In testimony that the aforegoing is a true copy from the record of proceedings of the General Court for the Western Shore of the state of Maryland I have hereunto set my hand and affixed the seal of my office this tenth day of February Anno Domini 1789.

(The seal of the Genl Court)

John Quinn Clk. Genl Court.

And now here at this day to wit the first Tuesday of May Anno Domini seventeen hundred and eighty nine come here into our high Court of Appeals as well the aforesaid William Graham by David McMechen his Attorney as the aforesaid Uriah Forrest and Benjamin Stoddert by Samuel Chase their attorney But because the Court here are not advised to give their Judgment of and upon the premises day therefore is given to the parties aforesaid until the first Tuesday of October next to hear their Judgment of and upon the premises because the Court here thereof as yet are not &c

At which said first Tuesday of October being the sixth day of the same month Anno Domini seventeen hundred and eighty nine come again as well the aforesaid William Graham by his attorney aforesaid as the aforesaid Uriah Forrest and Benjamin Stoddert by their attorney aforesaid

And the aforesaid William Graham by his attorney aforesaid cometh and saith that in the record and proceedings aforesaid and also in the giving of the Judgment aforesaid there is manifest error in this that by the record aforesaid it appears that the said Judgment in manner and form aforesaid given was given for the said Uriah Forrest and Benjamin Stoddert against him the said William Graham in the plea aforesaid, Whereas by the law of the state of Maryland that Judgment ought to have been for the said William Graham against the said Uriah Forrest and Benjamin Stoddert and therefore in this there is manifest Error, and therefore prays that the said Judgment for the Error aforesaid and others being in the record and proceedings aforesaid may be reversed, annulled and entirely deemed as none, and that he may be restored to all which by the Occasion of the Judgment aforesaid he hath lost and that the said Uriah Forrest and Benjamin Stoddert to the Errors aforesaid may rejoin and that the Court here may proceed to the examination as well of the record and proceedings aforesaid as of the matter aforesaid above assigned for Error and that the Judgment may be given for the said William Graham against the said Uriah Forrest and Benjamin Stoddert for his damages sustained by reasons aforesaid in the record and proceedings aforesaid mentioned and so forth -

And the said Uriah Forrest and Benjamin Stoddert say that there is no error in the record and proceedings aforesaid or in the rendition of the Judgment aforesaid, and pray likewise that the Court here may proceed to the examination as well of the record and proceedings aforesaid as of the matters aforesaid by the said William Graham above for error assigned, and that the Judgment aforesaid may be in all things affirmed - But because the Court here are not yet advised to give their Judgment of and upon the premises, day therefore is given to the parties aforesaid until the second Tuesday of June next to hear their Judgment of and upon the premises because the Court here thereof as yet are not &c

At which said second Tuesday of June being the 8th day of the same month Anno Domini 1790 come again as well the said William Graham by his attorney aforesaid as the said Uriah Forrest and Benjamin Stoddert by their attorney aforesaid. Whereupon all and singular the premises, being seen and by the Court here fully understood, and as well the record and proceedings, and the Judgment thereon as the said causes for error by the said William Graham above assigned being diligently examined and mature deliberation being thereon had it seems to the Court here that the record aforesaid is in nothing erroneous - Thereupon it is considered by the Court here that the Judgment aforesaid be in all things affirmed and stand in its whole force and effect the said causes and matters above for error assigned in anywise notwithstanding - And further it is considered by the Court here that the said Uriah Forrest and Benjamin Stoddert do recover against the said William Graham the sum of Eight hundred and fifty seven pounds of tobacco for their costs and damages which they have sustained by reason of the delay of Execution of the Judgment aforesaid by pretence of prosecution of the state of Maryland's writ of Error and that the said Uriah Forrest and Benjamin Stoddert have thereof Execution &c And thereupon the record aforesaid and also the proceedings aforesaid in the Court here had of and upon the premises to the General Court are remitted and so forth -

Test. Thomas D. Merrick Clk. C. Appls.

