

April R. D. 1904

<p>C. J. Farber</p> <p>Atty 5. Paid Clerk 3 50 Suff 55 } paid by Deft Mch 18/05 R.C.</p> <p>57</p> <p>Atty 5. Paid Clerk 1.40 paid Suff 0000 R.C.</p> <p>Penn & Stanton</p> <p>22 Mch.</p>	<p>The Simpson & Doeller Company of Baltimore City, a body corporate</p> <p>"Box no. 1395"</p> <p>Louis Horpel Trading as Louis Horpel & Co.</p>	<p>Mem. Nar. Notice Acct. of Afft. fd. Copy nar. & notice sent. (\$101.52) "summoned and Copy of nar. & notice to plead left with the defendant"</p> <p>12th April 1904 App. under the Act. 22 April 1904 App. by Atty. Same day Plea 1 + 2 afft. of defence, Cert. of dismissal & Election for a Jury Trial fd. sum admitted & issue joined short</p> <p>20th March 1905 "Agreed" and "Settled" order of Pffs & Dfts. atty for</p>
<p>Giddabrough & Fletcher Barton, Wilmer, Ambler & Stewart</p> <p>Cnts copied on folio 299.</p> <p>15 Feb 1909 Leave asked by Deflt, the Directors of the Md Penitentiary to withdraw general issue plea & file Demurrer to said Declaration same day leave granted & plea withdrawn Order of Court fd</p> <p>15 Feb 1909 Leave asked in open court to file additional pleas on behalf of Deflt John F Weyler Warden same day leave granted pleas fd</p> <p>16 Feb 1909 Demurrer: short to additional pleas</p> <p>16 Feb 1909 Issue Dismissed as to Deflt Directors of Md Penitentiary Order fd</p> <p>16 Feb 1909 Pff asked leave to amend nar by intermination same day leave granted same day amendment made Petition & order of court fd.</p> <p>(Carried forward folio 299)</p> <p>58</p> <p>George M. Upshur Clyde R. Jackson Jr 24 C</p>	<p>Frank J. Gibson, Julia Easter, Charles C. Canoll, Victor C. Canoll, Vivian Canoll, Margaret H. Canoll, Julia J. Canoll, Nellie C. Canoll, Margaret Hardy Canoll, Winton, Ada C. Boudle, & Sallie Canoll Craddock.</p> <p>Pris No. 1646</p> <p>Directors of the Maryland Penitentiary a body corporate</p> <p>John F. Weyler, Warden.</p>	<p>22 March 1904</p> <p>Execution Mem. Nar. Notice of Election for a Jury Trial fd</p> <p>Writ issued. 2 Copies nar & notice under seal with 2 Copies of Writ of Summons sent. (Great Constitution & Eager etc)</p> <p>Summoned The Directors of The Maryland Penitentiary a body corporate by service on Francis C. Walters, President and a Copy of the declaration with a Copy of the Writ of Summons served on the defendant on the 6th April 1904. Also summoned John F. Weyler, Warden, and a Copy of the declaration with a Copy of the Writ of Summons served on the defendant on 31st March 1904</p> <p>11th April 1904 App. for Afft. rule plea 26 April 1904 Ple as 1, 2, 3</p> <p>1st sum admitted file rep.</p> <p>20th May 1904 Joinder of issue to 1st plea & demurrer to 2nd & 3rd pleas fd issue joined short</p> <p>26th Mch 1907 Amended nar fd service admitted rule plea</p> <p>21st May 1907 Pleas 1, 2 & 3 to amended nar fd (no service)</p> <p>28th Oct 1907 Joinder of issue to 1st plea & demurrer to 2nd & 3rd pleas fd service admitted & issue joined short on dem.</p> <p>2nd Nov 1907 Admit 4th plea fd rule rep.</p> <p>11th Jan 1908 Dem. to 2nd & 3rd pleas sustained. Opinion fd.</p> <p>15th Jan 1908 General issue plea of Directors of Md Penitentiary withdrawn by leave of court same day demurrer to nar short on behalf of Directors of Md Penitentiary & issue joined short same day Dem. sustained & leave granted to Pff to amend the nar within 15 days same day general issue plea of John F Weyler, Warden withdrawn by leave of court same day Dem. to nar short on behalf of John F Weyler & issue joined short on demurrer same day Dem. overruled same day Plea not guilty short on behalf of John F Weyler, Warden and issue joined short</p> <p>30th Jan 1908 Same for amending nar extended to April 15 1908 order of court fd</p> <p>(June) 10th March 1908 Admission of facts fd</p>
<p>Marbury & Gosnell</p> <p>Atty 5. Paid Clerk 3 65 Suff 55 } paid by defts atty May 6/04 R.C. (CHK 579)</p> <p>59</p> <p>Atty 5. 90 Clerk 35 } paid as abm R.C. (CHK 579)</p> <p>A. J. Lear</p>	<p>The Annapolis Washington & Baltimore Railroad Company a Corporation</p> <p>"Box no. 1359"</p> <p>Fire Association of Philadelphia, a Corporation</p>	<p>Mem. Nar. Notice "Policy of Ins" Acct. Afft. & Clerk's Cert. fd</p> <p>2 Copies nar & notice sent (\$310.89) "summoned The Fire Association of Philadelphia, a body corporate by service on James A. Richardson its Attorney and a Copy of nar & notice to plead and a Copy of the process left with the defendant also a Copy of the within notice of summons left at the office of said Company"</p> <p>26 April 1904 App. for defendant</p> <p>6 May 1904 "Agreed" and "Satisfied" order of Pffs & Dfts atty for</p>

