Complainants Costs $8.00 to A. Neal Commissioner
Levi Bish 1.10 Witness
J. H. Hoppe 85 do
Jacob Mathias 67 do

Which together with all other proceedings in this cause aforesaid being ready and heard the Court passed the following Decree, Viz.

Peter Masenheimer vs George Lippy and Barbara Lippy } No 4534. In the Circuit Court for Carroll County. Sitting in Equity.

The Bill and proceedings in this cause having been read and considered

It is thereupon this 17th day of November in the year 1855 by the Honorable M. Nelson Judge of the Circuit Court for Carroll County sitting in Equity and by his authority aforesaid ordered and decreed That the Defendants George Lippy and Barbara Lippy do on or before the 15th day of December next by a Deed of Conveyance to be executed and acknowledged according to law convey to the Complainant the tract of Land of land containing Two Hundred and fifty acres more or less in the Bill and proceedings in this cause mentioned and referred to and that the said Complainant do hold the same as his own absolute Estate in fee simple free clear and discharged from all claim thereto by the said George Lippy and Barbara Lippy or either of them. And it is further adjudged and ordered that upon the failure or default of the said George Lippy and Barbara Lippy to execute or acknowledge said Deed on or before said day. William P. Maulsby be and he is hereby appointed Trustee with full power and authority to convey the said Land to the said Complainant as aforesaid. And it is further adjudged and ordered that the costs of this case be paid by the Defendant George Lippy.

M. Nelson

Thereupon afterwards to wit: On the sixth day of May in the year Eighteen Hundred and fifty six the said George Lippy one of the aforesaid Defendants by his Solicitor aforesaid comes into the Circuit Court aforesaid here, and prays an appeal from the order and Decree aforesaid of the Honorable Madison Nelson to the Court of appeals of Maryland and offers in the Court here the following Prayer to wit

Peter Masenheimer vs George Lippy and Barbara Lippy } No 4534 Equity. In the Circuit Court for Carroll County. Sitting in Equity.

The Petition of George Lippy one of the defendants respectfully prays an appeal from the Decree and order in this case to the Court of appeals. And also prays that the Record a copy thereof in due form of law be transmitted to the Court of appeals.

James Raymond Solicitor for George Lippy

It is thereupon by the Court here ordered 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 Maryland, and the same is accordingly transmitted

Test

Wm. P. Boyle Clerk

In testimony that the aforegoing is a full and true transcript of the Record of proceedings in the cause aforesaid taken from the Record of proceedings of the Circuit Court for Carroll County as a Court of Equity.

(Seal) In Witness whereof I hereto subscribe my name and affix the seal of the Circuit Court for Carroll County this 13th day of June 1856.

Wm. P. Boyle Clerk

Clan Plaintiffs Costs $28.50
Defendants do 10.60
Record 9.75

And now come into the Court of appeals here as well the said George Lippy by James Raymond Esquire his attorney as the said Peter Masenheimer by Oliver Miller and William P. Maulsby Esquires his attorneys and thereupon on a motion of the said Peter Masenheimer by his attorney aforesaid it is ordered by the Court here that the said George Lippy assign the errors in the record of proceedings aforesaid and in giving the Decree aforesaid so as aforesaid brought before the Court of appeals here for correcting the errors supposed to be therein a Decree by the Court of appeals here will be entered against him in default thereof and the said George Lippy by his attorney aforesaid says that in the record of proceedings aforesaid and also in the giving of Decree aforesaid there is manifest error in this that it does not by the record aforesaid appear that the Decree aforesaid in the plea aforesaid given for the said Peter Masenheimer against the said George Lippy when by the law of the land that Decree ought to have been given for the said George Lippy against the said Peter Masenheimer therefore in that there is manifest error and he prays that the Decree aforesaid for that error and others being in the record of proceedings aforesaid may be reversed annulled and held for entirely as void and that he the said George Lippy may be restored to all things which he hath lost by occasion of the said Decree and that the said Peter Masenheimer may be join to the errors aforesaid and so forth. And thereupon it is ordered by the Court of appeals here that the said Peter Masenheimer join in the errors by the said George Lippy above assigned in the record of proceedings aforesaid or judgment of the Court of appeals here will be rendered against him in default thereof; And the said Peter Masenheimer by his attorney aforesaid prays that a day may be to him to join in the errors by the said George Lippy above assigned in the record of proceedings aforesaid unto the first Monday in December next and to him it is granted; the same day is also given to the said George Lippy then &c at which Court first Monday in December being the first day of the said month in the year of our Lord one thousand eight hundred and fifty six which said day was given to the said Peter Masenheimer to join in the errors by the said George Lippy above assigned come again into the Court of appeals here the parties aforesaid by their attorneys aforesaid; and the said Peter Masenheimer by his attorney aforesaid says there is no error in the record of proceedings aforesaid nor in the giving of the Decree aforesaid and he prays that the Court of appeal here may proceed to the examination as well of the record of proceedings aforesaid as of the matters aforesaid"