Wc. Thomas Contee Leonard Hollyday & Leonard Hollyday Junr. against Nc. Joseph Donaldson

Memorandum that heretofore to wit at May term seventeen hundred and Eighty nine the Honorable the Judges of the General Court transmitted to the Court here the following record to wit -

Maryland ss. The State of Maryland To the Honorable the Judges of the General Court Greeting - Because in the record and process and also in the confessing of Judgment on a certain supersedeas on an action of debt brought by Joseph Donaldson against Thomas Contee for the sum of Sixteen hundred and twelve pounds thirteen shillings and ten pence current money and seven hundred and ten pounds of tobacco and one fifth of a pound of tobacco costs of suit, on which said action Judgment was obtained at a General Court held before you on said Judges at May term seventeen hundred and eighty eight in the General Court for the Western Shore and Whereas the aforesaid Thomas Contee together with Leonard Hollyday and Leonard Hollyday Junior did come before two Judices of the peace for Prince Georges County and confess Judgment for the debt and costs of suit adjudged as aforesaid against the said Thomas Contee with stay of Execution till the tenth of February instant which Judgment so confessed was returned to the Clerk of the General Court and there entered of record and become on the confession and Judgment aforesaid so as aforesaid made Manifest Error as it is said has happened to the great damage of the said Thomas Contee Leonard Hollyday and Leonard Hollyday Junior as of their complaint we have received, and we being willing that the Errors if any there be should be duly corrected and full and speedy Justice done to the said Thomas Contee, Leonard Hollyday and Leonard Hollyday Junior in this behalf command you that if Judgment be thereof rendered that then the record and process aforesaid with all things thereunto relating under your seals distinctly and openly you send and this writ so that the same may be had before the Judges of our high Court of Appeals at Annapolis the first Tuesday in May next that the record and process aforesaid being inspected into we may further do therein for the correcting that Error which of right and according to the Laws and customs of this state may be done Witness The Honorable John Rogers Esquire Chancellor this 15. day of February Anno Domini 1789.

Samuel Hy Howard Reg: Cur: Can:

(the great seal of the state in wax appendant)

Maryland to wit

At a General Court for the Western Shore of the said State begun and held at the city of Annapolis on the second Tuesday of October being the fourteenth day of the same month Anno Domini one thousand seven hundred and eighty eight -

Present

The Honorable - { Robert Hanson Harrison Esquire Chief Judge; Alexander Contee Hanson & Robert Goldsborough Junior } Esquires Judges.

David Stewart Gent. Sheriff - John Irwin Clk.

In the record of proceedings of the same Court among others is the following to wit -

Sc. Joseph Donaldson against Thomas Contee

Memorandum, the plaintiff by Samuel Chase his attorney sued out of the Court here the state of Maryland's writ of Capias ad satisfaciendum directed to the sheriff of Prince Georges County in the words and figures following to wit

The State of Maryland ss. To the Sheriff of Prince Georges County Greeting We command you that you take Thomas Contee late of Prince Georges County Merchant if he shall be found in your bailiwick and him safe keep so that you have his body before the Judges of our General Court to be held at the city of Annapolis on the second Tuesday of October next to satisfy unto Joseph Donaldson as well the sum of sixteen hundred and twelve pounds thirteen shillings and ten pence current money certain damages recovered against him before the Judges of our said Court on the second Tuesday of May Instant as the sum of seven hundred and ten pounds and one fifth of a pound of tobacco cost of suit thereon whereof the said Thomas Contee is convict and so forth - hereof fail not at your peril and have you then and there this writ Witness Robert Hanson Harrison Esquire Chief Judge of our said Court the 15th day of May Anno Domini 1788.

(The seal of the Genl Court)

Issued the 3d day of June 1788. S. Chase, Thos B Hodgkin Clk.

And now here at this day to wit the said second Tuesday of October being the fourteenth day of the same month Anno Domini seventeen hundred and eighty eight comes the said Joseph Donaldson by his attorney aforesaid and the sheriff of Prince Georges County to whom the same writ was made and directed likewise comes and makes return thereof to the Court here,