may be restored to all things which they have lost by occasion of the said decree, and that the said Janet Lingan, William B Randolph and Sarah his wife George Lingan, Elias B Caldwell and Ann his wife may rejoin to the errors aforesaid and so forth: And thereupon it is ruled by the Court of Appeals here, that the said Janet Lingan, William B Randolph and Sarah his wife, George Lingan and Elias B Caldwell and Ann his wife join in the errors by the said David English and Lydia his wife, Richard Henderson and Sarah his wife and Janet Lingan Henderson 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 Janet Lingan, William B Randolph and Sarah his wife George Lingan, Elias B Caldwell and Ann his wife 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 matter aforesaid, by the said David English and Lydia his wife, Richard Henderson and Sarah his wife and Janet Lingan Henderson 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, then there 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 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.

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 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. At 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 in 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. At 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, 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 said 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 thirty come again into the Court of Appeals here as well the said David English and Lydia his wife, Richard Henderson and Sarah his wife & Janet Lingan Henderson by Benjamin S Forrest James Shaw and Reverdy Johnson their attornies, as also the said Janet Lingan, William B Randolph and Sarah his wife, George Lingan and Elias B Caldwell and Ann his wife by Jadock Aba gunder their attorney. Whereupon as well the record and proceedings aforesaid, and the Decree given in for a aforesaid, as the matter aforesaid, by the said David English and Lydia his wife, Richard Henderson and Sarah his wife and Janet Lingan Henderson above for error assigned, being seen, and by the Court of Appeals here fully understood, and mature deliberation thereupon had; for that it appears to the Court of Appeals here that there is error in the record of proceedings aforesaid, and also in the giving of the decree aforesaid. Thereupon the Court of Appeals here proceeded to pass such a Decree as the Court of Chancery ought to have passed: "This cause has been argued by the Counsel on both sides, and considered by the Court, and for as much as it appears that there is error in the Decree of the Chancellor, and that the appellees are not entitled to relief. It is therefore on this 15th day of July in the year of our Lord one thousand eight hundred and thirty, adjudged ordered and decreed, that the decree of the Chancellor passed in this cause, be and the same is hereby reversed, and the bill of the Appellees be and the same is hereby dismissed. It is further adjudged, ordered and decreed that the Appellees pay to the appellants the costs by them incurred in this Court, and in the Court of Chancery.

Test. John Johnson Clk.

Edward Demont and his wife Dorcas, Walter, Nancy, Hezekiah, George and Edward Demont & Mary Mackhom
vs.
Robert Horner, Luke W Barber, Richard Marshall & others.

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 of a certain cause which was lately depending before him in the Court of Chancery, between Edward Demont and his wife Dorcas, Walter, Nancy, Hezekiah, George and Edward Demont and Mary Mackhom complainants and Robert Horner, Luke W Barber, Richard Marshall and others defendants, and wherein the said Court of Chancery passed a Decree for the said Robert Horner, Luke W Barber, Richard Marshall and others against the said Edward