TRUSTEE'S SALE. In Montgomery County, Med. Y virtue of a decree of the Chancellor of Maryland, passed in the case of H. D. Hatton and others, against Emily Hatton and others, the undersigned, as trustee, will offer at public This land contains

158 ACRES,

adapted to the growth of the usual ag- Judges during the vacation. The sale will embrace the entire inter- A. M. H. D. Hatton, deceased.

the day of sale, on the ratification there- plication to the Court. of, (to bear interest if not paid on the 4. At the meeting of the Court, after sioners so named. twenty-four months, with bond and se- tled as far as may be. purchase money.

WILLIAM H. TUCK, feb 29-ts

road, between Washington and the po the said cause, without some legal cause | Court shall be fully satisfied by oath (or the same. Roads, in Montgomery county, a STRI- shown, although the attorneys of the par- affirmation) or otherwise, that the testi-PED RETICULE, containing sundry lies consent to postpone the same, unless mony alleged to be wanting hath been odd dollars, and some money, which will a postponement. be given to the owner by describing the 7. If any cause that can continue be continuance. property and paying for this advertise- continued, after notice of trial, or if any 23. All pleadings shall be in writing, ment. The subscriber will be at Rock- cause that cannot continue without affi- but in court the general issue and gene- in the costs of such suit or case. ville during court.

ROBERT BROWN.

feb 29-3t ty-eigth Congress of the United States; ence established by rule of court. | cial cause shown, may allow furthe the Governor, after having ascertained trial of any cause, if the parties have terms as they may think reasonable.

been ascertained, of the Second District, John Wethered day of the term, and subptenas in all ca- cias against special bail or terretenants, days. of the Fourth District, Jacob A. Preston and be returned by nine o'clock, A. M. the rule day. of the Fifth District, and Thomas A. 11. Every motion in arrest of judg- 29. If there be a demurrer in law and Spence of the Sixth District, had the ment, or for new trial, must be made an issue in fact, the demurrer shall be 41. Ordered, that in all cases hereafter day of November.

year of our Lord one thou- cretion of the Court be granted.

FRANCIS THOMAS. By the Governor, JOHN NICK WATKINS, ad interim,

RESENTS her compliments to the younger sisters, she would thankfully re- Court. ceive a select number of misses. She proposes teaching Reading, Writing and Arithmetic; Needlework, Plain Sewing, Shall be admitted as a special beil in a sp Marking on Sampler, Embroidery, and Tapestry work.

TERMS-\$2 Per Quarter.

ry county, letters of Administration proved and signed by them.

of December, 1843. STANISLAUS KNOTT,

Administrator. feb 22-4t DANIEL H. CANDLER to. as a candidate for the shoriffalty of 1845 any plat, each party shall complete the business, the due administration of jussuccessive weeks in such newspaper or stated in the same to be true, the de- feb 8-3t Late Sheriff and Collector.

RULES OF COURT.

Published by Authority, in compliance with an Act of the General Assembly of Maryland.

MONTGOMERY COUNTY COURT. a tract of LAND called "Killey briggs," and to prevent unnecessary delay in the or shall return the residue of the plats to anditor of the court, or to an anditor to formerly owned by Henry D. Hutton. prosecution of suits, it is ordered by the Clerk of the Court at nine o'clock on be specially appointed for that purpose, said Court that the following Rules be the first day of court. observed:

that quantity, more or less. A plat deliver any original paper out of his declaration by the next rule day, but dence and vouchers as may be submit- name is subscribed, and which person is same penalty which shall have been will be exhibited at the sale. It lies in fice to any person whomsoever, with- the Court, for special cause shown, may ted to him by the parties respectively, known to him, shall have the same effect marked on the N. E. Exeat writ, condithe neighborhood of Newport Mills, out first obtaining the consent of the allow further time to declare, and on which accounts or statements of the auabout five miles from Rockville, and is Court when sitting, or of one of the such terms as they may think reasonable, ditor shall (unless otherwise assented to delivered by such person to be filed.

sons who are disposed to purchase, will upon trials shall be returnable on the to examine witnesses, or to obtain testi- for one entire term, and all debts and writing, or paper, as an exhibit, and body to the custody of the sheriff to examine the premises for themselves. first Monday of the term, at 10 o'clock, mony, and the parties do not agree upon credits not excepted to during the regu-

day of sale,) and the residue in three charging the Grand Jury, the appear- 21. Ordered, that the Clerk of this judgment of a justice of the peace, that same on commission.

sale. The purchaser will be entitled to trial docket to settle the same, as far as and file his interrogatories to be forward- be dismissed with costs, unless the ap- or if not taken out within thirty days trial in the order in which they stand. | riage thereof.

davit be continued, the party applying ral replication may be entered by the therefor shall pay the costs of the term. | clerk short on the docket. MARYLAND, To wit: WHERE- ments are ordered and taken out, that shall be amended.

to law, it appears that John M. S. Cau- pensed with for special reasons, and all controversy between the parties.

tive Districts, and were duly elected of the day upon which the verdict shall of the issue in fact.

