Clarke might be restored to all which he had lost by occasion of the said Judgment and prayed that the said Magruder and Washington might rejoin to the errors aforesaid and so forth and thereupon it was ruled by the said Court of Appeals that the said Magruder and Washington join in the error by the said Clarke above assigned in the Record of proceedings of the Judgment aforesaid or Judgment by the said Court would be entered against them in default thereof; and the said Magruder and Washington by their Attorneys aforesaid prayed that a day might be given them to join in the error by the said Clarke above assigned in the record of proceedings aforesaid until the second Tuesday in June then next and to them it was granted the same day was given to the said Baley Erles Clarke also.

At which said second Tuesday of June being the eleventh day of the said Month in the year of our Lord one thousand eight hundred and five which said day was given to the said Magruder and Washington to join in the errors by the said Bailey Erles Clarke above assigned, came again into the said Court of Appeals the parties aforesaid by their respective Attornies aforesaid; and the said Magruder and Washington by their Attornies aforesaid said there was no error in the record of proceedings aforesaid, or in the rendition of the Judgment aforesaid, and they prayed that the said Court of Appeals would proceed to the examination as well of the record of proceedings aforesaid as of the matters aforesaid by the said Baley Erles Clarke above for errors assigned and that the said Judgment might be in all things affirmed &c. &c. But because the said Court of Appeals were not advised to give their Judgment of and upon the premises day therefore was given to the parties aforesaid before the said Court until the second Monday in November then next to hear their Judgment of and upon the premises for that the said Court

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thereof were not advised and so forth.

At which said second Monday in November being the eleventh day of the said Month in the year of our Lord one thousand eight hundred and five, came again into the said Court of Appeals the parties aforesaid by their Attornies aforesaid, But because the said Court of Appeals were not advised to give their Judgment of and upon the premises aforesaid further day was given to the said parties by the said Court of Appeals until the second Tuesday of June then next to hear their Judgment of and upon the premises aforesaid, because the said Court were not advised &c.

And at this day, to wit, the said 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 Court 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 comes into the Court of Appeals here as well the said Bailey Erles Clarke by John Thomson Mason, Arthur Shaaff Archibald Van Horn & John Johnson his Attornies, as the said William B. Magruder and Thomas L. Washington by Luther Martin Thomas Buchanan and Philip B. Key their Attornies, But because the Court here are

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