came again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid and the said James Phelps by his attorneys aforesaid says there is no error in the Record of proceedings aforesaid nor in the judgment aforesaid and he prays that the Court of Appeals here may proceed to the examination as well of the Record of proceedings aforesaid as of the matters aforesaid by the said John Dunn Lessee of E. T. Phelps and John Stewart above for error assigned and that the said judgment may be in all things affirmed and held for ever. Whereupon 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 to the Court of Appeals here until the first Monday in June next the same day is given to the said parties then to hear the judgment of the Court of Appeals here of and upon the said premises and so forth.

At which said first Monday of June being the 4th day of the said month in the year of our Lord 1860 came again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid but because the Court of Appeals here are not yet advised what judgment to give of and upon the premises, a day therefore is further given to the parties aforesaid with the consent of the said parties by their attorneys to come before the Court of Appeals here on the 1st Monday in December next to hear the judgment of the Court of Appeals here of and upon the premises for that the Court now here are yet not ye

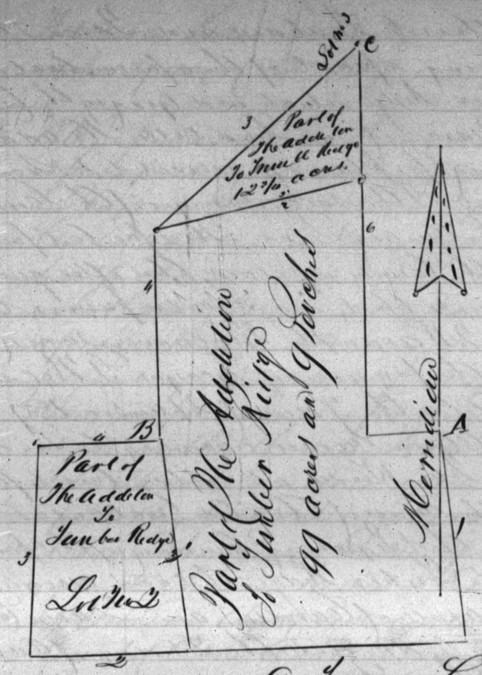
And now here at this day to wit the said first Monday in December being the 1st day of the said month in the year aforesaid Term 1860 came again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid. The appellants by leave of the Court on the 29 January 1861 an application to amend Record as filed in the records and of the Court specially to wit,

John Dunn a pltf of Phelps & Stewart
vs
James Phelps

Court of Appeals
Nov. & Dec. Term 1860

It is agreed that the Record in this case be amended by attaching thereto a copy of the plat and explanations returned to the Circuit Court.

Ranaal & Hayner for appellees
Thos Alexander
Wm R. H. Marshall for appellants.



A Table of Courses and Distances

Beginning for the first piece at the letter A

No	Courses.	Distances	No	Courses.	Distances
1	S 7° E	82 ps	2	S 88 3/4° W	107 3/4 ps
3	S 17 W	82 ps	4	N 1 3/4° W	80 ps
5.	N 75° E	82 3/4 ps	6	S 1 3/4° E	100 ps
7	N 82° E	77 3/4 ps	Containing 99 acres and 9 perches.		

Beginning for the second piece at the letter B

No	Courses	Distances	No	Courses	Distances
1	S 7° E	82 ps	2	S 88 3/4° W	60 ps
3	N 3 E	82 ps	4	N 88° E	14 ps

Containing 12 3/4 acres

No	Courses	Distances	No	Courses	Distances
1	S 10 3/4 E	82 ps	2	S 75 W	82 3/4 ps
3	N 47 3/4° E	10 ps	Containing 12 3/4 acres		

Drawn from a scale of 40 ps to an inch.

Anne Arundel County sct

By virtue of a Warrant of resurvey issued on the 27th day of December 1855 by the Judge of the Circuit Court of Anne Arundel County and directed to the Sheriff and Surveyor of the County aforesaid to resurvey a certain tract of Land called Mt Addition to Sunbury Ridge for the better information of the Court and Jury in a certain plea of Ejectment now depending between Ebenezer Phelps and John Stewart Plaintiffs and a certain James Phelps defendant I D Randolph Worthington Surveyor of the County after reading application to the Attorneys for instructions both for Plaintiffs and Defendants as to Location and wishes to make due return from Attorney for plaintiff a copy of the