

of the land-office; and in all cases of such appeals where the judgment, &c. shall be reversed, the chancellor shall direct the register of the land-office of the western shore to return the transcript of the record to the register of the said land-office of the eastern shore, with an order in the nature of a writ of procedendo, to the said judge, directing him to proceed in such case, and, as the case may be, to a new trial thereof, in the same manner as if no trial had taken place, and the opinion of the chancellor in the premises shall be conclusive as to the question by him decided, and the said judge shall thereupon proceed in such case to a new trial thereof, and shall in his discretion award costs, incurred as well on the appeal aforesaid as in the said land office. 1795, c. 61, §. 6.

See, *Attornies*, 6.—*Indians, and Indians' lands*, 19.—*Any of the states to prosecute*, 1.—*Appeals, Court of*.—*Bacon, &c.*, 16, 17, 42, 43.—*Chancery*, 28.—*Collectors*, 11.—*Costs of suit*, 9.—*County courts*, 35, 44.—*Draining lands*, 3.—*Execution*, 5.—*Inspectors*, 23.—*Militia*, 27.—*Negroes and slaves*, 64.—*Orphans' courts*, 13.—*Public creditors*, 9.—*Roads private*, 2.—*Small debts*, 4.

• A P P E A L S, C O U R T O F

1. **T**HERE shall be a court of appeals, composed of persons of integrity and sound judgment in the law, whose judgment shall be final and conclusive in all cases of appeal from the general court, court of chancery and court of admiralty.—*Const.* 56.

2. On an appeal from the general court, touching the validity of any marriage, the depositions and evidence given in the cause shall be transmitted with the record to the court of appeals, and thereupon such cause shall be heard, determined, and adjudged *de novo*. *Feb.* 1777, c. 12, §. 15.

3. The judges of the court of appeals, or any three or more of them, shall hold their first court at the city of Annapolis, on the first Tuesday in October next, and on the first Tuesday in May and October forever thereafter.—*Ibid.* c. 15, §. 9. (*but see below art. 9.*)

4. In cases where the chancellor is interested or concerned, application may be made by bill or petition to the general court, who may hear and determine such causes; and an appeal may lie in such cases from the decree of the general court to the court of appeals, who may hear and determine in the same manner as an appeal from the chancery court. *November*, 1779, c. 24, §. 4.

5. One of the judges of the court of appeals, shall have authority to hold the said court, so far as to direct process, to make rules for plead-

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