his solicitor and exhibited his Bill of Complaint against Jacob Giles in the words following, to wit: To His Excellency Robert Eden Esquire, Chancellor of the Province of Maryland. Humbly Complaining, Sheweth unto your Excellency, your orator Amos Garrett of Baltimore County in his own right and as administrator with the Will annexed of Peter Dicks late of Pennsylvania that heretofore some time in the year seventeen hundred and forty five, Peter Grubb of Pennsylvania being seised in fee of several tracts of Land, in the said Province, erected upon part of the said lands an Iron Furnace and Forge, and for a valuable consideration, on the eighteenth day of June in the year seventeen hundred and forty five aforesaid, Leased, Demised and to farm let for the term of twenty years thence next following, the said lands and premises to John Crosbie Esquire, Caleb Pearce, Peter Dicks, Jacob Carter, John Pennell, John Crosbie Jun. George Churchman, Samuel Grubb, Daniel Walker, Peter Worrell, Ebenezer Currie and John Wallace of the said Province of Pennsylvania, who entered upon the said Lands and premises by virtue of the said Lease and were possessed of the same; that afterwards Daniel Walker died in the said Province of Pennsylvania, intestate, and no letters of administration ever issued upon his effects, nor has any person as yet set up a representation of the said Daniel, or claimed his right and interest in the said Lands and premises. Your orator further sheweth to your Excellency, that the said George Churchman purchased about the year seventeen hundred and forty eight, the several right and interests aforesaid of the said John Crosbie Esq.r Caleb Pearce, Jacob Carter, John Pennell, John Crosbie Jun.r Samuel Grubb, Peter Worrell, Ebenezer Currie and John Wallace; and thus possessed of their several rights and interests aforesaid in the said lands and premises, as of his own right and property; and being so possessed the said George Churchman afterwards about the year 1749 or 1750 disposed of a moiety of his said right & interest in the said lands and premises to a certain Abraham Hare

[Proceed on with the Record and proceedings as filed, and marked TH No. A]

At which said second Tuesday of June being the twelfth day of the said month in the year of our Lord one thousand eight hundred and four aforesaid, Came into the said Court of appeals aswell the said Samuel Gover and Hannah his wife by Arthur Shaaff their attorney, as the said Benedict Edward Hall Executor of Amos Garrett and administrator de bonis non with the will annexed of Peter Dicks by John Johnson his attorney; and thereupon on motion of the said Benedict Edward Hall Executor and administrator as aforesaid by his attorney aforesaid it was ruled by the said Court of appeals that the said Samuel Gover and Hannah his wife assign the errors in the Record and proceedings of the Decree aforesaid, brought before the said Court of appeals for correcting the errors supposed to be therein, or Judgment by the said Court of appeals would be entered against them in default thereof: Whereupon the said Samuel Gover and Hannah his wife by their attorney aforesaid prayed that a day might be given them for the assignment of errors of and upon the Record and proceedings of the Decree aforesaid until the second monday of November then next; and to them it was granted: the same day was given to the said Benedict Edward Hall Executor and administrator as aforesaid, then, &c.a

At which said second monday of November being the twelfth day of the said month in the year of our Lord one thousand eight hundred and four, which said day was given to the said Samuel Gover and Hannah his wife for the assignment of errors of and upon the Record and proceedings of the Decree aforesaid, came again into the said Court of appeals, the parties aforesaid by their attornies aforesaid; and the said Samuel Gover and Hannah his wife by their attorney aforesaid, said that in the Record and proceedings aforesaid, as also in rendering the Decree aforesaid, it was manifestly erred, in this, that is to say, that by the Record and proceedings aforesaid it appeared that the Decree aforesaid in form aforesaid given was for the said Benedict Edward Hall Executor and administrator as aforesaid against the said Thomas Giles and others, when by the Law of the land and in equity and good conscience, that Decree ought to have been given for the said Thomas Giles and others against the said