Secretary of State

13. The sheriff is directed to return during the term. Miss MI. Peckocheck, all process to the Clerk of the Court at 32. Upon the appearance of defend-

Arithmetic; Needlework, Plain Sewing, shall be admitted as special bail in any trial to the next term.

in this Court.

That the subscriber hath obtained the particulars of their fees against the principal may be surrendered in discharge the principal may be surrendered in discha from the Orphan's Court of Montgome- plaintiff and defendant respectively, charge of his bail at any time during the ing in this court, may be dismissed by a reasonableness of the application, and of gether with his uniform low prices, he on the personal estate of Henry Jor. 17. In all cases where leave shall be the costs of the scire facias, but not to torney or the attorneys of plaintiff and circumstances which may have prevent- the public patronage. dan, late of said county, deceased. given to complete any survey under any extend to an adjourned court. All persons having claims against said warrant of resurvey, or to make any ad- 34. No action or suit shall be contin- by the plaintiff, or parties, plaintiff and 13. On the death of a party which the several counties above mentioned, deceased, are hereby warned to exhibit dition to any plats returned under a war- ued beyond the term limited by law defendant, and acknowledged before a would abate the suit, the same is to be or at Clarksburg, Montgomery county, the same, with the vouchers thereof, to rant of resurvey, the sheriff shall give with the consent of the peace of the County, or entered, abated and not brought forward Md. where he makes his home, will be the subscriber, on or before the 19th day the plaintiff and defendant, or their at- issues are made up, or unless some sat- any judge of any judge o of December, 1844; otherwise, they may torney, (or if either plaintiff or defend- isfactory reasons assigned to the court State.

by law, be excluded from all benefit of ant are non-resident or absent from the for not joining issue: Ordered by the said estate. Persons indebted to said county to his attorney,) notice in writing Court, that all the subpænas on the trial estate are requested to make immediate of the time and place of completing such docket be returnable to the first day of survey, or of making such amendment the term.

18. When leave is given by the court ing witnesses to testify to facts not con- ratification, be served upon all the parties 15. On an answer being filed to an to make any amendment or addition to troverted, to promote the despatch of interested therein, or published for three injunction bill, admitting the matters

amendment or addition on his part on or tice, and bring disputed questions of newspapers as the Clerk of the County fendant may direct the cause to be set before the fifteenth day of February and facts fairly to trial before the jury, it is shall prescribe, agreeably to the provi- down for final hearing at the following fifteenth day of October respectively, ruled by Montgomery County Court, sions of the act of assembly in such term. And on any answer being filed, and the surveyor shall return two plats that all cases at law hereafter for trial case made and provided. thereof to the Clerk of the Court, or de. therein, against executors or administra- Copy Test, BRICE SELBY Cl'k. be set down for final hearing. liver one to each of the parties, plaintiff ters, or on testamentary administration and defendant, or their attorney, on or bonds, where, under the pleadings, the before the twentieth day of February due administration of the estate of the sale, at Spates' Hotel, in Rockville, Md. OR the orderly conducting of busi- and the twentieth day of October re- deceased, or the amount of assets in on SATURDAY, the 16th day of March | ness in Montgomery County Court, spectively, and in case the parties or hands of the executors or administrators next, if fair, if not the next fair day, and to regulate the practice in said their attornies shall have been furnished may appear to be a subject for ascertainat 11 o'clock, A. M. the tract or part of Court for the advancement of justice, with a plat as aforesaid, then the survey. | ment by the jury, shall be referred to the

commissioners, the party applying for lar session of said term, shall in the trial part of the bill, until such deed, writing, faciendum shall be directed for the purest and estate of the widow and heirs of 3. In cases of the non-attendence of the commission shall name his commission sha any witness who shall be summoned, sioners during the term, and if the op- ted. TERMS OF SALE.—One tenth of the within one hour after the meeting of the posite party should not, during the said purchase money to be paid in cash on court, attachments may be issued on ap- term, name his commissioners, then the commission may issue to the commis- to the referees on application.

