No. 5031. Equity.

also one other part called the third time Parking containing 103 acres, To have and to hold the said lands tenements hereditaments & real Estate situate as aforesaid either in Frederick or Washington Counties & State of Maryland and all the right title estate & interest in possession reversion or remainder of them the said Philip Kuhn & Mary Kuhn either in law or in equity thereon or thereto unto the said Jonathan D. English his heirs & assigns to & for the uses trusts & purposes following & to & for no other use intent or purpose that is to say in trust that the said Jonathan D. English & his survivor may sell & dispose of all or any part of the said estate land & premises at public or private sale for Cash or on Credit as he may judge most expedient & the proceeds of said sales to apply to the paying & discharging all the just debts & Claims that is owing by me both principal & interest & Costs of suits with power & Authority to Contest such as are not just fair & equitable. Secondly to secure & indemnify the said Jonathan D. English of any loss or damage that he might sustain on my Acct. & likewise all Costs Charges & Fees to Counsel & Expenses incurred & paid in Virtue of this deed of trust or that may hereafter accrue or be expended in the Execution thereof & lastly after paying all the expenses & just debts of the said Philip Kuhn & deducting his Commissions from the proceeds of the said sales so as aforesaid the surplus after satisfying the aforesaid trusts whether the same consist of real estate bonds or money in trust to pay transfer & set over to him the said Philip Kuhn & Mary Kuhn or their lawful heirs or assigns agreably to the Act of Assembly in such Case made & provided. In witness whereof the said Philip Kuhn & Mary Kuhn hath hereunto subscribed their names & affixed their seals the day & year first hereinbefore written

Signed Sealed & delivered in the presence of Sol Fonnest, George Buckman

Philip his X mark Kuhn (seal)
Mary her X mark Kuhn (seal)

State of Maryland Frederick County, Sct.

Be it remembered that on this 28 day of August 1846 before the subscribers two Justices of the Peace of the said State in & for the County aforesaid personally appeared Philip Kuhn & Mary Kuhn parties to the foregoing indenture whom the subscribers hereby of their own knowledge to be the identical person named & described in the foregoing indenture & professing to be the rightful owners of the same & acknowledged the said indenture to be their act & deed according to the true intent & meaning of the same agreable to the act of Assembly in such case made & provided.—

Acknowledged before & Certified by
Solomon Fonnest George Buckman

State of Maryland Frederick County, to wit.

I hereby certify that the above and aforegoing is a true Copy of the Original Deed of Trust from Philip Kuhn and Mary Kuhn to Jonathan D. English as recorded in Liber W.B.T. No 3 folio 350 &c One of the Land Records of Frederick County.

In testimony whereof I have hereunto subscribed my name and affixed the Seal of the Circuit Court for Frederick County this 23rd day of June A.D. 1885.

PLACE OF SEAL

Adolphus Rouzhake Jr Clerk

Filed July 6th 1885.