proceed to the examination as well of the record of proceedings aforesaid as of the matters aforesaid by the said Benjamin McGeney 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 first Monday in December 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. At which 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 eight come again into the Court of Appeals here the parties aforesaid by their attorneys 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 attorneys aforesaid, to come before the Court of Appeals here, on 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 &c. At which said second Monday in June being the tenth day of the said month in the year of our Lord one thousand eight hundred and thirty nine come again into the Court of Appeals here the parties aforesaid by their attorneys 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 attorneys 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 &c. And now at this day, to wit, the 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 nine 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 given in form aforesaid, as the matters aforesaid by the said Benjamin McGeney 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 no error in the record of proceedings aforesaid nor in the giving of the decree aforesaid: Therefore it is considered by the Court of Appeals here that the decree 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 anywise notwithstanding: And it is further considered by the Court of Appeals here that each party in this cause shall pay his own costs in the said Court of Appeals

Ex.d Test, Richard W. Gill, Clerk.

Thomas H. Wright
vs
Eliza Woodland and James Freeland Woodland, survivors of James Woodland.

Be it remembered, that now here on the second Monday in June being the tenth day of the said month in the year of our Lord one thousand eight hundred and thirty nine the Chancellor 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 certain cause which was lately depending before him in the Court of Chancery between Thomas H. Wright complainant and James Woodland and Eliza Woodland his wife and James Freeland Woodland defendants and wherein the said Court of Chancery passed a decree for the said James Woodland and Eliza his wife and James Freeland Woodland against the said Thomas H. Wright

and from which said decree the said Thomas H. Wright 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 R.W.G. & T.H.)

And now come into the Court of Appeals here, as well the said Thomas H. Wright by Thomas Parkin Scott his attorney as the said James Woodland and Eliza his wife and James Freeland Woodland by James B. Ricaud their attorney: And thereupon on motion of the said James Woodland and Eliza his wife and James Freeland Woodland by their attorney aforesaid, it is ruled by the Court here, that the said Thomas H. Wright 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 Thomas H. Wright by his attorney aforesaid says 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 James Woodland and Eliza his wife and James Freeland Woodland against the said Thomas H. Wright when by the law of the land that decree ought to have been given for the said Thomas H. Wright against the said James Woodland and Eliza his wife and James Freeland Woodland 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 the said Thomas H. Wright may be restored to all things which he hath lost by occasion of the said decree and that the said James Woodland and Eliza his wife and James Freeland Woodland may join to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here, that the said James Woodland and Eliza his wife and James Freeland Woodland join in the errors by the said Thomas H. Wright 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 James Woodland and Eliza his wife and James Freeland Woodland by their attorney aforesaid pray that a day may be given to them to join in the error by the said Thomas H. Wright 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 Thomas H. Wright. 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 nine which said day was given to the said James Woodland and Eliza his wife and James Freeland Woodland to join in the errors by the said Thomas H. Wright above assigned come again into the Court of Appeals here the said Thomas H. Wright by Thomas Parkin Scott his attorney as aforesaid and also the said Eliza Woodland wife of the aforesaid James Woodland and James Freeland Woodland. But the said James Woodland doth not come into the Court here, he having as it is suggested by the parties aforesaid, and not denied departed this life since the last Term of said Court thereupon the said Eliza Woodland and James Freeland Woodland survivors of James Woodland deceased as aforesaid by their attorney aforesaid and the said Eliza Woodland and James Freeland Woodland survivor as aforesaid 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 Thomas H. Wright above for error assigned and that the said Decree may be in all things affirmed and so forth. And the aforesaid