October Term 1865.

Andrew Mercer of R.
vs
Philip J. Houser.

Be it remembered, That now here, on the first Monday in December being the second day of the said Month in the year of our Lord 1861 the Judge of the Circuit Court for Baltimore City being in the Fifth Judicial Circuit of Maryland, in pursuance of the directions of the Act of Assembly in such case made and provided, transmit to the Court of Appeals from the Record of Proceedings of a cause which was lately depending before him in the Circuit Court for Baltimore City between Philip J. Houser plaintiff and Andrew Mercer of R. defendant and wherein the said Circuit Court gave Decree for the said Philip J. Houser against the said Andrew Mercer of R. and from which said decree the said Andrew Mercer of R. appealed to the Court of Appeals here the tenor of which said Record of Proceedings is in form following to Wit,

State of Maryland, City of Baltimore To Wit,

At a Session of the Circuit Court for Baltimore City in the fifth Judicial Circuit of the State of Maryland begun and held at the Court House in and for said City on the Second Monday in September being the Ninth day of the same Month in the year of our Lord 1861.

Present

The Honorable, William George Krebs, Judge

George H. Dutton Esquire Sheriff, Robert J. Kerr Clerk.

Philip J. Houser,
vs
Andrew Mercer of R.

Be it remembered that heretofore to Wit on the twenty fifth day of July in the year of our Lord 1859 came Philip J. Houser into the Circuit Court for Baltimore City here by Amos J. Mitselman Esquire his Solicitor and exhibited to the said Court his Bill of Complaint in form following to Wit,

To the Honorable William Geo Krebs, Judge of Circuit Court of Baltimore City,

The bill of Complaint of Philip J. Houser of the town of New Market in the County of Frederick and State of Maryland, Humbly shews, that heretofore to Wit on the 7th day of July in the year 1859 he Contracted with a certain Andrew Mercer of R. of the City of Baltimore, for the sum of fourteen hundred dollars to be paid in the 21 day of July 1859, to sell to the said Andrew Mercer of R the house and Lot (with the Garden stuff included) in the town of New Market, Frederick County Maryland, on which the said Houser Complainant resided on the said 7th July 1859 and further to give to the said Andrew Mercer of R full and entire possession of the said premises and a good and sufficient deed for the same, on the said 21st day of July 1859, the said Contract being in Writing signed by Your Orator and the said