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and form as the said Plaintiffs have above complained against him. And of this he puts himself upon the Country, and the said Plaintiffs do the like.

Thereupon further process of and upon the premises between the parties aforesaid, with the consent of the said parties by their Attorneys aforesaid, and by the order of the Court here, is continued until the second Monday of May next.

At which said second Monday in May to wit, in the year eighteen hundred and sixty eight, come again into the said Court here the parties aforesaid by their Attorneys aforesaid. And thereupon as before, further process of and upon the premises between the parties aforesaid with the consent of the said parties by their Attorneys aforesaid and by the order of the Court here therein is further continued until the second Monday of September then next.

And now at this day, that is to say, the said second Monday of September, to wit, in the year aforesaid come again into the Court here the said parties by their Attorneys aforesaid.

Whereupon for trying the issue aforesaid within joined, the said parties by their Attorneys aforesaid in pursuance of the provision of the Constitution of the State of Maryland aforesaid, submit the same to the Court here for determination without the aid of a Jury.

Whereupon all and singular the premises being seen, and by the Court here fully understood, and mature deliberation thereupon had - says that the said James B Diamond is not guilty of the trespass and ejectment aforesaid, as the

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aforesaid John Doe hath above alleged.

Thereupon it is considered by the Court here that the said John Doe take nothing by his said writ but that he be in mercy for his false complaint and that the said James B Diamond go thereof without day.

It is also considered by the Court here that the said James B. Diamond do recover against the said Thomas F. Leonard, John Marquett and Catherine A. Marquett, the sum of seven dollars and seventy cents for his costs and charges by him about his defence in this behalf sustained, to the said James B. Diamond by the Court here now adjudged according to the form of the Statute in such case made and provided and that the said James B. Diamond have hereof his execution.

Memorandum, Judgment was rendered in this action for the Defendant on the fourth day of January Eighteen hundred and sixty nine.

Thereupon the said John Doe by his Attorneys aforesaid filed in Court here the following Bill of Exceptions to wit:

Thomas F. Leonard John Marquett & Catherine A. Marquett his wife vs James B. Diamond	In the Superior Court of Baltimore City

The Plaintiffs to maintain the issue on their part offered in evidence the Report of sale of Geo. W. Gill, and Robert Purviance Jr. Trustees