transmitted to the said Court of Appeals for the Western shore of the said State, and the same are transmitted to the said Court accordingly.

Test. Jo. Harris Clk

Saint Mary's County, to wit.

I hereby certify that the aforegoing is truly taken from the Record of proceedings of Saint Mary's County Court.

Seal of St Mary's Cty Court

In Testimony whereof I hereunto subscribe my name and affix the seal of Saint Mary's County Court this tenth day of April in the year of our Lord One thousand eight hundred and eleven. Jo. Harris Clk of St Mary's County Court.

And on the said day to wit the said third Monday of June in the year aforesaid come into the Court of Appeals here as well the said James Walker by Clement Dorsey his Attorney as the said Walter Jenkins by John B. Morris his attorney; and thereupon on motion of the said Walter Jenkins by his attorney aforesaid it is ruled by the Court here that the said James Walker assign the errors in the Record of proceedings of the Judgment aforesaid brought before the Court here for the correcting of errors supposed to be therein or Judgment by the Court here will be entered against him in default thereof: And the said James Walker by his said attorney saith that in the Record of proceedings aforesaid and also in the giving of Judgment aforesaid there is manifest error in this to wit that by the Record of proceedings aforesaid it appears that the Judgment aforesaid in the plea aforesaid given was given for the said Walter Jenkins against the said James Walker when by the law of the land that Judgment ought to have been given for the said James Walker against the said Walter Jenkins; 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 aforesaid may be reversed annulled and held entirely as void and that he the said James Walker may be restored to all he hath lost by occasion of the said Judgment and that the said Walter Jenkins may rejoin to the errors aforesaid and soforth: And thereupon on motion of the said James Walker by his attorney aforesaid it is ruled by the Court here that the said Walter Jenkins join in the errors by the said James Walker above assigned in the Record and proceedings of the Judgment aforesaid or Judgment by the Court here will be rendered against him in default thereof; and the said Walter Jenkins by his said attorney prays a further day in Court here until the third Monday of December next to join in the errors by the said James Walker above assigned in the Record and proceedings aforesaid and he hath it. the

(same)

same day is given to the said James Walker, &c.

At which said third Monday of December being the sixteenth day of the same month in the year of our Lord One thousand eight hundred and eleven which said day was given to the said Walter Jenkins to join in the errors aforesaid come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid: and the said Walter Jenkins by his attorney aforesaid says 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 James Walker above for errors assigned and that the said Judgment may be in all things affirmed and soforth; But because the Court here are not advised to give their Judgment of and upon the premises aforesaid day therefore is given to the parties aforesaid before the Court here until the last Monday in May next to hear their Judgment of and upon the premises because the Court here thereof are not advised and soforth.

At which said last Monday in May being the twenty fifth day of the said month in the year of our Lord One thousand eight hundred and twelve, come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid; Thereupon further process of and upon the premises between the parties aforesaid is continued in virtue of an act of assembly in such case made and provided until the first Monday in December next. the same day is given to the parties aforesaid then &c. to hear the Judgment of the Court here of and upon the premises, &c.

And now at this day to wit the said first Monday of December being the seventh day of the said month in the year of our Lord One thousand eight hundred and twelve; come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid; and the said Walter Jenkins by his attorney aforesaid offers himself against the said James Walker of and upon the premises and prays that the Court here will proceed to the examination as well of the Record and proceedings aforesaid as of the matters above assigned for error and that the said Judgment may be in all things affirmed, &c. And for as much as the said James Walker doth not allege to the Court 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 here that the Judgment aforesaid in form aforesaid given be in all things affirmed and stand in full force and effect the said causes for error above assigned and alleged in any wise notwithstanding: And it is further

(considered)