Thereupon it is ordered by the Court here that a record of the proceedings aforesaid with all things thereunto relating be transmitted to the Court of Appeals to be held for the Western Shore of the State of Maryland at the city of Annapolis on the first monday of December next and they are transmitted accordingly

Test. O A Williams clk.

State of Maryland Washington County sct.

In Testimony that the aforegoing transcript is truly taken from the Record and proceedings of Washington County Court aforesaid I hereunto subscribe my name and affix the seal of my office this thirteeth day of November in the year of our Lord one thousand eight hundred and eighteen

(Seal)

O A Williams. clerk of Wash County Court Maryd.

And now come into the Court of Appeals here, as well the said John Denn lessee of Joseph Chapline by Luther Martin his attorney as the said Jacob Houser by Roger B Taney and Upton Lawrence his attorneys; and thereupon, on motion of the said Jacob Houser by his attorneys aforesaid it is ruled by the court here that the said John Denn lessee as aforesaid assign the errors in the record of proceedings aforesaid or in the giving the judgment aforesaid so as aforesaid brought before the Court of appeals for correcting the errors supposed to be therein, or judgment by the Court of appeals here will be entered against him in default thereof: And the said John Denn lessee as aforesaid by his attorney aforesaid, says 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 aforesaid it appears that the judgment aforesaid in the plea aforesaid given, was given for the said Jacob Houser against the said John Denn lessee as aforesaid when by the law of the land that judgment ought to have been given for the said John Denn lessee as aforesaid against the said Jacob Houser 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 John Denn lessee as aforesaid may be restored to all things which he hath lost by occasion of the said judgment, and that the said

Jacob Houser may rejoin to the errors aforesaid and so forth: And thereupon it is ruled by the court of Appeals here, that the said Jacob Houser join in the errors by the said John Denn lessee as aforesaid 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 Jacob Houser by his attorneys aforesaid, prays that a day may be given to him to join in the errors by the said John Denn lessee as aforesaid above assigned in the record of proceedings aforesaid until the first monday in December next and to him it is granted; the same day is also given to the said John Denn lessee as aforesaid.

At which said first monday in December being the sixth day of the said month, in the year of our Lord one thousand eight hundred and nineteen which said day was given to the said Jacob Houser to join in the errors by the said John Denn lessee as aforesaid above assigned come again into the court of appeals here, the parties aforesaid by their attorneis aforesaid; and the said Jacob Houser by his attorneis aforesaid say 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 Denn lessee as aforesaid 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 second 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.

And now at this day, to wit, the said second monday in June being the twelfth day of the said month in the year of our Lord one thousand eight hundred and twenty come again into the Court of appeals here, the parties aforesaid, by their attorneis aforesaid; and the said Jacob Houser by his attorneys aforesaid, offers himself against the said John Denn lessee as aforesaid 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 Denn lessee as aforesaid doth not allege