of the Record and proceedings of the said judgment to be transmitted to the said Court of Appeals within the time required by law and prosecute the said appeal with effect and also satisfy and pay to the said George Jeffries in whose favor said judgment was rendered his Executors administrators assigns in case the said judgment shall be affirmed as well the debt damages and costs adjudged in the Circuit Court aforesaid as also all damages and costs that may be awarded by said Court of Appeals aforesaid then the said Bond to be and remain in full force and virtue otherwise to be of no effect.

Chas Thruston (Seal)

Wm R Bell (Seal)

Which Bond was by the Court here duly approved.

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 Court of Appeals of the State of Maryland and the same is transmitted accordingly.

Test Horace Resley Clk

State of Maryland Allegany County to wit I Horace Resley Clerk of the Circuit Court for Allegany County do hereby certify the above and foregoing to be truly taken from the Record and proceedings of the Circuit Court for Allegany County

In testimony whereof I hereunto subscribe my name and (Seal) affix the seal of the said Circuit Court at Cumberland Md this 10 day of May A.D. 1866.

H Resley Clk

(U.S. Stamp)

Plaintiffs costs 91.18
Defts costs 104.50
Record 20.00

And now come into the Court of Appeals here as well the said The Cumberland Coal and Iron Co et al by George A Thruston Esquire their Attorney as the said George Jeffries by Thomas J McKaig Esquire his Attorney and thereupon on Motion of the said George Jeffries by his Attorney aforesaid it is ordered by the Court here that the said The Cumberland Coal and Iron Co et al assign the errors

in the Record of proceedings aforesaid or in the giving the judgment aforesaid 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 them in default thereof and the said The Cumberland Coal and Iron Co et al by their Attorney aforesaid say that in the Record of proceedings aforesaid and also in the giving of judgment aforesaid there is manifest error in this to wit that by the Record aforesaid it appears that the judgment aforesaid in the plea aforesaid given was given for the said George Jeffries against the said The Cumberland Coal and Iron Co whereby the law of the land that judgment ought to have been given for the said The Cumberland Coal and Iron Co et al and against the said George Jeffries therefore in that there is manifest error and they pray that the judgment aforesaid for that error and others being in the Record of proceedings aforesaid may be reversed annulled and held entirely as void and that the said The Cumberland Coal and Iron Co et al may be restored to all things which they have lost by occasion of the said judgment and that the said George Jeffries may reply to the errors aforesaid assigned set forth and thereupon it is ordered by the Court of Appeals here that the said George Jeffries join in the errors by the said Cumberland Coal and Iron Company et al above assigned in the Record of proceedings aforesaid a judgment by the Court of Appeals here will be rendered against him in default thereof and the said George Jeffries by his Attorney aforesaid says there is no error in the Record of proceedings aforesaid nor in the giving of the judgment aforesaid and he 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 Cumberland Co al and Iron Co et al above for error assigned and that the said judgment may be in all things affirmed and set forth thereupon further process of law upon the premises between the parties aforesaid by virtue of an act of Assembly in such cases made and provided continued before the Court of Appeals here until the first Monday in October next the same day is given to the said parties thereof then to hear the judgment of the Court of Appeals herein and upon the said premises and so forth,