died before the fifteenth day of June 1815. That Thomas H Bowie was appointed Trustee after the death of the said Basil and accepted the said trust and died some time in February 1821. and on the fifth of October 1825 Israel Davidson was appointed trustee. It is further admitted that the petition of Shipley and wife and Eli Mannot was filed July 5th 1825 and of Vansant and wife 9th August 1826

Nich: Brewer Jr. Th. S. Alexander for appellees

James Boyle for appellant.

Whereupon as well the record and proceedings aforesaid, and the Decree given in form aforesaid, as the matters aforesaid, by the said Jacob H Slemaker 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 no error in the record of proceedings aforesaid, nor in the giving of the decree aforesaid: therefore it is considered by the Court of appeals here that the decree aforesaid given in form aforesaid, be in all things affirmed and stand in full force and effect the said causes for error above assigned and alleged in any wise notwithstanding: and it is further considered by the Court of appeals here, that the said Nicholas Brewer Senior George Mackubin and others have execution against the said Jacob H Slemaker as well for the costs and charges aforesaid adjudged unto them in the said Court of Chancery as also the sum of thirty eight dollars and eighty seven cents adjudged unto the said Nicholas Brewer Senior, George Mackubin and others by the Court of appeals here on their assent for their costs and charges which they have sustained by occasion of the delay of the execution of the Decree aforesaid, by pretext of the prosecution of the said appeal by the said Jacob H Slemaker for the correcting of errors found upon the premises as aforesaid prosecuted and so forth.

Test John Johnson Clk.

Thomas S. Alexander Trustee of Mullikins Estate vs Edward E Anderson and Benjamin Mullikin

Be it remembered, That now here on the 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 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 of a certain cause which was lately depending before him in the Court of Chancery between Thomas S Alexander as Trustee of Bell Mullikins Estate complainant and Edward E Anderson and Benjamin Mullikin defendants, and wherein the said Court of Chancery passed a decree for the said Thomas S Alexander Trustee as aforesaid, against the said Edward E Anderson and Benjamin Mullikin, and from which said decree the said Edward E Anderson and Bell Mullikin 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 J.J. No 2)

and now come into the Court of appeals here, as well the said Edward E Anderson

and Benjamin Mullikin by William H Mannot their attorney, as the said Thomas S Alexander Trustee as aforesaid by Thomas S Alexander his attorney: and thereupon on motion of the said Thos S Alexander Trustee as aforesaid, by his attorney aforesaid, it is ordered by the Court here, that the said Edward E Anderson and Benjamin Mullikin 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 Edward E Anderson and Benjamin Mullikin 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 that: that by the record aforesaid it appears that the decree aforesaid in the plea aforesaid given, was given for the said Thomas S Alexander Trustee as aforesaid against the said Edward E Anderson and Benjamin Mullikin, when by the law of the land that Decree ought to have been given for the said Edward E Anderson and Benjamin Mullikin against the said Thomas S Alexander Trustee as aforesaid, 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 void, and that they the said Edward E Anderson and Benjamin Mullikin may be restored to all things which they have lost by occasion of the said Decree, and that the said Thomas S Alexander Trustee as aforesaid may rejoin to the errors aforesaid, and so forth: And thereupon it is ordered by the Court of appeals here, that the said Thomas S Alexander Trustee as aforesaid join in the errors by the said Edward E Anderson and Benjamin Mullikin 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 Thomas S Alexander Trustee as aforesaid by his attorney aforesaid, prays that a day may be given to him to join in the errors by the said Edward E Anderson and Benjn: Mullikin 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 Edward E Anderson and Benjamin Mullikin likewise.

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, which said day was given to the said Thomas S Alexander Trustee as aforesaid to join in the errors by the said Edward E Anderson and Benjamin Mullikin above assigned come again into the Court of appeals here the parties aforesaid by their attornies aforesaid: and the said Thomas S Alexander Trustee as aforesaid 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 Edward E Anderson and Benjamin Mullikin above for error assigned, and that the said judgment 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