ought to have been given for the said John Tucker against the said Henry G. Key, 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 John Tucker may be restored to all things which he hath lost by occasion of the said decree, and that the said Henry G. Key may rejoin to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here that the said Henry G. Key join in the errors by the said John Tucker 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 Henry G. Key by his attorney aforesaid, prays that a day may be given to join in the errors by the said John Tucker 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 John Tucker.

At which said first Monday in December being the second day of the said month, in the year of our Lord one thousand eight hundred and thirty three, which said day was given to the said Henry G. Key to join in the errors by the said John Tucker above assigned, come again into the Court of Appeals here, the parties aforesaid, by their attornies aforesaid; and the said Henry G. Key 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 John Tucker 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 December; 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 to wit, the said second Monday in June being the ninth day of the said month in the year of our Lord one thousand eight hundred and thirty four, come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid. Whereupon as well the record and proceedings aforesaid, and the decree given in form aforesaid, as the matters aforesaid, by the said John Tucker above for error assigned being seen and by the Court of Appeals here fully understood and maturé 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 decree aforesaid. Therefore the Court of Appeals here proceed to pass such a decree as the Court of Chancery should have passed, viz.

John Tucker vs Henry G. S. Key.	Court of Appeals. Appeal from the Court of Chancery. June Term 1834.

This cause having been argued by the Counsel on each side, the proceedings in this cause have been read and considered, and the arguments of Counsel duly weighed. It is thereupon this twelfth day of July 1834 adjudged ordered and decreed, that the petition of the appellee Henry G. S. Key be and the same is hereby dismissed with the costs of this Court and of the Court of Chancery - and the Chancellor's order of the second day of January 1833 be and the same is hereby reversed.

Test. John Johnson Clk.

Gustavus Brown adm.r of James Walker, Abary Lucinda Walker & others vs John Hoffman and Peter Hoffman, Junior	Be it remembered, That now here 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 thirty three, 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 cause

which was lately depending before him in the Court of Chancery between John Hoffman and Peter Hoffman Junior complainants, and Gustavus Brown administrator of James Walker, Abary Lucinda Walker and others defendants, and wherein the said Court of Chancery passed a decree for the said John Hoffman and Peter Hoffman Junior against the said Gustavus Brown administrator as aforesaid and Abary Lucinda Walker and others, and from which said decree, the said Gustavus Brown administrator as aforesaid and Abary Lucinda Walker and others appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following, viz:

(See record transcribed in Book I. D. No. 8 f.)

And now come into the Court of Appeals here, as well the said Gustavus Brown administrator of James Walker, Abary Lucinda Walker and others by Alexander C. Magruder, James Boyle and Vernon A. Dorsey their attornies, as the said John Hoffman and Peter Hoffman Junior by Somerville Pinkney and Gerard A. Carson their attornies; and thereupon on motion of the said John Hoffman and Peter Hoffman Junior by their attorney aforesaid it is ruled by the Court here, that the said Gustavus Brown administrator as aforesaid and others 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 Gustavus Brown administrator as aforesaid and others by their attornies aforesaid say, that in the record of proceedings aforesaid and also in the giving of decree aforesaid, there is manifest error in this to wit, that by the record aforesaid it appears that the decree aforesaid in the cause aforesaid given, was given for the said John Hoffman and Peter Hoffman Junior against the said Gustavus Brown administrator as aforesaid and others, when by the law of the land that decree ought to have been