

THIS DEED OF RELEASE made this 8th day of May, 1963, by and between the State Roads Commission of Maryland, acting for and on behalf of the State of Maryland, party of the first part, and J. Millard Tawes, Governor of Maryland, Louis L. Goldstein, Comptroller of Maryland, and John A. Lothmeyer, Treasurer of Maryland, constituting the Board of Public Works of Maryland, party of the second part, hereinafter sometimes called the Grantors, and John A. Summers and Richard E. Summers, Executors of the estate of Grace R. B. Summers, deceased, parties of the third part, hereinafter sometimes called the Grantees.

WHEREAS, the State Roads Commission of Maryland proposed to make certain improvements to U. S. #40 - From alternate U. S. #40 to Top of Brodbeck Mountain, which would have required the acquisition of certain lands, easements and rights from the property of Grace R. B. Summers as shown on State Roads Commission Plats Nos. 8937 and 8938, and

WHEREAS, in the furtherance of its plans for the proposed improvements to Alternate U. S. Route #40, said plats were recorded among the State Roads Commission of Maryland Plat Records of Frederick County, Maryland, and

WHEREAS, at a later date after the recording of the said plats as aforesaid, the plans for said project were changed so that only an easement for drainage and a stream change easement were necessary to be acquired from the said property of Grace R. B. Summers as shown on State Roads Commission Plats Nos. 8936 and 9449, and

WHEREAS, the said Grace R. B. Summers executed two deeds to the State of Maryland, to the use of the State Roads Commission of Maryland, conveying the aforesaid easements, which said deeds are recorded among the Land Records of Frederick County, Maryland, in Liber 496, folios 86 and 88, and

WHEREAS, the said Grace R. B. Summers is now deceased, and in the settlement of her estate a purchaser has been obtained and the sale having been reported to the Orphan's Court of Frederick County and is now due for ratification by said Court, and

WHEREAS, no monies were ever paid the said Grace R. B. Summers for the lands proposed to be acquired by Plats Nos. 8937 and 8938, and

Contract F-496-1-615
R/W Item 21724