bers to represent the State in the twen- according to the original right of preser- be, shall be given, but the Court for spe- clerk he shall lay a rule on the person in directed.

isfied that justice requires postponement. lowing term at which said rule was laid. Now therefore, I, FRANCIS THO- 10. All special verdicts, points saved, 27. Special pleas may be withdrawn land, do hereby certify, that by the re- new trial, and in arrest of judgment, general issue may be withdrawn in like be shown within the said first four days such notice as may be directed. turns of the said election in the several shall be argued and heard after the trial manner for the purpose of pleading any Counties of this State, made agreeable of jury cases, unless this order be dis- special plea involving the merits of the may take his writ as a matter of course, under rule of court with consent of par-

twenty-third day of February, in the writing, and a further hearing at the dis- be served on the tenants in possession, shall be made, he shall report to the continuance on account of the absence or set up on the premises eight days be- Court the causes which have prevented of the other from any cause whatever. sand eight hundred and for- 12. No motion for a new trial shall be fore Court, exclusive of the day of ser- him from making the same. received after motion in arrest of judg- vice, or setting up and day of return; ment, but a motion in arrest of judg- and when so served or set up, the plainment may be received within one day tiff may take judgment by default against after the decision of the motion for a the casual ejector if no appearance for the tenant in possession or his landlord

nine o'clock on the first day of the term. ant in ejectment, he shall enter into the venience, claim to charge the county imposing on the party obtaining the same 14. The sheriff is required to attend common rule, and have leave until the with the expenses of said road, he or the obligation of having a copy served. parents of Rockville and its vicinina she is engaged in teaching her in person, with two constables, during next term to ascertain his defence, and if they shall notify the said commissioners as she is engaged in teaching her in person, with two constables, during next term to ascertain his defence, and if ty, as she is engaged in teaching her the whole term, unless excused by the defence shall not be then taken, general of the county of such claim, three copy to the adverse party or solicitor: defence may be entered on docket by months at least before the sitting of the but no proof of its being forwarded shall form his friends and the public gener-15. No attorney or other officer of this the plaintiff, and the issue may be join court at which the return of the com- be required.

ed in discharge of his bail upon a scire issue summonses for witnesses returna- in each case of the object of the bill and gomery and Frederick counties during 16. Every sheriff and surveyor shall facias returned scire feciat any time du- ble to said Court. Shell work, if required, extra charge. endorse on every plat returned by them ring the first four days of the term, to She intends commencing on or the amount of their fees against the which the scire facias is returned on payabout the 20th of March. feb 22-3t plaintiff and defendant respectively in ment of the costs of the scire facias, but words at length, and sign the same, and not afterwards, and upon nihil returned 43. Ordered, in pursuance of the pro- sued for the purpose of taking further counties during the months of June and OTICE IS HEREBY GIVEN,— also return with the plats an account of upon two successive scire facias, the visions of the act of assembly of 1840, testimony, the opposition party may resitting of the Court, upon payment of written order, signed by the plaintiffs at- the nature of the proof wanted, and the hopes will ensure him a continuance of

who shall state the accounts between the 19. On the appearance to a single parties in relation to such estate or as- judge or justice to have been acknow- ant's filing a bond executed by a surety 2 roods, 8 perches, and will be sold for 1. The Clerk of this Court is not to writ, the plaintiff may be ruled to file sets of the deceased, upon such evi- ledged before him by the person whose or sureties approved by the Court, in the unless the Court shall otherwise order. by both parties) remain in Court liable 2. No subpoena to be issued on any defendant shall either obey, fulfil and ricultural products of the county. Per. 2. All subpænas for witnesses to attend 20. If a commission shall be ordered to exceptions to be filed by either party bill or petition referring to any deed, perform the said decree, or render his

tiff in any cause or by his attorney des by such day as shall be limited, or, on the Court.

wanted from the records of the Orphans' prima facia be considered the fault of the Court—unless by consent of the pararticles, to the value of some twenty the court is satisfied that justice requires discovered, or the cause of issuing such containing party who had the carriage of such com- ties interested therein. commission hath arisen since the last for trial, that the same be obtained under mission. This rule not to extend to and that the costs of said copies be taxed States; respecting which orders will to be made to trustees.

40. Ordered by the Court, that no occur. writ of Habere facias possessionem will 5. When any report of the auditor of On the second, 6 er possession, to show cause within the first 6. A final decree of partition not to besides an allowance for expenses not

ADDITIONAL RULE.

for confirmation, and either the petitioner mitted, the Court will expect either to RY, &c. for such as need his services, action commenced or to be commenced 33. The principal may be surrender- or commissioners shall be at liberty to be furnished with notes or a brief abstract he will commence a tour through Mont-

> ADDITIONAL RULE. NOVEMBER TERM, 1841.

defendant, or by a written order signed ed its being procured in time.