Bagby + Bagby
 Clerk 2.50 pd Oct 2/1906
 438
 R J Smith

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

(Case no. fol. 255) 26th February 1906 Opinion of the Court of Appeals for
 3rd Oct 1907 "Satisfied"
 order of Plffs + Defts Atty for
 "Box No 1433"

Gaither +
 Brumbaum
 B.R. Anderson
 Clerk 2.75
 Atty 1.50
 Bond 3.00
 Receipt 2.50
 pd. as at 16h
 150
 no 9

Henry Smith Jr.
 John A. Smith and
 William A. Smith
 Copartners trading as
 Henry Smith and Sons
 George Jewell and
 The United States Fidelity
 and Guaranty Company

10th Dec. 1906 Opinion of Court of Appeals for (New trial)
 4th June 1907, Jury error, viz:- Harry S. Cox, A. Hallenhorst,
 Jas. D. Green, Wm. McClintock, M. G. Stemmer, Chas. H. Green,
 H. S. Gardner, F. D. Upshur, Jno. C. Teat, Wm. S. Meyer
 Lawrence Thompson, A. Heldebrandt
 10th June 1907, Verdict, sealed, in favor of the Plaintiff for \$2564.⁴²
 10th June 1907, Judgment on Verdict nisi
 12th June 1907 Judgment on Verdict absolute in favor of the Plaintiff for
 \$4000⁰⁰ the Penalty of the Bond sued on. to be released upon
 the payment of \$2564.⁴² the sum found by the jury with
 interest until paid and costs of suit
 9th July 1907 Time for signing Bill of Ex. extended until 1st Sept 1907 order of Court for
 30th July 1907 Order for appeal + Aff. for Same day Appured appeal Bond
 15th Aug. 1907 Time for signing bill of exceptions ext^d to 23rd Sept. 1907
 order of Court for
 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 for
 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 for
 7th Feb 1908 Judgment "Satisfied" by the United States Fidelity & Guaranty Co. the Plaintiff
 having paid. Judgment to the extent of \$214.42 with int. against George Jewell order of Plffs
 (763/1904 (Jury))

Edinburgh + Fletcher
 Burton Palmer Ambler &
 Stewart
 Atty 5.00 pd as at 16h
 Clerk 10.25
 Atty 4.50 pd by deft 25/10/09
 58
 Atty 5.00 pd as at 16h
 Clerk 4.85
 Trans 50.00 pd by deft Mch 30/09/06
 W. S. Bryan Jr
 Wm M Upshur
 Lloyd L Jackson

Frank J. Gibson
 Julia Easter
 Charles L Carroll
 Victor L Carroll
 Vivian Carroll
 Margaret A. Carroll
 Julia S Carroll
 Nellie L Carroll
 Margaret Hardy Carroll widow
 Adm. L. Bowdle
 Lillie Carroll Bradock
 25 March 1909 Record made + sent to
 Cpl. Tom G. of Appeals
 per Adams Ex. Co
 John F. Meyler
 Warden of
 Maryland State Penitentiary

(Brought forward from folio 189)
 17th Feb 1909 Demurrer to 1-2-3-4 additional pleas sustained
 17th Feb 1909 Waiver of Jury Trial Order of Plffs + Defts Atty for
 19th Feb 1909 Case tried before Hon. Alfred B. Miles without the aid of a jury
 19th Feb 1909 Verdict in favor of the Plffs 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.
 23rd Feb 1909 Defits order of appeal for
 8th March 1909 Time for signing + filing bills of Exceptions in this case extended for 30 days
 from March 8, 1909. 17 Mch 1909 Agreement for
 17th March 1909 Bill of Exceptions for
 8th June 1909. Judgment Affirmed with costs above and
 below. Ck. of Clerk of Court of Appeals for