time for land sold by the said testator and also all bonds
notes or other evidences of debt received by the said William
Owings Executor and trustee as aforesaid arising from land sold
by him as trustee under the said will which said land bonds
notes and other evidences of debt are to be sold and collected
by such trustee to be appointed as aforesaid and to be distributed
in pursuance of and according to the will of the said Samuel
Owings be and the same is hereby set aside and annulled the
same being without the terms of the submission on which the
said award was made. And it is further adjudged ordered
and decreed that the said William Owings the appellee pay
to the appellants the sum of one hundred and thirty eight dollars
and forty eight cents for their costs expended in and about their
defence in the Court of Chancery and prosecuting their said
appeal of and upon the premises &c.

Test Th. Harris Clk

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John Carnan, John Bouchell, Peter Bouchell and Edward Foard
vs
John Turner

Be it remembered. That now here on the second Monday in June being the eleventh day of the said month. in the year of our Lord. one thousand eight hundred and twenty one the Chancellor of Maryland in pursuance of the directions of the act of assembly in such case made and provided, transmits to the Court of Appeals here the record of proceedings which was lately depending before him in the Court of Chancery between John Turner complainant and John Carnan John Bouchell Peter Bouchell and Edward Foard defendants. and wherein the said Court of Chancery passed a decree for the said John Turner against the said John Carnan John Bouchell Peter Bouchell and Edward Foard and from which said decree the said John Carnan John Bouchell Peter Bouchell and Edward Foard appealed to the Court of Appeals here. the tenor of which said record of proceedings is in form following. to wit [Here Copy Record board up in Liber J. H. No. A E.] And now come into the Court of Appeals here. as well the said appellants by Jeremiah Cosden their attorney. as the said John Turner by Alexander C. Magruder his attorney. and thereupon. on motion of the said John Turner by his attorney. aforesaid. it is ruled by the Court here. that the

said appellants assign the errors in the record of proceedings aforesaid or in the giving the decree aforesaid. so as aforesaid brought before the Court of Appeals here. for correcting the errors supposed to be therein. or judgment by the Court of Appeals here will be entered against them in default thereof. And the said appellants by their attorney aforesaid say that in the record of proceedings aforesaid. and also in the giving of the decree aforesaid. there is manifest error in this. to wit. that by the record aforesaid it appears that the decree aforesaid was given for the said John Turner against the said appellants when by the law of the land that the decree ought to have been given for the said appellants against the said John Turner therefore in that there is manifest error and they pray that the decree aforesaid for that error. and others being in the record of proceedings aforesaid. may be reversed annulled and held entirely as void and that they the said appellants may be restored to all things which they have lost by occasion of the said decree and that the said John Turner may rejoin to the errors aforesaid and so forth: And thereupon it is ruled by the Court of Appeals here. that the said John Turner join in the errors by the said appellants above assigned in the record of proceedings aforesaid. or judgment by the Court of Appeals here will be rendered against him in default thereof. And the said John Turner by his Attorney aforesaid. prays that a day may be given to him to join in the errors by the said appellants above assigned in the record of proceedings aforesaid. until the first Monday in December next; and to him it is granted; the same day is also given to the said appellants At which said first Monday in December being the third day of the said month. in the year of our Lord one thousand eight hundred and twenty one which said day was given to the said John Turner to join in the errors by the said appellants above assigned come again into the Court of Appeals here. the parties aforesaid. by their attornies aforesaid; and the said John Turner by his attorney aforesaid. says there is no error in the record of proceedings aforesaid nor in the giving of the decree aforesaid and he prays that the Court of Appeals here will proceed to the examination as well of the record of proceedings aforesaid. as of the matters aforesaid by the said appellants above. for error assigned. and that the said decree may be in all things affirmed. and so forth. But because the Court of Appeals here are not advised what judgment to give of and upon the premises. day therefore is given to the parties aforesaid. before the Court of Appeals here. until the second Monday in June next. to hear the judgment of the Court of Appeals here. of and upon the premises. for that the Court now here. thereof are not advised. and so forth.