December Term 1830.

and there this writ. Witness the Honorable John Buchanan Esquire Chief Judge of the said Court of Appeals, the fourteenth day of June in the year of our Lord one thousand eight hundred and thirty.

Issued the 21st. of August 1830. (Geo. Johnson) John Johnson Clk.

which said writ of Venditioni exponas was thereon endorsed as follows to wit.

Damages five thousand dollars current money, costs five dollars, and seventy cents, Court of Appeals costs, nine dollars and ninety six cents, additional costs twenty three dollars and four cents. Tobacco sold &c. credit two thousand six hundred and sixty eight dollars and thirty cents on the twenty seventh of October eighteen hundred and twenty seven proceeds of mortgaged estate, sold by John Scott Trustee. To be released on payment of three thousand one hundred and ninety seven dollars and ninety five cents with interest from the twelfth of September eighteen hundred and sixteen until paid, and the above costs and costs. Made eighty one dollars and fifty cents on Venditioni exponas to June 1835.

And now at this day to wit, the said first Monday in December being the sixth day of the said month in the year of our Lord one thousand eight hundred and thirty, and the return day of the foregoing writ, comes into the Court of Appeals here the said James M'Cormick Jr. by his attorney aforesaid, and the late Sheriff of Prince Georges county aforesaid, to whom the said writ was in form aforesaid directed to wit, Thomas Osborne gentleman makes return thereof to the Court here thus endorsed to wit:

I hereby certify to the Honorable the Court of appeals for the Western Shore of the State of Maryland within mentioned, that by virtue of the within writ to me directed I did on the seventh day of October eighteen hundred and thirty, after due notice being given, expose to public sale the lands and tenements in the same writ contained, that is to say the said part of a tract of land called Marlborough Manor adjoining Fort Washington in Prince Georges county, containing two hundred acres of land was struck off to James M'Cormick Jr. for the sum of twelve hundred dollars current money, he being the highest bidder for the said part of a tract of land, so that I have thereon levied the sum of eleven hundred and thirty six dollars current money, and the same hath satisfied and paid to the said James M'Cormick Jr. in part satisfaction of the damages costs and charges in the said writ specified, as by the said writ I am commanded.

January 8th 1831 So answers. Thomas Osborne late Sheriff of Prince Georges county.

Test. John Johnson Clk.

* This writ should be entered on page 279.

James M'Cormick Jr.
vs
William Dudley Digges
Leonard M'Deakins and
Abraham Clarke

Be it remembered, that heretofore to wit, on the third day of July in the year of our Lord one thousand eight hundred and twenty three, James M'Cormick Junior by John Johnson Junior his attorney prosecuted and sued forth out of the Court of appeals here, a writ of the State of Maryland

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of fieri facias to the Sheriff of Prince Georges county directed, in the words and figures following to wit.

Maryland Set. The State of Maryland to the Sheriff of Prince Georges county Greeting. (Recd.) Whereas at a county Court, begun and held at Upper Marlboro' town in and for Prince Georges county on the first Monday in September in the year of our Lord one thousand eight hundred and sixteen a certain James M'Cormick Junior by the judgment of the said Court recovered against a certain William Dudley Digges late of Prince Georges county Gentleman as well the sum of five thousand dollars current money for his damages which he had sustained by occasion of the nonperformance of a certain promise and assumption to the said James M'Cormick Junior by the said William Dudley Digges before that time made as the sum of five dollars and seventy cents for his costs and charges by him about his suit in that behalf laid out and expended, whereof the said William Dudley Digges is convicted, as by inspecting the record of proceedings of the same Court, brought before the Court of appeals for the Western Shore at the City of Annapolis, by reason of errors alleged to have been therein, manifestly appears. And whereas it hath been adjudged in the said Court of appeals at the City of Annapolis aforesaid, on the second Monday in June in the year of our Lord one thousand eight hundred and eighteen, that the said judgment given in form aforesaid be in all things affirmed and ratified, and that the said James M'Cormick Jr. might have execution against the said William Dudley Digges for as well the damages, costs and charges aforesaid, as adjudged unto him in the said county Court, as also for the sum of nine dollars and ninety six cents for his damages by him sustained by reason of delaying the execution of the judgment aforesaid, by means of the prosecuting a certain appeal by the said William Dudley Digges before the said Court of appeals for the correcting of errors of and upon the premises, whereof the said William Dudley Digges is convicted, as of record it likewise appeareth; for which said damages, costs and charges, the said William Dudley Digges and certain Leonard M'Deakins and Abraham Clarke, on the twenty sixth day of May in the year of our Lord one thousand eight hundred and twenty before Edmund B. Duvall Esq. one of the Justices of the Orphans Court for Prince Georges county aforesaid, did confess judgment to the said James M'Cormick Junior, the said damages costs and charges to be levied of their bodies, goods or chattels, lands or tenements for the use of the said James M'Cormick Junior in case the said William Dudley Digges should not pay and satisfy to the said James M'Cormick Jun. the said damages costs and charges so as aforesaid recovered against him with the additional costs thereon at the respective times herein after mentioned to wit, one third part thereof with the interest due on the whole sum, and all the costs on or before the thirteenth day of November then next, one third part thereof with the interest on the whole sum then unpaid with the additional costs on or before the first day of May in the year eighteen hundred and twenty one and the residue thereof with interest thereon and additional costs on or before the thirteenth day of November in the year eighteen hundred and twenty one according