

form of law that the matters and facts set forth in the foregoing petition and Report of Sale are true to the best of his knowledge, information and belief, and that the sale therein reported was fairly made.

Given under my hand the date before written.

Ellis C. Wachter
Clerk of the Circuit Court for Frederick County.

Filed December 5, 1938.

	Exceptions to Ratification of Sale.	
Lydia S. R. Snyder	"	No. 13,825 Equity
vs.	"	In the Circuit Court
Marcie F. Watkins, husband, et al	"	for Frederick County.
	"	In Equity.

TO THE HONORABLE, THE JUDGES OF SAID COURT:

The Exceptions of J. Russell Boyer and Ettie May Boyer, his wife, who are parties to the Contract of Sale Exhibit D, filed in this cause, as the purchasers of the real estate mentioned therein, respectfully except to the ratification of the sale herein reported, for the following reasons, viz:

And for their Exceptions say:

1. That the exceptants are the parties named in the Contract of Sale Exhibit D as the purchasers thereof at and for the sum of \$2200.00, and are willing to pay the balance due according to the terms of said Contract, providing a fee simple and marketable title may be conveyed to them.

2. That for cause of these Exceptions to the ratification of said sale, these exceptants say, - That by reason of a certain Lease, which is filed herewith as Exhibit "Lease", and prayed to be taken and considered as a part hereof, dated the 8th day of October, in the year 1870, and which yet exists in full virtue according to the terms thereof, that the same is a cloud upon the title to the lands described in Exhibit D, and that by reason thereof, these Exceptants cannot obtain a fee simple and marketable title to said lands by accepting a deed from the Trustees in this cause, unless your Honorable Court may decree that Exhibit "Lease" is now null and void, or that it constitutes a deed of conveyance of said lands in fee simple.

Wherefore these Exceptants pray your Honors:

That your Honorable Court may pass such decree in the premises as may be agreeable to the law and in Equity, and that they will abide by and perform such decree as may be passed therein.

Respectfully submitted,

D. Princeton Buckey
Solicitor for Exceptants.

Filed December 12, 1938.

Exhibit "Lease"
filed with Exceptions.

United States
50 50
Inter. Revenue

This lease made this 8th day of October in the year eighteen hundred and Seventy, between Jacob Engle of Frederick County, in the State of Maryland, and Jesse Simmons, of said county and State, Witnesseth That The said Jacob Engle doth lease unto the said Jesse Simmons, his personal representatives and assigns, all Lot or parcel of ground and premises, lying in Frederick County being part of a tract of land called Pretty Sally and part of a tract of land called the "Resurvey on Hobb's Purchase" and containing the quantity of one hundred & forty-two acres, it being the same piece or parcel of land which was conveyed to the said Jacob Engle by The Testament and Last Will of Jesse Engle executed