this 2d. day of December 1843 that the said Caveat be, and the same is hereby sustained, and we further adjudge, order, and decree that the said paper offered for probat as the last Will and testament of the late Joshua Sedwick be, and the same is hereby rejected and ordered not to be admitted to probat as his will.–

Daniel Kent
Jno. H. Somervell
Jno. C. Parker.–

In the matter touching the admission to probat of the last will and testament of Joshua Sedwick deceased John A. Sedwick and others by their Counsel A. R. Sollers and J. M. S. Leasin pray an appeal from the decision of the orphan's Court of Calvert County to the Court of Appeals of the State of Maryland for the Western shore.–

A. R. Sollers
J. M. Leasin.–

Decr. 2d. 1843.–

Know all men by these presents that we John A. Sedwick, Augustus R. Sollers and James A. Bond are held and firmly bound unto Jane C. Sedwick and John C. Sedwick in the full and Just sum of five hundred dollars to be paid to the said Jane C. Sedwick and John C. Sedwick their certain attorney, executors administrators and assigns to the payment whereof well and truly to be made and done we bind ourselves, our heirs executors and administrators firmly by these presents sealed with our seals and dated this second day December in the year of our Lord one thousand eight hundred and forty three. Whereas the said Jane C. Sedwick and John C. Sedwick did obtain a decree against the said John A Sedwick and others on the second day of December, in the year of our Lord eighteen hundred and forty three in the orphan's Court of Calvert County, and from which decree the said John A. Sedwick and others hath prayed an appeal to the next Court of Appeals to be held for the Western Shore of the State of Maryland. Now the condition of the above obligation is such that if the said John A. Sedwick shall not cause a transcript of the record and proceedings of the said orphans Court to be transmitted to the Court of Appeals to be holden for the Western shore, within the time required by law and prosecute the said appeal with effect, and also satisfy and pay to the said Jane C. Sedwick and John C. Sedwick their executors administrators and assigns, in the case, the said decree or Judgment shall be affirmed as well the damages and costs adjudged in the orphans Court aforesaid as also all damages and costs, that may be awarded by the Court of Appeals aforesaid, then the said bond to be and remain in full force and virtue, otherwise to be of no effect.–

Signed sealed and delivered in the presence of – Samuel H. B. Barber. Samuel S. Hodgkin.–

John A. Sedwick (Seal)
A. R. Sollers (Seal)
James A. Bond (Seal)

Maryland Sc. In Testimony that the foregoing is truly copied from the minutes and proceedings of Calvert County orphans Court I have hereto subscribed my name and affixed the seal of my office this 16th. day of January 1844.–

(Seal)

Samuel S. Hodgkin Register of Wills for C. C.–

And now come into the Court of Appeals here, as well the said John A Sedwick and others by Augustus R. Sollers, John M. S. Leasin and Reverdy Johnson their attorneys as the said Jane C. Sedwick and John C. Sedwick by Jesse E. Dalrymple and Thomas S. Alexander

their attorneys; and thereupon on motion of the said Jane C. Sedwick and John C. Sedwick by their attorneys aforesaid, it is ruled by the Court here, that the said John A. Sedwick 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 John A. Sedwick and others by their attorneys 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 Jane C. Sedwick and John C. Sedwick against the said John A. Sedwick and others, when by the law of the land, that decree ought to have been given for the said John A. Sedwick and others against the said Jane C. Sedwick and John C. Sedwick 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 for void, and that they the said John A. Sedwick and others may be restored to all things which they have lost by occasion of the said decree and that the said Jane C. Sedwick and John C. Sedwick, may rejoin to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here, that the said Jane C. Sedwick and John C. Sedwick join in the errors by the said John A. Sedwick and others 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 Jane C. Sedwick and John C. Sedwick by their attorneys 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 John A. Sedwick and others above for error assigned and that the said judgment may be in all things affirmed, and so forth. But because the Court of Appeals here are not advised what judgment to give of and upon the premises day therefore is given to the parties aforesaid, before the Court of Appeals here, until 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, thereof are not advised, and so forth. And now at this day, to wit, the said second Monday in June being the tenth day of the said month, in the year of our Lord one thousand eight hundred and forty four 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 John A. Sedwick and others 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,