President. Directors and company of Alleghany aforesaid; 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 Barbridge may be restored to all things which he hath lost by occasion of the said judgment, and that (the) President, Directors and company of the Cumberland Bank of Alleghany aforesaid may rejoin to the errors aforesaid, and so forth: And thereupon it is ruled by the court of Appeals here, that they join in the errors by the said John Barbridge above assigned in the record of proceedings aforesaid, or Judgment by the court of Appeals here will be rendered against them in default thereof. And (the) President Directors and company of the Cumberland Bank of Alleghany aforesaid by their attorney aforesaid, pray that a day may be given to them to join in the errors by the said John Barbridge above assigned in the record of proceedings, until the first Monday in December next; and to them it is granted; the same day is also given to the said John Barbridge at which said first Monday in December being the fourth day of the said month, in the year of our Lord one thousand eight hundred and twenty which said day was given to (the) President, Directors and company of the Cumberland Bank of Alleghany aforesaid to join in the errors by the said John Barbridge above assigned, come again into the court of Appeals here, the parties aforesaid, by their attornies aforesaid; and (the) President, Directors and company of the Cumberland Bank of Alleghany aforesaid by their attorney aforesaid, say there is no error in the record of proceedings aforesaid, nor in the giving of the Judgment aforesaid, and they pray that the court of Appeals here will proceed to the examination aswell of the record of proceedings aforesaid, as of the matters aforesaid, by the said John Barbridge above, for error assigned, and that the said Judgment may be in all things affirmed, and so forth. Thereupon further process of and upon the premises, 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, and so forth. And now at this day, to wit, the said second Monday in June being the eleventh

day of the said month in the year of our Lord one thousand eight hundred and twenty one come again into the court of Appeals here, the parties aforesaid, by their attornies aforesaid; (the) President, Directors and company of the Cumberland Bank of Alleghany aforesaid by their attorney aforesaid, offer themselves against the said John Barbridge of and upon the premises, and pray 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 Barbridge do 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 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) President, Directors and company of the Bank of Alleghany aforesaid have execution against the said John Barbridge as well for the damages, costs and charges aforesaid, so as aforesaid adjudged unto them in the said County court of Alleg[h]any as also for the sum of eleven Dollars and eighty eight cents adjudged unto them by the court of Appeals here, on their assent for their costs and charges, which they have 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 Barbridge for the correcting of errors of and upon the premises as aforesaid, prosecuted and sued forth. Memorandum. Judgment was affirmed nisi in this case and made absolute on the seventh day of July 1821

Test (Ch[arle]s Harrison) Clk

John Barbridge
vs
(the) President, Directors and company of the Cumberland Bank of Alleghany

Be it remembered, That now here on the second Monday in June being the twelfth day of the said month, in the year of our Lord, one thousand eight hundred and twenty the Chief Judge and associate Judges of the fifth Judicial district of Maryland in pursuance of the directions 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 Alleghany between (the) President, Directors and company of the Cumberland Bank of Alleghany plaintiffs, and John Barbridge