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Examination as well of the record of proceedings aforesaid as of the matters aforesaid by the said James Jaffray above for Error assigned and that the said Judgment might be in all things affirmed and so forth But because the said Court of Appeals were not advised what Judgment to give of and upon the premises day therefor was given to the parties aforesaid before the said Court of Appeals. until the second Monday in november then next to hear the Judgment of the said Court of Appeals. of and upon the premises for that the said Court 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 yet advised what Judgment to give of and upon the premises a day therefor was further given to the parties aforesaid with the consent of the said parties by their attornies aforesaid to come before the said Court of Appeals on the second Tuesday in June then next to hear the Judgment of the said Court of Appeals. of and upon the premises for that the said Court then there were not &c. And at this day to Wit the third monday in June being the fifteenth day of the said month in the year of our Lord one thousand Eight hundred and six to which day the Writ of Error and proceedings were continued by Act of Assembly in such case provided come into the Court of Appeals here the parties aforesaid by their Attornies aforesaid. But because the Court of Appeals here are not advised what Judgment to give in and upon the premises a day therefor is further given to the parties aforesaid with the consent of the said parties by their Attornies aforesaid before the Court of Appeals here until the third monday in June next to hear the Judgment of the Court of Appeals here of and upon the premises for that the Court now here are not &c. And now at this day to Wit the 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

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the parties aforesaid by their Attornies aforesaid and the said Isaac Mcpherson by his Attorney aforesaid offers himself against the said James Jaffray of and upon the premises and prays that the Court of Appeals here will proceed to the Examination as well of the record of proceedings aforesaid as of the matters above for Error assigned and that the said Judgment may be in all things affirmed and so forth and for as much as the said James Jaffray doth not allege to the Court of Appeals here any matter or thing for the reversal of the Judgment aforesaid now insist upon the matters aforesaid by him above for Error assigned Therefor it is considered by the Court of Appeals here that the Judgment aforesaid in form aforesaid given be in all things affirmed and stand in full force and effect the said causes above for Error assigned in any wise notwithstanding and it is further considered by the Court of Appeals here that the said Isaac Mcpherson have Execution against the said James Jaffray as well for the damages costs and charges aforesaid so as aforesaid adjudged unto him in the said General Court as also for the sum of one hundred and fifty nine dollars and seventy four cents for his additional damages adjudged unto him by the Court of Appeals here as also the quantity of two thousand two hundred and six pounds of Tobacco also adjudged by the Court of Appeals here on his agent for his costs and charges which he hath sustained by occasion of the delay of the Execution of the Judgment aforesaid by pretext of the prosecution of the said writ of Error by the said James Jaffray for the correcting of Errors of and upon the premises as aforesaid prosecuted and so forth— Memorandum Judgment was affirmed nisi in this cause on the seventeenth day of December 1806. and Execution awarded for the sum of one thousand Two hundred and forty four dollars and seventy cents Current money damages and the quantity of one thousand six hundred and ninety six pounds of tobacco costs in the General Court also for the sum of one hundred and fifty nine dollars and seventy four cents additional damages adjudged in the Court of Appeals and the quantity of Two thousand two hundred and six pounds of Tobacco