entitled to the Relief prayed for, to wit, a Decree for Compensation out of the Bank Stock for his property confiscated by the State of Maryland during the late War for his Conduct as Trustee. On the merits stating the Bill and the Demurrer, the Chancellor, after remarking that the Attorney General was not a Party, observed, that Mr. Russell had not stated in his Bill sufficient Matter to intitle him to a Decree; that the Subject was not proper in the first Instance for his Determination; that he did not know but a Case might be made by Mr. Russell to entitle him to the Stock but that his Right would depend on the arrangement between the two Countries, and on the Treaty of Peace which were not stated in the Bill; and allowed the Demurrer. – the Bill will be Dismissed of Course, next Term I shall be allowed my legal Costs, but on the Demurrer I am only entitled to five pounds. –

At my request Mr. Stanley asked the Attorney General what he would do, if made a Party to my Bill, who replied, he would put in the Common Answer, which is a Claim on behalf of the Crown, of such Interest in the Bank Stock as the Chancellor shall think the Crown is entitled to. As such a Claim might possibly take all the Stock, no surplus could appear before a Hearing of the Merits, and the Claim of Russell and the others could not in the Opinions of the Chancellor be heard before the Attorney General is made a Party, and being fully convinced that the King of Great Britain cannot have the least pretence of claim to any part of the Stock, and thinking that the Opinion and Judgement of the Chancellor on my Demurrer was, in

Substance