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And now come into the Court of Appeals here, as well the said Edward J. Roberts by S. S. Field, Esq. his Attorney, as the said Loyola Perpetual Building Association of Baltimore City by Richard Bernard & Son its Attorneys, and thereupon, on motion of the said Loyola Perpetual Building Association of Baltimore City by its Attorneys aforesaid, it is ruled by the Court here, that the said Edward J. Roberts assign the errors in the Record of Proceedings aforesaid, or in the passing the order aforesaid, so as aforesaid brought before the Court of Appeals here for correcting the errors supposed to be therein, decree by the Court of Appeals here, will be entered against him in default thereof; and the said Edward J. Roberts by his Attorney aforesaid, says that in the Record of Proceedings aforesaid, and also in the passing of order aforesaid, there is manifest error in this, to wit: that by the Record aforesaid, it appears that the order aforesaid, in the plea aforesaid given, was given for the said Loyola Perpetual Building Association of Baltimore City against the said Edward J. Roberts when, by the law of the land, that order ought to have been given for the said Edward J. Roberts against the said Loyola Perpetual Building Association of Baltimore City, therefore, in that there is manifest error, and he prays that the order aforesaid, for that error and others, being in the Record of Proceedings aforesaid, may be reversed, annulled, and held entirely as void, and that he the said Edward J. Roberts may be restored to all things which he hath lost by occasion of the said order, and that the said Loyola Perpetual Building Association

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of Baltimore City, may rejoin to the errors aforesaid, and so forth; and thereupon it is ruled by the Court of Appeals here, that the said Loyola Perpetual Building Association of Baltimore City, join in the errors by the said Edward J. Roberts above assigned in the Record of Proceedings aforesaid, or decree by the Court of Appeals here, will be rendered against it in default thereof; and the said Loyola Perpetual Building Association of Baltimore City, by its Attorneys aforesaid, says there is no error in the Record of Proceedings aforesaid, nor in the passing of the order aforesaid, and it prays 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 Edward J. Roberts above for error assigned, and that the said order 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 second Monday in January 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.

And now, at this day, to wit, the said second Monday in January being the twelfth day of the said month, in the year of our Lord one thousand eight hundred and ninety one come again into the Court of Appeals here, the parties aforesaid by their attorney aforesaid.

Thereupon as well the Record and Proceedings