John Penn Lessee as aforesaid Join in the Errors by the said John Plummer above assigned in the record of proceedings aforesaid or Judgment by the Court of Appeals here will be rendered against him in default thereof And the said John Penn Lessee as aforesaid by his attorney aforesaid prays that a day may be given to him to join in the errors by the said John Plummer above assigned in the record of proceedings aforesaid until the third Monday in December next and to him it is granted the same day is also given to the said John Plummer At which said third Monday in December being the nineteenth day of the said month in the year of our Lord one thousand eight hundred & eight which said day was given to the said John Penn Lessee as aforesaid to join in the Errors by the said John Plummer above assigned come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid and the said John Penn Lessee as aforesaid by his attorney aforesaid says there is no Error in the record of proceedings aforesaid nor in the giving of the Judgment aforesaid And he prays that the Court of Appeals here will proceed to the Examination as well of the record of proceedings aforesaid as of the matters aforesaid by the said John Plummer above for Error assigned and that the said Judgment may be in all things affirmed and so forth But Because the Court of Appeals here are not advised what Judgment to give of and upon the premises day therefore is given to the parties 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 thereof are not advised and so forth At which said third Monday in June being the nineteenth day of the same month in the year of our Lord one thousand eight hundred and nine come again 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 of and upon the premises a day therefore is further given to the parties aforesaid with the consent of the said parties by their attornies aforesaid to come before the Court of Appeals here on the third Monday in December next to hear the Judgment of the Court of Appeals here of and upon the premises for that the Court now here as yet are not ad[illegible] And now at this day to wit the third Monday in December being the eighteenth day of the said month in the year of our Lord one thousand

eight hundred and nine come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid and the said John Penn Lessee as aforesaid by his attorney aforesaid offers himself against the said John Plummer 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 John Plummer doth not allege to the Court of Appeals here any matter or thing for the reversal of the Judgment aforesaid nor insist upon the matters aforesaid by him above for error assigned Therefore 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 & 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 John Penn Lessee as aforesaid have his possession of his term aforesaid yet to come and unexpired of and in the Lands and premises aforesaid & Execution against the said John Plummer as well for the costs and charges aforesaid so as aforesaid adjudged unto him in the said County Court of Anne Arundel as also for the sum of fifteen dollars & eighty eight cents adjudged unto him by the Court of Appeals here on his assent for his costs and charges which he hath sustained by occasion of the delay of the Execution of the Judgment aforesaid by pretence of the prosecution of the said Writ by the said John Plummer for the correcting of Errors of and upon the premises as aforesaid prosecuted and so forth Memorandum Judgment was affirmed nisi in this case and made absolute on the ninth day of January 1810 and Execution awarded for possession &c and costs in the County Court & costs in this Court

Test Th. Harris Jun. Clk

Zachariah Berry use of Dennis M Burgess adm. of Charles Burgess
vs
Edward Nicholls

Be it remembered that heretofore to wit on the tenth day of November in the year of our Lord one thousand eight hundred and nine Zachariah Berry by Gustavus A Blagett his attorney prosecuted and sued forth out of the Court of Appeals here the Writ of the State of Maryland of venditioni exponas directed to Clement Boone Esquire lately Sheriff of Prince Georges County