No.8315 EQUITY

Trustees Report of Sale.

Robert Biggs et al .	"	In the Circuit Court
Vs.	"	Of.
Wm.H.Biggs et al.	"	Frederick County In EQUITY.

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To the Honorable the Judges of the Circuit Court of Frederick County Sitting in Equity; The report of Jacob Rohrbach and Robert Biggs,trustees,appointed bya decree of this Court,passed in the above-entitled case to make sale of certain Real Estate therein mentioned,respectfully represents;

That after giving bond,with security,for the faithful performance of their trust and after having complied with all of the other prequisites required by law and the said decree,your trustees agreed to sell to James H.B.Ogle subject to the ratification of the Court all of that part of the land mentioned in the above entitles case which is fully and particularly described as follows;

Beginning for the same at a stone planted on the north side of the road leading from Rocky ridge to Hagerstown,and at the point where the said road crosses the Western Maryland Railroad and running thence along the north side of said road S.67°E.13.25 perches to a stone planted on the east side of a small watercourse thence N.50°E.5.6 perches to a stone on the west side of the said watercourse;thence binding on another course S.75°E.16 perches to a stone;thence still binding of said watercourse S.88°E.10.55 perches to a stone on the west side of a road leading from said public road herein before mentioned to the station of the Western Maryland Railroad at Rooky Ridge;thence thence binding on the edge of the said road leading to said station N.4°E.10.25 perches to a stone planted about 15 feet north of the north fence surrounding the lawn of the property now being described;thence parallel with said north fence S.89¼°W.10.57 perches to a stone planted opposite the nath-west corner of the barn erected on the lot now being described;thence N.2¼°E.4 perches to a stone planted at the foot of the embankment of the Western Maryland Railroad;thence along the foot of the said embankment S.77¼° W.34.75 perches to the place of beginning. Containing One Acre Three Roods and Twenty-nine Perches of land,more or less,

Together with the buildings and improvements thereon and the rights and ways thereto belonging;subject,nevertheless to the following restrictions and agreements which are to be inserted in the deed from the said trustees to the said Ogle and to bind the said property in the hands of said Ogle,his heirs and assigns,that is to say;

1st. That no salon shall ever be opened or conducted upon the property above described or any part thereof,and that no spiritous or intoxicating liquors shall ever be sold on the said property or any part thereof.

2nd. That the said James H.B.Ogle shall do no act to obstruct the use of the water - course running along the south side of the property herein described,for purposes of drainage from the property of the late James S.Boggs and the other properties of the grantors binding thereon; the right of drainage in the said watercourse being expressly reserved unto the said grantors for the use and benefit,in common,of all the property binding thereon.

3rd. That the said James H.B.Ogle,his heirs and assigns,shall not,so long as the wagon scales located on the warehouse lot,shall continue to be used in connection with the said lot,extend the fence or any of the improvements on the lot herein described north of the linenow represented by the fence surrounding the lawn of the said property.