says that in the record of proceedings aforesaid and also in the giving of Judgment aforesaid there is manifest error in this towit that by the Record aforesaid it appears that the judgment aforesaid in the plea aforesaid given was given for the said Samuel W Gosnell & Thomas E Hambleton against the said George Warfield when by the law of the land that judgment ought to have been given for the said George Warfield against the said Samuel W Gosnell and Thomas E Hambleton 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 George Warfield may be restored to all things which he hath lost by occasion of the said Judgment and that the said Samuel W Gosnell and Thomas E Hambleton may rejoin to the errors aforesaid and so forth And thereupon it is ruled by the Court of Appeals here that the said Samuel W Gosnell and Thomas E Hambleton join in the errors by the said George Warfield above assigned in the record of proceedings aforesaid or judgment by the Court of Appeals here will be rendered against them in default thereof And the said Samuel W Gosnell and Thomas E Hambleton by their attorney aforesaid pray that a day may be given to them to join in the error by the said George Warfield above assigned in the record of proceedings aforesaid until the second Monday in June next and to them it is granted the same day is also given to the said George Warfield
At which said second Monday in June being the thirteenth day of the said month in the year of our Lord one thousand eight hundred and thirty six which said day was given to the said Samuel W Gosnell and Thomas E Hambleton to join in the errors by the said George Warfield above assigned come again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid and the said Samuel W Gosnell & Thomas E Hambleton by their attorney aforesaid say there is no error in the record of proceedings aforesaid nor in the giving of the judgment 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 George Warfield above for error assigned and that the said judgment may be in all things affirmed & 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 towit the said first Monday in December being the fifth day of the said month in the year of our Lord one thousand eight hundred and thirty six come again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid and the said Samuel W Gosnell and Thomas E Hambleton by their attorney aforesaid offer themselves against the said George Warfield of and upon the premises and pray 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 George Warfield 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 affirmed and stand in full force and effect the said causes above for error assigned in anywise notwithstanding and it is further considered by the Court of Appeals here that the said Samuel W Gosnell and Thomas E Hambleton have execution against the said George Warfield as well the damages costs and charges aforesaid so by aforesaid adjudged unto them in the said County Court of Frederick as also for the sum of ten dollars and twenty seven cents adjudged unto them by the Court of Appeals here on their assent for their costs and charges which they has 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 George Warfield 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 twentieth day of February Eighteen hundred and thirty seven and execution awarded for the sum of six hundred dollars Damages and six dollars ninety one and two third cents costs & costs
To be released upon the payment of three hundred and seventy three dollars and twenty five cents with Interest from the 13th day of August Eighteen hundred and thirty three till paid and the above costs & costs
Paid the thirteenth day of February Eighteen hundred & thirty four thirty dollars
Test Richard W Gill Clerk

Samuel W Gosnell & Thomas E Hambleton vs George Warfield	Be it remembered that heretofore towit on the twenty first day of February in the year of our Lord one thousand eight hundred and thirty seven Samuel W Gosnell and Thomas E Hambleton by Reverdy Johnson and John V. L. McMahon their attorneys prosecutes and sues forth out of the Court of Appeals here a writ of the State of Maryland of Case to the Sheriff of Frederick County directed in the words and figures following towit

Maryland Sc — The State of Maryland to the Sheriff of Frederick County Greeting Whereas at a County Court begun and held at Frederick Town in and for Frederick County on the fourth Monday of February in the year of our Lord one thousand eight hundred and thirty five a certain Samuel W Gosnell and Thomas E Hambleton by the Judgment of the said Court recovered against a certain George Warfield as well the sum of six hundred dollars current money for their damages which they had sustained by occasion of the non performance of a certain promise and assumption to the said Samuel W Gosnell and Thomas E Hambleton by the said George Warfield before that time made as the sum of six dollars ninety one and two third cents for their costs and charges by them about their suit in that behalf laid out and expended whereof the said George Warfield is convict 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 first Monday of December in the year of our Lord one thousand eight hundred and thirty six that the said judgment given in form aforesaid