

cision, the appeal was taken; and thereupon such further proceedings shall there be had by amendment of pleadings or further testimony to be taken or otherwise, as shall be necessary for determining the cause upon its merits, and as if no appeal had been taken in the cause, and the decree or order appealed from had not been passed by the court of appeals, shall be conclusive as to the points finally decided thereby; and it shall be the duty of the court of appeals, in its order remanding the cause as aforesaid, to express the reasons for the remanding aforesaid, and also to determine and declare the opinion of said court of appeals on all points which may have been made before said court of appeals or which may be presented by the record; and it is hereby declared to be the duty of the court of appeals, in all cases of appeal from decrees or orders of the court of chancery, or of a county court as a court of equity, to file the opinion of said court of appeals, for or in respect of its determination of said causes, when such determination shall be had upon argument oral or in writing on part of any of the parties in such cases."

At the end of the bill add the following as an additional section:

*"And be it enacted.* That in all cases in the court of chancery or a county court as a court of equity, the court shall tax as part of the costs of the case, a reasonable compensation and allowance to any commissioner or commissioners for taking the answer or answers of any infant or infants in said cases.

Mr. Mayer from the committee to which was referred the bill entitled, an act to divorce Anne Harman of the city of Baltimore from her husband Henry Harman, reported that the committee had had said bill under consideration and were of opinion it ought to pass with the following amendment,

Which was read and assented to.

*"And be it enacted,* That the said Anne Harman be, and she is hereby declared to be entitled to the custody and guardianship of her children her marriage with said Henry Harman."

The bill was then read the second and by special order the third time, passed and returned to the house of delegates.

Mr. Dennis from the committee on finance, to which