Court of Appeals to be holden for the Western Shore of Maryland. And the said appeal was granted and the proceedings were ordered to be transmitted and the same are hereby transmitted accordingly. Maryland Set.

I hereby certify that the aforegoing is a true copy from the original proceedings in the said cause now remaining in the Court of Chancery of the said State.

(Seal) In Testimony whereof I have hereto set my hand and affixed the Great Seal of the said State this 22d. day of April in the year of our Lord one thousand eight hundred and forty three.

Louis Gassaway, Reg. Cur. Can.

Compt^t. Costs. $115.20.
Deft^s. Costs. 11.10.

N.B. The Costs in Charles County Court, as a Court of Equity are not included as no bill of costs was furnished.

And now come into the Court of Appeals here, as well the said Sarah E Mitchell by William L Brent and Robert T Brent her attorneys, as the said Elizabeth A Mitchell, Executrix of James L Mitchell and Henry S Mitchell and Joseph H Mitchell by William Schley their attorney; and thereupon, on motion of the said Elizabeth A Mitchell Executrix as aforesaid and others by their attorney aforesaid, it is ruled by the Court here, that the said Sarah E Mitchell 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 Sarah E Mitchell by her attorneys 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 Elizabeth A Mitchell Executrix as aforesaid and others against the said Sarah E Mitchell when by the law of the land that Decree ought to have been given for the said Sarah E Mitchell against the said Elizabeth A Mitchell executrix as aforesaid & others 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 as void, and that she the said Sarah E Mitchell, may be restored to all things which she hath lost by occasion of the said Decree, and that the said Elizabeth A. Mitchell executrix as aforesaid & others may rejoin to the errors aforesaid, and so forth. And thereupon it is ruled by the Court of Appeals here, that the said Elizabeth A Mitchell executrix as aforesaid & others join in the errors by the said Sarah E Mitchell 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 Elizabeth A Mitchell executrix as aforesaid & others by their attorney aforesaid, pray that a day may be given to them to join in the errors by the said Sarah E Mitchell 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 Sarah E Mitchell. At which said first monday in December being the fourth day of the said month, in the year of our Lord one thousand eight hundred and forty three which said day was given to the said Elizabeth A Mitchell executrix as aforesaid & others to join in the errors by the said Sarah E Mitchell above assigned, come again into the Court of Appeals here the parties aforesaid, by their attorneys aforesaid, and the said Elizabeth A Mitchell executrix as aforesaid & 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 Sarah E Mitchell 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 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 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: 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 ad. 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 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 Sarah E Mitchell 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 the said Elizabeth A Mitchell executrix as aforesaid & others have execution against the said Sarah E Mitchell 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 eight dollars and fourteen cents adjudged unto the said Elizabeth A Mitchell executrix of James L Mitchell & Henry S Mitchell and Joseph H Mitchell by the Court of Appeals here, on their assent for their costs and charges which