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Eastern Shore Title Company 114 North West Street, P. O. Box 857 Easton, Maryland 21601 Phone: 410-820-4426 Fax: 410-820-4429 Website: www.easternshoretitle.com e-mail: info@easternshoretitle.com

This Deed, Made this 28th day of January, 2005, by EDWARD G. BEIMFOHR and SALLY ENGELHARD PINGREE, Trustees of The Maryland Property Trust Agreement dated June 1, 1992, Grantors, and SCOTT M. FASSBACH, Grantee.

## Bitnesseth:

THAT FOR AND IN CONSIDERATION of the sum of ONE MILLION NINE HUNDRED FIFTY THOUSAND DOLLARS and 00/100 (\$1,950,000.00) and other good, valuable and sufficient consideration, in hand paid, the receipt of which is hereby acknowledged, the said EDWARD G. BEIMFOHR and SALLY ENGELHARD PINGREE, Trustees of The Maryland Property Trust Agreement dated June 1, 1992, do hereby grant and convey unto the said SCOTT M. FASSBACH, his heirs, personal representatives and assigns, forever, in fee simple, all the hereinafter described property:

ALL that lot, piece or parcel of ground situate, lying and being in the Second Election District, Talbot County, Maryland, and more particularly described as DEED PARCEL 2, TAX MAP PARCEL 1, 15.662 ACRES +/- upon a Plat entitled: "A REVISED PLAT OF 'ASBURY', IN THREE PARCELS, IN THE SECOND ELECTION DISTRICT, TALBOT COUNTY, MARYLAND, TAX MAP 46, GRID 1, PARCEL 1 & 2", dated May 30, 2003, prepared by Lane Engineering, Inc., and recorded among the Plat Records of Talbot County, Maryland in Plat Liber No. 81, folio 349; and is described as follows in a Deed dated September 29, 1982 from William T. Hunter, Jr. and Charles F. Benson to Sumner Pingree and Sally Pingree and recorded among the Land Records of Talbot County, Maryland in Liber No. 567, folio 691:

BEGINNING for the same at a Point on the shore of Broad Creek, said Point being the southwesterly corner of the herein described land, and from said Place of Beginning running by and with the mean high-water line of said Broad Creek and the many meanderings thereof, generally, the following four courses and distances: (1) North 49 degrees 35 minutes 07 seconds East 171.72 feet; thence (2) North 01 degrees 16 minutes 52 seconds East 313.08 feet; thence (3) North 02 degrees 10 minutes 04 seconds East 317.23 feet; thence (4) North 13 degrees 43 minutes 30 seconds East 130.40 feet; thence by and with a new division line between the herein described land and other land of "Asbury" the following seven courses and distances: (5) South 60 degrees 44 minutes East 34 feet, more or less, to a concrete monument set; thence (6) continuing South 60 degrees 44 minutes East 561.23 feet; thence (7) South 41 degrees 48 minutes 14 seconds East 33.23 feet; thence (8) South 59 degrees 29 minutes 33 second East 283.54 feet to a concrete monument set; thence (9) North 84 degrees 35 minutes 34 seconds East 123.48 feet to a concrete monument set; thence (10) continuing North 84 degrees 35 minutes 34 seconds East 181.00 feet to a concrete monument found; thence (11) still continuing North 84 degrees 35 minutes 34 seconds East 763.85 feet to the side of the public road leading to the Royal Oak-Bellevue Road, known as Deep Neck Road; thence (12) by and with the westerly side of said Deep Neck Rod and the arc of a curve deflecting to the left, which has a radius of 147.98 feet, the chord of which bears South 60 degrees 10 minutes 36 seconds West 121.27 feet; thence by and with a new division line between the herein described land and other land of "Asbury" the following five courses and distances: (13) South 84 degrees 35 minutes 34 seconds West 659.76 feet to an iron rod set at the base of a wooden fence post; thence (14) South 14 degrees 55 minutes West 494.33 feet to a concrete monument found; thence (15) North 76 degrees 56 minutes West 400.36 feet

to a concrete monument found; thence (16) North 89 degrees 57 minutes West 588.66 feet; thence (17) continuing North 89 degrees 57 minutes West 162 feet, more or less, to the Place of Beginning.

