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Signed sealed and delivered in the presence of Wm. H. Maddox as to 3 first. B. G. Harris, as to 2 last.

Samuel Boothe (Seal)
Stanislaus his mark Boothe (Seal)
H. G. S. Key (Seal)
Thos. W. Morgan (Seal)

Which said bond and the securities therein are by the clerk of the court here approved of. It is thereupon ordered by the court here that a transcript of the record and proceedings in the plea aforesaid with all things thereunto relating be transmitted to the court of appeals to be held for the western shore of the State of Maryland and the same is transmitted accordingly.

Test, Jo. Harris, Clk.

Pltffs. cost $29.83⅓ Deffts. Co. $34.81⅓.

Saint Mary's County to wit. I hereby certify that the aforegoing is truly taken from the record and proceedings of Saint Mary's County Court.

(Seal) In Testimony whereof I have hereunto set my hand and affixed the seal of my office this twentieth day of August in the year of our Lord one thousand eight hundred and thirty nine.

Jo. Harris, Clk. Saint Mary's County Court.

And now come into the court of appeals here as well the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants of George Boothe by Benjamin G. Harris their attorney as the said John Denn Lessee of Clement Dorsey by Thomas Sollexander and John A. S. Lansin his attorneys; and thereupon, on motion of the said John Denn Lessee as aforesaid by his attorneys aforesaid it is ruled by the court here, that the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants as aforesaid 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 them in default thereof. And the said Elias Boothe Samuel Boothe and Stanislaus Boothe Terre-Tenants as aforesaid by their attorney aforesaid say, 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 Denn Lessee as aforesaid against the said Elias Boothe Samuel Boothe and Stanislaus Boothe Terre Tenants as aforesaid when by the law of the land that judgment ought to have been given for the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants aforesaid against the said John Denn Lessee as aforesaid therefore in that there is manifest error, and they pray 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 they the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre Tenants as aforesaid may be restored to all things which they have lost by occasion of the said judgment and that the said John Denn Lessee 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 Denn Lessee as aforesaid join in the errors by the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants as aforesaid 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 Denn Lessee as aforesaid by his attorneys aforesaid prays that a day may be given to him to join in the errors by the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants as aforesaid 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 Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants of George Boothe. At which said second Monday in June being the eighth day of the

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said month in the year of our Lord one thousand eight hundred and forty which said day was given to the said John Denn Lessee as aforesaid to join in the errors by the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants as aforesaid above assigned come again into the court of appeals here the parties aforesaid by their attorneys aforesaid and the said John Denn Lessee as aforesaid by his attorneys 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 Elias Boothe Samuel Boothe and Stanislaus Boothe Terre Tenants as aforesaid 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 seventh day of the said month in the year of our Lord one thousand eight hundred and forty come again into the court of appeals here, the parties aforesaid by their attorneys aforesaid. Whereupon as well the record and proceedings aforesaid and the judgment given in form aforesaid as the matters aforesaid by the said Elias Boothe Samuel Boothe and Stanislaus Boothe Terre Tenants as aforesaid above for error assigned being seen, and by the court of appeals here fully understood and mature deliberation thereupon had, for that it appears to the court of appeals here that there is no error in the record of proceedings aforesaid, nor in the giving of the judgment aforesaid. Therefore it is considered by the court of appeals here that the judgment aforesaid given in form aforesaid, be in all things affirmed and stand in full force and effect the said causes for error above assigned and alleged in any wise notwithstanding. And it is further considered by the court of appeals here, that the said John Denn Lessee as aforesaid have execution against the said Elias Boothe Samuel Boothe and Stanislaus Boothe terre tenants as aforesaid as well for the costs and charges aforesaid adjudged unto him in the said County Court of Saint Mary's County as also the sum of seventy nine dollars and sixty seven cents adjudged unto the said John Denn Lessee as aforesaid by the court of appeals here on his assent for his costs and charges which he had 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 Elias Boothe Samuel Boothe and Stanislaus Boothe Terre Tenants of George Boothe for the correcting of errors of and upon the premises as aforesaid prosecuted &c.

Exd. Test, Richard W. Gill, Clk. Court Appeals. W.S. M.D.

Thomas B. Crawford vs Zachariah Berry.

Be it remembered, That now here on the second Monday in June being the tenth day of the said month in the year of our Lord one thousand eight hundred and thirty nine the Chief Judge and associate Judges of the first Judicial District of Maryland in pursuance of the directions of the act of Assembly in such case made and provided transmit to the court of Appeals here the record of proceedings of a plea which was lately depending before them in the County Court of Prince George's County between Thomas B. Crawford plaintiff and Zachariah Berry defendant and wherein the said County Court gave judgment for the said Zachariah Berry against the said Thomas B. Crawford and from which said judgment the said Thomas B. Crawford appealed to the court of Appeals here, the tenor of which said record of proceedings is in form following to wit:

State of Maryland Prince George's County Set

At a County Court of the first Judicial District of the State of Maryland