ADDITIONAL RULE. MARCH TERM, 1843.

less accumulation of costs by summon- month before the passage of the final solved by the Court.

Montgomery County Court. February 22, 1844.

RULES AS A COURT OF EQUITY.

ADOPTED IN 1825. I. Any petition or writing filed and

3. A complainant (on giving a receipt | decree by the defendant. 36. Ordered that the papers in any for the same) may take out of the office 18. No sale of real property under a suit on the reference docket be delivered any exhibits by him filed and referred to decree or order of this Court shall be in his bill, which are not admitted by the absolutely approved, ratified, and con-37. In all cases of appeals from the answer, for the purpose of proving the firmed, until public notice of the return

5. The Court will then go over the ty, or his attorney, that he may prepare issued for the appellee, or his appeal will of the second term after the date thereof, Court, or by consent at their direction. be made, on application, as the cases On the first \$300, 7 pr. ct. 21 [in the

8. Whenever any cause is postponed 21. If the defendant neglect to plead be issued by this Court under the act of this court shall have been docketed on On the fourth 8. Whenever any cause is postponed by the defendant neglect to plead be issued by this Court under the act of the court shall have been docketed on the lead to be in the fourth, by the rule day, he shall not plead the court will on application act on the fifth, Y AUTHORITY.—STATE OF do not attend, and against whom attachMARYLAND, To wit: Wherements are ordered and taken out, that shall be amended.

By the rule day, he shall not plead the debtor or some court will, on application, act on the act of limitation, unless the declaration person holding under such debtor by title same at the succeeding term, provided on the sixth, as, an election was held on Wednesday, the fourteenth day of February instant, in the several Congressional Districts of this State, as prescribed by law, for mem. in the several Congressional Districts of cause as soon as the witnesses attend, time limited by rule of court, judgment the filing of which affidavit with the filing of which affidavit with the filing of which affidavit with the directed of nonpros or by default, as the case may directed of nonpros or by default, as the case may be against whom attachments are ordered, of nonpros or by default, as the case may be against whom attachments are ordered, of nonpros or by default, as the case may be against whom attachments are ordered, of nonpros or by default, as the case may be against whom attachments are ordered, of nonpros or by default, as the case may be against whom attachments are ordered, of nonpros or by default, as the case may be against whom attachments are ordered.

AND WHEREAS, it is made the duty of 9. The Court will not postpone the time to declare or to plead, and on such four days of the term succeeding the be made on the report of commissioners personal. term to which the process of execution unless such report be filed on or before The foregoing allowance subject to be the number of votes given for each per- not summoned any witnesses, without 26. In all causes where rules are laid was returnable, why the writ of Habere the first day of the term preceding that increased in cases of postponement at son voted for, to declare by proclamation some legal cause shown, although the to declare or to plead, such declaration facias possessionem should not issue, and at which such decree is applied for, unthe names of those duly elected; And attorneys of the parties consent to post- or pleadings shall be filed by the tenth should the said rule be served upon the less the parties shall have certified their traordinary difficulty or trouble from WHEREAS, the number of said votes has pone the same, unless the Court is sat- day of October respectively, next folthe first day of the term next succeeding on a report otherwise filed, either party in case of negligence, and at the discrethe term to which the process of execu- may obtain an order ratifying the same, tion of the Court. MAS, Governor of the State of Mary- demurrers, cases in equity, motions for with leave of the Court to plead; the tion was returnable, and should no cause unless cause be shown at such time and

of said succeeding term, the purchaser 7. Decrees on awards by reference lands sold under the act of descents.

of the Third District, John P. Kennedy ses shall be made returnable on that day, the defendant may be ruled to plead by ADDITIONAL RULE OF COURT. process, and the hearing of causes, shall life above 55 and under 67, 1-10; if above 72 and be held on the first Monday in January, 66 and under 72, 1-14; if above 72 and NOVEMBER TERM, 1839. | be beld on the first Monday in January, under 77, 1-18; if 76 or upwards, 1-20.

