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aforesaid. Whereupon, as well the record and proceedings aforesaid, and the decree aforesaid, as the matters aforesaid, by the said Francis McFadon 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 it was on the 14th day of July in the year of our Lord 1832 adjudged ordered and decreed by the said Court of Appeals, that the said decree of the Chancery Court be and the same was thereby reversed, and the bill of complaint of the said David Clarke be dismissed. And it was further adjudged ordered and decreed by the said Court of Appeals that the said David Clarke pay to the said Francis McFadon the costs of the said Francis McFadon incurred in this Court and in the said Court of Chancery.

Test John Johnson Clk.

Elizabeth W Snowden
vs
Peregrine Warfield & others

Be it remembered, That now here on the second Monday in June being the thirteenth day of the said month, in the year of our Lord one thousand eight hundred and thirty one 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 of Maryland between Peregrine Warfield and others complainants and Elizabeth W Snowden and others defendants, and wherein the said Court of Chancery passed a decree in favour of the said Peregrine and others against the said Elizabeth W Snowden and others, and from which said decree the said Elizabeth W Snowden appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following (viz)

(see record bound up in Book I.C. No. A W)

And now come into the Court of Appeals here, as well the said Elizabeth W Snowden by Thomas S. Alexander and A.C. Magruder her attorneys, as the said Peregrine Warfield and others by John J. Donaldson their attorney; and thereupon on motion of the said Peregrine Warfield and others by their attorney aforesaid, it is ruled by the Court here that the said Elizabeth W Snowden 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 her in default thereof. And the said Elizabeth W Snowden by her attorney aforesaid, says that in the record of proceedings aforesaid, and also in the giving of the decree aforesaid, there is manifest error in this, viz. that by the record aforesaid it appears that the decree aforesaid in the plea aforesaid given, was given for the said Peregrine Warfield and others against the said Elizabeth W Snowden when by the law of the land that decree ought to have been given for the said Elizabeth W Snowden against the said Peregrine Warfield and

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others, therefore in that there is manifest error, and she 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 she the said Elizabeth W Snowden may be restored to all things which she hath lost by occasion of the said decree, and that the said Peregrine Warfield and others may rejoin to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here, that the said Peregrine Warfield and others join in the errors by the said Elizabeth W Snowden 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 Peregrine Warfield and others by their attorney aforesaid, pray that a day may be given to them to join in the errors by the said Elizabeth W Snowden 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 Elizabeth W Snowden.

At which said first Monday in December, being the fifth day of the said month, in the year of our Lord one thousand eight hundred and thirty one, which said day was given to the said Peregrine Warfield and others to join in the errors by the said Elizabeth W Snowden above assigned, come again into the Court of Appeals here, the parties aforesaid, by their attorneys aforesaid; and the said Peregrine Warfield and others 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 Elizabeth W Snowden 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.

And now at this day (viz) the said second Monday in June being the eleventh day of the said month, in the year of our Lord one thousand eight hundred and thirty two, come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid. Whereupon as well the record and proceedings aforesaid, and the decree aforesaid, as the matters aforesaid, by the said Elizabeth W Snowden 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 it was on the eleventh day of July in the year of our Lord eighteen hundred and thirty two, by the said Court of Appeals, adjudged, ordered and decreed, that the decree of the Chancery Court last passed in the said cause, be and the same is hereby reversed, annulled and held entirely as void. And the said Court proceeding to pass such decree in the premises, as the Chancellor should have passed, decreed as follows —