SAVE AND EXCEPT THEREFROM a Cemetery or Burial Ground as shown on the aforesaid plat, said Cemetery being more particularly described as follows: Beginning for the same at a point which bears North 67 degrees 37 minutes 57 seconds West 396.76 feet from the concrete monument at the end of the 15<sup>th</sup> course of the above described property, and from said Place of Beginning running (1) South 12 degrees 10 minutes 17 seconds West 40.00 feet; thence (2) North 77 degrees 49 minutes 43 seconds West 52.17 feet; thence (3) North 12 degrees 10 minutes 17 seconds East 40.00 feet; thence (4) South 77 degrees 49 minutes 43 seconds East 52.17 feet to the Place of Beginning, containing 2087 square feet of land, more or less.

SUBJECT TO a 50-foot-wide right-of-way for the benefit of DEED PARCEL 1, TAX MAP PARCEL 2, as shown on the aforesaid plat, leading to Deep Neck Road, the northerly side of said right-of-way being more particularly described as follows: Beginning for the same at a point which bears North 84 degrees 35 minutes 34 seconds East 273.84 feet from the end of the 9th course of the above description and running North 84 degrees 35 minutes 34 seconds East 671.02 feet to the said Deep Neck Road. The aforesaid right-of-way and the terms and conditions relating to the use and maintenance thereof is more particularly described in a Right-of-Way, Easement and Shared Road Maintenance Agreement dated January 14, 2005, by and between Sally Englehard Pingree and Edward G. Beimfohr, Trustees of The Maryland Property Trust Agreement dated June 1, 1992, and White Swan, LLC, a Maryland limited liability company, and recorded among the Land Records of Talbot County in Liber M.A.S. No.1304, folio 797.

BEING part of the same property conveyed unto Sally Engelhard Pingree, \*et al, Trustees, by Confirmatory Deed from Sally Engelhard Pingree, of even date herewith, and about to be recorded among the Land Records of Talbot County, Maryland immediately prior hereto; and ALSO BEING part of the same property conveyed unto Sumner Pingree and Sally Pingree by deed from William T. Hunter, Jr. and Charles F. Benson, dated September 29, 1982, and recorded among the Land Records of Talbot County, Maryland in Liber No. 567, folio 691. \*\*also known as Joan E. A. Pingree

**Together** with the buildings and improvements thereon erected, made or being; and all and every, the rights, alleys, ways, waters, privileges, appurtenances and advantages, to the same belonging, or in anywise appertaining.

To Have and To Hold the said tract of ground and premises above described and mentioned, and hereby intended to be conveyed, together with the rights, privileges, appurtenances and advantages thereto belonging or appertaining unto and to the proper use and benefit of the said SCOTT M. FASSBACH, his heirs, personal representatives and assigns, forever, in fee simple.

And the said Grantors do hereby covenant that they have not done or suffered to be done any act, matter or thing whatsoever to encumber the property hereby conveyed; that they will warrant specially the property hereby conveyed; and that they will execute such other and further assurances of the same, as may be requisite.

As Witness the hand and seal of the Grantors, the day and year first above written.

WITNESS:

[AMULA] / J. D. LING (SEAL)
EDWARD G. BEIMFOHR, Trustee of

The Maryland Property Trust

Agreement dated June 1, 1992

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State of <u>Florida</u> County of <u>Lee</u>	, to wit:
subscriber, a Notary Pub EDWARD G. BEIMFO person whose name is sub the same for the purposes	that on this 14 day of January, 2005, before me, the lic in and for the State and County aforesaid, personally appeared.  OHR, TRUSTEE known to me (or satisfactorily proven) to be the scribed to the within instrument and acknowledged that he executed the therein contained; and further acknowledged said instruments to be penalties of perjury that the consideration recited is correct.
IN WITNESS WE	HEREOF, I hereunto set my hand and official seal.
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My Commission Expires:	COLLEEN FELONG }
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a Notary Public in and for ENGELHARD PINGRI person whose name is so executed the same for the sa	hat on this day of January, 2005, before me, the subscriber, or the State and County aforesaid, personally appeared SALLY EE, TRUSTEE known to me (or satisfactorily proven) to be the ubscribed to the within instrument and acknowledged that she he purposes therein contained; and further acknowledged said iving oath under penalties of perjury that the consideration recited
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	David C. Bryan, Esquire
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