At which said first monday in December being the fifth day day of the said month in the year of our Lord one thousand eighteight hundred and twenty five come again into the Court of Appeals here the parties aforesaid by their attornies Thereupon further process of and upon the premises aforesaid between the Charterers aforesaid is by virtue of an act of Assembly in such case made and provided further continued before the Court of appeals here here until the second monday in June next the same day is given 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 being the twelfth day of the said month in the year of our Lord one one thousand eight hundred and twenty six come again into the the Court of Appeals here the parties aforesaid by their attornies aforesaid. Whereupon as well the record and proceedings aforesaid and the judgment given in form aforesaid as the matters aforesaid by thy the said John Denn lessee as aforesaid above for error assigned being seen and by the Court of Appeals here fully understood and and mature deliberation thereupon had for that it appears to the Court of Appeals here that in the record and proceedings of the condendition of the judgment aforesaid as to the opinion and direction of the the said County Court to the jury as stated in the bill of exception it is manifestly erred. Therefore it is considered by the Court here that that the judgment aforesaid in form aforesaid given as stated in the bill of exception be revoked annulled and held entirely for void and that the said John Denn lessee as aforesaid be restored to all things which by reason of the judgment aforesaid he hath lost and thereupon the Court here according to the directions of the act of assembly in such case made and provided order and direct a remission of the record and proceedings aforesaid to the Clerk of the said County Court of Harford with the writ of the state of Maryland of Procedendo to the said County Court directing them to proceed in the action aforesaid and to a new trial thereof in the same manner as if no trial had taken place or any appeal had been prosecuted.

It is also considered by the Court here that the said John Denn lessee as aforesaid recover against the said Cooper Boyd

the sum of forty seven dollars and thirty two cents for his costs and charges by him laid out and expended about his prosecution of the appeal aforesaid and that he have thereof his execution and so forth.

The Record and proceedings aforesaid with the said writ of Procedendo is therefore remitted to the Clerk of the County Court of Harford accordingly &c

Memorandum. At the argument and decision of this case in the Court of Appeals the Honorable Stevenson Archer withdrew from the bench.

Test Th Harris clk

James Bosley vs John McKim Jr	Be it remembered That now here on the second monday in June being the fourteenth day of the said month in the year of our Lord one thousand eight hundred and twenty four the chief Judge

and associate judges of the sixth 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 in a certain cause which was lately depending before them in the County Court of Baltimore between John McKim Junior complainant and James Bosley John Biscoe Samuel Farmandis and Walter Farmandis defendants and wherein the said County Court passed a decree for the said John McKim Junior against the said James Bosley John Biscoe Samuel Farmandis and Walter Farmandis and from which said decree the said James Bosley appealed to the Court of Appeals here the tenor of which said record of proceedings is in form following to wit.

[Here copy record as bound up in Liber TH No AI]

And now come into the Court of Appeals here as well the said James Bosley by Roger B Taney Robert G Harper George Winchester and John Glenn his attornies as the said John McKim Junior by John Purviance William Wirt and William Meriwether his attornies and thereupon on motion of the said John McKim Junior by his attornies aforesaid it is ordered by the Court here that the said James Bosley assign the errors in the record of proceedings aforesaid or in the giving the decree aforesaid so as aforesaid brought before the Court of Appeals here for correcting the error supposed to be therein or judgment by the Court of Appeals here will be entered against him in default thereof. And the said James Bosley