Letters of Administration having Forty five Dollars Government Stamp thereon paid.

(Seal Place)

Witness, Isaiah Bolderston Esq. Chief Judge of the Orphans Court of Baltimore City, this 16th day of February, in the year of our Lord eighteen hundred and seventy,

Test;

J Harman Brown

Register of Wills for Baltimore City

(Filed 18th June 1870)

Upon consideration of the foregoing petition, it is ordered by the Court, this 18th day of June, 1870, that Jane Wells and other parties named therein, be and they are hereby made parties defendant in the place and stead of John Wells, deceased,

C. W. Pinkney

L. M. Montgomery et al vs John Wells et al — In the Circuit Court of Baltimore City (Filed 8th July 1870.)

Mr Brewer, Clerk

Enter the appeal of the defendants, representatives of John Wells, deceased, from the decree in this cause.

J. A. Lyttleton
S. H. Jagart
Solicitors for defendants, representatives of John Wells.

Which said appeal being by the Court here also granted, it is thereupon ordered by the Court here that a transcript of the record of proceedings in the cause aforesaid, be transmitted to the Court of Appeals of the State of Maryland, and the same is transmitted accordingly.

Test; James R. Brewer, Clerk

In Testimony that the foregoing is a full and true transcript taken from the record of proceedings in the Circuit Court of Baltimore City in the cause therein mentioned.

(Seal) I hereto set my hand and affix the seal of the Court aforesaid, this thirteenth day of September, one thousand eight hundred and seventy.

James R. Brewer Clerk

(5cts Stamp)

And now come into the Court of Appeals here, as well the said Richard Wells admr of John Wells et al by J. A. Lyttleton & S. H. Jagart Esq their Attorneys as the said L. M. Montgomery et al by Lewis Spencer Esq their Attorney and thereupon, on motion of the said L. M. Montgomery et al by their Attorneys aforesaid, it is ruled by the Court here, that the said Richard Wells admr of John Wells et al assign the errors in the Record of Proceedings aforesaid, or in the giving the decree aforesaid, so as aforesaid brought before the Court of Appeals here for correcting the errors supposed to be therein, or Decree by the Court of Appeals here, will be entered against them in default thereof: and the said Richard Wells admr of John Wells et al by their Attorneys aforesaid, say that in the Record of Proceedings aforesaid, and also in the giving of Decree aforesaid, there is manifest error in this, to wit: that by the Record aforesaid, it appears that the Decree aforesaid, in the cause aforesaid given, was given for the said L. M. Montgomery et al against the said Richard Wells admr of John Wells et al when, by the law of the land, that Decree ought to have been given for the said Richard Wells admr of John Wells et al against the said L. M. Montgomery et al, therefore, in that there is manifest error, and they pray that the Decree aforesaid, 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 Richard Wells admr of John Wells et al may be restored to all things which they have lost by occasion of the said Decree and that the said L. M. Montgomery et al may rejoin to the errors aforesaid, and so forth; and thereupon it is ruled by the Court of Appeals here, that the said L. M. Montgomery et al join in the errors by the said Richard Wells admr of John Wells et al above designed in the Record of Proceedings aforesaid, or Decree by the Court of Appeals here, will be rendered against them in default thereof: and the said L. M. Montgomery et al their Attorneys aforesaid, say there is no error in the Record of Proceedings aforesaid, nor in the giving of the Decree aforesaid, and they pray 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 Richard Wells admr of John Wells et al above for error assigned, and that the said Decree may be in all things 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 October next; the same day is given to the said parties there, then to hear the Decree of the Court of Appeals here, of and upon the said premises, and so forth.