

OWNER'S CERTIFICATE

WE THE UNDERSIGNED, OWNER OF THE PROPERTY DESCRIBED HEREON, HEREBY ADOPT THIS PLAN OF SUBDIVISION, DEDICATE THE STREETS TO PUBLIC USE, AND ESTABLISH THE MINIMUM BUILDING RESTRICTION LINES.

AS OWNER OF THIS SUBDIVISION, WE, OUR SUCCESSORS, AGENTS, AND ASSIGNS WILL CAUSE ALL PROPERTY MARKERS AND ANY OTHER REQUIRED MONUMENTATION TO BE SET BY A REGISTERED MARYLAND SURVEYOR IN ACCORDANCE WITH SECTION 50-24(e)(2) OF THE MONTGOMERY COUNTY CODE.

THERE ARE NO RECORDED SUITS, ACTIONS AT LAW, LIENS, LEASES, MORTGAGES, OR TRUSTS AFFECTING THE PROPERTY INCLUDED IN THIS PLAN OF SUBDIVISION. THIS PROPERTY IS SUBJECT TO ANY AND ALL EASEMENTS, RIGHTS OF WAY, AND COVENANTS OF RECORD.

MONTGOMERY COUNTY, MARYLAND
(A BODY CORPORATE AND PUBLIC)

