And now come into the Court of Appeals here, as well the said William A Dorsett by Henry D Chapin and Edwin McDorsey his attornies as the said William D Digges by Clement Cox his attorney: and thereupon on motion of the said William D Digges by his attorney aforesaid, it is ruled by the Court here, that the said William A Dorsett assign the errors in the record of proceedings aforesaid, or in the giving the judgment aforesaid so as aforesaid brought before the Court of Appeals here for correcting the errors supposed to be therein, or judgment by the Court of Appeals here will be entered against him in default thereof: And the said William A Dorsett by his attornies aforesaid says, that in the record of proceedings aforesaid, and also in the giving of judgment aforesaid there is manifest error in this Court, that by the record aforesaid it appears that the judgment aforesaid in the plea aforesaid given, was given for the said William D Digges against the said William A Dorsett, when by the Law of the Land that judgment ought to have been given for the said William A Dorsett against the said William D Digges therefore in that there is manifest error, and he prays that the judgment 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 William A Dorsett may be restored to all things which he hath lost by occasion of the said judgment and that the said William D Digges may rejoin to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here, that the said William D Digges join in the errors by the said William A Dorsett above assigned in the record of proceedings aforesaid or judgment by the Court of Appeals here will be rendered against him in default thereof. And the said William D Digges by his attorney aforesaid prays that a day may be given to him to join in the errors by the said William A Dorsett above assigned in the record of proceedings aforesaid until the first Monday in December next: and to him it is granted; the same day is also given to the said William A Dorsett.

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 which said day was given to the said William D Digges to join in the errors by the said William A Dorsett above assigned, come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid: and the said William D Digges by his attorney aforesaid says there is no error in the record of proceedings aforesaid, nor in the giving of the judgment aforesaid and he prays 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 William A Dorsett above for error assigned and that the said judgment 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.

And now at this day to wit, the 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 said William A Dorsett by his said attornies - and the said William D Digges doth not come. And the said William A Dorsett suggests to the Court here, that since the last continuance of the plea aforesaid that the said William D Digges the plaintiff in this cause departed this life and the same is not denied. And now comes here into Court Anna Digges the Executrix of the testament and last will of William D. Digges, and offers herself against the said William A Dorsett to prosecute of and upon the premises and prays 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 forasmuch as the said William A Dorsett doth not allege to the Court of Appeals here any matter or thing for the reversal of the judgment aforesaid against 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 said Anna Digges Executrix as aforesaid have execution against the said William A Dorsett as well for the damages costs and charges so as aforesaid adjudged unto her in the said County Court of Prince Georges as also for the sum of ten dollars and eighty seven cents adjudged unto her by the Court of Appeals here on her assent for her costs and charges which she hath 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 William A Dorsett for the correcting of errors of and upon the premises as aforesaid prosecuted and so forth.

Memorandum. Judgment was affirmed nisi in this case and made absolute on the fifteenth day of July eighteen hundred and thirty and execution awarded for the sum of six thousand