

CASES DECIDED
IN THE
HIGH COURT OF CHANCERY
OF MARYLAND.

RINGGOLD'S CASE.

The right of appeal at common law and in equity ;—in what cases it is allowed ; and how far it may be controlled by the inferior court from whose decision the appeal is taken ;—in what cases, and to what amount an appeal bond may be required ; and how such bonds are examined, rejected, or approved.

THIS suit was instituted here in January, 1811, by the plaintiffs, who were the *cestui que trusts*, under a deed of trust, against Samuel and Tench Ringgold, to obtain an account of the trust property, and the payment and delivery of the balance in their hands. And by a final decree of this court of the 30th of September, 1824, the defendants were ordered to pay to the plaintiffs, on or before the first of December then next, the sum of *fifty-three thousand eight hundred and fifty-seven dollars and seventy-nine cents*, with interest on *thirty-nine thousand four hundred and eighty dollars and forty-six cents*, part thereof, from the first of July, 1823, until paid, and costs. (a)

From this decree the defendants appealed; and on the 20th of October, 1824, the plaintiffs, by their petition, stated, that the defendant Samuel had conveyed all, or nearly all, his property to trustees for the payment of his debts; and they were apprehensive, that those trustees would be offered as sureties in the *appeal bond*.* Upon which they prayed, that they might, on the filing of an appeal bond, be allowed to shew cause against the sufficiency of any sureties that might be offered, as the amount decreed to them was very considerable; and they were willing, that the issuing of execution on the decree should be suspended until the matter could be heard.

(a) Ringgold v. Ringgold, 1 H. & G. 32.