Sheriff, and shall also well and truly execute and perform the general duties required of or imposed upon him by the laws of this State, then this obligation to be void and of none effect otherwise to remain in full force and virtue in law. Geo W Lightner (Seal) John Frey (Seal) Sam C Hall (Seal)

Signed sealed & delivered, in the presence of us
Thomas Maffitt Wm Hollingsworth R Berry

Recorded the 8th of November 1812. Test. James Sewall Clk

The Plaintiff also proved that after the expiration of the term of Sheriffalty of said Creswell the said George W Lightner received process for the unfinished business of said Creswell, and that the Venditioni Exponas which was issued on the 26th day of October 1812. was on the 11th day of December in the same year delivered to George W Lightner by the Clerk of Cecil County, he also proved that John Creswell the Sheriff as aforesaid died in the spring of the year 1814, he also proved by George W Lightner that he was appointed Deputy to John Creswell in the spring of the year 1811. that he continued to act as such for Col. Creswell till the expiration of his term of Office, he also proved by the said Witness that he had the general superintendance of the Office for the said Creswell while he was Sheriff. He also proved that the return on the back of the Fieri Facias was in his hand writing, and proved that his powers as Deputy were not revoked by John Creswell, and that he by the direction of said Creswell went on to compleat the unfinished business of Creswell after his office expired. The Witness proved that the said Jacob Hewitt was deputed to do business for him as sheriff of C County on special occasions as his Deputy sheriff, and that the said Hewitt by his instructions sold the land in the proceedings mentioned in the spring of 1813.

The Defendant by his Counsel prefered the following prayer, that the Court instruct the Jury that the Testimony offered by the plaintiff is not sufficient to entitle the plaintiff to a Verdict, which instruction the Court gave and the plaintiff by his Counsel excepted and prayed the Court to sign and seal this his bill of Exceptions which is accordingly done this 14th September 1820. R. Earle Chief Judge

And afterwards that is to say on the twenty first day of July in the year of our Lord One thousand eight hundred and twenty two the said John Singer Lefevre by Tobias Rudulph his said Attorney produced to the County Court here the writ of the state of Maryland of Diminution, commanding the County Court here to search the records of the same Court and more carefully certify the record and proceedings thereof, between the parties aforesaid in the plea aforesaid, which said Writ of Diminution is as follows to wit

Maryland ss. The state of Maryland to the Chief Justice and Associate Justices of the Court of Cecil County Court Greeting. Whereas in a certain plea of Trespass & Ejectment lately pending in the County Court of Cecil between Robinson Crusoe Lefevre of John Singer plaintiff Leonard Kraus defendant lately depending in the County Court of Cecil, which judgment was rendered for the said Leonard Kraus against the said Robinson Crusoe Lefevre as aforesaid, & the said Robinson Crusoe Lefevre as aforesaid did appeal from the judgment of the said County Court rendered against him as aforesaid, to the Court of Appeals held at Easton in Talbot County on the first Monday of June Eighteen hundred & twenty one and in pursuance of the Appeal aforesaid a transcript of the record & proceedings in the plea aforesaid was transmitted. And also whereas it hath been suggested on the part of the said Robinson Crusoe Lefevre as aforesaid that the said record is diminished, Because the exception does not contain the testimony refused to, at the trial in the Court below

and which the Appellant made part of his bill of Exceptions, and because there are many errors in transcribing the record by the Clerk of the Court below; and forasmuch as the said Court of Appeals are not satisfied that there is a sufficient record sent in the plea aforesaid but that in the record thereof there is diminution, You are therefore hereby commanded that without delay a full transcript of the whole proceedings therein you cause to be transmitted to the said Court of Appeals to be held for the Eastern Shore of the said state at Easton in Talbot County on the first Monday of November next, without any diminution or addition whatsoever to the end that speedy justice may be done in the premises according to law, hereof you are in no wise to fail and send you then and there this Writ. Witness the Honorable Jeremiah Chase Esquire Chief Judge of the Court of Appeals the 3d day of June 1822.

Issued the 4th day of July 1822. R. James Sewall Clk

In pursuance to the command of the said writ the County Court here have duly searched the record and proceedings of the said Court in the plea aforesaid and the aforegoing is a full transcript of the whole proceedings therein, without any diminution or addition whatsoever.

State of Maryland Cecil County to wit: In Testimony that the above and within is a true record and proceedings in the action aforesaid I have hereunto set my hand & affixed the seal of Cecil County Court & the public seal of my office this sixteen th day of May in the year of our Lord one thousand eight hundred and twenty three.

James Sewall Clk Cecil County Court

But because the Court of Appeals here are not advised what judgment to give of and upon the premises, day therefore is given to the parties aforesaid before the Court of Appeals here until the last Monday in November next, there then to hear the judgment of the Court of Appeals here of and upon the premises, for that the Court now here thereof are not advised &c. At which said last Monday in November, being the twenty fourth day of the same month, in the year of our Lord One thousand eight hundred and twenty three, come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid, 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 June 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 &c. And now at this day to wit, the said first Monday in June, being the seventh day of the said month, in the year of our Lord One thousand eight hundred & twenty four come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid & thereupon as well the record of proceedings aforesaid & the judgment given in form aforesaid as the matters aforesaid by the said by the said John Singer Lefevre shown for error assigned being seen, and by the Court of Appeals here fully understood & 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 Leonard Kraus have execution against the said John Singer Lefevre as aforesaid as well for the costs and charges accrued and arising in the said County Court of Cecil; as also for the sum of Sixty three dollars, eight cents & one third of a cent accrued and arising unto the said Leonard Kraus by the Court of Appeals here on his appeal for the costs