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 Daniel Moxley 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 Samuel Roe and John B. F. Leaywood against the said Daniel Moxley when by the law of the land, that judgment ought to have been given for the said Daniel Moxley against the said Samuel Roe and John B. F. Leaywood, 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 Daniel Moxley may be restored to all things which he hath lost by occasion of the said judgment, and that the said Samuel Roe and John B. F. Leaywood may rejoin to the errors aforesaid, and so forth: And thereupon it is ruled by the Court of Appeals here, that the said Samuel Roe and John B. F. Leaywood join in the errors by the said Daniel Moxley 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 Roe, and John B. F. Leaywood by their attorney aforesaid pray that a day may be given to them to join in the errors by the said Daniel Moxley, 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 Daniel Moxley. At which said second Monday in June being the twelfth day of the said month, in the year of our Lord one thousand eight hundred and forty three, which said day was given to the said Samuel Roe and John B. F. Leaywood to join in the errors by the said Daniel Moxley above assigned, come again into the Court of Appeals here, the parties aforesaid, by their attorneys aforesaid; and the said Samuel Roe and John B. F. Leaywood 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 Daniel Moxley 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 fourth day of the said month, in the year of our Lord one thousand eight hundred and forty three 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 Daniel Moxley 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 error in the record of proceedings aforesaid, and also in the giving of the judgment aforesaid: Therefore it is considered by the Court of Appeals here, that the judgment aforesaid for those errors and others in the record and proceedings aforesaid, be revoked, annulled and held entirely as void and that the said Daniel Moxley be restored to all things which by reason of the judgment aforesaid he hath lost; and because it clearly appears to the Court here, that justice and the merits of this case require that there should be a new trial of the issue aforesaid, thereupon the Court here, according to the directions

of the act of Assembly in such case made and provided, order and direct a remission of the record and proceedings aforesaid, to the Clerk of the said County Court of Prince George's County, with the writ of the State of Maryland of Procedendo to the said County Court, directing them to proceed in the action aforesaid, and to a new trial thereof, in the same manner as if no trial had taken place, or any appeal had been prosecuted; It is also considered by the Court here that the said Daniel Moxley recover against the said Samuel Roe, and John B. F. Leaywood, the sum of fifty two dollars and twenty eight cents, by the Court here adjudged unto the said Daniel Moxley, in his assent, for his costs and charges by him laid out and expended about his prosecution of the appeal aforesaid, and that the said Daniel Moxley have thereof execution &c. The record and proceedings aforesaid, with the said writ of procedendo, are therefore remitted to the Clerk of the said County Court of Prince George's County, accordingly &c.

Test, Richard W. Gill, Clerk.

Ignatius Boarman vs. Fielder Israel and Henry Patterson Executors of Henry Peters.	Be it remembered, That now here on the second Monday in June being the thirteenth day of the said month, in the year of our Lord one thousand eight hundred and forty two the Chief Judge and Associate Judges of the sixth 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 Baltimore County, between Henry Patterson and Fielder Israel Executors of Henry Peters plaintiffs and Ignatius Boarman defendant, and wherein the said County Court gave judgment for the said Henry Patterson and Fielder Israel Executors as aforesaid against the said Ignatius Boarman and from which said judgment the said Ignatius Boarman appealed to the Court of Appeals here, the tenor of which said record of proceedings is in form following, to wit.

The State of Maryland Baltimore County to wit: At a County Court of the sixth Judicial District of the State of Maryland, begun and held at the Court House in the City of Baltimore, in and for the County aforesaid on the first day of January, in the year of our Lord, one thousand eight hundred and forty two.

Present - The Honorable Stevenson Archer, Chief Judge,
Richard B. Magruder, John Purviance Esquires, Associate Judges.
William D. Ball, Esquire, Sheriff. Thomas Kell, Clerk.

Among other, were the following proceedings, to wit:

Henry Patterson and Fielder Israel Executors of Henry Peters, deceased. vs Ignatius Boarman.	Be it remembered, that heretofore, to wit, on the fifteenth day of January in the year of our Lord one thousand eight hundred and forty one, Thomas Hanson Bell, Esquire, one of the Justices of the peace of the State of Maryland in and for the City of Baltimore, pursuant to an act of Assembly

in such case made and provided sent to the Clerk of Baltimore County Court here a certain affidavit made before him with an account and sundry notes bills and obligations thereto annexed, together with the warrant of him the said Thomas Hanson Bell under his hand and seal, which affidavit account notes bills and obligations are in the words and of the tenor following, to wit: