Here unto him of his Assent adjudged according to the form of the Statute in that Case made and provided and that the Estate of the Said William Hebb be Sialis therefor Thereupon the Said William Hicks Executor as aforesaid by his attorney afsd prays an appeal to the Honble the Provincial Court Whereupon it is by the Justices of our Said Court ordered that a Transcript be made out & Sent to the Honble the Justices of the Said Provincial Court ——

In Testimony that the foregoing is a True Copy from the Original records of St Marys County Court the pl^ll Seal thereof in presents affixed this 2^d day of September Anno Domini 1760 ——

Richd Wardley Clk St Marys County Court

And now here at this day to wit the Ninth day of September Anno Domini 1760 Come into this Lordships Provincial Court as well the Said William Hicks Executor as afsd by John Hall his attorney as the Said Robert Nugent by Thomas Johnson his attorney, And the afsd William Hicks Exor as aforesaid by his attorney afsd Saith that in the record and proceedings afsd as also in the rendition of the Judgment afsd there is manifest Error in this because by the record afsd it appears that the Judgment afsd was given for the Said Robert against the Said William, when by the law of the Land that Judgment Ought to have been given for the Said William Hicks Exor as afsd against the Said Robert, There is Error also in this that the Judgment afsd was given that the Said Robert should recover against the Said William Hicks Executor of the afsd William Hebb his Costs and Charges by the Said Robert about his Defence in that part laid Out and Expended to the Sum of Nineteen hundred and ninety Eight pounds and one fourth part of a pound of Tobacco according to the form of the Statute in that Case made and provided, and that the Estate of the Said William Hebb should be Sialis therefore whereas no Such Judgment for Costs Ought to have been given against the Said William Hicks Exor as afsd. therefore in that there is manifest Error, and the Said William Hicks Exor as afsd prays for those Errors and others in the record and Proceedings afsd appearing the Judgment afsd may be reversed annulled and held as Void and that he the Said William Hicks to all things which by reason of that Judgment he hath Lost may be Restored and that Such Judgment may be given in this Court for the Said William Hicks Exor afsd against the Said Robert

(as)

As by the Law of the Land ought to have been given by the Justices of St Marys County Court afsd — And that the Said Robert to those Errors may join — And the Said Robert by his attorney aforesaid Saith that in the record and Process aforesaid or in rendering the Judgment aforesaid there is no Error and prays the Court of the Lord Proprietary now here may proceed to the Examination as well of the Record and Process aforesaid as the matters aforesaid for Error assigned and that the Judgment aforesaid may be in all things affirmed and So forth ——

Whereupon for that the Court here are not advised of their Judgment of and upon the Premisses aforesaid Day therefore is given to the Said Parties to hear thereof their Judgment untill next Court for that the Said Court here as yet are not &c ——

At which Said next Court to wit the fourteenth day of April Anno Domini 1761 Come again the Said Parties Plaintiff and Defendant by their attorneys aforesaid But for that the Court here are not as yet advised of their Judgment of and upon the Premisses aforesaid Day therefore is further given to the Said Parties to hear thereof their Judgment untill next Court for that the Said Court here as yet are not &c ——

At which Said next Court to wit the Eighth day of September Anno Domini 1761 Come again the Said Parties Plaintiff and Defendant by their attorneys aforesaid But for that the Court here are not as yet advised of their Judgment of and upon the Premisses aforesaid Day therefore is further given to the Said Parties to hear thereof their Judgment untill next Court for that the Court here as yet are not &c

At which Said next Court to wit the thirteenth day of April Anno Domini 1762 Come again the Said Parties Plaintiff and Defendant by their attorneys aforesaid ~~But~~ for that the Court here are not as yet advised of their Judgment of and upon the Premisses aforesaid Day therefore is further given to the Said Parties to hear thereof their Judgment untill next Court for that the Said Court here as yet are not &c ——

At which Said next Court to wit the fourteenth day of September Anno Domini 1762 Come again the Said Parties Plaintiff and Defendant by their attorneys aforesaid But for that the Court here as yet are not advised of their Judgment of and upon the Premisses aforesaid Day therefore is further given to the Said Parties to hear thereof their Judgment untill next Court for that the Court here as yet are not &c ——

(At)