set forth, and contained in the aforegoing exceptions of James Sloan, Jr., which he, the said Atkinson, adopts.

Ferdinand C. Dugan,
Sol. for Jas. H. Atkinson

Agreement for Decree, and as to Record to Court of Appeals.

(Filed 7th August, 1890.)

Bodman, vs. Popplein, et al.	In the Circuit Court of Baltimore City.

In the matter of the exceptions filed by James Sloan, Jr., and James H. Atkinson, respectively, to the sales reported June 4th, 1890.

It is agreed as follows, viz:

That lots Nos. 1, 2, 3, and 4, sold to Sloan, and Lot No. 8 sold to Atkinson, together with Lots 5, 6, and 7 unsold, make up the tract sold in 1877, to Capron, and that upon the basis of the prices here reported for the lots sold, the whole Capron tract would not bring probably more than $80,000. Further, that upon the papers in the case a decree be entered pro forma, overruling the exceptions and confirming the sales above made, without prejudice, however, to the right of appeal therefrom, and that appeals be noted as taken by said Sloan and Atkinson, and that in making up record on appeal the portions containing service, issues, answers,

accounts, petitions, suggestions of death, and orders for new parties, other than those specially involved in these exceptions, be omitted, except as hereinafter noted, and that the record be made to show only the papers following:

1. The original bill filed 1862, and the will and codicil of Andrew Popplein.
2. Bill of revivor, &c., 1863.
3. Order May 20, 1863, appointing A. A. Huppman, Receiver.
4. Petition of A. Popplein, next friend, &c., for sale &c.
5. Report of Thomas, Master, on proceedings, and decree for sale.
6. Report of sale; order nisi; order final.
7. Petition of M. V. Huppman, and order thereon, (omitting will of A. A. Huppman,) and subpoena for infant and return thereon.
8. Answer for infant.
9. Decree making Safe Deposit and Trust Co. Receiver in place of Huppman, deceased.
10. Suggestion death Mrs Briscoe and survivors.
11. Infants made parties, summoned, appointment and answer of Kennard, guardian.
12. Petition of Sloan, et al., 25 Feb., 1889.
13. Issues joined on answers 9 May, 1889.
14. Consent of Capron filed 11 July, 1889.
15. Testimony taken under commission on July 22, 1889, and date of return, omitting formal beginning and ending.
16. Decree of sale, &c., 19th Dec., 1889.
17. Jas. and D. S. Briscoe made parties as representing