In Pursuance whereof, and according to the form and effect of the Act of Assembly in such cases made and provided a Transcript of the Judgment aforesaid so as aforesaid rendered with all things thereunto relating is hereby transmitted to the said High Court of appeals of the said State accordingly.

In Testimony that the aforegoing Transcript is truly taken from the Record and proceedings of the General Court for the Western Shore of the State aforesaid; I have hereunto set my hand and affixed the Publick Seal of the said General Court this twenty eighth day of July in the year of our Lord one thousand seven hundred and ninety six; And in the twenty first year of the Independence of the said State.

John Gwinn Clerk, General Court. Western Shore, State of Maryland.

At which said second Tuesday of November being the eighth day of the same Month seventeen hundred and ninety six comes into our high Court of Appeals as well the aforesaid Zachariah Maccubbin by John Thomson Mason his attorney as the aforesaid Alexander Hamilton by his attorney William Cooke but because the Court are not advised to give their Judgment of and upon the premises day therefor is given to the parties aforesaid before the Judges of our high Court of Appeals here untill the second Tuesday of June next to hear their Judgment of and upon the premises because the Court now here thereof not yet &c. At which said second Tuesday of June being the thirteenth day of the same Month seventeen hundred and ninety six comes again here into our high Court of Appeals the said parties Appellant and appellee by their Attonies aforesaid and the said Zachariah Maccubbin by his attorney saith that in the Record and process aforesaid likewise in the rendering of Judgment aforesaid there is manifest error in this to wit that by the record and process aforesaid it does appear that the Judgment aforesaid rendered was given for the aforesaid Alexander Hamilton against the aforesaid Zachariah Maccubbin whereas by the Law of the Land that Judgment ought to have been given for the said Zachariah Maccubbin against the said Alexander Hamilton therefore in that it is manifestly erred, and the said Appellee aforesaid says that there is no error in the record and proceedings aforesaid, or in the rendition of the Judgment aforesaid, and prays likewise that the Court here may proceed to examination as well of the record and proceedings aforesaid as of the matter aforesaid by the said Appellant above for error assigned - day therefore is given to the parties aforesaid until the second Tuesday of November next to hear their Judgment of and upon the premises because the Court now here thereof are not yet &c. And now here at this day to wit the second Tuesday of November being the fourteenth day of the same Month seventeen hundred and ninety seven comes again here into our high Court of Appeals the said parties Appellant and Appellee by their Attonies aforesaid Whereupon as well the Record and proceedings aforesaid and the Judgment given in form aforesaid as the matters aforesaid by the said Zachariah Maccubbin above for error assigned being seen heard and fully [illegible] now it is fully considered by the Court that the Judgment [illegible] its whole force and effect the said Causes and

matters above for error assigned in any wise notwithstanding and further it is considered by the Court here that the said Alexander Hamilton do recover against the said Zachariah Maccubbin the quantity of Eleven hundred and thirty six pounds of Tobacco for his Costs and Damages which he hath sustained by reason of the delay of the execution of the Judgment aforesaid by pretence of prosecution of the State of Marylands Writ of Error and that the said Alexander Hamilton have thereof execution &c.

Test, Burton Whetcroft, Clerk to the Court of Appeals

John Francis Mercer / Jenny & Boston

Be it remembered that heretofore to wit on the second Tuesday of November being the tenth day of the same Month in the year of our Lord one thousand seven hundred and ninety five The Honorable the Judges of the General Court transmitted to the Honorable the Judges of the High Court of Appeals here the following Record on an appeal the Tenor whereof follows in these words to wit.

The State of Maryland &c. 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 thirteenth day of the same Month in the year of our Lord one thousand seven hundred and ninety five and in the twentieth year of the Independence of the said State.

Present

The Honorable Samuel Chase Esquire chief Judge / Robert Goldsborough & Jeremiah Townley Chase Esquires Puisné Judges,

Richard Harwood Esquire Shriff — John Gwinn Clk.

In the record of Proceedings of the same Court among others is the following to wit.

P. W. Jenny Boston against W. C. John Francis Mercer

Be it remembered that on the first day of November Anno Domini seventeen hundred and ninety one Jenny Boston by George Jenings her Attorney exhibited to the Judges of our General Court then in Court sitting her Petition for Freedom against John Francis Mercer in the words and figures following to wit. To the Honourable the Judges of the General Court. The Petition of Jenny Boston humbly sheweth that your Petitioner is held in Slavery by a certain John F. Mercer of Anne Arundel County who she is entitled to Freedom being descended from a free yellow woman being one of the Portuguese whose names as your Petitioner is informed was Lenah your Petitioner therefore prays, your Honours to take her case into consideration and discharge her from the service of the said John F. Mercer and your Petitioner as in duty bound will pray &c.

Geo. Jenings for Petr

Whereupon it is Ordered by the Court here that the said John Francis Mercer of Ann Arundel County do not remove the aforesaid Jenny Boston out of this State nor obstruct her from attending this Court from time to time in support of her petition for Freedom prefered against him the said John Francis Mercer and in the mean time to feed Cloath and use the said Petitioner well. And at the prayer of the aforesaid Jenny Boston by her attorney aforesaid Summons is ordered by the Court to issue to the Sheriff of Ann Arundel County against the said John Francis Mercer to answer the Petition aforesaid, whereupon