

subject of the contract Exhibit "A", and a copy of said surveyor's plat is filed herewith, marked "Exhibit "B", and prayed to be taken as part hereof.

4. That your Petitioners are advised, and so believe, and allege, that the Maryland State Roads Commission recorded their Plats Nos. 8937 and 8938 (summarized in Exhibit "B") at a time when they planned to purchase certain parts of the Summers property in the widening and improving of Alternate Route #40, but these plans were abandoned and the owner of said property, the said Grace R. B. Summers never deeded and the State Roads Commission never condemned any part of the property which is the subject of Exhibit "A", but said Plats have never been withdrawn from record and are still in the office of your Honorable Court's Clerk.

5. That the contract purchasers, through their solicitor, have refused to comply with the terms of said contract Exhibit "A", saying that the State Roads Commission Plats on record constitute a cloud on the title and show that the State Roads Commission claims certain rights in the front part of the house owned and occupied by the said Grace R. B. Summers during her lifetime, and that there is no land for access to said dwelling in front of it and between it and the State Road.

6. That an actual controversy exists between your Petitioners, ~~████████████████████~~ and the Maryland State Roads Commission so that the antagonistic claims present between the parties indicate imminent and inevitable litigation; that your Petitioners assert their right and title to the entire dwelling and to at least enough land in front of said dwelling and between it and Alternate Route #40 to give convenient access to said dwelling, and they assert their legal right to convey said property free and clear of encumbrances; and the Maryland State Roads Commission, while releasing all that they planned to take under said Plats refuses to acknowledge that they do not claim some interest in the land north of said solid black line running through the dwelling as shown on said plat; and it appears that a

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