attornies aforesaid, before the Court of appeals here, until the first monday in December next, to hear the judgment of the Court of appeals here of and upon the said premises, for that the Court now here as yet are not &c.

At which said first monday in December being the first day of the said month in the year of our Lord one thousand eight hundred and seventeen come again into the Court of appeals here the parties aforesaid, by their attornies aforesaid: Thereupon further process of and upon the premises aforesaid, between the parties aforesaid, is by virtue of an act of assembly in such case made and provided, further continued before the Court of appeals here until the second monday in June next; the same day is given to the said parties there then to hear the judgment of the court of appeals here of and upon the said premises &c.

And now at this day to wit, the said second monday in June being the eighth day of the said month in the year of our Lord one thousand eight hundred and eighteen come again into the court of appeals here, the parties aforesaid by their attornies aforesaid; and the said Lawrence Burkhart and Mary his wife by their attorney aforesaid, offer themselves against the said Charles, Valentine, Jacob and John 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 decree may be in all things affirmed and so forth; and forasmuch as the said Charles, Valentine, Jacob and John do not allege to the court of appeals here, any matter or thing for the reversal of the decree aforesaid, nor insist upon the matters aforesaid, by them above for error assigned: Therefore it is adjudged ordered and decreed by the Court of appeals here, that the decree 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 adjudged, ordered and decreed by the court of appeals here, that the said Lawrence Burkhart and Mary his wife recover against the said Charles Flegle, Valentine Flegle Jacob Flegle and John Flegle the sum of seventy dollars and thirteen cents adjudged unto them by the court of appeals here, on their agent for their costs and charges which they have sustained by occasion of the delay of the execution of the

decree aforesaid, by pretext of the prosecution of the said appeal by the said Charles, Valentine, Jacob and John for the correcting of errors of and upon the premises as aforesaid prosecuted and so forth. Memorandum. The Decree was affirmed nisi in this case and made absolute on the twenty ninth day of June 1818 with costs.

Test. Th. Harris, clk.

John Benson
vs
Andrew Anderson

Be it remembered, That now on the first Monday in December being the fourth day of the same month in the year of our Lord one thousand eight hundred and fifteen the judges of the third judicial District of Maryland in pursuance of the directions of the act of assembly in such cas made and provided, transmit to the Court of appeals here the record of proceedings of a plea which was lately depending in the County Court of Montgomery between Andrew Anderson plaintiff and John Benson defendant and wherein the said County Court gave judgment for the said John Benson against the said Andrew Anderson and from which said judgment the said John Benson appealed unto the Court of appeals here, the tenor of which said record of proceedings is in form following to wit:

State of Maryland Montgomery County, sct.

At a County Court begun and held at the court House in and for the County aforesaid on the second Monday of November being the thirteenth day of the same month and in the year of our Lord one thousand eight hundred and fifteen

Were Present

The Honble Richard Ridgely associate Judge
Arnold T Winson Esquire Sheriff
Upton Beall clerk.

In the record and proceedings of the same Court is the following, to wit:

Andrew Anderson
vs.
John Benson

Montgomery County to wit.
Be it remembered that the plaintiff in this cause by Augustus Taney and Roger B Taney Esquires his attornies sued forth out of the Court here the writ of the State of Maryland of Capias ad respondendum to the sheriff of the County aforesaid directed the tenor whereof enpus as follows to wit:

Montgomery County to wit: The State of Maryland to the sheriff of Montgomery County Greeting: you are hereby commanded to take John Benson late of Montgomery County yeoman if he shall