Douglas M. Dunham 8/6/02
DOUGLAS M. DUNHAM, COUNTY EXECUTIVE

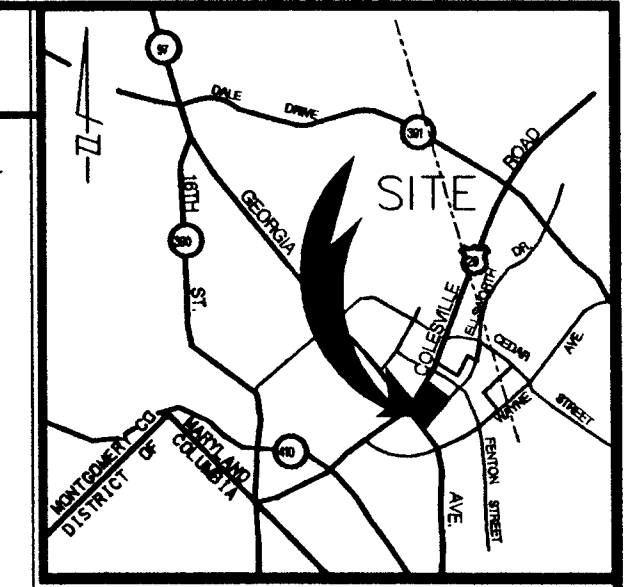
Jay Past
WITNESSES

NOTES

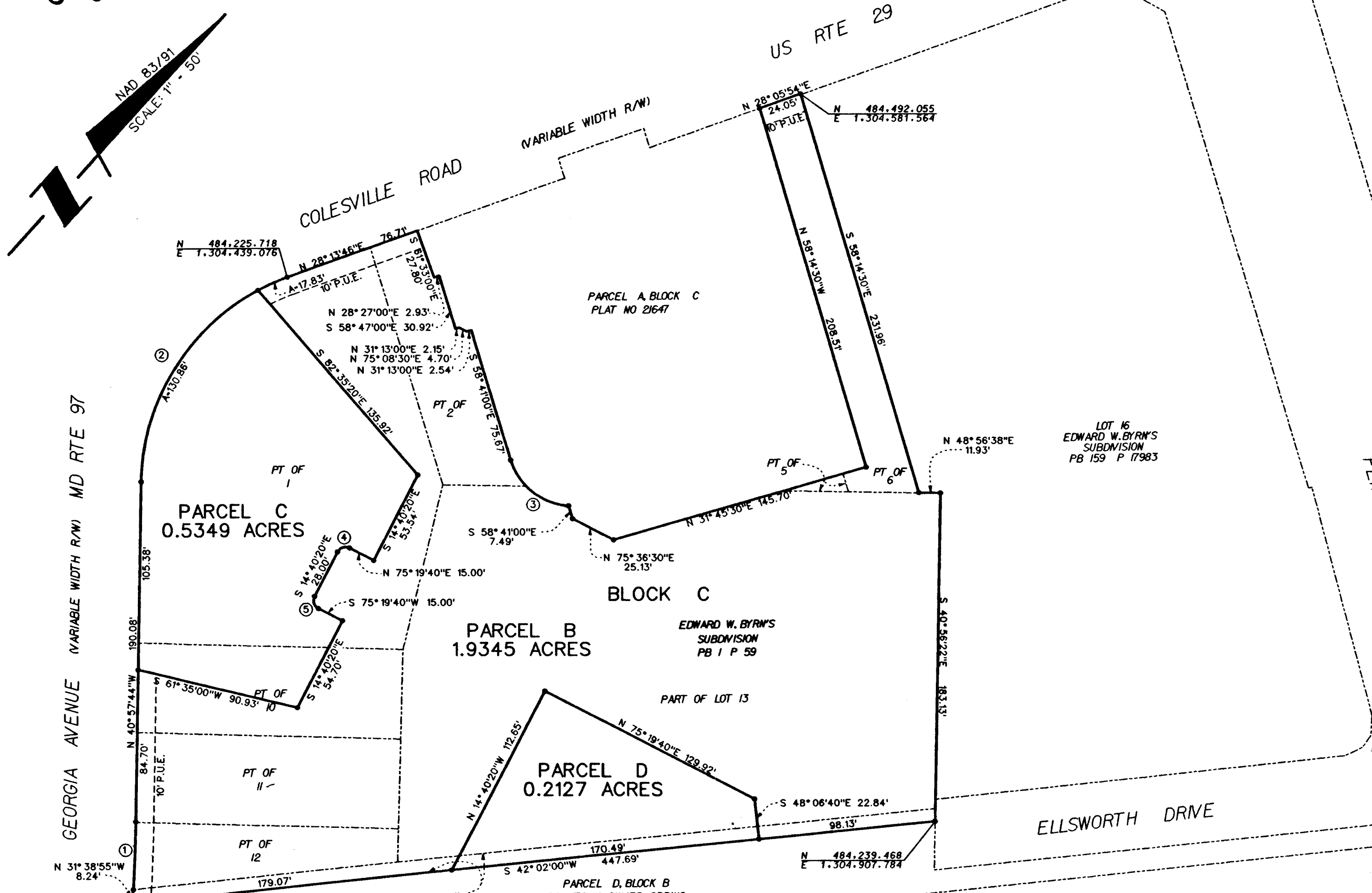
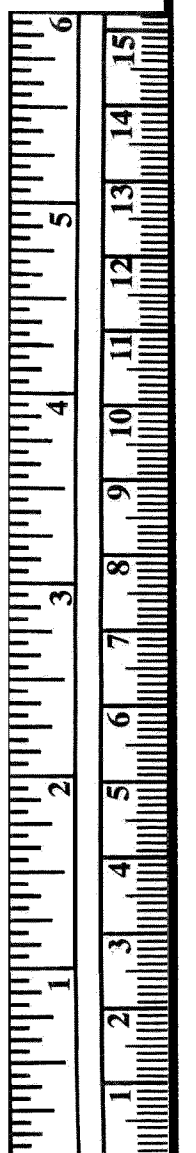
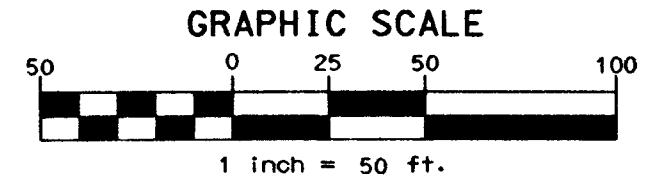
1. THE POTOMAC ELECTRIC POWER COMPANY HAS CONDITIONALLY WITHDRAWN THEIR OBJECTIONS TO THE ABANDONMENT OF ELLSWORTH DRIVE PER LETTER DATED AUGUST 18, 1998.
2. THIS PROPERTY IS CURRENTLY ZONED CBD
3. THIS SUBDIVISION RECORD PLAT IS NOT INTENDED TO SHOW EVERY MATTER AFFECTING THE OWNERSHIP AND USE, NOR EVERY MATTER RESTRICTING THE OWNERSHIP AND USE OF THIS PROPERTY. THE SUBDIVISION RECORD PLAT IS NOT INTENDED TO REPLACE AN EXAMINATION OF TITLE OR TO DEPICT OR NOTE ALL MATTERS AFFECTING TITLE.
4. DEVELOPMENT OF THIS PROPERTY IS SUBJECT TO AN AGREEMENT WITH THE MONTGOMERY COUNTY PLANNING BOARD REGARDING ADEQUATE PUBLIC FACILITIES.
5. THIS PLAT IS LIMITED TO THE USES AND CONDITIONS AS APPROVED UNDER PRELIMINARY PLAN NO. 1-98107.
6. ALL TERMS, CONDITIONS, AGREEMENTS, LIMITATIONS, AND REQUIREMENTS ASSOCIATED WITH ANY PRELIMINARY PLAN, SITE PLAN, PROJECT PLAN, OR OTHER PLAN ALLOWING DEVELOPMENT OF THIS PROPERTY, APPROVED BY THE MONTGOMERY COUNTY PLANNING BOARD ARE INTENDED TO SURVIVE AND NOT BE EXTINGUISHED BY THE RECORDATION OF THIS PLAT UNLESS EXPRESSLY CONTEMPLATED BY THE PLAN AS APPROVED. THE OFFICIAL PUBLIC FILES FOR ANY SUCH PLAN ARE MAINTAINED BY THE PLANNING BOARD AND ARE AVAILABLE FOR PUBLIC REVIEW DURING NORMAL BUSINESS HOURS.
7. THIS PLAT IS SUBJECT TO A SITE PLAN ENFORCEMENT AGREEMENT • 8-99002.

