the owner of any land contiguous or adjacent to that included in said Return as vacancy. and that between the said Tract of the above specified Warrant as vacancy and that now possession of said Meale there was land shown by the proof in the cause to be the property of and held and possessed by persons other than said Meale and which prevented all contiguity between said vacancy and Meales possessions,

4. Because the proof establishes that the Warrant of Resurvey called Meales property was not executed by the Surveyor nor by any officer by him deputed in the mode prescribed by law and because it was in fact executed by one who did not qualify himself in accordance with law, and the act of assembly and because the also establishes that the said Survey was not in fact executed according to the usages and customs of the Land Office nor in accordance with the requirements of the acts of Assembly for such cases made and provided, And further that in fact no Survey was made at all

5. Because after Caveat business of proof was upon said Meale to show not any contiguous lands by him and not also to was said in fact thereof and that there was not only such proof but the Evidence in the case established the reverse and that there was neither ownership or possession on the part of said Meale in any land contiguous to the said vacancy.

C M Sean Geo H Williams
Attys for Caveators

Land Office of Maryland. Sc.
The above appeal is granted, Wm W L Seabrook Chr of L.O.

Land Office of Maryland.
I certify that the foregoing is a true Copy of the Record and proceedings under the Caveat of John S Gillings Wm Dawson Senr and G H Williams vs Randle H Meale for Meale's Security.
(Seal) Witness my hand and affix the seal of the Land Office of Maryland this 15 day of Septr 1858.
W L W Seabrook Chr of L.O.

And now come into the Court of Appeals as used the said John S Gillings George H Williams and William Dawson Jr by George H Williams Esqire his Attorney as the said Randle H Meale by William Schley Esquire his attorney and thereupon on motion of the said Randle H Meale by his attorney aforesaid it is ordered by the Court here that the said John S Gillings Geo H Williams and Wm Dawson Jr assign the errors in the Record of proceedings or in the giving the Judgment so as aforesaid sought before the Court of Appeals here for correction errors supposed to be therein or Judgment by the Court of Appeals will be entered against them in default thereof and the said John S Gillings George H Williams and Wm Dawson Jr by their attorney aforesaid says 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 Randle H Meale against the said John S Gillings Geo H Williams and Wm Dawson Jr whereas the Law of the Land that Judgment ought to have been given for the said John S Gillings Geo H Williams against the said Randle H Meale

therefore in that there is manifest error and they pray that the Judgment 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 John S Gillings George H Williams and William Dawson Jr may be restored to all things which they have lost by occasion of the said Judgment and that the said Randle H Meale may reply to the errors aforesaid and so forth. And thereupon it is mutually by the Court of Appeals here that the said Randle H Meale sue in the errors by the said John S Gillings George H Williams and William Dawson Jr above assigned in the Record of proceedings aforesaid or Judgment by the Court of Appeals here will be rendered against him in default thereof and the said Randle H Meale by his attorney aforesaid says there is no error in the Record of proceedings aforesaid nor in the giving of the Judgment aforesaid and begs that the Court of Appeals here will proceed to the examination as well of the Record of proceedings aforesaid, as of the matters aforesaid by the said John S Gillings Geo H Williams and Wm Dawson Jr above for error assigned and that the said Judgment may in all things be affirmed and so forth. Thereupon further process of and upon the premises between the parties aforesaid, is by virtue of an act of Assembly in such cases made and provided continued before the Court of Appeals here until the first Monday in December next, the same day is given to the said parties there then to hear the Judgment of the Court of Appeals here of and upon this and premises and so forth.

And which said first Monday in December being the 6th day of the said month in the year of our Lord 1858 come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid. But because the Court of Appeals here are not yet advised of a Judgment to give of and upon the premises this cause was regularly continued from Term to Term until the first Monday in December in the year of our Lord 1863.

And now at this day to wit the said first Monday in December being the seventh day of the said Month in the year of our Lord 1863 come again into the Court here the parties aforesaid by their attorneys aforesaid. Whereupon as well the Record and proceedings aforesaid and the Judgment given in same aforesaid as the matters aforesaid by the said John S Gillings Geo H Williams and Wm Dawson Jr above for error assigned being seen and by the Court of Appeals here fully understood, and matters deliberated on thereof had for that it appears to the Court of Appeals here that there is error in the Record of proceedings aforesaid and also in the giving of the Judgment aforesaid.

Wherefore the Court of Appeals here passed their Decree which is in the words and of the tenor following to Wit.

John S Gillings George H Williams and William Dawson Jr vs Randle H Meale | Court of Appeals of Maryland December Term 1863

The appeal in this cause standing ready for hearing, was argued by the Counsel of the respective parties, and the Proceedings have fully been read and considered by the Court. It is thereupon this 15 day of February 1864 by the Court of Appeals of Maryland and by the authority thereof