June Term 1834

Memorandum. At the Trial and argument of this cause the Honorable Stevenson Archer withdrew from the bench &c

Test John Johnson, Clk.

And now be it remembered that afterwards to wit on the Eighteenth day of July, in the year of our Lord one thousand eight hundred and thirty three, the said James M'Creary, by attorney aforesaid sued forth out of the said Court of Appeals the writ of the State of Maryland of Fieri Facias to the Sheriff of Harford county directed, in the words and figures following, to wit:

Maryland, Sc

(Seal place)

The State of Maryland, To the Sheriff of Harford county, Greeting: Whereas at a County Court, begun and held at Belle Air in and for Harford County on the second Monday of March in the year of our Lord one thousand eight hundred and thirty one a certain Benjamin M'Creary by judgment of the said Court, recovered against a certain James M'Creary late of said County the sum of forty five dollars and eleven cents and one third of a cent adjudged to him for his Costs and charges about his defence in that behalf laid out and expended whereof the said James M'Creary is convict, as appears by inspection of the record of proceedings thereof which was lately caused to be brought before the Court of Appeals at the City of Annapolis for certain causes of error in the same to be corrected. And whereas at a Court of Appeals, begun and held for the Western Shore at the City of Annapolis on the second Monday in June in the year of our Lord one thousand eight hundred and thirty three it was considered by the said Court, that for sundry errors in the record of proceedings aforesaid, and also in the rendition of the judgment aforesaid found, that the same judgment be reversed annulled, and held entirely as void, and that the said James M'Creary be restored to all things which he has lost by reason of the judgment aforesaid; It was also considered by the said Court, that the said James M'Creary recover against the said Benjamin M'Creary the sum of forty one dollars and thirty five cents adjudged unto him upon the reversal of the said judgment for his costs and charges by him put to about his prosecution of the appeal aforesaid and upon the premises: Therefore you are hereby commanded, That of the goods and chattels lands and tenements of the said Benjamin M'Creary being in your Bailiwick you cause to be made the Costs and charges aforesaid, and have you that sum before the said Court of Appeals, to be held at the City of Annapolis on the first Monday in December next to render unto the said James M'Creary the Costs and charges aforesaid. Hereof fail not at your peril, and have you then and there this writ. Witness the Honorable John Buchanan Esquire, Chief Judge of the said Court of Appeals, the tenth day of June in the year of our Lord one thousand eight hundred and thirty three. Issued the 18th day of July 1833. (Scott. Leamen) John Johnson, Clerk

Which said writ of Fieri Facias was thereon endorsed, as follows to wit: Costs of Appeals Costs, Sixty one Dollars, and thirty five cents, additional Costs Eighty eight cents. Contingent additional Costs in hand paid under this writ Nine Dollars twenty five cents.

(The remainder of this Term is carried to Dec. Term 1834 page 269)

Maryland St.

At a Court of Appeals of the State of Maryland, one of the United States of America, begun and held at the City of Annapolis, for the Western Shore of the said State, on the first Monday in December, being the first day of the said Month, in the year of our Lord, one thousand eight hundred and thirty four, and in the fifty ninth year of the Independence of the said United States.

Present:

The Honorable John Buchanan Chief Judge
William B. Barton
John Stephen
Stevenson Archer
Thomas S. Dorsey
E. F. Chambers
Judges

John Johnson, Clerk

Whereupon the Honorable Ezekiel F. Chambers produces his Commission as Judge of the Court here and Certificates of his having taken the several oaths by law as follows viz

State of Maryland Sc. Ezekiel F. Chambers Esquire Greeting.

James Thomas

Be it known, that reposing great trust and confidence in your integrity and sound legal knowledge, you are appointed and appointed Chief Judge of the second Judicial District, to do

Theodorick Bland, Chr.

equal right and justice according to Law, in every case in which you shall act as such, fully without sale, fully without any delay and speedily without delay, and you are to execute the said Office of Judge justly, honestly, diligently, and faithfully according to law: and you to hold and exercise the said Office for and during your good behaviour, and removable only in the manner prescribed by the Constitution and form of Government.

Given under the seal of the State of Maryland this fourth day of August in the year eighteen hundred and thirty four

Witness the Honorable Theodorick Bland, Chancellor.

Kent County to wit, I, Samuel Covington one of the Justices of the Peace of the State of Maryland for Kent County, duly commissioned and qualified, do hereby certify that on the twenty sixth day of August in the year eighteen hundred and thirty four, Ezekiel F. Chambers Esquire came before me, and producing his Commission as Chief Judge of the second Judicial District of the State of Maryland, qualified according to Law, by declaring and subscribing his belief in the Christian religion and taking the Oath to support the Constitution of the United States the Oath directed by the Constitution and form of Government of this State, and the Oath directed by the Act of Assembly