

NO 8359 Equity.

Exhibit No. 1.

Filed May 17, 1910.

At the request of Lester S. Birby the following Mortgage is received for record and recorded October 18th. 1909. at 11.35. O'clock A.M.

Test: Samuel T. Hoaffner.

This Mortgage, made this 18th day of October ^{last} year nineteen hundred and nine, by us Harry C. Stimmel and Bessie O. Stimmel his wife both of Frederick County, State of Maryland, in consideration of the execution of these presents has agreed to endorse promissory note of the said Harry C. Stimmel payable to the Thomomah National Bank, for an amount not exceeding at any one time, the sum of fifteen hundred dollars (\$1500.00) for the accommodation of the said Harry C. Stimmel and to renew said endorsements, from time to time, at said Bank, whenever requested by the said Harry C. Stimmel within the limit of fifteen hundred dollars, aforesaid, during a period of three years from the date of these presents.

Now therefore this Mortgage, Witnesseth; that for and in consideration of the promise and the sum of one dollar, the said Harry C. Stimmel, and Bessie O. Stimmel, his wife, do hereby grant and convey unto the said Lester S. Birby all those tracts or parcels of land situate, lying and being in the town of Thomomah, Frederick County, State of Maryland, particularly described as follows: All those tracts or parcels of land situate, lying and being in the town of Thomomah, Frederick County, State of Maryland, designated as lots 4, 5 and 6, in the division of the lands, of Henry Rouser now deceased and by metes and bounds in a deed from William J. Black to the said Harry C. Stimmel and Bessie O. Stimmel his wife, bearing date the 28th day of April A.D. 1908, recorded and filed, duly recorded in Liber S. T. L. No. 272, Folio 196, &c, One of the Land records of Frederick County, together with the improvements thereon, and the rights and appurtenances thereto belonging or in any wise appertaining to have and to hold the above granted property unto the said Lester S. Birby, his heirs and assigns forever in fee simple. Provided, that if the said Harry C. Stimmel shall pay or take up, at or before maturity the promissory note aforesaid endorsed notes aforesaid

of at page, recorded date with hundred said your person your all entitled

in the the Maryland only due and in are and made

for holding in 1910. before of day

will be transferred to the town of