And now come into the Court of Appeals here, as well the said C. H. D. Paul and others by Messrs Brent and Tyson their Attorneys as the said Henry Owings Exr &c by Messrs Alexander & Mackubin his Attorneys and thereupon, on motion of the said H. H. Owings Exr &c. by his Attorneys aforesaid, it is ruled by the Court here, that the said C. H. D. Paul et al assign the errors in the Record of Proceedings aforesaid, or in the giving the Decree aforesaid, so as aforesaid brought before the Court of Appeals here, for correcting the Errors supposed to be therein, or Decree by the Court of Appeals here, will be entered against them in default thereof, and the said C. H. D. Paul et al 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, to wit: that by the Record aforesaid, it appears that the Decree aforesaid, in the plea aforesaid given, was given for the said H. H. Owings Exr &c against the said C. H. D. Paul et al when, by the law of the land, that Decree ought to have been given for the said C. H. D. Paul et al against the said H. H. Owings Exr &c, 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 C. H. D. Paul et al may be restored to all things which they have lost by occasion of the said Decree and that the said H. H. Owings Exr &c. may repair to the errors aforesaid, and so forth; and thereupon it is ruled by the Court of Appeals here, that the said H. H. Owings Exr &c. join in the error by the said C. H. D. Paul et al above assigned in the Record of Proceedings aforesaid, or Decree by the Court of Appeals here, will be rendered against him in default thereof; and the said H. H. Owings &c 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 C. H. D. Paul et al 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, continued before the Court of Appeals here, until the first Monday in April next, the same day is given to the said parties there, then to hear the Decree of the Court of Appeals here, of and upon the said premises, and so forth.

And now at this day, to wit, the said first Monday in April being the fourth day of the said Month, in the year of our Lord one thousand eight hundred and seventy, 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 C. H. D. Paul et al 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 thereupon the Court of Appeals filed the following decree to wit:

Charles H. D. Paul et al vs John H. Owings Exr Susan D. Owings et al.	Court of Appeals of Maryland. April Term, 1870.

The Appeal in this case standing ready for hearing, was argued by Counsel for the respective parties, and the proceedings have since been considered by the Court.

It is thereupon, this Eleventh day of May, 1870, by the Court of Appeals of Maryland, and by the authority thereof, adjudged, ordered and decreed, that the Decree of the Circuit Court for Howard County, dated the 13th of August 1869, from which the appeal was taken, be and the same is hereby affirmed without costs.

Jas. L. Bartol
Wm. P. Maulsby
Jno. M. Robinson
Geo. Brent