Fayette Gibson and others against the said James M'Connick Junior and from which said decree the said James M'Connick Junior appealed to the Court of appeals here, the tenor of which said record of proceedings is in form following to wit:

(See record bound up in Book J.J. No. 8.)

And now come into the Court of appeals here, as well the said James M'Connick Junior by John Scott and Roger B. Taney his attornies, as the said Fayette Gibson, Thomas P. Bonnel and Daniel his wife, Nancy Gibson, Rebecca Gibson, Rigby Hopkins, John Wilson Blake and Col. Edward Lloyd, Joseph W. Reynolds and Ann his wife, The President Directors and Company of the Farmers Bank of Maryland, Edward R. Gibson, James Tillon and Francis his wife, Clara Tillon and Nehemiah Tillon by Alexander C. Magruder and William H. Meanix their attornies: and thereupon, on motion of the said Fayette Gibson and others by their attornies aforesaid, it is ordered by the Court here, that the said James M'Connick Junior assign the errors in the record of proceedings aforesaid, or in the giving of the decree aforesaid, so as aforesaid brought before the Court of appeals here, for correcting the errors supposed to be therein, or decree by the Court of appeals here will be entered against him in default thereof: and the said James M'Connick Junior by his attornies aforesaid says, that in the record of proceedings aforesaid, and also in the giving of decree aforesaid, there is manifest error in this to wit: that by the record aforesaid it appears that the decree aforesaid in the plea aforesaid given, was given for the said Fayette Gibson and others against the said James M'Connick Junior, when by the law of the land that decree ought to have been given for the said James M'Connick Junior against the said Fayette Gibson and others, therefore in that there is manifest error, and he prays that the decree 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 James M'Connick Junior may be restored to all things which he hath lost by occasion of the said decree, and that the said Fayette Gibson and others may rejoin to the errors aforesaid, and so forth: And thereupon it is ordered by the Court of appeals here, that the said Fayette Gibson and others join in the errors by the said James M'Connick Junior above assigned in the record of proceedings aforesaid or decree by the Court of appeals here will be rendered against them in default thereof. And the said Fayette Gibson and others by their attornies aforesaid, pray that a day may be given to them to join in the errors by the said James M'Connick Junior above assigned in the record of proceedings aforesaid, until the first Monday in December next: and to them it is granted: the same day is also given to the said James M'Connick Junior likewise to.

At which said first Monday in December being the first day of the said month, in the year of our Lord one thousand eight hundred and twenty eight



which said day was given to the said Fayette Gibson and others to join in the errors by the said James M'Connick Junior above assigned, come again into the Court of appeals here, the parties aforesaid, by their attornies aforesaid; and the said Fayette Gibson and others by their attornies aforesaid, say there is no error in the record of proceedings, nor in the giving of the decree aforesaid; and they pray that the Court of appeals here will proceed to the examination as well of the record of proceedings aforesaid, as of the matters aforesaid, by the said James M'Connick Junior above for error assigned, and that the said decree 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.

At which said second Monday in June being the eighth day of the said month, in the year of our Lord one thousand eight hundred and twenty nine, come again into the Court of appeals here the parties aforesaid, by their attornies aforesaid: But because the Court of appeals here are not yet advised what judgment to give of and upon the premises, a day therefore is further given to the parties aforesaid, with the consent of the said parties, by their attornies aforesaid, to come before the Court of appeals here, on the first Monday in December next, to hear the judgment of the Court of appeals here, of and upon the premises, for that the Court now here as yet are not and so forth.

At which said first Monday in December being the seventh day of the said month, in the year of our Lord one thousand eight hundred and twenty nine, come again into the Court of appeals here, the parties aforesaid, by their attornies aforesaid: But because the Court of appeals here are not yet advised what judgment to give of and upon the premises, a day therefore is further given to the parties aforesaid, with the consent of the said parties, by their attornies aforesaid, before the Court of appeals here, until the second Monday in June next, to hear the judgment of the Court of appeals here of and upon the premises, for that the Court now here as yet are not and so forth.

At which said second Monday in June being the fourteenth day of the said month in the year of our Lord one thousand eight hundred and thirty come again into the Court of appeals here, the parties aforesaid by their attornies aforesaid: And the said James M'Connick Junior by his attornies aforesaid suggests to the Court of appeals here that the record of proceedings aforesaid is diminished in this to wit, that it appears by the record aforesaid that the several endorsements upon the promissory note of the said Jacob Gibson in the said record mentioned, are not given and set forth as it ought to have been done and he prays the writ of the State of Maryland of diminution to be directed