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 Catharine M Rabog and Catharine M M'Clellan, may be restored to all thing which they have lost by occasion of the said Decree, and that the said Ephraim K Barnum and Zenus Barnum may rejoin to the errors aforesaid, and so forth — And thereupon, it is ruled by the Court of Appeals, here, that the said Ephraim K Barnum and Zenus Barnum join in the errors by the said Catharine M Rabog and Catharine M M'Clellan 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 Ephraim K Barnum and Zenus Barnum by their attorneys aforesaid, pray that a day may be given to them to join in the errors by the said Catharine M Rabog and Catharine M M'Clellan 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 Catharine M Rabog and Catharine M M'Clellan — 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 six, which said day was given to the said Ephraim K Barnum and Zenus Barnum to join in the errors by the said Catharine M Rabog and Catharine M M'Clellan above assigned, come again into the Court of Appeals here the parties aforesaid, by their attorneys aforesaid, and the said Ephraim K Barnum and Zenus Barnum 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 Catharine M Rabog and Catharine M M'Clellan 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 fourteenth day of the said month, in the year of our Lord one thousand eight hundred and forty seven 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 therefor 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 — And now at this day, to wit, the said first monday in December being the sixth day of the said month, in the year of our Lord one thousand eight hundred and forty seven come again



into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid, and the said Ephraim K Barnum and Zenus Barnum by their attorneys aforesaid, offer themselves against the said Catharine M Rabog and Catharine M M'Clellan of and upon the premises, and pray that the Court of Appeals here will proceed to the examination as well of the record of proceedings aforesaid, as of the matters above for error assigned, and that the said Decree may be in all things affirmed, and so forth, and for as much as the said Catharine M Rabog and Catharine M M'Clellan doth not allege to the Court of Appeals here, any matter or thing for the reversal of the Decree aforesaid; nor insist upon the matters aforesaid, by them above for error assigned, Therefore, it is considered by the Court of Appeals here that the Decree aforesaid, in form aforesaid given, be in all things affirmed, and stand in full force and effect, the said causes above for error assigned, in anywise notwithstanding, and it is further considered by the Court of Appeals here, that the said Ephraim K Barnum and Zenus Barnum have execution against the said Catharine M Rabog and Catharine M M'Clellan as well for the costs and charges aforesaid, so as aforesaid adjudged unto them in the said Court of Chancery as also for the sum of twenty two dollars & sixty seven cents adjudged unto them 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 Catharine M Rabog and Catharine M M'Clellan for the correcting of errors of and upon the premises as aforesaid, prosecuted and so forth —

Memorandum, Decree was affirmed nisi in this case and made absolute on the thirtieth day of March one thousand eight hundred and forty eight —

Test. —

Richard W Gill, Clerk —

Ex.

Priscilla Buchanan
vs
Arthur Pue Junr. Executor of Edward Buchanan, —

Be it remembered, That now here on the first monday in December being the seventh day of the said month, in the year of our Lord one thousand eight hundred and forty six 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 Arthur Pue Executor of Edward Buchanan complainant and Priscilla Buchanan defendant, and wherein the said Court of Chancery passed a Decree for the said Arthur Pue Executor as aforesaid against the said Priscilla Buchanan and from which said Decree the said Priscilla Buchanan appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following, to wit —

Maryland Set. —

At a Court of Chancery for the State of Maryland begun and held at the City of Annapolis on the second Tuesday of March in