for the sum of twenty three dollars and eighty four cents adjudged unto her by the Court of Appeals here on her assent for her costs and charges which she has 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 Thomas G. Dunlevy for the correcting of errors pp and upon the premises as aforesaid prosecuted and so forth. Memorandum. Decree was affirmed on this case and made absolute by consent of plaintiffs counsel on the 27th day of January eighteen hundred and forty two.

Test, Richard W. Gill, Clerk.

Ex.

Richard M. Chase and Richard I. Crabb Executors of Jeremiah T. Chase.
vs.
Adam Miller and John Miller Francis T. Coockerman, Hester A. Chase Miller, William Harwood and wife and others.

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 Adam Miller and John Miller Francis T. Coockerman and others complainants and Richard M. Chase and Richard I. Crabb Executors of Jeremiah T. Chase defendants and wherein the said Court of Chancery passed a decree for the said John Miller and Adam Miller, Francis T. Coockerman and others against the said Richard M. Chase and Richard I. Crabb Executors as aforesaid and from which said decree the said Richard M. Chase and Richard I. Crabb Executors as aforesaid appealed to the Court of Appeals here the tenor of which said record of proceeding is in form following to wit.

(See original Record bound up in Book R.W.G. No. O.)

And now come into the Court of Appeals here, as well the said Richard M. Chase and Richard I. Crabb executors of Jeremiah T. Chase by Thomas S. Alexander their attorney as the said Francis T. Coockerman and others by Alexander Randall their attorney; and thereupon on motion of the said Francis T. Coockerman and others by their attorney aforesaid it is ruled by the Court here that the said Richard M. Chase and Richard I. Crabb Executors as aforesaid 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 to be therein or judgment by the Court of Appeals here will be entered against them in default thereof. And the said Richard M. Chase and Richard I. Crabb Executors as aforesaid by their attorney aforesaid say that in the record of proceeding 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 Francis T. Coockerman and others against the said Richard M. Chase and Richard I. Crabb Executors as aforesaid when by the law of the land that decree ought to have been given for the said Richard M. Chase and Richard I. Crabb Executors as aforesaid against the said Francis T. Coockerman and others therefore in that there is manifest error and they

pray 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 they the said Richard M. Chase and Richard I. Crabb Executors as aforesaid may be restored to all things which they have lost by occasion of the said decree and that the said Francis T. Coockerman and others may rejoin to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here, that the said Francis T. Coockerman and others join in the errors by the said Richard M. Chase and Richard I. Crabb, Executors as aforesaid 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 Francis T. Coockerman and others by their attorney aforesaid pray that a day may be given to them to join in the error by the said Richard M. Chase and Richard I. Crabb Executors as aforesaid 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 Richard M. Chase and Richard I. Crabb Executors as aforesaid. 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 Francis T. Coockerman and others to join in the errors by the said Richard M. Chase and Richard I. Crabb Executors as aforesaid above assigned, come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid; and the said Francis T. Coockerman and others 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 Richard M. Chase and Richard I. Crabb Executors as aforesaid above for error assigned and that the said judgment 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 June 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 second Monday in June being the eighth day of the said month in the year of our Lord one thousand eight hundred and forty 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 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.

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 forty 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