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mentioned owned by the Complainant and Defendants are lots and parcels forming a part of said original development, and on said plat The Frederick City Manufacturing and Development Company designated an alleyway twenty feet wide running from the North side of South Street to the South side of All Saint Street, and dedicated it to public use, and thereafter sold lots binding on said alley, some of which lots are the real estate herein described belonging to the Complainant and Defendants.

(5) That the said Defendants have and are erecting and maintaining in the bed of the twenty foot alley hereinbefore mentioned, which said alley has been dedicated to public use and by deeds aforesaid the Complainant is entitled to use together with others, and which alley has been opened to public use and used, but not paved, certain obstructions, to wit: a cement foundation and cement-block building, and said obstruction prevents and renders impossible the use of said alley as a highway, thoroughfare or right of way by the Complainant and by all others having the right to use said alley.

(6) That this Complainant further says that they are advised that the legal effect and operation of the conveyances aforesaid, giving the right to use said twenty foot alleyway, the establishment of the alley by duly recorded plat, and the sale of lots binding thereon, dedicated to the public the use of the bed of said alley as a highway, and that said alley should remain forever a free, open and public highway, and that each of the owners of the several lots binding thereon, including the Complainant, has a right to insist, as against the Defendants, that the said alley should be and remain forever a free, open and public highway; and this Complainant avers that the said Defendants have and claim no right to the bed of said alley in which they have and are building their said buildings and obstructions, and further avers that said