

June R. D. 1904.

<p>McComas Gaither & Greenbaum</p> <p>Atty 5. Pd. B.R.L. M.E. Clerk 4.90 } pd Feb 7/06 Trans 2.50 pd by App June 6/06 R.O.</p> <p>36.</p> <p>Atty 5. Paid J.B. per A. Quicks Clerk 2.25 pd May 7/06 R.O.</p> <p>J. O. Pe & Sons J. K. Bartlett</p> <p>18th May</p>	<p>Henry Smith Jr. John A. Smith & William A. Smith Copartners trading as Henry Smith & Sons</p> <p>Ch. Appals Co. Appellant \$85.00</p> <p>{ June 1906 Record made & sent to October Term } 1906 for Mead</p> <p>30 "Box No. 1441"</p> <p>Ch. Appals Co. Appellee \$25.75</p> <p>George Jewell & The United States Fidelity & Guaranty Company</p>	<p>Mem. Nar. Notice & Election for a Jury Trial fd. Copy nar & notice with copy of Writ sent (\$4000.00) "summoned George Jewell. Also summoned The United States Fidelity and Guaranty Company of Baltimore City, a corporation, by service on Richard D. Lang, vice President, and a copy of nar and notice to plead with a copy of the process left with the defendant".</p> <p>14th June 1904 App. under the Act for George Jewell rule plea. 23rd June 1904 App. by Atty. for both defendants rule plea Same day Plea <i>promissio</i> admitted rule rep. 27th June 1904 Application for <i>quod iudicium</i> shot 24th Jan. 1906, Jury returned, viz: Rich. J. McJannet, D. G. Marshall, Geo. Adolph, Andrew Schreifer, Thos. R. D. Moore, J. B. Gate, Jas. S. Hesson, Frank Kersting, Geo. P. Neib, Hy A. Venkel, Louis Goldman Henry S. Sharle.</p> <p>25th Jan. 1906, Verdict in favor of the Plaintiff's for \$5.00 25th Jan. 1906, Judgment on Verdict <i>Nilis</i> 26th Jan. 1906 Judgment on verdict absolute in favor of the Plaintiff for \$4000.00 the penalty of the bond sued on to be released upon the payment of \$5.00 the sums found by the Jury with interest until paid and costs of suit.</p> <p>21st Feb. 1906 Time for filing Bill of Exceptions extended until March 24/06 Order of Court fd. 22nd March 1906, Plaintiff's order for Appeal fd. 23rd March 1906, Time for signing bill of exceptions extended until 9th April 1906 Order of Ct. fd. 4th April 1906 Bill of Exceptions fd. 10th Apr. 1906 Judgment reversed with costs above and below and New Jury Trial awarded. Opinion, & Ck. of Clerk of Court of Appeals filed in this case folio 299/1904</p>
<p>Madison Marme David M. Newbold Jr</p> <p>Atty 5. Clerk 3.20 } paid by Comm Recd. l.p. to May 31/05 R.O. Shff .55 Copy .50</p> <p>37.</p> <p>Atty 5. Clerk 1.80 paid as abm R.O.</p> <p>W. S. Thompson</p> <p>(u)</p>	<p>Clarence H. Harlock</p> <p>30</p> <p>Stephen P. Harwood</p> <p>(Jury)</p>	<p>Mem. Nar. Notice & Election for a Jury Trial fd. Copy sent (\$1000.00) "summoned and a copy of nar and notice to plead left with the defendant".</p> <p>14th June 1904 App. under the Act rule plea. 29th June 1904 App. by Attorney same day Plea did not <i>promissio</i> as alleged <i>pe</i> <i>promissio</i> admitted <i>quod iudicium</i> shot Cont'd Sept. Term 1904. Cont'd Jan'y Term 1905. 10th Mch 1905 Motion to amend declaration by interlineation & order of Court granting same fd. service admitted, same day amendment made. 20th Mch 1905 Pleas 1, 2, 3, 4, 5, 6, 7 & 8 & Afft. fd. service admitted, rule rep. 4th April 1905 Suggestion and Affidavit for removal on behalf of the Plaintiff fd. same day Cause removed to the Court of Common Pleas for trial Order of Court fd.</p> <p>4th April 1905 Original Papers and Copy Docket entries under seal sent to the Court of Common Pleas. see Receipt Book, fol. 478</p>
<p>A. J. Shriver</p> <p>38</p> <p>F. Dallam</p> <p>(u)</p>	<p>E. Stringer Boggess</p> <p>31 "Box No. 1451"</p> <p>Mary M. D. Price</p>	<p>Mem. Nar. Notice Prom. Note & Afft. fd. Copy nar & notice sent (\$304.07) "summoned and copy of nar and notice to plead left with the defendant"</p> <p>13th June 1904 App. for deft. same day Pleas 1 & 2 Afft. of defense & Certf of Counsel fd. issues joined shot.</p>

Bagby & Bagby

Richard J. Biggs
Richard J. Biggs & Co.

