April Term 1866.

continuances until the 1st Monday in April 1867.

And now at this day, to wit, the said first Monday in April being the first day of the said month, in the year of our Lord one thousand eight hundred and Sixty seven 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 George Smith Ex of John Hoye et al above for error assigned, being seen, and by the Court of Appeals here fully understood, and mature deliberation thereupon it is hereby ordered by the Court of Appeals here, that without Reversing or affirming said Decree the cause is remanded for further proceedings in conformity with the Opinion filed in said Case.