year 1802, with William Peterkin, and that said Elizabeth and William died intestate about the year 1825, leaving behind them five children, two girls both of whom departed this life intestate, and without ever having been married; and three boys named, George, William and Joshua the two last named being plaintiffs in this cause; that said George intermarried with Maria Annie Atkinson by whom he had two children his heirs at law, leaving at his death to wit, William Peterkin and Ellen Peterkin two of the plaintiffs in this case that said George departed this life, between the years 1830 and 1835; and if the Jury shall find the acts of Assembly and Ordinances given in evidence in this cause, and if the Jury shall further find that in the pursuance thereof that the grounds in front of the plaintiffs Lot as located on the plats in this cause, was filled up and extended for the width thereof, from time to time, as far as to the dock at Lancaster Street, and made fast land, and within possession of Defendants before the institution of this suit, then by force of operation of said acts of Assembly and ordinances, and facts aforesaid if the Jury shall find them, the plaintiffs in this case are entitled to recover.

2d If the Jury shall find the facts of the aforegoing prayer and also the papers given in evidence relating to "Pembleton," and those relating to the administrations granted on the estates of John Oulton and Mary Oulton respectively, and shall find that said Mary Oulton is the Mary Oulton named in the writing offered in evidence as the Will of said John Oulton and that said John and said Mary died in the year seventeen hundred and nine, and shall not find any claim made by any one under said John or said Mary for the tract of "Bold Venture" granted to said John at any time between the deaths aforesaid of said John and Mary respectively, and the year seventeen hundred and forty five then the Jury may find that before the year seventeen hundred and forty five there had ceased to be any heirs of said John Oulton to take said Tract by descent and any persons to take the same through said Mary as devised under said writing offered as said John Oulton's Will by descent, and that said Tract became before the year 1745 vested in the State of Maryland; and that if they shall find as aforesaid, then the plaintiffs are entitled to recover. If the Jury shall also find the Addition made to Baltimore Town under and conformably to the act of 1773 ch 4 as testified, and as shown by the plat of said Addition given in evidence and by the Locations in the cause.

3d If the Jury shall find from the facts of the aforegoing first prayer and also the papers given in evidence relating to "Pembleton" and those relation to the administrations granted on the estates of John Oulton and Mary Oulton respectively and shall find that Mary is the Mary Oulton named in the writing offered in evidence as the Will of John Oulton, and that said John and said Mary, died in the year seventeen hundred and nine, and shall not find any claim to have been made by any one under said John or said Mary for said Tract of "Bold Venture" after the said deaths of said John and said Mary, and before the year seventeen hundred, and seventeen hundred and forty three, then the Jury may find that before the latter year there had ceased to be any heirs of said John to take said Tract by descent and any persons to take the same through said Mary as devised under said writing offered as John Oulton's

Will by descent; and that before the year seventeen hundred and seventy three, the said Tract so became vested in the State of Maryland; and that if they shall find as aforesaid, the plaintiffs are entitled to recover; if they shall also find the Addition made to Baltimore Town under and conformably to the act of 1773, chapter 4, as testified, and as shown by the plat of said Addition given in evidence, and by the locations in the cause.

The Defendants, by their counsel pray the Court to direct the Jury as follows.

1st That the location of Mountenay's Neck on the plats in this case, not having been counter located, the Jury must find such location of that tract to be the correct one.

2d If the Jury find that the tract of land called "Bold Venture" was granted as given in evidence by the Defendants and that the defendant's location of the second and third lines of that tract on the plats in this case, is the correct location that then the patent of Mountenay's Neck gives no title to the Lessors of the plaintiffs to the Lot of ground for which the defendants have taken reserve on the plats.

3d That the 2d and 3d lines of the said tract called "Bold Venture" if the Jury find said tract was granted as given in evidence by the Defendants, must run with two lines of the tract of land called Mountenays Neck, as that latter tract is located on the plats, and if the Jury find that the said two lines are those on the plats running from black N. to black N. and from black N. to red figures 320, that then the patent of Mountenays Neck gives no title to the Lessors of the plaintiff, to the Lot of ground for which the Defendants have taken defence on the plats in the case.

The Court however, refused the plaintiffs prayers and granted those of the Defendants; the Plaintiffs prayed leave to except, to said refusal, and to the granting the defendants prayers, and that the Court hereto would sign and seal this their Bill of Exceptions, which is accordingly done this 8th June 1850.

Jno. G. LeGrand, (Seal)

Whereupon the parties aforesaid, by their attorneys aforesaid file in said cause, the following agreement, to wit:

Peterkins Lessee vs. Inloes & others	Baltimore County Court, May Term 1850. It is agreed that all the statutes and ordinances given in evidence at the trial of this cause, may be read in evidence in the Court of Appeals from the

printed books - It is also agreed that the plat of 1773 of the Eastern Addition to Baltimore Town may be read in evidence in said Court.

G. F. Mayer,
G. L. Dulany, Attorneys for Plffs.
William F. Giles, Attorney for Defts.

And thereupon the plaintiffs aforesaid, by their Attorneys aforesaid pray an appeal from the Judgment aforesaid so as aforesaid rendered to the Court of Appeals for the Western shore of the State of Maryland, and to them it is granted - It is thereupon 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 are hereby transmitted accordingly.

In Testimony that the foregoing is a full and true transcript taken from the Record of Proceedings of Baltimore County Court, in the cause