

tion 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 ; and the clerk of any court shall, upon application during the vacation of said court, enter an appeal from the judgment, order or decree of said court to the Court of Appeals.

415, s 4  
From what  
courts appeals  
taken, and how.  
6 F & J 302.  
1 Bl 5.

Appeal in vaca-  
tion.

#### APPEALS AND WRITS OF ERROR FROM COURTS OF LAW.

2. 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 ; and any party to a writ of mandamus may appeal ; and writs of error may be allowed in civil or criminal cases.

Art 5, ss 3-4  
1713, c 4, 1785,  
c 87, s 6, 1796,  
c 67, s 23, 1845,  
c 7  
Who may ap-  
peal from any  
court of law.  
Mandamus  
23 Md 271, 484,  
25 Md 500, 28  
Md 488, 29 Md  
298, 465, 40 Md  
433, 46 Md 501

3. Formal writs of error shall, in all cases, be dispensed with, and the party applying to have the record removed, as upon writ of error, in cases where, by law, writs of error are allowable, shall, by brief petition, addressed to the court in which the case was tried, plainly designate the points or questions of law by the decision of which he feels aggrieved ; which application so to remove the record shall be allowed as of right ; and no point or question not thus plainly designated in such application shall be heard or determined by the Court of Appeals.

Rules of Court  
of Appeals,  
No 1  
What writs of  
error dispensed  
with  
21 Md 375, 25  
Md 509, 29 Md  
1, 46 Md 422  
Petition

4. All appeals or writs of error allowed from any judgment or determination of a court of law, to the Court of Appeals of this State, other than from decisions on questions arising under the insolvent laws, shall be taken within nine months from the date of such judgment or determination, and not afterwards (except writs of error *coram vobis*, where judgments have been entered by mistake), and the transcript of the record shall be transmitted to the Court of Appeals within six months from the time of the appeal taken, or writ of error allowed.

Rules of Court  
of Appeals,  
No 2  
Within what  
time to be  
taken  
18 Md 137, 21  
Md 375, 382, 27  
Md 675, 30 Md.  
163 31 Md 229,  
33 Md 14, 36  
Md 238, 243

5. Any person interested may appeal from the decision of the court on any question arising under the insolvent laws ; *provided*, such appeal be entered within thirty days, and a transcript of the record be transmitted to the Court of Appeals within sixty days from the date of the decision appealed from ; *and provided also*, that the execution or effect of any judgment, decree, decision, or order so appealed from, shall not be suspended or stayed, unless a bond shall be given, in such penalty and condition and with such security as the court may prescribe and approve

Rules of Court  
of Appeals,  
No 3  
1865, c 91  
Provisions in  
appeal under  
insolvent laws  
20 Md 421, 22  
Md 375, 30 Md  
128.

Bond.

6. The court from whose judgment or order under the insolvent laws an appeal shall be taken, shall, immediately upon the entry of such appeal, certify and state the questions in and decided by such court ; and no question which shall not appear by such certificate

Art 5, s 13  
1849, c 68, s 4  
Appeal under  
insolvent laws  
20 Md 378, 23  
Md. 231, 32 Md.  
552.