

STATE BANK *vs.* EDER.

S. H. HEMPSTEAD, for the plaintiff, referred to *State Bank vs. Bates*, 5 Eng. 635.

FOWLER, contra.

Mr. Justice SCOTT delivered the opinion of the Court.

The only question in this case was decided in the case of *The State Bank vs. Bates*, 5 Eng. 635.

Let the judgment be reversed, and the cause remanded, to be proceeded with.