December Term 1822.

costs to the appellant as well in the Chancery Court as in this Court, and this Court proceeding to pass such a decree in the premises as the Chancery Court should have passed, do further adjudge order and decree that the deed of mortgage in the proceedings mentioned, from the appellee Chalmers and others to the appellant, be and the same is hereby admitted to record among the Land records of Baltimore County Court, to have the same effect and operation in Law, as if the same had been duly recorded within the time prescribed by Law, saving however the rights and interest in and to the mortgaged premises required by any purchaser of the same subsequent to the date of said deed, and without notice of said deed and also the rights of any creditors of the parties in interest as mortgagors in said mortgage who may have trusted the said parties after the date of said Deed. And it is further adjudged ordered and decreed that the mortgaged premises be sold, and that for the purpose of making said sale, that Grafton L Dulany Esqr. of the City of Baltimore be and he is hereby appointed Trustee to make said sale, first giving bond with security to be approved by his Honor the Chancellor faithfully to discharge his duty as such Trustee, and giving such notice of the terms and time of said sale as the Chancellor shall direct. And it is further adjudged and decreed that the proceeds of said sale subject to the rights aforesaid of purchaser or creditors, shall be under the Chancellors direction brought into the Court of Chancery and applied by him to the payment of the debt in the mortgage mentioned, to the appellant with legal interest thereon together with all costs. And for the purpose of the execution of this decree the said cause and all the proceedings therein are hereby remanded to this Honor the Chancellor.

Test. John Johnson Clk.

Samuel Chapman Ferre Tenant of William D Harrison

vs

William Dent use of Edward Simms surviving administrator of Margery A Simms.

Be it remembered, that on the 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 the Chief Judge and Associate Judges of the first Judicial District 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 plea which was lately depending before them in the County Court of Charles between William Dent plaintiff and Samuel Chapman Ferre Tenant of William D Harrison defendant, and wherein the said County Court gave judgment for the said William Dent against the said Samuel Chapman Ferre Tenant as aforesaid, and from which said judgment the said Samuel Chapman Ferre Tenant as aforesaid appealed to the Court of

December Term 1822.

Appeals here, the tenor of which said record of proceedings is in form following to wit.

State of Maryland Charles County Sct.

At a County Court of the first Judicial District of the State of Maryland began and held at Port Tobacco in and for Charles County aforesaid on the third Monday in March being the twenty first day of the same month in the year of our Lord one thousand eight hundred and twenty five, and the forty ninth year of the Independence of the United States of America

were present.

The Honble | John Stephen Esquire Chief Judge
| Edmund Key Esqr
| John R Hatch Esquire } Associate Judges.

Neigh Cox Esquire Sheriff — John Barnes Clk.

In the record of the proceedings of the same Court amongst others is the following to wit.

William Dent use of Edward Simms surviving admr of Margery A Simms.

vs

Samuel Chapman Ferre Tenant of William D Harrison.

Be it remembered that heretofore to wit on the eleventh day of March in the year of our Lord one thousand eight hundred and twenty two the said William Dent by Henry Brawner his Attorney prosecuted and sued forth of the County Court there the writ of the State of Maryland of Scire facias directed to the Sheriff of Charles County aforesaid in the words and of the tenor following to wit.

Charles County to wit. The State of Maryland to the Sheriff of Charles County Greeting. Whereas at a County Court begun and held at Charles Town in and for Charles County aforesaid on the third Monday in August in the year of our Lord one thousand eight hundred and two a certain Daniel of Saint Thomas Jenifer by the judgment of the said Court recovered against a certain William D Harrison late of Charles gentleman as well the sum of nine hundred and ninety two dollars a certain debt as the sum of six dollars three and one third cents by him sustained as well by reason of the detention of that debt as for his costs and charges by him about his suit in that behalf laid out and expended, whereof the said William D Harrison is convict as it appears of record, and whereas a certain William Dent security for the said William D Harrison hath paid and satisfied unto the said Daniel of Saint Thomas Jenifer the debt damages costs and charges aforesaid according to the form and effect of the judgment aforesaid, and the said Daniel of Saint Thomas Jenifer hath assigned made over and transferred unto the said William Dent the judgment aforesaid according to the directions of an act of Assembly of the Province now State of Maryland entitled "an act for the advancement of Justice" as by the record thereof in the said Court now remaining manifestly appears, by virtue of which said assignment and