the said month in the year of our Lord one thousand eight hundred and twenty nine, come again into the Court of Appeals here, the parties aforesaid by their at-tornies aforesaid, whereupon as well the record and proceedings aforesaid and the judgment given in form aforesaid as the matters aforesaid by the said Walter S. Clarke 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 the error 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 anywise notwithstanding - And it is further considered by the Court of Appeals that the said Francis Belmear have execution against the said Walter S. Clarke as well for the costs and charges aforesaid adjudged unto him in the said County Court of Prince Georges as also the sum of $38.25 adjudged unto the said Francis Belmear by the Court of Appeals hereon his assent for his costs and charges which he hath 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 Walter S. Clarke for the correcting of errors of and upon the premises as aforesaid prosecuted &c.

Test. John Johnson, Clk.

Maryland Set: I hereby certify that the foregoing is a full and true copy taken from Liber I.I. No. 1 folio 54 &c. one of the Judgment Records of the Court of Appeals for the Western Shore of Maryland - In Testimony whereof I hereunto subscribe my name and affix the seal of the said Court of Appeals this 13th. day of July in the year of our Lord one thousand eight hundred and thirty five -

(Seal)

Jas. Johnson, Clk. Ct. of Appls. W.S.-

And it was admitted by the parties that the aforesaid judgment rendered in Prince George's County Court in favour of said Holmes are correctly recited in the writs of execution contained in the said transcript of the Record from the Court of Appeals and then read in evidence the following deed from the Sheriff you made the sale recited in the said transcript to the said Belmear, who is there returned as the purchaser of the property, which is as follows:-

"This Indenture, made this twenty eighth day of June in the year of our Lord one thousand eight hundred and twenty six between Thomas Osbourn late sheriff of Prince George's County State of Maryland of the one part, and Francis Belmear of Anne Arundel County and the State of the other part witnesseth. Whereas on the fifth day of December in the year eighteen hundred and twenty two a certain writ of the State of Maryland of fieri facias did issue forth out of the County Court of Prince Georges County, to said Thomas Osbourn sheriff as aforesaid of said County directed reciting that whereas at a County Court begun and held at Upper Marlbro' Town in said County, on the first Monday in April in the year one thousand eight hundred and fourteen a certain William Holmes by the judgment of the said County Court recovered against a certain Walter S. Clarke as well the sum of one hundred and eighty five dollars current money a certain debt as the sum of three hundred dollars current money for his damages sustained by reason of the detention of that debt as also six dollars and ninety five cents costs and ten dollars and eighty three cents cost of Court of Appeals whereof

the said Walter S. Clarke is convict as it manifestly appears of record. and whereas also at a County Court begun and held at Upper Marlbro' Town, on the first Monday of April in the year of our Lord one thousand eight hundred and twenty one it was considered that the said William Holmes should have his execution against said Walter S. Clarke as well for the debt damages and costs and charges aforesaid, as for the sum of six dollars, and fifty cents which to the said William Holmes in said Court was adjudged for his costs and charges which he had sustained by delay of execution aforesaid whereof the said Walter S. Clarke is likewise convict as it appears of record - The said sheriff was therefore commanded that of the goods and chattels lands and tene-ments of the said Walter S. Clarke being in your bailiwick he should cause to be made and levied, the debt damages, costs and charges aforesaid, and that he should have those sums of money before the said Court to be held at the Town aforesaid on the first Monday of April in the year eighteen hundred and twenty three then next, to render unto the said William Holmes, the debt damages costs and charges aforesaid and that the said sheriff should have then and there that writ, and whereas also the said writ came to the hands of the said sheriff and in pursuance of the command therein contained the said sheriff laid the same upon the following tracts or parcels of land lying and being in said County called and known as part of Burgesses Delight part of Clarks Fancy and part of Hickory Thickett of him the said Walter S. Clarke the said land contained within the following courses and distances to wit, beginning at or near a stone near the main road that leads to the Mill now occupied by Jacob Wheeler thence a southerly course so as to in-clude the dwelling house lately occupied by Philip Grech and the orchard contiguous thereto bounded on the south by a line easterly to Patuxent River, thence bounding on and with the said river to the extent of said land, on the north with said land to the beginning so as to include two hundred acres of land more or less on the east side of the said southerly line from the beginning the said tracts or parts of tracts of land being the same conveyed by Joshua I. Clarke, to Walter S. Clarke by deed bearing date the seventeenth day of septem-ber in the year eighteen hundred and thirteen, and recorded among the land Records of Prince George's County Liber I.R. No. commencing page 38 - and whereas the said sheriff did afterwards that is to say on the first Monday of April in the year eighteen hundred and twenty three returned to the said Court that by virtue of said writ to him directed for that purpose he had taken of the land and tenements of said Walter S. Clarke being in his bailiwick, part of a tract of land called Burgess Delight part of a tract of land called Hickory Thickett supposed to contain two hun-dred and seventy five acres more or less lying and being in Prince George's County aforesaid which remained in the custody of said sheriff unsold for want of time, so that he could not have those sums of money before the said Court at the day aforesaid as by said writ he was com-manded, and whereas also on the fourteenth day of May in the year eighteen hundred and twenty three a certain other writ of the said State of Venditioni Exponas, did issue forth out of said Court to said sheriff reciting the premises as herein before set forth whereby the said sheriff was commanded that the said described lands taken as aforesaid he expose to sale and the money therefrom arising he should have before the said Court to be held at the Town aforesaid on the