the second tuesday of November next, that the record and proceedings aforesaid being inspected & we may further do therein for correcting that error which of right and according to the laws and customs of this state may be done. Witness the honorable Alexander Contee Hanson chancellor this first day of August in the year of our lord one thousand seven hundred and ninety eight.

Samuel Harvey Howard Reg. Cur. Can

In pursuance whereof and the act of Assembly in such case made and provided a transcript of the record of proceedings of the Judgment aforesaid and all things thereunto relating (with the writ of error aforesaid annexed) is hereby transmitted to the High court of Appeals.

Test John Gwinn Clk

The State of Maryland ss.

I John Gwinn Clerk of the General court of the Western shore of the said state, do hereby certify that the aforegoing transcript is a true copy taken from the record of proceedings of the said General court.

In testimony whereof I do to this exemplification (the same being first duly stamp'd) set my hand and the seal of the said General court this first day of August in the year of our lord one thousand seven hundred and ninety eight; and in the year of the Independence of the United States of America the twenty third.

(Seal)

John Gwinn Clk

At which said day to wit, the said second tuesday of November being the thirteenth day of the same month Seventeen hundred and ninety eight came into the High Court of Appeals as well the said Richard Chew by William Kelly his attorney as the said Visitors and Governors of Saint Johns College by Philip Barton Key its attorney: And thereupon on motion of the said Appellee by its attorney aforesaid, It is ruled by the Court here that the said Appellant assign the errors in the Record of proceedings between the said Appellant and the said Appellee before the Court here brought for correcting those errors in the record and proceedings aforesaid supposed to be therein or Judgment by the Court here will be entered against him in default thereof: Whereupon the said Appellant by his attorney aforesaid comes and prays a day of importance to the errors aforesaid for the reversal of the Judgment aforesaid by him the aforesaid Appellant to be assigned until the second tuesday of June next, and then to assign those errors for the reversal of the Judgment aforesaid in the record and proceedings aforesaid rendered and to him it is granted the same day is given to the said Appellee also. At which said second

tuesday of June being the eleventh day of the same month in the year of our lord Seventeen hundred and ninety nine to which said day the said Appellant had leave to assign errors and then to assign those errors for the reversal of the Judgment in the record and proceedings aforesaid rendered supposed to be therein, come again into the High court of Appeals here as well the said Appellant by his attorney aforesaid as the aforesaid Appellee by its attorney aforesaid and the said Appellant by his attorney aforesaid, comes and says that in the record and proceedings aforesaid and also in the rendering of Judgment aforesaid there is manifest error in this to wit, that whereby the record aforesaid it appears that the Judgment aforesaid in the plea aforesaid rendered was given for the said Appellee against the said Appellant; Therefore in that there is manifest error and he prays that the Judgment aforesaid for that error and others being in the record and proceedings aforesaid may be reversed annulled and held entirely as void and that the said Appellant may be restored to all that he hath lost by occasion of the Judgment aforesaid and that the said Appellee may rejoin to the errors aforesaid &c. and the said Appellee by its Attorney aforesaid says there is no error either in the record and proceedings aforesaid or in the rendition of the Judgment aforesaid and prays 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 Appellant above for errors assigned and that the said Judgment may be in all things affirmed and so forth: 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 before the court here until the second tuesday of november next to hear their Judgment of and upon those premises because the Court now here thereof are not yet advised &c. And now at this day to wit, the said second tuesday of november being the twelfth day of the same month in the year of our lord Seventeen hundred and ninety nine, come again into the High Court of Appeals here as well the aforesaid Appellant by his attorney aforesaid as the said Appellee by its attorney aforesaid, whereupon as well the record and proceedings aforesaid and the Judgment rendered in form aforesaid as the matters aforesaid by the said Appellant above for errors assigned being seen heard and fully understood by the Court and mature deliberation thereon had, Thereupon for that it appears to the Court here that there is no error either in the record and proceedings aforesaid or in giving the Judgment aforesaid, Therefore it is considered by the Court here that the Judgment aforesaid rendered in form aforesaid be in all things affirmed; And it is further considered by the Court here that the said Appellee recover against the said Appellant damages costs & charges aforesaid so as aforesaid rendered in the aforesaid General