

## ARTICLE V.

**Appeals.**

1. An appeal may be taken from a court of law or equity by application to the clerk; from the Orphans' Court by application to the Register; from the Commissioner of the Land Office by application to the Commissioner; from the County Commissioners by application to their clerk, and from a Justice of the Peace by an application to the Justice; or by filing a petition with the clerk of the court to which the appeal is made; and upon such application, if made within the time prescribed by law for taking such appeal, the clerk, register, commissioner or justice to whom the same is made shall enter a prayer of appeal upon his docket or minutes of proceedings, and transmit the papers or a transcript of the record as hereinafter required.

2. When any instrument of writing has been once transcribed into any record intended to be transmitted to the Court of Appeals, it shall not be necessary to copy such instrument a second time in such record, but it shall be sufficient to refer to the same and the page of its first introduction into the record generally; and if copied a second time, the parties concerned in the cause shall not be charged for the second copy.

## APPEALS FROM COURTS OF LAW.

3. From any judgment or determination of any court of law in any civil suit or action, or in any prosecution for the recovery of any penalty, fine or damages, any party may appeal to the Court of Appeals.

4. Any party to a petition for freedom, and any party to a writ of mandamus, may appeal; and writs of error may be sued out in civil or criminal cases as heretofore practiced in this State.

5. In cases of issues sent from the Orphans' Court or a court of equity, to a court of law to be tried, exceptions may be taken to any opinion given by the court before whom such issues shall be tried, and an appeal taken on such exceptions; and such