

P. G. L., (1860,) art. 5, sec. 19. 1806, ch 90, sec. 5.

**23.** Where writs of error *coram vobis* are pending in the court of appeals, and it shall appear to the court necessary to try any matter of fact put in issue by the pleadings in the case, the court may direct a transcript of the record to the court where the defendant named in the original action may reside, or to such other court as the parties in the said cause may agree upon; and the court to which such transcript shall be transmitted, shall proceed in such action, and to a trial of the facts put in issue.

### Appeals from Courts of Equity.

P. G. L., (1860,) art. 5, sec 20. 1729, ch. 3, sec. 3. 1785, ch. 72, sec. 27. 1814, ch. 94, sec. 5. 1818, ch. 193, sec 1. 1819, ch. 144, sec 4. 1826, ch. 200, sec. 14. 1830, ch. 185, sec. 1. 1864, ch 156.

**24.** An appeal shall be allowed from any final decree, or order in the nature of a final decree, passed by a court of equity, by any one or more of the persons parties to the suit, with or without the assent or joinder of plaintiffs or co-defendants in such appeal; provided, that if the court of appeals shall affirm the decree of the court below, they shall not award costs of the appeal against any one except the appellant.

*Drury v. Connor*, 1 H. & J. 228. *Gover v. Hall*, 3 H. & J. 43. *Moore v. White*, 4 H. & J. 548. *Warfield v. Warfield*, 5 H. & J. 459. *Snowden v. Dorsey*, 6 H. & J. 114. *Thompson v. McKim*, 6 H. & J. 302. *Pannell v. Farmers' Bank*, 7 H. & J. 203. *Strike v. McDonald*, 2 H. & G. 191. *Maccubbin v. Cromwell*, 2 H. & G. 443. *Williamson v. Carnan*, 1 G. & J. 184. *Daniels v. Taggart's Admr*, 1 G. & J. 311. *Hungerford v. Bourne*, 3 G. & J. 142. *Claggett v. Salmon*, 5 G. & J. 350. *Ellicott v. Ellicott*, 6 G. & J. 35. *Berrett v. Oliver*, 7 G. & J. 191. *Comegy's Admx. v. State*, 10 G. J. 175. *Owings v. Worthington*, 10 G. & J. 283. *Scott v. Crawford*, 10 G. & J. 379. *Hammond v. Jones*, 10 G. & J. 410. *Oliver v. Palmer*, 11 G. & J. 137. *Balch v. Zentmyer*, 11 G. & J. 283. *Scott v. Crawford*, 11 G. & J. 365. *Pfelz v. Pfelz*, 1 Md. Ch. 155. *Chesapeake Bank v. McClellan*, 1 Md. Ch. 329. *Wayman v. Jones*, 4 Md. Ch. 511. *Ringgold's Case*, 1 Bl. 5. *Hoye v. Penn*, 1 Bl. 28. *McKim v. Thompson*, 1 Bl. 150. *Richardson v. State*, 2 Gill, 439. *Wheeler v. Stone*, 4 Gill, 39. *Bennett v. Bennett*, 5 Gill, 463. *Williams v. Williams*, 7 Gill, 304. *Thomas v. Doub*, 1 Md. 324. *Ware v. Richardson*, 3 Md. 505. *Ellicott v. Warford*, 5 Md. 80. *Edwards v. Bruce*, 8 Md. 394. *Contee v. Pratt*, 9 Md. 73. *Lippy v. Massonheimer*, 9 Md. 310. *Long v. Long*, 9 Md. 349. *Calvert v. Carter*, 10 Md. 108. *Rider v. Gray*, 10 Md. 282. *Robertson v. The American Homstead Asso*, 10 Md. 406. *Dugan v. Hollins*, 11 Md. 41. *Heath v. Irelan*, 11 Md. 388. *Hanson v. Worthington*, 12 Md. 420. *Ward v. Hollins*, 14 Md. 158. *White v. Malcolm*, 15 Md. 529. *Lovejoy v. Ireland*, 17 Md. 525. *How-*