June Term 1862

The Defendants in the above cause except to each and every claim filed by the said Complainant Daniel B Banks in the cause because the same are stale and was in fact executed by the said Hannah K Chase stale as they purport to be with the fraudulent purpose of ending the effect of the said deed of trust of the 7th August 1844 and were in fact signed and executed long subsequent to the execution and recording of said deed and this was well known to said Banks.

R T Brent H C May for defts.

Whereupon for that the Court does not advise to give its judgment of and upon the premises aforesaid day thereof is given to the said parties to hear their respective Judgment until the second Monday in May then next.

And now here at this day the said second Monday of May to Wit in the year last aforesaid came again into Court the parties aforesaid by their Solicitors aforesaid.

And thereupon afterwards to Wit on the 1st day of June in the year last aforesaid all and singular the premises aforesaid being by the Court hereupon heard and fully understood and mature deliberation thereupon had the Court here passed and filed in said cause the following Decree to Wit.

In the Circuit Court for Baltimore City

May Term 1859.

Banks and others vs Williams and others

This cause being remanded under the act of 1852 by the Court of Appeals to be proceeded with in conformity with their opinion, and since said cause was remanded additional claims have been filed and additional proof having been taken in reference to said claims and in reference to claim D B B No 4 filed under the original Commission in this case and various Exceptions having been filed by Complainants and defendants, and also the plea of Limitations by Defendants, and having been set down for hearing and having been argued by the Solicitors of the respective parties, and all the proceedings allegations and proofs in this cause having been read and duly considered,

June Term 1863

It is thereupon this 1st day of June 1859 adjudged and decreed that the Exceptions and plea of Limitations filed by Defendants to the claims of Complainants established by the decision of the Court of Appeals in this case be and the same is hereby overruled,

And it is further ordered and adjudged that the Exceptions of the Defendants to the claim D B B No 4 under the original Commission and to the claims D B B No 1, No 2, No 3, No 4 filed by Daniel B Banks under the remanded Commission of Assay, Antedating and the plea of Limitations be and the same are hereby overruled and that the Exceptions as to Banks answers to the Interrogatory No 5 of defendants are sustained,

And the Exceptions by Complainants to so much of Mary Barney's answer as to her testimony relating to conversations between herself and William Chase Barney is hereby sustained.

And it is further adjudged ordered and decreed that the Deed of trust from Hannah K Chase to Nathaniel Williams and Joseph B Williams dated 7th day of August 1844 filed in this cause is null and void and the same is hereby vacated and set aside so far as regards the claims filed in this cause dated anterior to the date of said deed of trust the said Notes being as follows.

H C Chase	Note dated 30 July 1844 for	$350.
Myers	Note dated 30 July 1844,	300
Mennes	Note same date as recited by Ct of Appeals	1306.12
Banks	Note D B B No 5	2000
Banks	Note D B B No 4	2000
	filed under original Commission,	
and Banks	Note D B B No 1	1,000
	dated July 25th 1844,	
Banks	Note D B B No 2 dated July 25 1844	2,000
Banks	Note D B B No 3 dated July 30 1844	2,000
Banks	Note D B B No 4 dated July 30 1844	2,000
	filed under the remanded Commission.	