aforesaid, with the consent of the said parties by their attornies aforesaid, to come before the Court of Appeals hereon 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 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 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.

At which 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, 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 said premises, for that the Court now here as yet are not 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 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.

At which said 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, 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 said premises, for that the Court now here as yet are not, and so forth.

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 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.

At which 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 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.

And now at this day to wit, the said first Monday in December being the third 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, as well the said Daniel Chambers, Elizabeth Cassel and Jane Chambers executors of the said Daniel Chambers by Beverly Johnson and Grafton L. Delany their attornies as the said Prudence Gough Chalmers, Thomas Lee, Prudence Gough Chalmers and Sarah Chalmers by George Winchester and Charles F. Mercer their attornies. Whereupon as well the Record and proceedings aforesaid, and the decree given in form aforesaid, as the matters aforesaid by the said Daniel Chambers, Elizabeth Cassel and Jane Chambers executors as aforesaid above for error assigned being seen and by the Court of Appeals here fully understood, and matured deliberation thereupon had; for that it appears to the Court of Appeals here, that there is error in the record of proceedings aforesaid, and in the giving of the decree aforesaid. Therefore the Court of Appeals proceeded to pass such a decree as the Court of Chancery ought to have passed.

This cause coming on to be heard, was fully argued by Counsel on both sides, and has since been duly considered by the Court, and it appearing to this Court, that the decree of the Chancery Court from which the appeal was taken is erroneous, and that the complainant below, the present appellant, is entitled to the relief prayed by his Bill of Complaint,

It is therefore this 22d day of December in the year 1832 by this Court and by the authority thereof adjudged ordered and decreed that the said Decree of the Chancery Court be and the same is hereby reversed, with the said