

this plaintiff, *William Scott*, remained under this impression, without the slightest intimation of the answer's having miscarried, till, to his utter astonishment, he found there had been a decree against him, followed by execution: and when he communicated to his counsel the fact of his property having been seized by the sheriff, he was utterly at a loss to comprehend how it could have been brought about; having only heard, a short time before, of the miscarriage of the answer, and not dreaming that there could have been a decree, till writing to the register of this court for information, he was certified of the fact.

*Walter Jones*, the counsel of *William Scott*, in an affidavit made by him and filed with this bill, confirms what is stated by *Scott*, as to his being called on at Annapolis, and followed to Washington, where he states, that *Scott* remained with him until he had drawn his answer, and it was sworn to by him, before a magistrate;—that finding the package so large as to make the transmission of it by mail very expensive, he, *Jones*, sent his servant to the stage office to inquire whether there were any passengers for Annapolis in the stage of the next day; who returned with an answer, that he had found a gentleman who would take charge of the packet; upon which he delivered it to him very securely sealed up, and directed to the Register of the Court of Chancery at Annapolis; with a note, requesting him to file the answer, &c., and enter a notice to dissolve. He does not recollect that his servant named the person to whom he delivered the packet; if he did, he has forgotten it. He had frequent conversations afterwards with *Mr. Key*, about appointing a day mutually convenient for them both, to go to Annapolis to argue the cause. He rested without doubt or apprehension of the answer's being regularly filed, and does not remember when he experienced so great a surprise, as when he heard of the decree in the cause.

These plaintiffs, by this bill, pray, that this plaintiff, *William Scott*, may be permitted to put in his original answer, plea, &c. to the original bill, &c., and that these other plaintiffs may be admitted as parties to the proceedings, as they are parties in interest, and to answer and defend, &c.; that the case may be heard upon all and singular the allegations, matters and things in this their supplemental bill, in the nature of a bill of review, alleged and contained, at the same time, that it is re-heard upon the original bill; that these plaintiffs may be restored to their original situations respectively, before the issuing of the commission and the making of the