or notice thereof was not given in a reasonable time; and the court were of opinion and so directed the Jury, that the said Deheaulmes were not bound by the said shipment made by the said Dallard Swan and Company nor obliged to be interested therein unless the funds were deposited by the said Defendant with them the said Dallard Swan and Company for the use of the said Deheaulmes and so declared to be by the said Defendant to them the said Dallarde Swan &c. or unless the said Defendant did inform the said Deheaulmes within a reasonable time that he had shipped the said goods for their use and that as the said defendant did not inform them the said Deheaulmes thereof within a year after they came from France and resided in the Defendants family notice or information thereof was not given to them in a reasonable time; To which opinions of the Court the Defendant by his Counsel prayed leave to except and that this his Bill of Exception might be signed and sealed according the form of the statute which is accordingly done this twenty ninth day of may seventeen hundred and ninety nine.

Jeremiah Townley Chase (Seal)
G. Duvall (Seal)
John Done (Seal)

And on the trial of this cause before the Jurors aforesaid withdrawn from the bar of the court here to consider of and upon their verdict, the parties aforesaid Plaintiff and Defendant by their attornies aforesaid and by consent, file in court here the following statement of credits to wit.

Paym.ts made by Mr. Payen Boisneuf to Mr. & Mr.de Deheaulmes.

| | |
|---|---|
| By Dallarde & Swan p my order | $ 496 .. 0 |
| By Casenave & Walker p D.o | 58 .. 50 |
| Stage hire | 12 – 0 |
| Paid Mr. Murdock on their acct. | 10 – 94 |
| | 15 – 0 |
| Postage of letters | .. 75 |
| | $ 593 – 19 |

| | |
|---|---|
| Principal debt | $ 5024 .. 25 |
| Interest to 20.th may | 1604 .. 52 |
| | 6628 – 77 |
| Deduct above sum | 593 – 19 |
| | $ 6035 .. 58 |
| | £ 2263 .. 6 .. 9 current money |

Verdict for the above sum as appears by this paper filed to shew the amount of credits.

Arthur Shaaff for Plaintiff. J. Winchester for Deft.



And thereupon the said Jean Payen Boisneuf by his attornies aforesaid prays an appeal from the Judgment aforesaid so as aforesaid rendered to the state of Maryland High Court of Appeals and the same is granted unto him.

It is therefore ordered by the court here, that the record and proceedings aforesaid with all things thereunto relating be transmitted to the said state of Maryland High Court of Appeals, and the same are hereby transmitted to the same court accordingly.

Test

The State of Maryland, set. Jn. Gwinn Clk.

I hereby certify that the aforegoing is a true copy taken from the Record of proceedings of the General court of the western shore of the said state.

In testimony whereof, to this exemplification (the same being first duly stamped) I have hereunto set my hand and affixed the seal of the said General Court, this twenty ninth day of may in the year of our Lord one thousand seven hundred and ninety nine; and in the twenty third year of the Independence of the United States of America.

(Seal)

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

At which day to wit, the said second tuesday of June being the eleventh day of the same month in the year of our Lord one thousand seven hundred and ninety nine, comes into the High court of appeals as well the said Jean Payen Boisneuf by James Winchester and John Thomson Mason his attornies as the said John Hoffman by Arthur Shaaff and Luther Martin his attornies and thereupon on motion of the said Appellee by his attornies 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 Appellees before the Court here brought for correcting these 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 twelfth day of the same month in the year of our Lord one thousand seven hundred and ninety nine, to which said day