October Term 1871

After the foregoing Bill of exceptions had been taken signed and sealed which is hereby prayed to be taken as part of this Bill of exceptions. the caveators objected to an order of removal being passed by the Court in accordance with the prayer of said suggestions of Simon Russ and John E. Smith, or the prayer of either of said suggestions, but the Court overruled said objections and passed the following order.

"Upon the foregoing sugges and affidavit it is ordered this 12th day of May 1869. that the record of proceedings in said cause be transmitted to the Circuit Court for Howard County for trial

Oliver Miller
Wm. N. Hayden

Whereupon the caveators by their counsel excepted and prayed the Court to sign and seal this Bill of exceptions which is accordingly done this 12th day of May 1869.

Oliver Miller (Seal)
Wm. N. Hayden (Seal)

And hereafter to wit, at September Term 1869, in the Circuit Court for Howard County this case was called for trial September 14th 1869. Jury sworn, and on the 19th of September 1869, the jury found a sealed verdict & handed it to the Court in the following word & figures.

Upon the first issue the jury find that the paper writing exhibited in the Orphans Court of Carroll County purporting to be the last will and testament of Aaron Stockdale late of said County, deceased is false, fraudulent and forged and not the true, and proper last will and testament of said deceased

Upon the second issue the jury find that the signature of the said Aaron Stockdale to the said paper writing purporting to be the last will and testament of the said Aaron Stockdale is not the true and proper signature of the said Aaron Stockdale

Upon the third issue. The jury find.



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1st That the signature of Jacob A. Troyer as a subscribing witness to the paper writing purporting to be the last will and testament of the said Aaron Stockdale is not the true and proper signature of the said Jacob A. Troyer.

2nd That the signature of Reuben A. Troyer as a subscribing witness to the said paper writing purporting to be the last will and testament of the said Aaron Stockdale is not the true and proper signature of the said Reuben A. Troyer.

3rd That the signature of Jacob Hildebrand as a subscribing witness to the said paper writing purporting to be the last will and testament of the said Aaron Stockdale is not the true and proper signature of the said Jacob Hildebrand

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|---|---|
| Geo D McGuire | Charles Carr |
| G. W. Kisler | Richard Isaacs |
| Peter Pricher | Wm. G. McGowan |
| Dyo W. Worthington | J. D. Pillett |
| Thos. Crawford | Geo. W. Linthicum |
| Ezra Dorsey | John Isaacs |

Whereupon on the said 19th day of September 1869. the caveators by their counsel Wm. H. Merrick and Wm. D. Mansfield & Geo. W. Sands move the Court to grant them a new trial and on the 21st September files their reasons, and at the same time causes to be entered upon the docket a motion for an appeal.

And hereafter to wit on the 28th day of September 1871 the Court overruled the motion for a new trial, and directed & ordered a certified transcript of verdict of the Jury to be transmitted to the Judges of the Orphans Court for Carroll County, which was accordingly done.

Memorandum. Before the jurors withdrew from the bar of the Court here the said caveators by their attorneys aforesaid, filed in Court here the following exceptions to wit.