East 260 feet to the beginning. And it is further adjudged, ordered, and decreed, that Isaiah Frost, one of the defendants, shall hold in severalty and not jointly or in common with the other parties to this suit, all that part of the Coal under the land in the proceedings mentioned which is specifically set apart to him and described in the return of the aforesaid Commissioners, and the plat accompanying the same as specified by surface measurement by the metes and bounds following to wit.

Beginning at the end of 295 feet on the fourteenth line of the whole tract and running thence South 55¾°: West 750 feet to a stake, South 79¼°: West 1737 feet to the end of 170 feet on the Eighteenth line of the outlines of that part of the whole tract lying North East of the Town of Frostburg and with it reversed North 36½°: West 170 feet. South 50°: West 81 feet. North 40°: West 273 feet, South 41°: West 187 feet, South 38°: East 104 feet to the South East Corner of the Grave yard South 47½°: West 170 feet to the South West side of First Alley and with it North 38°: West 259 feet to the South side of an alley leading from the Grave Yard to the National road; and with it North 61°: East 160 feet to the North East side of the National road, and with it South 38½°: East 500 feet, then crossing the national road, South 52°: West 66 feet to the North East corner of Hansell's Lot on the South West side of the National Road, then with the North West line of said Lot, South 52°: West 240 feet to the North West corner of said Lot, then South 52°: West 16 feet to a Stake standing at the North East Corner of Hansell's Lot on the South West of Second Alley, then South 82½°: West 1474 feet to the beginning of the outlines of the whole tract (a Chesnut-oak stump) and with them reversed North 20° East 674 feet, North 81°: East 864 feet. North 16°: East 761½° feet to the South West side of the National road and with it leaving the outlines aforesaid, South 28° East 110 feet to the North East Corner of Poole's lot, and running around and excluding it South 28° East 66 feet, South 55°: West 172 feet. North 28°: West 66 feet. North 55°: East then with the South West side of the National Road, South 28° East 643 feet to the North East Corner of Price's Lot and with it, so as to exclude it, and Kirby's Lot South 55°: West 165 feet to the North West corner then with the North East side of Second Alley, South 37° East 154 feet to the South West Corner of Kirby's Lot, then across Second alley, South 55°: West 16 feet, to the North East corner of Cooper's lot, and running around and excluding it, South 52°: West 183 feet, South 39° East 66 feet, North 51°: East 180 feet, North 39°: West 66 feet, then across Second Alley North 55°: East 16 feet to the South West corner of Kirby's Lot and with said Lot North 55°: East 165 feet to the South West side of the National road and with it South 38½° East 145 feet to the North East Corner of Blair's Lot and running around and excluding said Lot, South 55°: West 165 feet, South 38½°: East 198 feet. North 55° East to the South West side of the National road, and with it North 38½°: West 198 feet to the North East Corner of Blair's lot and still with the South West side of the National Road, North 38½°: West 299 feet to the North East Corner of Price's Lot and still with the National Road, North 28° West 753 feet to the twenty third line of the outlines of the whole tract and with said outlines reversed. North Sixteen degrees East 287 feet, South 89°: East, South 44°: East 651 feet, South 23°: West 449 feet then leaving the said outlines, South 73° West 200 feet to the South East Corner of Blair's Lot, North East of the National Road, then running around and excluding it North 31° West 297 feet South 61°: West 338 feet, South 28° East 75 feet, South 38½° East 223 feet, North 61°: East 300 feet to the South East corner of Blair's Lot, then North 73° East 200 feet to the end of the Nineteenth line of the outlines of the whole tract aforesaid, and with

them reversed North 81° East 1153 feet. North 1° East 221 feet, South 89° East 332 feet, South 78° East 600 feet, North 44°: 335 feet. South 80½° East 385 feet to the beginning.

And it is further adjudged Ordered and decreed that the costs of the aforesaid partition, and other costs of this suit, be defrayed by the defendants.

Afterwards to wit. on the third day of December in the year last aforesaid the said John Young by virtue and in pursuance of the provisions of the act of Assembly in such cases made and provided, applies to and directs the Clerk of Allegany County Court, to enter an appeal from the Judgment aforesaid so as aforesaid rendered to the Court of Appeals to be held for the Western Shore of the State of Maryland which is accordingly done.

It is thereupon Ordered by the Court here, that a transcript of the record and proceedings in the plea aforesaid, with all things thereunto relating, be transmitted to the Court of Appeals to be held for the Western Shore of the State of Maryland, and the same is transmitted accordingly.

Afterwards to wit on the twentieth day of March in the year Eighteen hundred and fifty, the parties aforesaid by their Solicitors aforesaid filed in the cause their agreement in the words following to wit.

John Young vs. Meshack Frost Isaiah Frost and Others	No. 585. Chancery

In this Cause it is agreed, that the record in the above cause, now being in the Court of Appeals upon the former appeal in this cause, shall be used in this case, and not copied into the present record.

Geo. A. Pearre Solr for Complt.
William Price for Defts.

Maryland, Allegany County, Set.

I hereby certify that the foregoing is a true copy taken from the Record of proceedings of Allegany County Court, as a Court of Equity.

In Testimony Whereof I hereunto subscribe my name and affix the seal of Allegany County Court this 25th day of March in the year of our Lord one thousand Eight hundred and fifty

(Seal)

Henry Bruce. Clerk.

Complainants Costs.	
Clerk " "	$25. 10.
Sheriff	1. 35.
Commissioners &c	738. 12.
	$764. 50.
Making up Record for Court of Appeals for Complainant.	$126. 25.

Defendants' costs.
Clerk " $4.50 cts

And now come again into the Court of Appeals here, as well the said John Young by George A. Pearre, J. V. L. McMahon and William Schley Esquires his attorneys, as the said Meshack Frost, Isaiah Frost and George Layman by William Price and Thomas S. McKaig Esquires their attorneys; and thereupon, on motion of the said Meshack Frost, Isaiah Frost and George Layman by their attorneys aforesaid, it is ruled by the Court here, that the said John Young assign the errors in the record of proceedings aforesaid, or in the giving the decree aforesaid, so as aforesaid brought before the Court of Appeals here, for correcting the errors supposed to be therein, or decree by the Court of Appeals here, will be entered against him in default thereof