

3. Appeals from the court of chancery to the court of appeals, shall be subject to the same regulation and limitation, as to the prosecution of them, as appeals from the courts of common law are—1729, c. 3, § 3.

4. Persons under age, idiot, lunatic, or *non compos mentis*, seized or possessed of any lands, tenements or hereditaments, in trust, or by way of mortgage, or charged with the payment of money or tobacco, and liable to a decree for sale, or bound by an agreement to convey, made by some person having right so to do, and therefore subject to a decree for conveyance, on a suit for a specific performance or execution of such agreement, shall, by the direction of the court of chancery, signified by an order made upon the hearing of all persons concerned, on the petition of the person for whom such infant, &c. or his, her or their committee or committees, in his, her or their name or names, shall be seized or possessed in trust, or if the mortgagor, &c. convey and assure only such lands, &c. in such manner as the court shall by such order direct, to any other person or persons; and such conveyance or assurances shall be as good in law, as if such infant, &c. were of age, sound mind, memory and understanding—Nov. 1773, c. 7, § 1.

5. No order or direction shall be made or given in virtue of this act, in the case of any infant or infants seized of any lands, &c. subject to the payment of money or tobacco, unless the guardian consents thereunto, nor sustain any detriment, from such order or direction—*ibid.* § 2.

6. Upon every order or direction for conveyance by any infant or infants, for the specific performance of such agreement as aforesaid, liberty shall be reserved for the said infant or infants, to shew cause within six months after attaining age, and for the heirs of such infant or infants, if such infant or infants shall not so long live, in six months after the decease of such infant or infants, if the heirs shall then be of age, and if not, in six months after he, she or they shall have attained their age, why such conveyance ought not to have been ordered or directed, and on sufficient cause being shewn, shall have a reconveyance, and also a full account of the rents and profits thereof.—*ibid.*

7. If in any suit commenced in the court of chancery, any defendant or defendants against whom any *subpœna* or other process shall issue, shall not cause his, her or their appearance to be entered upon such process, according to the rules of the court, and affidavit made to the satisfaction of the court, that he, she or they could not be found, so as to be served with such process, and that there is just ground to believe that such defendant or defendants is gone to avoid being served with the process, the court may make an order directing such defendant or defendants to appear at a certain day, a copy of such order shall be inserted in the Maryland Gazette, and continued six weeks, another copy shall be left at his, her or their