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 the said Henry G. S. Key and others have execution against the said John Scott and Eliza M. Scott his wife as well for the costs and charges aforesaid adjudged unto them in the said Court of Chancery as also the sum of one hundred and one dollars sixty seven cents adjudged unto the said Henry G. S. Key and others by the Court of Appeals here on their assent for their costs and charges which they had sustained by occasion of the delay of the execution of the decree aforesaid by pretext of the prosecution of the said Appeal by the said John Scott and Eliza M. Scott his wife for the correcting of errors of and upon the premises as aforesaid prosecuted &c.

Test, Richard W. Gill, Clerk.

Exd.

Hannah Scott
vs
William Crawford Junr.

Be it remembered that now here on the 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 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 on a certain cause which was lately depending before him in the Court of Chancery between Hannah Scott complainant and William Crawford Junior defendant and wherein the said Court of Chancery passed a decree for the said William Crawford Junior against the said Hannah Scott and from which said decree the said Hanna Scott appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following to wit.

(See Original Record bound up in Record Book R.W.G. No. 11.)

And now come into the Court of Appeals here, as well the said Hanna Scott by Cornelius McLean her attorney as the said William Crawford Junior by George W. Richardson and John Glenn his attorneys and thereupon on motion of the said William Crawford Junior by his attorneys aforesaid it is ruled by the Court here, that the said Hanna Scott 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 Hanna Scott by her 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 William Crawford Junior against the said Hanna Scott when by the law of the land, that decree ought to have been given for the said Hanna Scott against the said William Crawford Junior 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 for void, and that she the said Hanna Scott may be restored to all things which she hath lost by occasion of the said decree and that the said William Crawford Junior may rejoin to the errors aforesaid and so forth: and thereupon it ruled by the Court of Appeals here, that the said William Crawford Junior join in the errors by the said Hanna Scott 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 William Crawford Junior by his attorneys aforesaid prays that a day may be given to him to join in the error by the said Hanna Scott above assigned in the record of proceedings aforesaid until the second Monday in June next; and to him it is granted; the same day is also given to the said Hanna Scott. At which said second Monday in June being the eighth day of the said month in the year of our Lord one thousand eight hundred and forty which said day was given to the said William Crawford Junior to join in the errors by the said Hanna Scott above assigned come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid and the said William Crawford Junior by his attorneys 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 Hanna Scott 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. And now at this day to wit, the said first Monday in December being the seventh day of the said month in the year of our Lord one thousand eight hundred and forty come again in 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 Hanna Scott 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 passing of the decree aforesaid. Therefore the Court of Appeals here proceed to pass such a decree as the Court of Chancery ought to have passed.

Hannah Scott
vs
William Crawford Junr.

Court of Appeals W.S. Decr. Term 1840. Appeal from Chancery. The appeal in this cause standing ready for hearing and being submitted on oral argument of both parties the proceedings have since been read and considered, and it appearing to this Court that there is error in the order of the Court of Chancery passed on the 11th November 1837 and in the final decree appealed from. It is thereupon this 11th day February 1841 by the Court of Appeals for the Western Shore, adjudged ordered and decreed, that the said order and final decree of the Court of Chancery be and the same are hereby reversed with costs to the appellant and that this cause be remanded to the Court of Chancery that such further proceedings may be had, and such relief given to the complainant as the nature of the case and the principles of equity may and shall warrant.

John Stephen
Stevenson Archer
R. J. Chambers.

Test, Richard W. Gill, Clerk.