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 judgment aforesaid. Therefore it is considered by the Court of Appeals here that the judgment 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 Samuel Peach have execution against the said Nathan Waters as well for the costs and charges aforesaid adjudged unto him in the said County Court of Prince Georges, as also the sum of twenty four dollars and ninety seven cents adjudged unto the said Samuel Peach by the Court of Appeals here, on his assent for his costs and charges which he hath 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 Nathan Waters for the correcting of errors of and upon the premises as aforesaid prosecuted and so forth.

Memorandum. At the argument and trial of this cause the Honorable John Stephen Indyd withdrew from the bench &c

Test John Johnson Clk

For

Christopher Todd
vs
Eleanor Carlisle Trustee for Philip Sindalls children

Be it remembered, that now here on the second Monday in June being the fourteenth day of the said month in the year of our Lord one thousand eight hundred and thirty, 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 Eleanor Carlisle Trustee of Philip Sindalls children complainant and Christopher Todd defendant, and wherein the said Court of Chancery passed a decree for the said Eleanor Carlisle Trustee as aforesaid against the said Christopher Todd, and from which said decree the said Christopher Todd 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 JJ. No. A.T.)

And now come into the Court of Appeals here, as well the said Christopher Todd by George Winchester, Joseph I. Speed and James McCampbell his attornies, as the said Eleanor Carlisle Trustee of Philip Sindalls children by Ebenezer L. Finley her attorney: and thereupon on motion of the said Eleanor Carlisle Trustee as aforesaid by her attorney aforesaid it is ordered by the Court here, that the said Christopher Todd 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 him in default thereof. And the said Christopher Todd by his attornies aforesaid, says that in the record of proceedings aforesaid, and also in the giving of decree aforesaid, there is manifest error in this Court that by the record aforesaid, it appears that the decree aforesaid in the plea aforesaid given, was given for the said Eleanor Carlisle Trustee as aforesaid, against the said Christopher Todd, when by the Law of the land that decree ought to have been given for the said Christopher Todd against the said Eleanor Carlisle Trustee as aforesaid, therefore in that there is manifest error, and he prays 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 he the said Christopher Todd may be restored to all things which he hath lost by occasion of the said decree, and that the said Eleanor Carlisle 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 Eleanor Carlisle Trustee as aforesaid join in the errors by the said Christopher Todd above assigned in the record of proceedings aforesaid, or judgment by the Court of Appeals here will be rendered against her in default thereof. And the said Eleanor Carlisle Trustee as aforesaid, by her attorney aforesaid, prays that a day may be given to her to join in the errors by the said Christopher Todd above assigned in the record of proceedings aforesaid, until the first Monday in December next, and to her it is granted; the same day is also given to the said Christopher Todd likewise and so forth.

At which said first Monday in December, being the sixth day of the said month, in the year of our Lord one thousand eight hundred and thirty, which said day was given to the said Eleanor Carlisle Trustee as aforesaid to join in the errors by the said Christopher Todd above assigned come again into the Court of Appeals here, the parties aforesaid by their attornies aforesaid; and the said Eleanor Carlisle Trustee as aforesaid, by her attorney aforesaid, says there is no error in the record of proceedings aforesaid, nor in the giving of the decree aforesaid, and she 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 Christopher Todd 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