suit in this behalf in the plea aforesaid. Whereupon the said Greenbury Loveall the defendant aforesaid by his attorney aforesaid prays leave of the Court here to amend the plots and certificates returned to the Court here in this cause, and to add thereto, if necessary by the first Monday of September next and to him it is granted, on the payment of the costs aforesaid; and the same are delivered to the Sheriff and Surveyor of the County aforesaid for that purpose. Whereupon further process of and upon the premises aforesaid, between the parties aforesaid by order of the Court here thereon is continued until the first Monday in September next.

At which said first Monday in September (it being the sixth day of the same month, in the year of our Lord Eighteen Hundred and fifty two, comes again into the Circuit Court here, the said William Houck and Lucy his wife by their attorney aforesaid, as the said Greenbury Loveall by his said attorney; Whereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their attorneys aforesaid and by order of the Court here thereon, is further continued until the first Monday in April next.

At which said first Monday in April (it being the fourth of the same month in the year of our Lord Eighteen hundred and fifty three comes again into the Circuit Court here, the parties aforesaid, by their respective attorneys. Whereupon further process of and upon the premises aforesaid between the parties aforesaid and their attorneys and by order of the Court here, is further continued until the first Monday in September next. At which said first Monday in September (it being the fifth day of the said month, in the year of our Lord Eighteen hundred and fifty three, come again into the Circuit Court here. the said William Houck and Lucy his wife by their attorney aforesaid as the said Greenbury Loveall by his said attorney; and the said Sheriff and Surveyor of the County aforesaid, to whom the said plots and certificates were delivered for the purpose of amending or adding thereto if necessary. return the same to the Court here as amended. Whereupon, for trying the issue aforesaid within joined, it is ordered by the Court here, that Twenty persons from the panel of petit jurors, returned to the Court here by the Sheriff of the County, be drawn by ballot, according to the act of Assembly in such case made and provided; and thereupon the twenty jurors being so drawn by ballot, and written upon two lists one of which said list is delivered to the counsel of the respective parties and the counsel for each of the said parties having stricken four persons from the said lists, thereupon the remaining twelve persons being called, come: that is to say. Robert T. Shipley Tobias Rideout. Simon Burgett. Joshua Smith. William Crumrine, Joshua Miner. David Buffington; Aloysius Orendorf William Reese. J. William Earhart. William H Nezring and Edward Lynch, who being impannelled. Whereupon before the jurors so impannelled, were sworn to say the truth the issue on motion of the said William Houck and Lucy his wife by their attorney and so forth, Ordered by the Court here, that the Sheriff and Surveyor of the County aforesaid, strike from the originals plots and certificates, the last preceding amendments made by them to said plots

and certificates the same having been made under leave of the Court here, on the terms that the defendant Greenbury Loveall should pay the costs in said case, the said costs not having been paid, which said amendments were accordingly stricken from the plots and certificates. Whereupon the jurors aforesaid so being impannelled and sworn to say the truth in the premises upon their oath do say; that the said Greenbury Loveall is not guilty of the trespass aforesaid in manner and form as the said William Houck and Lucy his wife, plaintiffs as aforesaid, above complains against him. Therefore it is considered by the Court here that the said William Houck and Lucy his wife plaintiffs as aforesaid, take nothing by their declaration aforesaid, but that he for his false clamour be in mercy &c; and that the said Greenbury Loveall go thereof without day and so forth; and it is also considered by the Court here that the said Greenbury Loveall recover against the aforesaid William Houck and Lucy his wife plaintiffs as aforesaid the sum of Two Hundred and Seventy one dollars and thirty nine cents by the Court here unto him the said Greenbury Loveall, on his assent adjudged, for his costs and charges by him about his defence in this behalf laid out and expended and that the said Greenbury Loveall have thereof execution &c.

Afterwards to wit, on the ninth day of September in the year of our Lord Eighteen hundred and fifty three, the said William Houck by virtue and in pursuance of the provisions of the act of Assembly in such case made and provided applies and directs the Clerk of the Circuit Court for Carroll County to enter an appeal from the judgment aforesaid, so as aforesaid rendered to the Court of Appeals of the State of Maryland which is accordingly done. Whereupon the said William Houck files in the office of the Clerk of the said Circuit Court a certain writing obligatory commonly called an appeal Bond, which is in the words and of the tenor following to wit.

50 cts Stamp

Know all Men by these presents. That we William Houck and George Houck both of Carroll County in the State of Maryland are held and firmly bound unto Greenbury Loveall of the said County and State in the full and just sum of Two hundred dollars current money to be paid to the said Greenbury Loveall his Executors administrators or assigns to the payment whereof well and truly to be made and done we bind ourselves, our heirs, Executors and administrators jointly and severally firmly by these presents. Sealed with our Seals and dated this 4th day of October 1853.

Whereas Greenbury Loveall did obtain a judgment for costs against the said William Houck and Lucy his wife, in the Circuit Court for Carroll County at the September Term, in the year 1853 from which judgment the said William Houck and Lucy his wife have prayed an appeal to the next Court of Appeals of the State of Maryland. Now the condition of the above obligation is such that if the said William Houck and Lucy his wife shall cause a transcript of the record and proceedings of the said judgment to be transmitted to the Court of Appeals of the State of Maryland within the time required by law and prosecute the said appeal with effect, and also satisfy and pay