will be entered against them in default thereof: and the said Charles A Waters & wife 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 Court, that by the record aforesaid, it appears that the Decree aforesaid, in the cause aforesaid given, was given for the said Charles A Howard & wife & others against the said Charles A Waters & wife, when by the law of the land, that Decree ought to have been given for the said Charles A Waters & wife against the said Charles Howard & wife & 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 Charles A Waters & wife may be restored to all things which they have lost by occasion of the said Decree and that the said Charles Howard & wife & others may rejoin to the errors aforesaid, and so forth. And thereupon, it is ruled by the Court of Appeals here, that the said Charles Howard & wife & others join in the errors by the said Charles A Waters & wife 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 Charles Howard & wife & others by their attorneys aforesaid, pray that a day may be given to them to join in the errors by the said Charles A Waters & wife 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 Charles A Waters & wife.

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 eight which said day was given to the said Charles Howard & wife & others to join in the errors by the said Charles A Waters & wife above assigned, come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid; and the said Charles Howard & wife & others 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 Charles A Waters & wife 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 Eleventh day of the said month, in the year of our Lord one thousand eight hundred and forty nine 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 towit, the said First Monday in December being the third day of the said month, in the year of our Lord one thousand eight hundred and forty nine 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 Charles A Waters & wife 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 Charles Howard & wife & others have execution against the said Charles A Waters & wife as well for the costs and charges aforesaid, adjudged unto them in the said Court of Chancery as also the sum of Eighty six Dollars and Fifty four Cents adjudged unto the said Charles Howard & wife & 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 Charles A Waters & wife for the correcting of errors of and upon the premises as aforesaid prosecuted &c.

Ex.d Test Richard W Gill Clerk

John Jones vs Benjamin W Jones } Be it remembered, That now here on the second Monday in June being the Twelfth day of the said month in the year of our Lord one thousand eight hundred and forty eight 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 Benjamin W Jones complainant and John Jones defendant, and wherein the said Court of Chancery passed a Decree for the said Benjamin W Jones against the said John Jones and from which said Decree the said John Jones appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following towit:

Maryland Set

At a Court of Chancery for the State of Maryland begun and held at the City of Annapolis on the first Tuesday of December in the year of our Lord one thousand eight hundred and forty seven

Present

The Honorable John Johnson Chancellor
Louis Gassaway Register

Were had (among other) the following proceedings

Benjamin W Jones vs John Jones } Be it remembered, that heretofore towit on the on the twenty second day of July in the year of our Lord one thousand eight hundred and forty six came Benjamin W Jones by Hiram McCullough and Cornelius McLean Esquires his solicitors into the Court