as well for the costs and charges aforesaid adjudged unto them in the said County Court of Baltimore, as also the sum of twenty one dollars and thirty seven cents adjudged unto the said George A Hughes, Samuel Moore and Peggy Moore his wife, Christopher Hughes, Louisa Armistead, Horatio Gates Armstrong, and Mary his wife, and Charles M. Thruston and Julian his wife, by the Court of Appeals here, on their assent for their costs and charges which they had sustained by occasion of the delay of the execution of the judgment aforesaid, by pretext of the prosecution of the said appeal by the said John Doe Lessee as aforesaid of and upon the premises as aforesaid prosecuted, and so forth.

Memorandum. At the trial and decision of this cause the Honorable Stevenson Archer, Judge, withdrew from the Bench.

Test. John Johnson Clk.

Skipwith H Coale & wife
vs.
William B. Barney & wife

Be it remembered, that now here, on the second Monday in June, being the twelfth day of the said month, in the year of our Lord, one thousand eight hundred and twenty six, the Chancellor of Maryland, in pursuance of the directions of the act of assembly in such case made and provided, transmit to the Court of Appeals here, the record of proceedings of a cause which was lately depending before him in the Court of Chancery between William B Barney and Mary his wife complainants, and Skipwith H Coale and wife defendants, and wherein the said Court of Chancery passed a decree for the said William B Barney and Mary his wife against the said Skipwith H Coale and wife, and from which said decree the said Skipwith H Coale and wife, appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following to wit.

(Here copy Record bound up in Book marked J. H. No. A O.)

And now come into the Court of Appeals here, as well the said Skipwith H Coale and wife, by Charles F Mayer, William Freeman and Roger B Taney their attornies, as the said William B Barney and wife by George Winchester and Richard B Magruder their attornies, and thereupon, on motion of the said William B. Barney and wife by their attornies aforesaid, it is ruled by the Court here, that the said Skipwith H Coale and wife 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 error supposed to be therein, or judgment by the Court of Appeals here will be entered against them in default thereof: And the said Skipwith H. Coale and wife, by their attornies aforesaid, say that in the record of proceedings aforesaid, and also in the giving of Decree aforesaid, there is manifest error in this to wit, that by the record aforesaid it appears that the decree aforesaid, in the plea aforesaid given, was given for the said William B. Barney and wife against the said Skipwith H Coale and wife when by the law of the land that Decree ought to have been given for the said Skipwith H Coale and wife, against the said William B Barney and wife therefore in that there is a 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 Skipwith H Coale and wife may be restored to all things which they have lost by occasion of the said decree, and that the said William B Barney and wife may return to the errors aforesaid, and so forth: And thereupon it is ruled by the Court of Appeals here, that the said William B. Barney and wife, join in the errors by the said Skipwith H. Coale and wife, assigned in the record of proceedings aforesaid, or judgment by the Court of Appeals here will be rendered against them in default thereof: And the said William B. Barney and wife by their attornies aforesaid, pray that a day may be given to them to join in the errors by the said Skipwith H Coale and wife above assigned in the record of proceedings aforesaid, until the first Monday in December next: and to them it is granted; the same day is also given to the said Skipwith H Coale and wife.

At which said first Monday in December being the first day of the said month, in the year of our Lord one thousand eight hundred and twenty six, which said day was given to the said William B Barney and wife to join in the errors by the said Skipwith H Coale and wife, above assigned, come again into the Court of Appeals here, the parties aforesaid, by their attornies aforesaid: and the said William B Barney and wife, by their attornies aforesaid, say there is no error in the record of proceedings aforesaid, nor in the giving of the Decree aforesaid, and they pray 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 Skipwith H Coale and wife, above for error assigned; and that the said decree may be in all things affirmed, and so forth; thereupon further process of and upon the premises, between the parties aforesaid, is by virtue of an act of assembly in such case made and provided, further continued, before the Court of Appeals here, until the second Monday in June next: the same day is given to the said parties, there then to hear the judgment of the Court of Appeals here, of and upon the said premises and so forth.

At which said second Monday in June being the eleventh day of the said month, in the year of our Lord one thousand eight hundred and twenty seven come again into the Court of Appeals here, the parties aforesaid, by their attornies aforesaid. But because the Court of Appeals here, are not yet advised what judgment to give of and upon the premises, a day therefore is further given to the parties aforesaid, with the consent of the said parties, by their attornies aforesaid, to come before the Court of Appeals here on the first Monday in December next, to hear the judgment of the Court of Appeals here of and upon the premises, for that the Court now here as yet are not advised and so forth.

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 seven come again into the Court of Appeals here, the parties aforesaid, by their attornies aforesaid: Thereupon further process, of and upon the premises aforesaid, between the parties aforesaid, is by virtue of an act of assembly in such case made and provided, further continued before the Court of Appeals here, until the second