April Term 1870.

In testimony whereof I have hereunto subscribed my name and affixed the seal of the Circuit Court for Frederick County, this 6th day of April A.D. 1868.

Seal of Circuit Court Fred'k Co.

Charles Mantz, Clerk
of the Circuit Court for Frederick Co.

It is thereupon ordered by the Court here that a transcript of the record and the proceedings in the plea aforesaid, with all things thereunto relating, be transmitted to the Court of Appeals of Maryland, and the same is transmitted accordingly

Test;
Horace Resley, Clerk

State of Maryland
Allegany County, to wit;

I, Horace Resley, Clerk of the Circuit Court for Allegany County, hereby certify, that the above and aforegoing are truly taken from the Record and proceedings of said Circuit Court for Allegany County, Maryland.

Seal

In testimony whereof I hereunto subscribe my name and affix the seal of said Circuit Court, at Cumberland, this 23. day of December 1868.

H. Resley
Clerk of the Circuit Court for Allegany County, Md.

S.U.S.S

Plaintiff's Costs $437.91

Defendant's Costs $13.00
Making up Record $34.00

And now come into the Court of Appeals here, as well the said Thomas Hammond and others by

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McKaig & Read Esqrs their Attorneys as the said James Morrison's lessee by Gordon & Walsh Esqs his Attorneys and thereupon, on motion of the said James Morrison's lessee by his Attorneys aforesaid, it is ruled by the Court here, that the said Thomas Hammond et al assign the errors in the Record of Proceedings aforesaid, or in the giving the judgment aforesaid, so as aforesaid brought before the Court of Appeals here, for correcting the errors against them in default thereof; and the said Thomas Hammond et al by their Attorneys 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 James Morrison's Lessee against the said Thomas Hammond et al when, by the law of the land, that judgment ought to have been given for the said Thomas Hammond et al against the said James Morrison's Lessee 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 they the said Thomas Hammond et al may be restored to all things which they have lost by occasion of the said judgment and that the said James Morrison's Lessee may rejoin to the errors aforesaid, and so forth; and thereupon it is ruled by the Court of Appeals here,