

NO. 20,385 EQUITY

IN THE CIRCUIT COURT FOR FREDERICK COUNTY, MARYLAND

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 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

AMENDED PETITION

TO THE HONORABLE, THE JUDGES OF SAID COURT:

Richard E. Summers and John A. Summers, Executors of the Estate of Grace R. B. Summers, late of Frederick County, deceased, by Edward D. Storm, their Solicitor, respectfully represent:

1. That this Petition is brought under the provisions of the Uniform Declaratory Judgments Act, being Article 31A of the Annotated Code of Maryland.

2. That your Petitioners are the duly appointed and qualified Executors of the Last Will and Testament of Grace R. B. Summers, deceased, and as such they entered into a contract for the sale of said decedent's real estate located along U. S. Route Alternate 40, being also known as the road to Old Braddock, and a copy of said contract is filed herewith as Exhibit "A" and prayed to be taken as part hereof.

3. That prior to closing said transaction, the contract purchasers had a survey and title search made and all appears clear and satisfactory except for the fact that two Plats, being numbers 8937 and 8938, are in file among the Maryland State Roads Commission Plats in the office of the Clerk of your Honorable Court and the contract purchasers' surveyor has prepared a plat summarizing the said State Roads Commission Plats and showing a solid black line through the front of the old dwelling which is the

EDWARD D. STORM
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