

Fifty Dollars (\$650.00), and the said Trustee took from the said purchasers their written acknowledgment of purchase, which is herewith filed and marked "Exhibit Acknowledgment Stunkle", and prayed to be taken and considered as a part hereof, and the said purchasers have also paid to your Trustee a deposit of Two Hundred Fifty Dollars (\$250.00) to insure compliance with the terms of sale.

Third: That it was the intention of your Trustee to advertise and sell a certain lot and parcel of ground in the village of Point of Rocks, Frederick County, State of Maryland, of which the late Edward F. Fry died seised and possessed, and in the dwelling house erected on the said lot he resided at the time of his death, and it was the intention of the said purchasers to purchase said lot or parcel of ground so improved with the said dwelling house; that in preparing the Bill in this case and the advertisement of sale, the said lot of ground was described as "Lot No. 11 on the plat filed in No. 7439 Equity, in the Circuit Court for Frederick County, in Equity, containing 42 square perches of land more or less, together with the rights of way appurtenant thereto, all of which was conveyed to the said Edward F. Fry by Alice C. Nichols, widow, by deed bearing date on the thirtieth day of April, 1918, and recorded in Liber No. 324, Folio 458, one of the Land Records of Frederick County, in which said deed the said lot is more particularly described", a certified copy of the said deed being filed with the Bill of Complaint and marked "Exhibit No. 2"; that it was believed by your Trustee and the other parties interested that the said deed mentioned conveyed the aforesaid lot of ground with the improvements thereon, of which the said Edward F. Fry died seised and possessed and in which he resided at the time of his death; but that since the said sale your Trustee has learned that the lot or parcel of land so described was conveyed away by the said Edward F. Fry and Sarah E. Fry, his wife, to Edward L. Blessing and Addie C. Blessing, his wife, by deed bearing date on the twenty-seventh day of December, 1920, and recorded in Liber No. 333, Folio 512, one of the Land Records of Frederick County, and that the said Edward F. Fry did not die seised and possessed of the same; and that the said lot is now owned and the dwelling thereon occupied by the said Edward L. Blessing and Addie C. Blessing, his wife, the said Addie C. Blessing being a daughter of the said Edward F. Fry, and with her husband being parties to these proceedings; and your Trustee has further learned since the said sale that the lot of ground with the improvement thereon of which the said Edward F. Fry died seised and possessed, was conveyed unto the said Edward F. Fry, under the name of Edward Frye, by the said Alice C. Nichols and John W. Nichols, her husband, by deed bearing date on the twentieth day of October, in the year 1910, and recorded in Liber H. W. B. No. 294, Folio 137, one of the Land Records of Frederick County, a certified copy of which is herewith filed and marked "Exhibit Deed No. 1", and prayed to be taken and considered as a part hereof; that the said deed dated October 20, 1910 conveys a certain lot in the Village of Point of Rocks, "fronting forty-four feet on Clay Street and running back to an alley in the rear of said premises with the right of the use of said alley, beginning for the lot hereby intended to be conveyed at the intersection of Bank and Clay Streets on the Northwest corner thereof and running by and with the said Clay Street in a Westerly direction forty-four feet to a point thirty-six feet from the divisional line between the lot obtained by Alice C. Nichols from Lloyd D. Smoot and wife, in the lot owned by Alice C. Nichols, being the lot of sixty feet front on Clay Street which was conveyed to said Alice C. Nichols, by deed from Hanson B. Carter, et al., and running thence North through the last mentioned lot with an even width of thirty-six feet from the divisional line of the lot of Smoot and wife, to said Alice C. Nichols, and the lot conveyed by Carter, et al., to said Alice C. Nichols to the South side of an alley in the rear of said lot; thence by and with the Southern margin of said alley to the West side of Bank Street aforesaid, and thence by and with the west margin of Bank Street to the place of beginning. Being all of that lot which was conveyed to the said Alice C.