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 James H. Cassilly and wife, Francis S. Meyer and Thomas Patton and wife may be restored to all things which they have lost by occasion of the said decree, and that the said Andrew Meyer and Joseph Meyer Exors of Andrew Meyer may rejoin to the errors aforesaid, and so forth. And thereupon, it is prayed by the Court of Appeals here, that the said Andrew Meyer and Joseph Meyer Executors of Andrew Meyer join in the errors by the said James H. Cassilly and wife, Francis S. Meyer and Thomas Patton and wife above assigned in the record of proceedings aforesaid, or decree by the Court of Appeals here, will be rendered against them in default thereof: and the said Andrew Meyer and Joseph Meyer Executors of Andrew Meyer 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 James H. Cassilly and wife, Francis S. Meyer and Thomas Patton and wife above for error assigned, and that the said Decree may be in all things affirmed and so forth: But because the Court of Appeals here are not advised, what decree to give of and upon the premises, day therefore is given to the parties aforesaid, before the Court of Appeals here, until the first Monday in June next. to hear the decree 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 first Monday in June being the sixth day of the said Month, in the year of our Lord one thousand Eight hundred and fifty three 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 James H. Cassilly & wife, Francis S. Meyer and Thomas Patton and 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 error in the record of proceedings aforesaid, and also in the giving of the Decree aforesaid. Thereupon the Court of Appeals here pass their decree in the words and of the tenor following to wit:

James H. Cassilly and wife and others.
vs.
Andrew Mayer et al. Exors of Andrew Mayer deceased

Court of Appeals of Maryland.
June Term 1853.

The appeal in this cause standing ready for hearing was argued by the Counsel for the parties and the proceedings had since been considered. It is thereupon this first day of July in the year Eighteen hundred and fifty three by the Court of Appeals of Maryland adjudged, ordered and decreed that the order of the Orphans Court of Baltimore City from which this appeal is taken be and the same is hereby reversed, and it is further adjudged Ordered and decreed that this cause be and the same is hereby remanded to said Orphans Court to order that said Court may direct a sale of the Bank Stock, and the collection of any outstanding

debts that may be due the Estate of the said Andrew Mayer and require the Executors to account so that distribution may be made among the legatees. And it is further adjudged and ordered that the costs incurred in this suit both in this Court and in the Court below be paid out of said Estate.

John C. Lelgrand
J. B. Eccleston.
John Thomson Mason.

Test: William A. Spencer Clk

Caleb C. Magruder and William H. Tuck
vs.
George W. Carroll
De Rosey Carroll
and others.

Be it remembered, That now here, on the first Monday in December being the fifth day of the said Month, in the year of our Lord, one thousand eight hundred and fifty three the Judge of the first Judicial Circuit 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 cause which was lately depending before him in the Circuit Court of Prince Georges County between C. C. Magruder and William H. Tuck Complainants and George W. Carroll, De Rosey Carroll & others, defendants, and wherein the said Circuit Court gave Decree for the said George W. Carroll and others against the said C. C. Magruder and William H. Tuck and from which said decree the said C. C. Magruder and William H. Tuck appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following to wit:

State of Maryland. Prince Georges County Sct.

At a Circuit Court of the first Judicial Circuit of Maryland begun and held at Upper Marlborough Town in and for Prince Georges County on the first Monday in November being the seventh day of the same month in the year of our Lord one thousand Eight hundred and fifty three and the seventy seventh year of the Independence of the United States of America.

Were Present.

The Honorable Peter W. Crain Judge.
Charles S. Middleton Esquire Sheriff
Owen Norfolk Clerk.

In the Record and proceedings of the same Court among others is the following to wit:-

Caleb C. Magruder and William H. Tuck.
vs.
George W. Carroll
De Rosey Carroll
Araminta Brooke
William Worthington
Henry Worthington
Sarah M. Worthington
American Martin wife of Martin Mary Ford wife of J. Ford. Robert Carroll & Charles Carroll

Be it remembered that at this day to wit, the nineteenth day of November in the year of our Lord one thousand eight hundred and fifty three the said Caleb C. Magruder and William H. Tuck by Thomas J. Alexander and Caleb C. Magruder Esquires their Solicitors, exhibited to the Circuit Court here sitting as a Court of Equity their Bill of Complaint which is in the words and of the tenor following to wit: "To the Honorable Peter W. Crain Judge of the Circuit Court for Prince Georges County sitting in Equity.

The Bill of Complaint of Caleb C. Magruder and William H. Tuck of Prince Georges County