James Walton so far as they had or supposed themselves respectively to have any right title or interest in and to the same on a secret and confidential trust for the use support and maintenance of the ministers of the Roman Catholic Religion in this State and that the object and intention of the said George Thorold in making his aforesaid will was to provide a trustee for holding the said lands and estate in case the said Richard Moolyneaux should either die in the life time of the said George Thorold or in case of surviving him should omit to devise or convey the said Lands and estate to some proper person who might hold the same as trustee and transmit it in like manner, offered in evidence all the matters stated in the next preceding Bill of exceptions.

And the Plaintiff also offered in evidence for the purpose aforesaid that for many years last past the rents and profits of the land mentioned in the said declaration of James Walton have been applied by the persons respectively holding the same to the use and support of the Ministers of the Roman Catholic Church in this State. But the Defendant objected to the said evidence for the purposes aforesaid; and the Court refused to receive the same for that purpose being of opinion that the said facts & circumstances could have no influence in deciding on the true construction of the said Will. To which opinion of the Court the Plaintiff by his Counsel prays leave to except and that the Court will sign and seal this his bill of exceptions according to the form of the Statute in such case made and provided. and which is accordingly done this thirtieth day of May in the year of our lord one thousand eight hundred and five.

Jeremiah Townley Chase (Seal)
John Done (Seal)
Richard Spregg (Seal)

And thereupon the parties aforesaid by their Attornies aforesaid file in Court here an agreement the tenor whereof is in form following to wit: It is agreed by the parties in this cause that the act of Assembly, Entitled "an act for securing certain estates and property for the support and uses of the Ministers of the Roman Catholic Religion" and the printed copy thereof shall be considered as a part of the Record in this case as if it were inserted in each of the said Bills of exceptions.

Robt. G. Harper for Plff.
Jno. Johnson for Deft.

Whereupon the said Paul Bigot Lefevre of the said Corporation of the Roman Catholic Clergymen by his Attornies aforesaid prays an appeal from the Judgmt. of the Court here so as aforesaid rendered to the high Court of Appeals of the State of Maryland and to him the same is granted. It is therefore ordered by the Court here that the Record of the proceedings aforesaid with all things thereunto relating be transmitted to the said High Court of Appeals and the same are hereby transmitted accordingly.

Test. John Gwinn, Clk

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