(1st Case re fol. 255) 26th February 1906 Opinion of the Court of Appeals ^{fd.}

CLK 2.50 pd Oct 2/1906

3rd Oct 1907 "Satisfied"
order of Pltffs & Defts attys ^{fd.}

"Box No 1433"

438

Robert M. McClintock &
Walter R. Townsends
Executors of the Estate of
Robert McClintock, deceased
John F. Langhammer &
Ernest Langhammer

R J Smith

Gaithor &
Grunbaum
B. R. Anderson

Henry Smith Jr.
John A. Smith and
William A. Smith
Cocpartners trading as
Henry Smith and Sons

10th Dec. 1906 Opinion of Court of Appeals ^{fd.} (New trial)
4th Jan 1907, Jury errors, viz: - Harry S. Cox, A. Hallenhorst,
Jno. D. Green, Wm. C. Clintoek, M. C. Stenmer, Chas. H. Green,
W. S. Gardner, F. S. Upcher, Jno. C. Teat, Wm. S. Meyer
Lawrence Thompson, A. W. Debraudt
10th June 1907, Verdict, sealed, in favor of the Plaintiff for \$2564.⁴²
10th June 1907, Judgment on Verdict Nisi

CLK 2.75
Pltff 1.50
Def 0.10 } pd. July 7/1906

12th June 1907 Judgment on Verdict absolute in favor of the Plaintiff for
\$4000⁰⁰ the Penalty of the Bond sued on. to be released with
the payment of \$2564.⁴² the sum found by the jury with
interest until paid and costs of suit

150
m⁹

"Box # 1441"

9th July 1907 Time for signing Bill of Ex. attended until 1st Sept 1907 order of Court ^{fd.}

CLK 2.15
Def 1.50
Bond 3.00
Recd 2.50 } pd. as abt 16th

30th July 1907 Order for appeal & Affs ^{fd.} Same day Appnd appeal Bond.
15th Aug. 1907 Time for signing bill of exceptions ext^d to 23rd Sept. 1907
^{fd.} Order of Court ^{fd.}

Jno. P. Foe & Sons
J. Kemp & Bartlett

George Jewell and
The United States Fidelity
and Guaranty Company

19th Sept. 1907 Time for signing bill of exceptions and transmission of
record to Court of Appeals ext^d to 10th Nov. 1907. Agreement of Coun-
sel and order of Court ^{fd.}
9th Nov. 1907 Time for signing bill of exceptions and transmission of record to the
Court of Appeals ext^d to 30th Nov. 1907, Agreement of Counsel and order of Court ^{fd.}
7th Feb 1908 Judgment "Satisfied" by the United States Fidelity & Guaranty Co. the Plaintiff
having paid judgment to the extent of \$814.42 with int. against George Jewell order of Pltffs ^{fd.}
(263/1904 (Jury))

Wildebrough & Fletcher
Barton Palmer Umble &
Stewart

Frank J. Gibson
Julia Easter
Charles L. Carroll
Victor L. Carroll
Vivian Carroll
Margaret H. Carroll
Julia L. Carroll
Nellie L. Carroll
Margaret Hardy Carroll widow
Ada L. Carroll
Sallie Carroll Bradock

(Brought Forward from folio 189)

Attly 5th pd 10th 22nd = c. c.
CLK 10.25
Aff. 4.50 } pd by deft Mch 30/1909

17th Feb 1909 Demurrer to 1-2-3-4 additional pleas Sustained
17th Feb 1909 Waiver of Jury Trial Order of Pltffs & Defts attys ^{fd.}
19th Feb 1909 Case tried before Hon Alfred B. Niles without the aid of a jury
19th Feb 1909 Verdict in favor of the Pltffs for property described in Declaration
with one cent damages & costs
19th Feb 1909 Judgment on Verdict Nisi
23rd Feb 1909 Judgment on verdict absolute in favor of the Plaintiff for
the Property described in the Declaration with one cent damages
& costs of suit

25 March 1909 Record made & sent to
Cpl. Tom O. of Appeals
per Adams Ex. Co

23rd Feb 1909 Debits order of Appeal ^{fd.}
8th March 1909 Time for signing & filing bills of Exceptions in this case extended for 30 days
from March 8 1909. 17th Mch 1909 Agreement ^{fd.}
17th March 1909 Bill of Exceptions

58
Attly 5th pd 10th 15th
CLK 4.85
Trans 50.00 } pd by deft Mch 30/1909

8th June 1909. Judgment Affirmed with costs above and
below. Ck. of Clerk of Court of Appeals ^{fd.}

W. S. Bryan Jr
Geo M. Upshur
Lloyd L. Jackson

John F. Heyler
Warden of
Maryland State Penitentiary