of the said Decree and that the said Henry Lorenty pro ami as afore-said may rejoin to the errors aforesaid, and soforth. And thereupon, it is ruled by the Court of Appeals here, that the said Henry Lorenty pro ami as aforesaid join in the errors by the said Thomas Lilly on behalf as aforesaid above assigned in the record of proceedings aforesaid or judgment by the Court of Appeal here, will be rendered against him in default thereof: And the said Henry Lorenty pro ami as aforesaid by his attorneys aforesaid, prays that a day may be given to him to join in the errors by the said Thomas Lilly on behalf as aforesaid above as-signed in the record of proceedings aforesaid, until the First Monday in December next and to him it is granted; the same day is also given to the said Thomas Lilly on behalf as aforesaid.

At which 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 which said day was given to the said Henry Lorenty pro ami as aforesaid to join in the errors by the said Thomas Lilly on behalf as aforesaid above assigned, Come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid; and the said Henry Lorenty pro ami as aforesaid by his attorneys aforesaid, says, there is no error in the record of proceedings aforesaid, nor in the giving of the Decree aforesaid, and he prays 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 Thomas Lilly on behalf as aforesaid above for error assigned, and that the said Decree may be in all things affirm-ed and soforth.

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 par-ties there, then to hear the judgment of the Court of Appeal here of and upon the said premises and soforth.

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 fifty Come again into the Court of Appeals here, the parties afore-said, by their attorneys aforesaid: But because the Court of Appeals here are not yet advised what judgment to give of and upon the 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 judg-ment 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 second day of the said month, in the year of our Lord one thousand eight hundred and fifty Come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid; and the said Henry Lorenty pro ami as aforesaid by his attorney aforesaid, offers himself against the said Thomas Lilly on behalf as aforesaid of and upon the premises, and prays 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

soforth; and forasmuch as the said Thomas Lilly on behalf of St Johns Literary Institution 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 him above for error assigned But relinquishes the same. 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 notwith-standing: and it is further considered by the Court of Appeals here, that the said Henry Lorenty pro ami as aforesaid have execution against the said Thomas Lilly on behalf of St Johns Library Institution as well for the Costs and charges aforesaid, so as aforesaid adjudged unto Henry Lorenty pro ami aforesaid in the said County Court of Freder-ick County sitting as aforesaid as also for the sum of £46.16 adjudged unto him by the Court of Appeals here on his assent for his costs and charges, which he had sustained by occasion of the delay of the execu-tion of the Decree aforesaid, by pretext of the prosecution of the said appeal by the said Thomas Lilly on behalf of St Johns Literary In-stitution for the correcting of errors of and upon the premises as afore-said, prosecuted, and soforth.

Memorandum Decree was affirmed nisi in this case and made abso-lute on the 11th day of March 1851

Test Richard W Gill Clerk.

Exd

Stephen L Lee
vs
John B Wilhelm
Adr of John Wilhelm

Be it Remembered, That now here on the first Monday in Decr being the third day of the said month, in the year of our Lord one thousand eight hundred and forty nine the Chancellor of Mary-land, in pursuance of the directions of the Act of Assembly in such case made and provided, transmit to the Court of Ap-peals here the record of proceedings of a certain cause which was lately depending before him in the Court of Chancery between John B Wilhelm Administrator of John Wilhelm Complainant and Stephen L Lee Rachael A Elliott and Elizabeth Ann his wife, Elijah Yealdall, Jacob H Bird Extr of Margaret Johns Ray defendants, and wherein the said Court of Chancery passed a Decree for the said John B Wilhelm administrator as aforesaid against the said Stephen L Lee & others and from which said Decree the said Stephen L Lee 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 July in the year of our Lord one thousand eight hundred and forty nine.

Present

The Honorable John Johnson Chancellor.

Louis Gassaway Register

Here had (among other) the following proceedings.

John B Wilhelm Admr of John Wilhelm vs Stephen L Lee & Rachel

Be it remembered that heretofore to wit on the tenth day of January in the year of our Lord one thousand eight hundred and forty