the said Frederick Wilson & Alexander Stuart have lost by occasion of the said Judgment and that the said John Hudson may recover to the errors aforesaid &c. And the said John Hudson by his attorney aforesaid says there is no error in the record and proceedings aforesaid, or in the rendition of the Judgment aforesaid, and prays likewise that the Court here may proceed to the examination, as well of the record and proceedings aforesaid as of the matters aforesaid by the said Wilson and Stuart above for errors assigned, and that the said Judgment may be in all things affirmed &c. Whereupon it is ruled by the Court here that the matters in controversy, between the parties aforesaid be argued and fully discussed as well on the part of the said John Hudson as on the part of the said Frederick Wilson & Alexander Stuart before the Judges of the Court here &c. Thereupon further process of and upon the premises aforesaid between the parties aforesaid, by consent of the said parties and their Attorneys aforesaid, and by order of the Court here thereon is continued until the last Monday of November next. At which day, to wit, the last Monday of November Eighteen hundred and fourteen come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid, thereupon further process of and upon the premises aforesaid between the parties aforesaid, by consent of the said parties and their Attorneys aforesaid, and by order of the Court here thereon is continued until the first Monday of June next. **And now here** at this day to wit, the first Monday of June Eighteen hundred and fifteen come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid, whereupon as well the record & proceedings aforesaid and the Judgment given in form aforesaid, as the matters aforesaid by the said Frederick Wilson and Alexander Stuart above for errors assigned, being seen and fully understood by the Court here, and mature deliberation thereupon had, for it appears to the Court here that there is no error, either in the record and proceedings aforesaid, or in the rendition of the Judgment aforesaid, therefore it is considered by the Court 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 alledged in anywise notwithstanding; and it is further considered by the Court here, that the said John Hudson have execution against the said Frederick Wilson & Alexander Stuart as well for the debt, damages, costs and charges aforesaid, as adjudged unto him in the said County Court of Kent; as also the sum of eleven dollars and thirty three cents and one third of a cent, adjudged unto the said John Hudson by the Court here, for his damages costs and charges which he hath sustained by occasion of the delay of the execution of the Judgment aforesaid, by prefence of the prosecution of the said Appeal by him the said Frederick Wilson and upon the premises as aforesaid prosecuted.

Memorandum. Judgment affirmed the 7th June 1815. Test. James Parrott Clk

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James Hurtt, assee of William Palmer against Frederick Boyer.

**Be it remembered** that on the first Monday of June eighteen hundred and fourteen, the Chief Justice & Associate Justices of Kent County Court, in pursuance of an act of Assembly in such case made and provided, transmit to the Court of Appeals here, the record and proceedings of a plea which was lately depending before them in the said County Court, between James Hurtt, plaintiff & Frederick Boyer defendant, and wherein the said County Court gave Judgment for the said James Hurtt against the said Frederick Boyer, and from which said Judgment the said Frederick Boyer prays an appeal to the Court of Appeals here, the tenor of which said record & proceedings is in form following to wit. "Maryland Kent County ss. At a County Court of the second Judicial District of the State of Maryland begun and held at the Court house in the Town of Chester in and for Kent County aforesaid on the third Monday of March being the twenty first day of the same month, in the year of our Lord one thousand eight



hundred and fourteen, and in the thirty eighth year of the Independence of the United States of America. Were Present. The Honble. Richard Tilghman Earle, Esquire Chief Judge
Samuel Purnell & Thomas Monerd, Esquires Associate Judges.

Edward Brown Esquire Sheriff and Benjamin Chambers Clk

In the record of proceedings of the said Court among other things were the following to wit.

James Hurtt, assignee of William Palmer vs Frederick Boyer — } Be it remembered that heretofore, to wit, on the eighth day of January in the year of our Lord one thousand eight hundred and thirteen, the said James Hurtt, assignee as aforesaid by Gabriel F. Chambers Esquire his attorney prosecuted and sued forth out of Kent County Court here, the writ of the State of Maryland of Capias ad respondendum, directed to the Sheriff of Kent County aforesaid in the words and figures and of the tenor following, to wit. Kent County, to wit. The State of Maryland To the Sheriff of Kent County, Greeting: You are hereby commanded to take Frederick Boyer late of Kent County, if he shall be found in your Bailiwick and him safe keep, so that you have his body before the County Court to be held at the Court house in the Town of Chester, in and for the said County of Kent on the third Monday of March next, to answer unto James Hurtt assignee according to the act of Assembly in such case lately made of William Palmer in a plea that he render unto him the sum of One hundred and seventy five pounds current money which to him he owes and unjustly detains &c. hereof fail not at your peril and have you then and there this writ. Witness the Honorable Richard Tilghman Earle Esquire Chief Judge of the said County Court the 21. day of September Anno Domini 1812. Issued this 8th day of January Anno Domini 1813. Benj Chambers Clk

At which mentioned third Monday of March, in the year eighteen hundred and thirteen, the day of the return of the aforegoing writ comes into the County Court the said James Hurtt assignee as aforesaid by his Attorney aforesaid, and the Sheriff of Kent County aforesaid to wit, Edward Brown, Gentleman, to whom the said aforegoing writ was in form aforesaid directed & makes return thereof to the Court here, thus endorsed, to wit. By virtue of this writ to me directed I have taken the within named Frederick Boyer whose body I have ready before the County Court within named at the day and place within contained, as I am within commanded — So answers — Edward Brown Shff

And the said Frederick Boyer being called appears in Court here by William Barroll Esquire his attorney, thereupon on motion of the said Frederick Boyer by his attorney aforesaid it is ruled by the Court here that the said James Hurtt assignee as aforesaid declare against the said Frederick Boyer in the plea aforesaid a Judgment by the Court here will be rendered against him in default thereof, and the said Frederick Boyer by his attorney aforesaid prays leave of the Court here to imparle until the third Monday of September next and to him it is granted the same day is given to the aforesaid James Hurtt assignee &c. At which mentioned third Monday of September, in the year of our Lord one thousand eight hundred and thirteen and to which said day the said Frederick Boyer has leave to imparle, come again into the County Court here, the parties aforesaid by their attornies aforesaid, and the said James Hurtt assignee as aforesaid by his attorney aforesaid now declares in the Court here against the said Frederick Boyer in the plea aforesaid and in manner and form following, to wit. "Maryland Kent County ss. Frederick Boyer late of Kent County, was summoned to answer unto James Hurtt assignee according to an act of Assembly lately made of William Palmer in a plea that he render unto him, the sum of One hundred and seventy five pounds current money which to him he owes and unjustly detains &c. And whereupon the said James by C. F. Chambers his attorney saith that whereas the said Frederick on the fourteenth day of November in the year of our Lord one thousand eight hundred and ten at Kent County aforesaid by his certain writing obligatory had acknowledged himself to be held & firmly bound unto the said William in the sum of Three hundred & fifty pounds current money to be paid to the said William his certain Attorney, executors administrators or assigns when