November Term 1801

and Adjudged that the Decree of the Chancellor be Reversed, and that the Complainants be allowed their Costs of Appeal amounting to Eighteen thousand eight hundred and Ninety six pounds of Tobacco — And it is further Ordered and Adjudged that the Defendants Account with the Complainants for the legacy devised to the Complainant Wife Elizabeth with Interest thereon from the first day of June seventeen hundred and eighty eight, and that the said Defendants the Executors of Caleb Dorsey be charged in said Account with the amount of all Sales of the Testators land by them made and Interest thereon agreeably to the terms of Sale, and that the Executors so far as they were possessed of Assets be not allowed Interest on debts by them paid after the Testator had been more than twelve Months dead — It is further Adjudged and Ordered that the Chancellor pass such Decree and Order as shall be necessary to have the Account stated on the principles and in the manner herein directed, and on return thereof if the Assets in hand are adequate to the payment of the legacies charged thereon, that then the Chancellor pass a Decree for the payment of the full legacy and Interest due the Complainants, And if the Assets are inadequate then to Decree the amount of Legacy and Interest to be paid so far as Assets are stated to be in hand, and to bind future Assets as they come to hand with Costs of suit to be allowed the Complainants

Benjamin Rumsey —
Richard Potts —
Littleton Dennis —

Test. Burton Wheatcroft Clerk Court of Appeals —

June Term 1800

R. I. / R. W. / L. M. Ky	Joshua and Robert Amos & Attorney General at the Relation of David West

Be it remembered that heretofore on the second Tuesday of June being the twelfth day of the same Month in the Year of our Lord one thousand seven hundred and Ninety eight, The Honorable the Chancellor of the State of Maryland in pursuance of the Act of Assembly in such Case made and provided transmit to the Honorable the Judges of the High Court of Appeals the Record and proceedings on an Appeal before him made b[illegible] aforesaid Joshua and Robert Amos, the Tenor of which is in [illegible] following [illegible]

Sc[illegible]
At [illegible] Chancery Court begun and held at the City of [illegible] day in [illegible] ber in the Year of our Lord one thousand [illegible]
Present [illegible]
Alexander [illegible] Hanson Esquire Chancellor —

June Term 1800

Amongst others were the following Proceedings —

Luther Martin Esquire Attorney General of the State of Maryland at the Relation of David West against Joshua Amos and Robert Amos —

Be it remembered that heretofore to Wit, on the eighth day of July in the Year of our Lord one thousand seven hundred and Ninety five came Luther Martin Esquire Attorney General of the State of Maryland at the relation of David West and filed his Bill against Joshua Amos and Robert Amos in the Words following to Wit —

To the Honorable Alexander Contee Hanson Esquire Chancellor of Maryland

Luther Martin Esquire Attorney General of the State of Maryland informing at the relation of David West of Harford County sheweth unto your Honor —

That a certain Robert Amos on the first day of March seventeen hundred and seventy four obtained a common Warrant in the name of William James out of the Land Office of the then Province (now State of Maryland) for seventy one and an half Acres of land directed in the usual form, in virtue whereof he procured a certificate of survey to be made out and returned on the second of March seventeen hundred and seventy four with the name of James Calder Deputy Surveyor of Baltimore County thereto, and in said Certificate describing the said land as follows to Wit — Beginning at two bounded Spanish Oaks and a bounded white Oak standing on the North side of a branch at the foot of a Stony point of a Hill and running thence North ten degrees West one hundred perches, South eighty degrees, West one hundred and thirty six perches, North forty eight degrees, West one hundred and twenty two perches, West South West one hundred and sixteen perches, North thirty degrees East three hundred and forty one perches, South fifty two perches, South fifty degrees, East eighty perches, East eighteen perches, and thence by a straight line to the beginning containing and laid out for seventy one and an half Acres by the name of Good Hope which said Certificate on the twenty fourth day of May seventeen hundred and seventy four was examined and passed by Upton Scott then Examiner General and was afterwards returned into the Land Office on the [illegible] day of [illegible] seventeen hundred and seventy [illegible] as by exhibit No. 1. will appe[illegible]

The said Attorney General at the Relation aforesaid further informs your Honor that the name of James Calder was fraudulently set and signed to the said Certificate and that neither him nor any person legally authorised ever made out such certificate of survey, and that none such now exists or ever did exist on the book of said Calder as by a Certificate in the hand writing of said Calder herewith filed exhibit No. 2. will appear — And the Attorney General further states and charges, that if such Certificate and survey ever was made out by a person authorised and appointed so to do, — that after the said certificate was made out and examined and passed by Upton Scott and before the same was returned to the Land Office [illegible] therein named with the consent and privity of [illegible] Robert [illegible] himself deceitfully and fraudulently rubbed out, or [illegible] to be [illegible] in the said Certificate Viz. North third [illegible] East, [illegible] another expression so as to make it read [illegible] ly East, [illegible] figure of the land as on the plat return[illegible] and enlarg[illegible] seventy one and an half Acres to near [illegible] hundred [illegible] to your Honor by the Original Certi[illegible] said land [illegible]