highest number of votes in their respec- within two days after verdict, inclusive argued and determined before the trial referred to the auditor, he make and file 9. The absence of counsel or if a parhis report at or before the rule day of ty appear without counsel (except in equity docket where injunctions have members to represent this State in the he found, and the party making such 30. An issue in fact may be struck out the term ensuing the reference, and that case of sickness or unavoidable accident) been ordered, the clerk shall enter the twenty-eigth Congress of the United motion shall file reasons in writing at the for the purposes of putting in general in all cases now referred to him, he make shall not be considered a ground of contime of such motion, and if on hearing demurrer at the costs of the party mak- and file his report at or before the rule tinuance, and where two or more solicit-Given under my hand, and the Great Seal of the State of Maryland, on this al reasons, those reasons shall be filed in July 23, 1835

> der made during the sitting of any term, MARCH TERM, 1840. relative to any suit in which he is or and take infants' answers. 42. Ordered, that all cases where the shall be concerned. Any such rule or petitioners for the opening any road al order may afterwards be made, absolute

ance for want of testimony or any other George's counties during April; through cause, or on application to open a com. Loudoun, Fauquier counties, Va. during mission, or to have new commission is- May; and through Cecil and Hartford

to file a bill of revival.

14. On motion to dissolve injunctions (except in cases of waste and the like,) TICE. All persons indebted to 44. Ordered, that the notice of motion the counsel opposed to such motions R. R. Waters, late Sheriff and Collector Given under my hand this 19th day or addition, at lest five days before pro
Given under my hand this 19th day or addition, at lest five days before pro
The the term.

44. Ordered, that the notice of motion of the part of the counts remain unpaid afceeding to complete the said survey, or ties, to notify them of the particular under the second section of the act of innotions will be said survey, or the survey of the particular under the second section of the act of innotions will be said survey.

the complainant may direct the cause to

16. On the filing an answer to any injunction bill admitting the equity claimed therein, and praying a dissolution of the injunction as to the part of the OF THE COUNTY COURT SITTING judgment not affected thereby, a motion may be made for such dissolution at the succeeding term without any previous

17. A N. E. Exeat may and shall be dressed to the Court, certified by a by special order dissolved on the defend-

of such sale shall have been inserted in day of sale,) and the residue in three equal instalments of nine, eighteen, and twenty-four months, with bond and se
day of sale,) and the residue in three equal instalments of nine, eighteen, and the other particles are sale in the other than the other than

19. No officer of this Court or his dea deed on the payment of the whole practicable, and ascertain the causes to ed with the commission: Ordered, that pellant appear at the said first court.

| after the date of the order of agreement, puty to be admitted as a surety in an appear at the payment of the whole practicable, and it not as a surety in an appear at the said first court. be tried, and will, on the second going the party who obtained the order for is- 38. The Clerk of this Court may, up and it not so returned, a rule or order peal or injunction bond executed for the over of the docket, call up the same for suing the commission shall have the car- on application made by either the plain- may be obtained for the return thereof, performance of any decree or order of

6. The Court will not postpone the 22. No commission shall issue in any liver the original cause of action, the ex- application, such commission shall be 20. No injunction or appeal bond will TOUND.—Was picked up some trial of any cause, if the witnesses of the cause after the time limited by law for considered void, and a new commission be approved unless the securities reside weeks since, on the Rockville parties attend at the time the Court call the continuance of such suit, unless the proper, provided that when such com- any trustees or other bond with other 39. Ordered, that when copies are mission shall not be returned, it shall sureties—requiring the approbation of

21. On sales under decree, or orders seal by the party requiring the same, commissions sent out of the United of the Court, the following allowances

18 whole 39 10,60

22. The allowance to a healthy woman in lieu of her right of dower in If under 30 years of age, 1-6; if and no cause will be permitted to be ties subject to the same provisions as fi- above 30 and under 36, 2-13; if above sin of the First District, Francis Brengle appeals and errors, on Monday, the first 28. Upon an appearance to a scirc fa-8. The stated terms for the return of 51, 1-8; if above 51 and under 56, 1-9; JULY TERM, 1835.

23. Ordered that in all cases upon the motion to dissolve the injunction upon the coming in of the answer as a matter JULY 23, 1835.

24. The Court direct the clerk when-10. Every solicitor of this Court is ever an application is made for the purbound to take notice of any rule or or- pose during the recess of the Court, to issue a commission to appoint guardians

Test, BRICE SELBY, Clerk. February 22, 1844.

TO THE PUBLIC.

12. On any application for a continu- | Carroll, Howard District, and Prince

All orders lest at the post offices in

THOS. COYLE.

making any addition or amendment of matters of controversy, to avoid the use- 1840, chap. 109, shall, at least one junctions will, on application, be distinct the 20th instant, I will proceed to collect the same by destrain in every case. REUBEN SUMMERS,

Receiver for R. R. Waters,