the said John Gooding hath prayed an appeal to the next Court of Appeals to be held for the Shore of the State of Maryland. Now the condition of the above obligation is such, that if the said John Gooding shall not cause a transcript of the record and proceedings of the said judgment to be transmitted to the Court of Appeals to be holden for the Western Shore within the time required by Law, and prosecute the said appeal with effect, and also satisfy and pay to the said John T. Donnell, James T. Donnell and William Donnell, their executors, administrators or assigns in case the said judgment shall be affirmed, as well the damages and costs adjudged in the County Court aforesaid, as also all damages and costs that may be awarded by the Court of Appeals aforesaid, then the said bond to be and remain in full force and virtue otherwise of no effect.

Signed sealed and delivered in the presence of, Richard Hyatt — Jn.o Gooding (Seal) — Jer. Williams (Seal) — Stewart Brown (Seal)

Which said Bond is thus endorsed to wit,

"I believe the within Bond sufficient — Arad Israel 7th June 1832

Approved 7th June 1832. — Tho.s Kell.

And thereupon in virtue of the said act of Assembly and in pursuance of the application and direction aforesaid, a transcript of the record and proceedings in the plea aforesaid, with all things thereunto relating is transmitted to the said Court of Appeals accordingly.

Test — Arad Israel Clk.

In Testimony that the aforegoing Transcript is truly taken from the record of proceedings of Baltimore County Court. I have hereto subscribed my name and affixed the seal of the said Court, this twenty first day of July in the year of our Lord one thousand eight hundred and thirty two.

(Seal)

Arad Israel Clk.

And now come into the Court of Appeals here, as well the said John Gooding by Reverdy Johnson his attorney, as the said John Doe Lepee as aforesaid by Jonathan Meredith his attorney: and thereupon on motion of the said John Doe Lepee as aforesaid by his attorney aforesaid, it is ruled by the Court here, that the said John Gooding 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 John Gooding by his attorney aforesaid says, that in the record of proceedings aforesaid, and also in the giving of judgment aforesaid, there is manifest error in this to wit, that by the record aforesaid it appears that the judgment aforesaid in the plea aforesaid given was given for the said John Doe Lepee as aforesaid against the said John Gooding when by the Law of the Land that judgment ought to have been given for the said John Gooding against the said John Doe Lepee as aforesaid, therefore in that there is manifest error, and he prays that the judgment aforesaid for that error and others being in the record

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 John Gooding may be restored to all things which he hath lost by occasion of the said judgment, and that the said John Doe Lepee as aforesaid may rejoin to the errors aforesaid and so forth. And thereupon it is ruled by the Court of Appeals here, that the said John Doe Lepee as aforesaid join in the errors by the said John Gooding 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 John Doe Lepee as aforesaid by his attorney aforesaid, prays that a day may be given to him to join in the errors by the said John Gooding above assigned in the record of proceedings aforesaid, until the second Monday in June next, and to him it is granted; the same day is also given to the said John Gooding.

At which said second Monday in June being the tenth day of the said month in the year of our Lord one thousand eight hundred and thirty three, which said day was given to the said John Doe Lepee as aforesaid to join in the errors by the said John Gooding above assigned, come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid: and the said John Doe Lepee as aforesaid 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 John Gooding 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 first Monday in December 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 first Monday in December being the second day of the said month in the year of our Lord one thousand eight hundred and thirty three, come again into the Court of Appeals here the parties aforesaid by their attornies aforesaid, and the said John Doe Lepee as aforesaid by his attorney aforesaid offers himself against the said John Gooding 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 for as much as the said John Gooding doth not allege to the Court of Appeals here any matter or thing for the reversal of the judgment aforesaid, nor insist 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