adjudged ordered and decreed that the order of the Commissioner of the Land office passed in this cause on the 19 day of December 1857 be and the same is hereby reversed and that the Petition of the appellants be and the same is hereby sustained with costs to the appellants.

Jas L Parlow
B F Goldsborough
S Morris Cochran,

Test. George Earle Clerk

The United States for the use of the Washington Aqueduct
vs
The Great Falls Manufacturing Company

Be it remembered that now here on the first Monday in December being the third day of the said Month in the year of our Lord one thousand eight hundred and sixty the Commissioner of the Land Office Maryland in pursuance of the directions of the act of Assembly in such case made and provided transmit to the Court of Appeals here the Record of proceedings of a cause which was lately depending before him in the Land Office between The United States for the use of the Washington Aqueduct Complainant and The Falls Manufacturing Company defendant and wherein the said Commissioner of the Land office passed an order for the said Great Falls Manufacturing Company against the said United States for the use of the Washington Aqueduct and from which said Order the said United States for the use of the Washington Aqueduct appealed to the Court of Appeals here the tenor of which said Record of proceedings is in form following viz.

State of Maryland sct.

Land office of Maryland

At a Court of the Commissioner of the Land Office begun and held at the office of the said Commissioner in the State House in the City of Annapolis on the 1st day of December 1859.

Present

The Honorable William L W Walbrook the Commissioner of the Land office when the following proceedings were had viz.

The United States for the use of the Washington Aqueduct
vs
The Great Falls Manufacturing Company

Caveat vs Not Resurvey on the Resurvey "on Conns Island" Montgomery County.

The Caveat and for resurveying this land was in the following words and figures viz.

State of Maryland sct.

Whereas "The Great Falls Manufacturing Company" chartered by Virginia and Maryland did set forth, that they were seized in fee of and in a tract or parcel of land called Conns Island or Bishop's Island containing in the day of granted for acres lying in the Potomac River above the Great Falls of the Potomac in Montgomery County contiguous which they had descended some thousand pounds, and being desirous to add thereunto and reduce the whole into one entire tract, required a special Warrant to Resurvey the aforesaid tract for that intent and purpose, and that on return of a certificate of Resurvey then of they praying for the resurvey added, and complying with all other requisites according to law may obtain a grant of confirmation therefor, which resurvey is to be paid for within twelve months from the date hereof.

Now these are to authorize and require you to survey for and in the name of the said "The Great Falls Manufacturing Company" the aforesaid tract or island or Bishop's Island, according to the ancient metes and bounds mentioned expressing and allowing any error in the original survey and by your additions adding any thereunto land thereto contiguous not running your lines within the lines of any former or more ancient survey and return your certificate of Resurvey thereof with the name of the plaintiff, the exact quantity therein contained and a