposed right of Way is prayed to be taken as part of this Report.

30. That the whole Amount of said Sales aggregate the sum of Ten Thousand Six hundred and sixty Three dollars and Twenty One & One half cents (\$10,663.21 $\frac{1}{2}$), but if your Honors authorize your Trustees to convey to said Jones & Farquhar the said two Acres and eleven perches which are in same should be deducted from said Lots in the proportion the same is included in each lot as by the plat, and which would make a small reduction in the Gross amount of the Sales.

31. That Your Trustees sold said Lots 11, 12, 13, & 14 upon the Condition that they should have said right of way, which was fully explained upon the day of Sale, and Your Trustees pray Your Honors to give them the Authority to make the said exchange with said Jones & said Farquhar for the reasons before stated.

All of which is respectfully Submitted.

Peter Lugenbeel

Milton G. Viner

Trustees

State of Maryland, Frederick County, Set:

On this 15th day of February A. D. 1888, before me Clerk of the Circuit Court for Frederick County for Frederick County personally appeared Peter Peter Lugenbeel & Milton G. Viner, Trustees, and made Oath in due form of Law that the matters and things stated in the foregoing Report of sale are true to the best of their knowledge and belief and the sales therein reported were