wherein the said Anne Evans was complainant and Thomas C. Dunlevy defendant. It was on the twenty fifth day of September in the year eighteen hundred and forty, by Baltimore County Court adjudged ordered and decreed upon the consent of the parties appearing in the answer of Dunlevy and in the agreement filed among the proceedings that unless the defendant or some person on his behalf should pay to the complainant or bring into said Court to be paid to her, the amount admitted to be due to her with interest thereon and the costs of suit, to be taxed by the clerk and that on or before the first day of October then next the property in the said proceedings mentioned be sold from which decree the said Thomas C. Dunlevy hath prayed an appeal to the next Court of Appeals to be held for the western shore of the State of Maryland. Now the condition of the above obligation is such that if the said Thomas C. Dunlevy shall not cause a transcript of the record and proceedings of the said cause to be transmitted to the Court of Appeals to be holden for the western shore of the State of Maryland within the time required by law and prosecute the said appeal with effect and also satisfy and pay to the said Anne Evans her executors administrators or assigns in case the said decree shall be affirmed as well the debt interest and costs adjudged in the County Court aforesaid as also all damages and costs that may be awarded by the Court of Appeals aforesaid then the said bond to be and remain in full force and virtue otherwise of no effect.

Thomas C. Dunlevy (Seal)
John Glenn (Seal)
Wm. H. Gatchell (Seal)

Signed sealed and delivered in the presence of Thos. Kell.

Which being read and heard and the securities in the said bond being by the Court here approved. It is ordered by the Court here, that a transcript of the record and proceedings in the cause aforesaid with all things thereunto relating be transmitted to the said Court of Appeals and the same is transmitted accordingly. Test, Thos. Kell, Clk.

In testimony that the aforegoing is a true and true transcript of the proceedings in the cause aforesaid taken from the record of proceedings of Baltimore County Court I hereto subscribe my name and affix the seal of said Court this 9th day of November 1840.

(Seal) Thos. Kell, Clk. of Balto. County Court.

And now come into the Court of Appeals here, as well the said Thomas C. Dunlevy by William Gatchell and George R. Richardson his attorneys as the said Anne Evans by George W. Dobbin her attorney; and thereupon on motion of the said Anne Evans by her attorney aforesaid it is ruled by the Court here that the said Thomas C. Dunlevy assign the errors in the record of proceedings aforesaid or in the giving the decree aforesaid so as aforesaid brought before the Court of Appeals here, for correcting the errors supposed to be therein or judgment by the Court of Appeals here will be entered against him in default thereof; and the said Thomas C. Dunlevy by his attorney aforesaid says that in the record of proceedings aforesaid and also in the giving of decree aforesaid there is manifest error in this to wit, that by the record aforesaid it appears that the decree aforesaid in the cause aforesaid given was given for the said Anne Evans against the said Thomas C. Dunlevy when by the law of the land that decree ought to have been given for the said Thomas C. Dunlevy against the said Anne

Evans therefore in that there is manifest error and he prays that the decree aforesaid for that error and others being in the record of proceedings aforesaid may be reversed annulled and held entirely as void and that he the said Thomas C. Dunlevy may be restored to all things which he hath lost by occasion of the said decree and that the said Anne Evans may rejoin to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here, that the said Anne Evans join in the errors by the said Thomas C. Dunlevy above assigned in the record of proceedings aforesaid or judgment by the Court of Appeals here will be rendered against her in default thereof. And the said Anne Evans by her attorney aforesaid prays that a day may be given to her to join in the errors by the said Thomas C. Dunlevy above assigned in the record of proceedings aforesaid until the second Monday in June next; and to hear it is granted; the same day is also given to the said Thomas C. Dunlevy. At which said second Monday in June being the fourteenth day of the said month in the year of our Lord one thousand eight hundred and forty one which said day was given to the said Anne Evans to join in the errors by the said Thomas C. Dunlevy above assigned come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid; and the said Anne Evans by her attorney aforesaid says, there is no error in the record of proceedings aforesaid nor in the giving of the decree aforesaid and she prays that the Court of Appeals here, will proceed to the examination as well of the record of proceedings aforesaid as of the matters aforesaid by the said Thomas C. Dunlevy above for error assigned and that the said decree may be in all things affirmed and so forth. Thereupon further process of and upon the premises, between the parties aforesaid is by virtue of an act of Assembly in such case made and provided further continued before the Court of Appeals here until the first Monday in December next; the same day is given to the said parties there, then to hear the judgment of the Court of Appeals here of and upon the said premises and so forth. And now at this day to wit the said first Monday in December being the sixth day of the said month, in the year of our Lord one thousand eight hundred and forty one come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid; and the said Anne Evans by her attorney aforesaid offers herself against the said Thomas C. Dunlevy and upon the premises and prays that the Court of Appeals here will proceed to the examination as well of the record of proceedings aforesaid as of the matters above for error assigned, and that the said decree may be in all things affirmed, and so forth; and forasmuch as the said Thomas C. Dunlevy doth not allege to the Court of Appeals here, any matter or thing for the reversal of the judgment aforesaid; nor insist upon the matters aforesaid by him above for error assigned but doth relinquish his averment aforesaid, Therefore it is considered by the Court of Appeals here, that the judgment aforesaid in form aforesaid given be in all things affirmed and stand in full force and effect, the said causes above for error assigned in anywise notwithstanding; and it is further considered by the Court of Appeals here, that the said Anne Evans have execution against the said Thomas C. Dunlevy as well for her costs and charges aforesaid so as aforesaid adjudged unto her in the said County Court of Baltimore sitting as a Court of Equity as also