James I Sewall, Isaac W Sewall, Joseph Sewall and Mary Ann Sewall
vs.
William R Sewall and Robert Freeland use James Boyle.

Be it remembered, that now here, on the 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 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 in a cause which was lately depending before him in the Court of Chancery between William R Sewall and Robert Freeland complainants, and James I Sewell, Isaac W Sewell, Joseph Sewell and Mary Ann Sewell defendants, and wherein the said Court of Chancery passed a Decree for the said William R Sewell and Robert Freeland against the said James I Sewell, Isaac W Sewell, Joseph Sewell and Mary Ann Sewell and from which said Decree the said James I. Sewell, Isaac W. Sewell, Joseph Sewell and Mary Ann Sewell appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following to wit:

(See record bound up in Book I. I. No. 4 P.)

And now come into the Court of Appeals here, as well the said James I Sewell, Isaac W. Sewell, Joseph Sewell and Mary Ann Sewell by Alexander C. Magruder their attorney, as the said William R Sewell, and Robert Freeland by James Boyle their attorney; and thereupon on motion of the said William R Sewell and Robert Freeland by their attorney aforesaid, it is ruled by the Court here, that the said James I Sewell, Isaac W Sewell Joseph Sewell and Mary Ann Sewell assign the errors in the record of proceedings aforesaid, or in the giving the judgment 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 James I Sewell, Isaac W Sewell, Joseph Sewell and Mary Ann Sewell by their attorney 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 R Sewell and Robert Freeland against the said James I Sewell, Isaac W Sewell, Joseph Sewell and Mary Ann Sewell, when by the law of the land that Decree ought to have been given for the said James I Sewell, Isaac W. Sewell, Joseph Sewell and Mary Ann Sewell against the said William R Sewell and Robert Freeland, 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 for nought, and that they the said James I Sewell Isaac W Sewell, Joseph Sewell and Mary Ann Sewell may be restored to all things which they have lost by occasion of the said Decree, and that the said William R Sewell and Robert Freeland may rejoin to the errors aforesaid and so forth: And thereupon it is ruled by the Court of Appeals here, that the said William R Sewell and Robert Freeland join in the errors by the said James I Sewell, Isaac W Sewell, Joseph Sewell and Mary Ann Sewell above 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 R Sewell and Robert Freeland by their attorney 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 James I Sewell, Isaac W Sewell Joseph Sewell and Mary Ann Sewell 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. Which said second Monday in June being the ninth day of the said month, in the year of our Lord one thousand eight hundred and twenty eight, 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, and so forth. 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 eight 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 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.

Which said second Monday in June being the eighth day of the said month, in the year of our Lord one thousand eight hundred and twenty nine, 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, before the Court of Appeals here until 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, and so forth. Which said first Monday in December being the seventh day of the said month in the year of our Lord one thousand eight hundred and twenty nine 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 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 as yet are not and so forth. And now at this day, to wit, the said second Monday in June being the fourteenth day of the said month, in the year of our Lord one thousand eight hundred and twenty, come again into the Court of Appeals here as well the said James I Sewell, Isaac W Sewell Joseph Sewell and Mary Ann Sewell by Alexander C. Magruder their attorney, as also the said William R Sewell and Robert Freeland by James Boyle their attorney, and the said parties by their attornies aforesaid filed in Court here an agreement in the words and of the tenor following to wit: