

Said Davis had any Right to the Lands in dispute he might have Come in as Defendant in Chancery According to the prayer of the Chancery Bill but that these Respondents are advised his not doing So Shall be of no Avail to those Appellants nor destroy the Decree So Justly given So far as the Same relates to them who have been fully heard in all the Courts of this Province that Could Take Cognizance of them and have had their Petition of Appeale Already Dismist this Honble Court for Want of prosecution Wherefore these Respondents humbly pray that the Said Decree of the Chancery Court So farr as it relates to the appellants (and it is Ag^t none others) may be in all things Confirmed And the Appeal this Grievous and Vexatious Appeal be Dismist with Cost. And afterw^{ds} To Witt on the Said Nineteenth Day of October in the Same Court the S^d Levin and Thomas Hicks by their Council af^d appear'd. And thereupon afterw^{ds} on the Twenty Sixth Day of October Anno Dom Seventeen hundred and Twenty five before his Lordships high Court of Appeals the af^d Levin and John Hicks by their Council af^d being present And the Said Philemon and his Wife being Likewise present Whereupon on hearing the Record and Whole proceedings in the Chancery Court to the Rendering the Decree there as af^d the af^a Appeale and Petition and Causes therein by the Appellant for Errors in Equity Assigned As Likewise the Answer given in by the Said Philemon and his Wife by their Council af^a to the Appeale and Errors af^d. Whereupon and upon the Debate of the Whole Matter and hearing What Could be Alledged on all Sides This Court did think fitt and Did Declare and Decree that the former Decree pronounced in this Cause in the Court of Chancery of this Province So farr as the Same relates to the parties to the Said Decree Was Just and Did Accord-ingly Order that the Same Should Stand in all things Confirmed with Cost.

[T:B] Henry Ennalls v John Eccleston

Ca sa Dorchester County No return

The Court adjourns till the first Thursday after the first tuesday of Next Provincial Court

Test William Cumming Clk Court App^{ls}

At a Court of Appeals held before his Excellency the Governour and his Lordships Honble Council for hearing Appeals and Writts of Errors at the Port of Annapolis on the third Thursday of May being the 19th Day of the Same Month Annoque Dom 1726

Present: His Excellency Charles Calvert Esq^r Governour; The Honourable Co^t W^m Holland; Tho^s Addison Esq^r; R^d Tilghman Esq^r; James Bowles Esq^r; John Hall Esq^r; [668] Philemon Loyd Esq^r; Mat Tilghman Ward; Benj^a Tasker Esq^r, of the Council Present

Mich^a Macnemara Gent Came this Day into Court and Qualified himself as an Attorney by taking the Oath of an Attorney. Robert Gordon Gent