

NO. 20385 EQUITY
IN THE CIRCUIT COURT FOR FREDERICK
COUNTY, MARYLAND, IN EQUITY

RICHARD E. SUMMERS, R.F.D. #5, Frederick, Maryland, and JOHN A. SUMMERS,
R.F.D. #5, Frederick, Maryland, EXECUTORS OF THE ESTATE OF GRACE R. B.
SUMMERS, late of Frederick County, Deceased,
COMPLAINANTS,

vs.

JOHN D. WHITE and IRENE G. WHITE, his wife, 300 Upper College Terrace,
Frederick, Maryland, and
JOHN B. FUNK, Chairman, PAUL J. BAILEY, HARLEY P. BRINSFIELD, WILLIAM B.
OWINGS, LANSDALE G. CLAGGETT, THOMAS N. KAY and JOHN J. McMULLEN, being the
STATE ROADS COMMISSION OF MARYLAND, acting for and on behalf of the State of
Maryland, State Office Building West Preston Street, Baltimore, Maryland,
DEFENDANTS

ANSWER

THE ANSWER OF JOHN D. WHITE AND IRENE G. WHITE, HIS WIFE, TO THE PETITION
FILED AGAINST THEM IN THE ABOVE ENTITLED CAUSE.

Answering the said Petition, the said John D. White and Irene G. White, his
wife, answer and say:

FIRST: That your Respondents acknowledge that this suit is brought under
the provisions of the Uniform Declaratory Judgments Act, being Article 31A of
the Annotated Code of Maryland.

SECOND: Answering the Second Paragraph of said Petition, your Respondents
believe that the Petitioners are the duly qualified and appointed Executors of
the Last Will and Testament of Grace R. B. Summers, deceased, and your Respondents
did enter into the contract of sale marked Exhibit A, with the Petitioners as
Executors.

THIRD: Answering the Third Paragraph of said Petition, your Respondents
admit that they are the contract purchasers of the real estate described in the
said Exhibit A. Your Respondents say that by the said Exhibit A, the Vendors
agreed to prepare at their own expense a proper deed or other conveyance of the
property and improvements thereon "which shall convey a good and marketable title
free and clear of all liens and incumbrances, which title is now vested in the
Vendors signatory hereto and none other." That the contract further provided
"if a survey be considered desirable by buyers they agree to pay up to the first