R Plater also.

And at this day towit, the third Monday in June being the sixteenth day of the said Month in the year of our Lord one thousand eight hundred and six, until which day the proceedings aforesaid which had remained without day by the operation and effect of an Act of the General Assembly of this State passed at a Session of Assembly begun and held at the City of Annapolis on Monday the fourth of November in the year of our Lord one thousand eight hundred and five, entitled "An Act to confirm an Act, entitled An Act to provide for the trial of facts in the several counties of this State and to alter, change and abolish all such parts of the Constitution and form of Government as relate to the General Court and Court of Appeals" having been in virtue of an Act ..... passed at the same session of Assembly entitled "An Act to provide for the organization and regulation of the courts of common Law in this State and for the administration of Justice therein revived and continued until the next Court of Appeals to be holden for the Western Shore at the City of Annapolis come into the Court of Appeals for the Western Shore here as well the said Aquila Johns by Thomas Buchanan his Attorney, as the said John R Plater by Philip B Key his Attorney and the said Aquila Johns by his Attorney aforesaid saith that in the Record of proceedings aforesaid, and also in the giving of Judgment aforesaid there is manifest error in this, towit, that by the Record aforesaid it appears that the judgment aforesaid in the plea aforesaid given was given for the said John R Plater against the said Aquila Johns when by the Law of the Land that Judgment ought to have been given for the said Aquila Johns against the said John R Plater therefore in that there is manifest error, and he prays that the Judgment aforesaid for that error and others being in the record of proceedings may be revoked, annulled and held entirely as void, and that he the said Aquila Johns may be restored to all which he has lost by occasion of the

said Judgment, and that the said John R Plater may rejoin to the Errors aforesaid and so forth; And the said John R Plater by his Attorney aforesaid saith there is no error in the Record of proceedings aforesaid or in the rendition of the judgment aforesaid and prays that the Court here may proceed to the examination as well of the Record of proceedings aforesaid as of the matters aforesaid by the said Aquila Johns 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 advised to give their judgment of and upon the premises, day therefore is given to the parties aforesaid before the Court here until the third Monday in December next, to hear their judgment of and upon the premises, because the Court now here thereof are not advised and so forth.

And now at this day, towit, the said third Monday in December being the fifteenth day of the said Month in the year of our Lord one thousand eight hundred and six come again into the Court of Appeals here the parties aforesaid by their Attornies aforesaid; and the said Aquila Johns by his said Attorney relinquishing the verification aforesaid above by him pretended, says that there is no error either in the record of proceedings aforesaid or in giving the judgment aforesaid.

Therefore it is considered by the Court here that the judgment aforesaid given in form aforesaid be in all things affirmed and ratified. And it is further considered by the Court here, that the said John R Plater have execution against the said Aquila Johns as well for his debt, damages costs and charges aforesaid so as aforesaid adjudged unto him in the said General Court, also the quantity of thirteen hundred and twenty two pounds of Tobacco, adjudged unto him by the Court here on his appeal for his costs and charges which he hath sustained by occasion of the delay of execution of the judgment aforesaid by means of the prosecuting the said writ of the State of Maryland for the correcting of errors by the said Aquila Johns of and upon the premises, and so forth

Memorandum, Judgment affirmed in this cause on the seventeenth day of December 1806 for the