

To the Honorable Board of Mayor & Aldermen of the City of Cambridge, in the case of the petition of James H. Thayer and others praying that a strip of land 12 feet in width may be taken and laid out as a public way, returnable Aug 28th 1867.

The Subscriber Anna S. Moring, reserving her legal rights, so far appears as to request that further proceedings ~~may~~ and hearing may be continued & postponed to the latter part of October next.

1st Because she herself is not now residing at Cambridge but expects to remain at Nahant till far into September & her agent and Council is out of health & residing in Bethel Maine & expects there to remain till the last of October, so that it is impossible to confer with him for the proper preparation of the case.

2 There is an important question of law, ^{as to} ~~and of~~ the power & jurisdiction of your Honorable Board, which the petitioner desires to have heard by your Honorable Board, to save the expense to both parties of an application to the Supreme Judicial Court, but if said continuance is refused, the absence of the petitioner & her council, the hurried proceedings in progress, must compel a resort to a higher tribunal.

3 Your petitioner respectfully suggests that for months past she has been harassed & vexed by a petition for the same or similar taking of her lands without her consent. that she has been obliged to be at

the expense of council, & watching the proceedings, and that now for some cause those proceedings have been stayed or dismissed, & a new petition ^{there} presented, so that in violation of the best established legal maxims she is twice reversed with the same cause of action.

your Honorable Body cannot but perceive that these petitions if granted will enable a Horse rail road to do what has hitherto & probably always will be the established policy of Massachusetts to prohibit - i.e. The taking private property for horse rail roads without the consent of the owner. But for the Horse Rail Road no petition would be before your Body. If the petition is granted, the Horse Rail road is permitted to do indirectly what it cannot do directly, and that too when another public highway runs almost by its side free from obstructions of travel, occasioning no sensible loss of time, & only involving the expense of another track, & relieving the City Treasury from a heavy sum in damages -

Anne L. Moring

By her Agent & Attorney

C. P. Huntington

To the Board of Mayor and Aldermen of the
City of Cambridge

On the petition of James H. Thayer
and others, praying that a strip of land 12 feet in
width, describing it, may be taken & laid out as a public
way, returnable Aug 28th at 8 1/2 o'clock at night. The
Subscriber Anna L. Moring whom you have notified
to appear at said time & place, hereby appears so
far as to Protest against any action of your Board
or of the City Council on said petition so far as
the rights of said petitioner are concerned, your
Honorable body having no power or jurisdiction
in the premises. & she prays that said petition
may be dismissed.

August 28. 1867.

Anna L. Moring By her
Agent & Attorney

C. P. Huntington.

To the City Clerk. May I trouble you to file these papers for attention by the
City Council or rather Board of Aldermen Wednesday by
Aug 28th 1867. & much obliged

Bethel Maine yours with high respect C. P. Huntington.

Remembrance 6
of Anna L. Ellöf
August - 28. 1868.