with every of the appurtenances unto the said Enoch Levering and Andrew Barge their Heirs and assigns for ever not as Joint Tenants but Tenants in Common that is to say to Enoch Levering one equal undivided Moiety or half part and to Andrew Barge the other Equal undivided moiety or half part and to and for no other use intent or purpose whatsoever and the said Enoch Levering and Andrew Barge for themselves their Heirs Executors and administrators Do Covenant and agree with the said Richard Lemmon his heirs and assigns that they the said Enoch Levering and Andrew Barge their Heirs and assigns shall at their own proper Cost and Charges at all times hereafter Clean out and keep the ~~the~~ River or Dock open opposite their Lott on the west side thereof to the Middle or Centre of the Dock and three feet Deep at Low water Tides or Low water mark so that Vessels of that Draught of water may always pass and repass lade and unlade opposite to any part of the said Lott Provided always and it is hereby meant and intended by the parties aforesaid their Executors administrators and assigns respectively that the said Enoch Levering and Andrew Barge their Heirs and assigns shall have at all times hereafter the whole use and enjoyment of the said Lott of ground and the water thereto opposite and that no Vessel or Vessels shall Load or unload or merchandize be laden or unladen Parallel or opposite the said Lott unless with the Consent of the said Enoch Levering and Andrew Barge their Heirs or assigns and all those claiming under them or any or either of them Nevertheless this restriction is not to be extended to an Exclusive use and enjoyment of the alley or street laid out twenty feet wide bounding on the said Canal it being agreed by the said parties that the said alley shall remain as an highway in Common for the use of all persons holding Lotts or Parcels of ground on any part of the said alley or street and it is hereby expressly provided and Covenanted by and between the said parties to these presents for themselves their Heirs Executors administrators and assigns respectively that the said Richard Lemmon his heirs Executors administrators and assigns and also Daniel Bowly William West and Richard Ridgely their Heirs Executors administrators and assigns and all those claiming under any of them shall always and at all Times hereafter have full Liberty in the Centre of the said

said Dock or Canal to Pass and repass with Flats scows and other Vessels of any kind up and Down the said Dock or Canal from the River or Bason to the wharf at the head or front of the said Dock or Canal and there lade and unlade from and on the said wharf any goods wares Merchandize freely and uninterruptedly without any molestation or hindrance from the said Enoch Levering and Andrew Barge or their Heirs Executors administrators or assigns or any or either of them and it is also expressly covenanted and agreed by the said Enoch Levering and Andrew Barge for themselves their Heirs and assigns to and with the said Richard Lemmon his heirs and assigns that they the said Enoch Levering and Andrew Barge their Heirs and assigns shall and will at all times hereafter keep open an alley or street twenty feet wide Bounding on the Dock aforesaid as far as the lott aforesaid Extends or bounds thereon for the use of persons holding Lotts on the aforesaid alley or street as an highway and the said Richard Lemmon for himself his heirs and assigns Doth Covenant and agree to and with the said Enoch Levering and Andrew Barge their Heirs and assigns that the aforesaid Lott of ground and Premises with all and every the appurtenances and advantages thereunto belonging against himself the said Richard Lemmon and his heirs and all persons claiming under him them or any or either of them shall and will warrant and for ever defend

In Witness whereof they have hereunto set their hands and seals the Day and year first above written

Geo. Prestman attorney in fact for Richard Lemmon — (Seal)

Signed Sealed and Delivered in the presence of

Enoch Levering — (Seal)

Wm Wilson — Matthias Maris

Andrew Barge — (Seal)

Received the Day of the Date of the above written Indenture of the above named Enoch Levering and Andrew Barge the Sum of three hundred Pounds Current money being the full Consideration money above mentioned to be paid to me

Geo. Prestman attorney in fact for Rich. Lemmon

Witness — Wm Wilson — Matthias Maris

Baltimore County Ss — On the 23d day of December 1789 Came George Prestman attorney in fact for the within named Richard Lemmon before us two of the Justices of the Peace in and for the County aforesaid and acknowledged the within Deed or Instrument of writing to be the act and Deed of the within named Richard

(Lemmon)