

which this right is granted to the extent of any soil erosion. It being expressly stipulated and agreed, as a part of the consideration of this deed, that the grantor, her successors and assigns, whether by deed or by operation of law, hereby reserve and shall have the right at any future time, and from time to time, to (1) erect and maintain retaining walls along said streets, or any part of said streets, in lieu of said slope, the type and construction of said walls to conform to all reasonable requirements and specifications of said City; and/or (2) grade or fill the property fronting on said streets, or any part thereof, to approximately street grade; and upon the erection of said walls, the making of said fill, or grade, the rights herein granted to said City for sloping the banks of said streets shall cease and terminate as to said property, or that part thereof on which said retaining walls have been erected, or grading or filling shall have been done, and likewise the obligation of said City to maintain said slopes shall cease.

IN WITNESS WHEREOF, I have set my hand and seal the day and year first above written.

WITNESS: H. M. Woodward  
H. M. Woodward

Francis R. Biser (SEAL)  
Francis R. Biser,  
Attorney in Fact for Cora B. Biser.

STATE OF VIRGINIA, CITY OF NORFOLK, to-wit:

I HEREBY CERTIFY that on this 12th day of February, 1952, before me, the subscriber, a Notary Public, duly commissioned and qualified, in and for the State and City aforesaid, personally appeared Francis R. Biser, Attorney in Fact, under a Power of Attorney from Cora B. Biser, who is personally known to me, and acknowledged the foregoing Deed to be his act and deed for the purposes therein set forth.

WITNESS my Hand and Notarial Seal.

Place of  
Notarial  
Seal

E. M. Barrett  
E. M. Barrett  
Notary Public

My Commission expires February 15, 1953.

STATE OF MARYLAND, FREDERICK COUNTY, TO-WIT:

I hereby certify that the foregoing is a true copy of the original Deed from Francis R. Biser, Attorney in Fact to City of Frederick, as recorded in Liber No. 501, Folio 5 &c., one of the Land Records of Frederick County, Maryland.

Place of  
Court  
Seal

In Testimony Whereof, I hereunto subscribe my name and affix the Seal of the Circuit Court for Frederick County, at Frederick, Maryland, this 28 day of August, A. D., 1952.

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

Filed August 28, 1952

EXHIBIT NO. 4

At the request of Arie R. Routzahn the following Mortgage is received for record and recorded Nov. 15, 1949 at 1:25 o'clock P. M.

Test: Ellis C. Wachter, Clerk.

State of Md.  
\$7.70  
Recordation Tax

THIS MORTGAGE made this 15th day of November, 1949, by me, Francis R. Biser, Attorney in fact of Cora B. Biser, to Arie R. Routzahn, of Frederick, Maryland, WITNESSETH:

Whereas the said Francis R. Biser was by Cora B. Biser appointed attorney in fact for her by a power of attorney dated the 28th day of November 1938, which power of attorney is duly recorded in Liber 414, folio 393, etc., one of the Land Records for Frederick County, Maryland, whereby Francis R. Biser was appointed a true, sufficient and lawful attorney irrevocable for her and in her place and stead to sell, exchange, grant, convey, lease and in all other manner to dispose of, charge and manage any of her real estate or leasehold property then belonging to her, and