At which day to wit the said second tuesday of June being the tenth day of the same month in the year of our Lord one thousand eight hundred came into the High court of Appeals as well the said Joseph Chapline by Philip B Key and Arthur Shaaff his attornies. as the said Jonas Hogmire Lessee by John F. Mason his Attorney; and thereupon on motion of the said Appellee by his 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 attornies aforesaid comes and prays a day of Imparlance to the errors aforesaid for the reversal of the Judgment aforesaid by him the aforesaid Appellant to be assigned until the second Tuesday of November 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 November being the eleventh day of the same month in the year last aforesaid to which said day the said Appellant had leave to Imparle and then to assign those errors for the reversal of the Judgment in the record and proceedings aforesaid rendered supposed to be therein comes again into the High court of Appeals here as well the said Appellant by his attornies aforesaid as the aforesaid Appellee by his attorney aforesaid and the said Appellant by his attornies aforesaid comes and says that in the Record and process 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 on 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 process aforesaid may be reversed annulled and held entirely avoid 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 his 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 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 June next to hear their Judgment of and upon those

premises because the court now here thereof are not yet advised &c. At which said second tuesday of June being the ninth day of the same month in the year of our Lord one thousand eight hundred and one comes again into the High court of Appeals here as well the aforesaid Appellant by his attornies aforesaid as the said Appellee by his attorney aforesaid: But because the court here are not yet advised to give their Judgment of and upon the premises day therefore is further 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 &c. At which said second tuesday of November being the tenth day of the same month in the year last aforesaid comes again into the High Court of Appeals here as well the aforesaid Appellant by his attornies aforesaid as the said Appellee by his attorney aforesaid: But because the Court here are not yet advised to give their Judgment of and upon the premises day therefore is further given to the parties aforesaid before the Court here until the second tuesday of June next to hear their Judgment of and upon those premises because the court now here thereof are not yet &c. And now at this day to wit the said second tuesday of June being the twenty first day of the same month in the year of our Lord one thousand eight hundred and two comes again into the High court of appeals here as well the aforesaid Appellant by his attornies aforesaid. as the said Appellee by his 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 Jonas Hogmire lessee recover against the said Joseph Chapline his damages costs and charges aforesaid so as aforesaid rendered in the aforesaid General court as also the quantity of three thousand four hundred and sixty four pounds of Tobacco assigned to him on his assent according to the form of the statute in such cases made and provided for his costs and charges which he hath sustained by occasion of the delay of the execution of the Judgment aforesaid by means of the prosecuting the said appeal by the said Joseph Chapline. and that he the said Jonas Hogmire have thereof his Execution. &c.

Test Burton Whetcroft Clerk court of Appeals