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 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 Jacob Houser have execution against the said John Denn lessee as aforesaid as well for the damages costs and charges aforesaid, so as aforesaid adjudged unto him in the said County court of Washington as also for the sum of fifty two dollars and ninety three cents adjudged unto him by the Court of appeals here on his appeal 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 appeal by the said John Denn lessee as aforesaid 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 first day of July 1820 and execution awarded for the sum of five hundred and eighty one dollars and eight four cents costs in the County court and the sum of fifty two dollars and ninety three cents costs in this court.

Test Th: Harris clk.

178

Daniel Kennedy Executor of Clement Kennedy Junior vs Margery Fowke

Be it remembered, That now here on the third monday in December being the seventeenth day of the said month, in the year of our Lord one thousand eight hundred and ten the chief judge and associate judges of the first judicial district of Maryland, in pursuance of the act of assembly in such case made and provided, transmit to the Court of appeals here the record of proceedings of a plea which was lately depending before them in the County Court of Charles between Clement Kennedy junior plaintiff and Margery Fowke defendant and wherein the said County Court gave judgment for the said Margery Fowke against the said Clement Kennedy junior

and from which said judgment the said Clement Kennedy junior appealed unto the court of appeals here, the tenor of which said record of proceedings is in form following to wit:

Charles County to wit.

At a County court of the State of Maryland begun and held at Charles Town in and for Charles County aforesaid on the third monday in August being the 20th day of the same month in the year of our Lord one thousand eight hundred and ten and of the Independence of the United States of America the thirty first.

Were Present.

John M Gantt Esquire chief Judge
Edmund Key and Daniel Clarke } Esquires associate Judges.

Alexander Johnson Esquire Sheriff John Barnes clerk.

In the record of the proceedings of the same court among others is the following to wit:

Clement Kennedy junior vs Margery Fowke

Be it remembered that heretofore to wit on the fourteenth day of March in the year of our Lord one thousand eight hundred and nine, the said Clement Kennedy junior by Henry A Chapman his attorney filed in court here a certain writing obligatory commonly called a Replevin bond, and which is in manner and form and of the tenor following to wit:

Know all men by these presents that we Clement Kennedy junior, Daniel Kennedy and Ignatius Duckett of Samuel of Charles County in the State of Maryland are held and firmly bound unto Margery Fowke in the full and just sum of two hundred and twenty five pounds current money of Maryland to be paid to the said Margery Fowke her certain attorney heirs executors administrators or assigns to the which payment well and truly to be made and done we bind ourselves our heirs executors and administrators jointly and severally firmly by these presents sealed with our seals and dated this fourteenth day of March 1809.

Whereas the above bound Clement Kennedy junior is this day about to sue forth a writ of replevin from Charles County Court returnable before the Judges of the same Court, commanding the sheriff of Charles County to replevy one negro slave called John aged about fifteen years the proper