Exhibit E

PLAT NO. **222714**



VICINITY MAP
SCALE: 1"=2000'

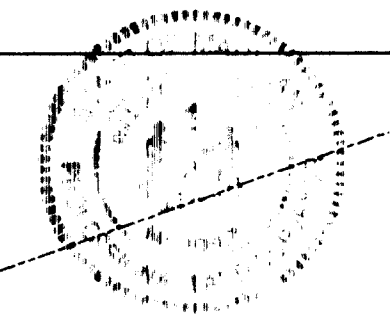


SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT TO THE BEST OF MY KNOWLEDGE AND BELIEF THE INFORMATION SHOWN HEREON IS CORRECT; THAT IT IS A SUBDIVISION OF THE LAND ACQUIRED BY MONTGOMERY COUNTY, MARYLAND BY THE FOLLOWING CONVEYANCES, ALL RECORDED AMONG THE LAND RECORDS OF MONTGOMERY COUNTY, MARYLAND:

1. ALL OF THE LAND CONVEYED BY FRED BURKA, ET AL, BY DEED DATED JANUARY 10, 1996 AND RECORDED IN LIBER 13865 AT FOLIO 701;
 2. ALL OF THE LAND CONVEYED BY RETAIL INVESTMENT ASSOCIATES LIMITED PARTNERSHIP BY DEED DATED FEBRUARY 23, 1993 AND RECORDED IN LIBER 11131 AT FOLIO 205;
- AND ALSO PART OF THE LAND FORMERLY INCLUDED IN THE RIGHT OF WAY FOR ELLSWORTH DRIVE WHICH IS HEREWITHE ABANDONED BY MONTGOMERY COUNTY, MARYLAND IN ACCORDANCE WITH RESOLUTION NO. 13-1429, APPROVED BY THE MONTGOMERY COUNTY COUNCIL ON SEPTEMBER 22, 1998; AND ALSO BEING A RESUBDIVISION OF PARTS OF LOTS 1, 2, 5, AND 6 AND PARTS OF LOTS 10 THROUGH 13 SHOWN ON A PLAT OF SUBDIVISION ENTITLED "EDWARD W. BYRN'S SUBDIVISION OF PART OF THE GIRLS PORTION", AND RECORDED IN PLAT BOOK 1, ON PLAT NO. 59;
- AND THAT ONCE ENGAGED AS DESCRIBED IN THE OWNER'S CERTIFICATE HEREON, ALL IRON PIPES MARKED THIS _____ WILL BE SET AS DELINEATED HEREON:
- THE TOTAL AREA OF THIS PLAT, WHICH INCLUDES THREE PARCELS, IS 2.6821 ACRES. THERE IS NO STREET DEDICATION BY THIS PLAT.

W. Joseph Hine
W. JOSEPH HINE
PROFESSIONAL LAND SURVEYOR
MD. REG. NO. 10887
DATE: 07/02/02



PARCEL A, BLOCK D
DOWNTOWN SILVER SPRING
P 196 P 21284

FILED
AUG 13 2002

PART OF
OUTLOT # 1
PB 25 P 1602

**SUBDIVISION RECORD PLAT
PARCEL B, C, & D, BLOCK C
DOWNTOWN SILVER SPRING**

AND PLAT OF ABANDONMENT
PART OF ELLSWORTH DRIVE
WHEATON (13TH) ELECTION DISTRICT
MONTGOMERY COUNTY, MARYLAND

SCALE: 1" = 50' APRIL, 2002

**Loiederman
Soltesz Associates**

Civil Engineering Land Planning Land Surveying Environmental Sciences
www.loiederman.com

CURVE DATA

NO	RADIUS	ARC	DELTA	TAN	CHD BEARING	CHORD
1	1,085.00'	38.17'	02°00'56"	19.09'	N 39°57'16"W	38.17'
2	123.13'	148.69'	69°11'30"	84.93'	N 06°21'59"W	139.82'
3	36.00'	43.49'	69°13'25"	5.00'	S 86°42'18"W	40.90'
4	5.00'	7.85'	90°00'00"	5.00'	S 30°19'40"W	7.07'
5	5.00'	7.85'	90°00'00"	5.00'	S 59°40'20"E	7.07'

FOR PUBLIC SEWER AND WATER SYSTEMS ONLY # 98107 2-02240 198107 B/20/02 CBD

THE MARYLAND-NATIONAL CAPITAL PARK AND PLANNING COMMISSION
MONTGOMERY COUNTY PLANNING BOARD

APPROVED - May 16, 2002
Auth Yehy CHAIRMAN
Minis Wang Feinstein ASST SECRETARY & TREASURER

M.N.C.P. & P.C. RECORD FILE NO. - 618-47

MONTGOMERY COUNTY, MARYLAND
DEPARTMENT OF PERMITTING SERVICES

APPROVED July 8, 2002
John P. Gault DIRECTOR

PIA# 99-078
RECORDED _____
PLAT _____

THE APPROVAL OF THIS PLAT IS
PREDICATED ON THE ADEQUACY AND
AVAILABILITY OF PUBLIC SEWER AND WATER.

13124 618-47
MSA SSU 1249-28144