June Term 1821

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; and (The President, Directors and Company of the Cumberland Bank of Alleghany aforesaid by their attorney aforesaid offer themselves against the said John Barbridge, 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 Burbridge doth 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 Burbridge as well for the damages, costs and charges aforesaid, so as aforesaid adjudged unto them in the said County Court of Allegany 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 Burbridge for the correction of errors and upon the premises as aforesaid prosecuted, and so forth. Memorandum. Judgment was affirmed also in this case and made absolute on the seventh day of July 1821

Test Sh. Harris clk

June Term 1821

Alexander A Magruder
vs
Peter Emerson use of
Charles M Frazier

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 third 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 Calvert between Peter Emerson plaintiff and Alexander A Magruder defendant and wherein the said County court gave judgment for the said Peter Emerson against the said Alexander A Magruder and from which said judgment the said Alexander A Magruder appealed to the Court of appeals here the tenor of which said record of proceedings is in form following to wit:

Calvert County ss. At a county court of the third Judicial District of the State of Maryland begun and held at Prince Frederick Town in and for the County aforesaid on the second monday of May being the eighth day of the same month anno Domini 1820.

Present

The Honorable Richard Ridgely & Charles S Kilgour } Esquires associate Judges

Benjamin Harris Esquire sheriff. William S Morsell clk

In the record of proceedings of the said Court amongst others were the following to wit:

I A C. Peter Emerson
vs
I I B. Alexander A Magruder

Be it remembered that heretofore to wit on the twenty third day of April in the year of our Lord eighteen hundred and nineteen the said Peter Emerson by John R Chesley his attorney prosecuted and said forth out of Calvert County Court here the writ of the State of Maryland of Capias ad respondendum directed to the sheriff of Calvert County in the words following to wit:

Calvert County ss. The State of Maryland to the sheriff of Calvert County (greeting) you are hereby commanded to take Alexander A Magruder late of Calvert County yeoman otherwise called Alexander A Magruder of Calvert County and State aforesaid if in your bailiwick he shall be found and him safe keep so that you have his body before the judges of Calvert County court to be held at Prince Frederick Town in said County on the second Monday of May next to answer unto Peter Emerson in a plea that he render unto him the said Peter the sum of ten thousand three hundred and ninety six dollars and fifty six cents current money which the said alexander A owes to and unjustly detains from him and so forth. Hereof fail not at your peril and have you then and there this writ witness the Honorable