estate Anna Briscoe, deceased, and order.
18. Report of sale trustees, filed June 4, 1890, omitting description by surveyor of metes and bounds thereto attached, the order nisi and certificate of publication.
20. Exceptions filed by Sloan and adopted by Atkinson.
21. Order overruling same.
22. Appeal taken, &c.

It is further agreed, that the various defendants named in petition of Feb. 25, 1889, answered the same except four of the adult defendants, against whom, namely, Mary E. Popplein, Jesse W. Popplein, wife of Andrew Popplein, Susanna Popplein, and Susanna Popplein as executrix of Nicholas Popplein, deceased, decrees pro confesso were duly taken May 9th, 1889, and that thereupon the decree of Dec. 19, 1889, was passed, and that in the schedule filed with the answer of the Safe Deposit and Trust Co., the Huntingdon avenue or Caprow property was mentioned with other lands as part of the estate of Andrew Popplein, deceased, in said Receiver's possession, in these words: "Tract of land on the west side of Huntindon avenue, about 2012 feet, and running back with an irregular depth near to the Falls road, about 27 acres in fee, assessed at $37,900.00.

It is further agreed, that this agreement be filed and be made part of the cause and of the record on appeal; and it is admitted as part of this agreement, that said Caprow failed in business shortly after the aforementioned sale to him, and that he never complied with the terms thereof in whole

or in part.

S. T. Wallis,
Solr. for Petrs.
Henry C. Kennard
Sol. for Safe Deposit and Trust Co.
D. S. Briscoe
Atty. for James Briscoe, Guardian for James Briscoe Jr., and Elizabeth Briscoe.

Decree.

(Filed 7th August, 1890.)

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

The exceptions by James Sloan, Jr., and James H. Atkinson, respectively, filed to the report of sales in this cause on June 4, 1890, made by the Safe Deposit and Trust Company, trustee, having been read and considered, together with the agreement of counsel thereto relating, and the other proceedings in the cause. It is thereupon by the Court, this 7th day of August, A. D., 1890, adjudged, ordered and decreed, that the exceptions aforesaid, be and they are hereby overruled and dismissed, and that the sales to the said Sloan and Atkinson respectively, in said report mentioned, be and the same are hereby ratified and confirmed, no sufficient cause to the contrary having been shown, although notice appears to have