December Term 1859

year of our Lord 1860 came again into the Court of Appeals by the said parties by their attorneys aforesaid,

And afterwards to wit on the 11th January 1861 the following agreement by amend Record was filed, to wit

John Ridgely of John
vs
Joshua W Bond
and wife

On Page 8 of Record there is filed a statement of Motion to strike out the judgment by default and the order of Court denying that said judgment be stricken out, and it is agreed that the Record be corrected as it is amended

Thos Hinkelson for appellant
A H Robbs for appellee

Whereupon as well the Record and proceedings, and the judgment given in form aforesaid, as the matters aforesaid by the said John Ridgely of Maryland first seen and by the Court of Appeals here fully understood, and mature deliberation thereupon had, for that it appears to the Court of Appeals here that there is error in the Record of proceedings aforesaid and also in the giving of the judgment aforesaid. Therefore it is considered by the Court of Appeals here that the judgment aforesaid given in form aforesaid for the errors and others in the Record and proceedings aforesaid be reversed annulled and held entirely for naught and that the said John Ridgely of John be restored to all things which by reason of the judgment aforesaid he hath lost, and because it clearly appears to the Court here that justice and the merits of this case require that there should be a new trial of the issue aforesaid, thereupon the Court here according to the directions of the act of Assembly in such case made and provided order and direct a remission of the Record and proceedings aforesaid to the Clerk of the said Circuit Court for Harford County with the leave of the State's Attorney of proceeding to the said Circuit Court directing them to proceed in the action aforesaid and to a new trial in the same manner as if no trial had taken place or any appeal had been prosecuted. It is also considered by the Court here that the said John Ridgely of John recover against the said Joshua W Bond and wife the sum of Eighty Eight dollars and fifty seven cents by the Court here adjudged unto the said John Ridgely of John) on his account for his costs and charges by him laid out and expended about his prosecution of the appeal aforesaid, and that the said John Ridgely of John have thereof execution to do the same and proceedings aforesaid with the said leave of proceeding and therefore remittitur to the Clerk aforesaid Circuit Court for Harford County accordingly.

William A Spencer Clk