personally appeared John H. Barnes and acknowledged the foregoing deed to be his act. John C. Jolly, J.P. Exhibit.— marked "Complainants Exhibit J. S. No. filed under Commission 22 March 1864, and referred to in the foregoing testimony is, as follows, to wit: 1857. Joseph Schlitt from Richard W. Griffith. To the State of Maryland Dr. To Amount of Assessment as per Annexed City Bills State Tax at Ten cents per $100. 36 Received payment for Collector

Interest 3/45 Geo. W. Sumwalt

City Taxes, 1857 Wm. C. Valiant, Collector Richard Griffith To the Mayor and City Council of Baltimore Dr. Lot & Imps Abbett No. 34,

$3.53
.24
3.77
Interest Feby 20/59 .29
4.06

Received payment for the Collector, Geo. W. Sumwalt.

Exhibit, Marked, "Complainants Exhibit J. S. No 2" filed under Commission twenty second March eighteen hundred and sixty four, and referred to in the foregoing testimony is as follows, to wit: 1858 Joseph Schlitt from Richd. W. Griffith. To the State of Maryland Dr. To Amount of assessments as per annexed City Bills State Taxes at ten per cent 36-

Interest March 25/59 1
37
3
$40.

Received payment for the Collector Wm. H. Beal

R. W. Griffith, City Taxes, 1858 Wm. C. Valiant, Collector To the Mayor and City Council of Baltimore Dr. Lot & Imp W.S. Abbett street No. 34 4.07

City direct Taxes at 60 p. cte per $100 .02
4.09
Interest Mar. 25/59 .32
Received payment for the Collector, Wm. H. Beal 4.41
$4.83

And afterwards, to wit: on the fifteenth day of March in the year of our Lord Eighteen hundred and Sixty five, the Complainant aforesaid by his Solicitor aforesaid filed in said cause the following petition, to wit: Ishmael Day vs Robert M. Polk et al. } The Petition of Ishmael Day respectfully Sheweth to your Honor that a Commission to take testimony in this cause was issued to T. D. Tormey 10th July 1863 and has not yet been returned, as appears from reference to the docket entries in the cause. Your Petitioner prays that your Honor may pass an order requiring said Commissioner to return said Commission without further delay. R. J. Gettings for Petitioner. Whereupon the Court here passed the following order, to wit: Ordered this 15th day of March 1865 that T. D. Tormey, the Commissioner return the Commission in said cause on or before the 20th day of March 1865, provided a copy of this order be served on or before the 17th inst. Wm. Alexander. And afterwards, to wit: on the eighth day of May in the year aforesaid the Court here passed the following Rule Hearing, to wit: Ishmael Day vs Robt. M. Polk & others } In the Circuit Court of Baltimore City May Term 1865. Ordered by the Court, this 8th day of May 1865, upon motion of the Complainants Solicitor, that the above cause be set down for hearing on the nineteenth (19th) day of May (Friday) 1865. Provided, a copy of this Order be served on the opposite party or their Solicitors, on or before the 12th day of May 1865. Wm. Alexander. On the back of the copy of the aforesaid order, is thus endorsed, to wit: Rule Hearing, Service admitted this 8th day of May 1865.

Wm. Price, Solicitor for Defendants. And afterwards, to wit: on the nineteenth day of May in the year aforesaid the following agreement was filed in said cause, to wit; Ishmael Day vs Robert M. Polk Augustus M. Price The Mayor & City Council of Baltimore } Circuit Court for Baltimore City. It is agreed that the said evidence of E. Beatty Graff taken under a commission issued to Frederick Pinkney & T. D. Tormey out of the Circuit Court for Baltimore City in the case of John Adam Konig Complainant vs Robert M. Polk, Augustus M. Price, and the Mayor and City Council of Baltimore, defendants be read at the hearing in the above entitled cause as part of Complainants evidence, to have the same effect and subject to the same exceptions as if said evidence had been taken under a Commission regularly issued in the above entitled cause of Day vs Polk & others. R. J. Gettings Solr. for Complts. Wm. Price for Deflts. And afterwards, to wit: on the twenty fourth day of June in the year aforesaid, the Court here passed in said cause, the following Rule Hearing, to wit: Ishmael Day vs R. M. Polk & others } In the Circuit Court of Baltimore City. May Term 1865. Ordered By The Court, this 24th day of June 1865, upon motion of the Complainants Solicitor, that the above cause be set down for hearing on Thursday 6th day of July 1865. Provided, a copy of this Order be served on the opposite party or its Solicitor, on or before the 28th day of June 1865. Wm. Alexander. On the back of which, is thus endorsed "Rule Hearing. Service admitted this 24th day of June 1865 Wm. Price, Solicitor for Defendant". And thereupon, afterwards, to wit: On the fifteenth day of July in the year aforesaid, the Court here passed and filed in said cause the following Decree in form