

said defendants or their solicitors, on or before the twenty-first day of the present month.

Afterwards the parties to these three combined cases ; that is to say, the bill filed on the 6th of August, 1822 ; the bill filed on the 4th of January, 1823 ; and that filed on the 10th of June, 1824, submitted them all together on the following agreement: 'It is agreed in the above cases, that a decree shall be passed for the sale of the property of *The Cape Sable Company*, mentioned in the proceedings in said cases, by trustees to be appointed in the usual form and terms ; and that *Samuel Moale* and *Charles F. Mayer* be the trustees for making said sale. And that the proceeds of said sale shall be distributed by the court according to the rights of the parties. And that the court pass an order notifying creditors to exhibit their claims against *The Cape Sable Company* in Chancery in order to such satisfaction as the court may determine them to be entitled to out of the said proceeds. It is provided, however, that if the said *Robert Oliver* shall become the purchaser of the said property, or of any part of it, the amount of his and *Charles Carroll's* alleged judgments against *The Cape Sable Company* may be retained in his hands, without interest, until a final distribution of the proceeds of sale aforesaid, shall be ordered by this court ; the said *Robert Oliver* giving bond and security, however, for the amounts retained by him as aforesaid ; and interest ceasing from the time of said retention on the claims that said *Oliver* and *Carroll* respectively may have against *The Cape Sable Company*. It is further agreed, that the terms of said sale shall be, that five thousand dollars, part of the purchase money, shall be paid in ninety days ; and the residue in equal instalments in one, two, three, four, and five years, from the day of sale, with interest from said day. For all which payments promissory notes shall be given with surety, to be approved by the trustees. It is further agreed, that the sale shall take place on or before the first of July, 1828 ; and that six weeks notice of such sale shall be given. It is further agreed, that each of the said parties shall have the right to appeal from any order or decree of the Chancellor respecting the distribution of the proceeds.'

5th April, 1828.—BLAND, Chancellor.—The said cases standing ready for hearing, and being submitted, it is, with the assent of the parties in writing, filed. Decreed, that the property of *The Cape Sable Company*, mentioned in the proceedings, be sold ; and