proves that he married his Wife twenty eight years ago, that she lived for many years before her marriage with him in the immediate Neighbourhood of the mother of the defendant, who resided on the farm on which James Coppin the Testator lived, but that was not related to her or the family, though intimate with them, that he has frequently heard his Wife who is now dead say she understood that James Coppin the elder had John Coppin (the defendant) Ann Coppin, James Coppin and Matilda Coppin by the same mother, that he was married to her and that she understood from the Coppin family that the said John Coppin & Ann Coppin were born before the marriage of their parents, and there rested their case, whereupon the defendant by their Counsel prayed the Court to direct the Jury that if they should be satisfied from the Testimony that James Coppin the elder was married to the mother of John Coppin the defendant, they must find for the defendant, which Opinion the Court refused to give, to which Opinion and refusal the defendant by his Counsel excepted, and that he might have the benefit of his exception prayed the Court to sign and seal this his bill of Exception which is accordingly done this eighth day of April 1824. R. T. Earle (Seal) Lem. Purnell (Seal) Th. Worrell (Seal)

State of Maryland Cecil County to wit: In Testimony that the above & within is a true copy of the record and the proceedings in the action aforesaid — I have hereunto set my hand and affixed the public seal of my office this twenty eight day of May Eighteen hundred and twenty two — James Ferrall Clk Cecil County Court

And now come into the Court of Appeals here as well the said James Price, John Price, Mary Price and Peregrine Price their Lessee as aforesaid, by Ezekiel F. Chambers Esquire their Attorney, as the said John Coppin by Jeremiah Cordon and Levin Gale Esqrs his Attorneys, and the said John Coppin by his said Attorneys, 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 James, John, Mary & Peregrine Price their Lessee as aforesaid against the said John Coppin when by the law of the land that judgment ought to have been given for the said John Coppin against the said James, John, Mary and Peregrine Price their Lessee as aforesaid, 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 the said John Coppin may be restored to all things which he hath lost by occasion of the said Judgment, and that the said James, John, Mary & Peregrine Price their Lessee as aforesaid may rejoin to the errors aforesaid &c.

And the said James, John, Mary and Peregrine Price their Lessee as aforesaid, 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 John Coppin above for error assigned, and that the said judgment may be in all things affirmed &c. 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 first Monday in November next, to hear the judgment of the Court of Appeals here of & upon the premises, for that the Court now here thereof are not advised &c.

At which said last Monday in November being the twenty fifth day of the same

month in the year of our Lord One thousand eight hundred and twenty two, come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid, whereupon 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.

At which said first Monday in June, being the second day of the same month in the year of our Lord one thousand eight hundred and twenty three, comes into the Court of Appeals here the said James, John, Mary and Peregrine Price their Lessee as aforesaid, by their Attorney aforesaid, and also here comes Caroline M. Coppin, Blanch Coppin, James Coppin, Elizabeth Ann Coppin, Araminta Coppin & Sarah Matilda Coppin by Jeremiah Cordon and Levin Gale Esquires their Attorneys, and suggest to the Court here, that since the last continuance of the plea aforesaid and before this day, the said John Coppin departed this life, and that they the said Caroline M., Blanch, James, Elizabeth Ann, Araminta and Sarah Matilda Coppin are the heirs at law and legal Representatives of the said John Coppin; 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 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 said month, in the year of our Lord One thousand eight hundred and twenty three, comes again into the Court of Appeals here as well the said James, John, Mary, and Peregrine Price their Lessee as aforesaid, by their Attorney aforesaid, as the said Caroline M., Blanch, James, Elizabeth Ann, Araminta and Sarah Matilda Coppin 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 & 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 first Monday in June, being the seventh day of the said month, in the year of One thousand eight hundred and twenty four, come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid; whereupon as well the record of proceedings aforesaid and the judgment given in form aforesaid, as the matters aforesaid by the said John Coppin 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 James, John, Mary and Peregrine Price their Lessee as aforesaid, have execution against the said Caroline M., Blanch, James, Elizabeth Ann, Araminta and Sarah Matilda Coppin as well for the costs & charges aforesaid, adjudged unto them in in the said County Court of Cecil, as also for the sum of Forty six dollars and twenty five cents, adjudged unto the said James, John, Mary and Peregrine Price their Lessee as aforesaid by the Court of Appeals here on