advised to give their Judgment and upon the premises aforesaid day thereof is further given to the said parties to hear their Judgment until the second Monday of October next for that the said Court as yet are not &c. At which said second Monday of October being the tenth day of the said month in the year of our Lord one thousand eight hundred and three comes again into the County Court here as well the said Samuel Thompson by his Attorney aforesaid as the said James Parker by his Attorney aforesaid. Whereupon for that the Court here are not advised to give their judgment of and upon the premises aforesaid day therefore is further given to the said parties to hear their judgment until the third Monday of March next for that the said Court here as yet are not &c.

And now here at this day, to wit, the said third Monday of March being the fourteenth day of the said month in the year of our Lord one thousand eight hundred and four comes again into the County Court here the parties aforesaid by their Attorney aforesaid whereupon all & singular the premises being by the Court here seen heard and fully understood and mature deliberation thereupon had it is therefore considered by the Court here, that the said Samuel Thompson recover against the said James Parker, the aforesaid debt mentioned in the Declaration aforesaid mentioned and it is also considered by the Court here that the said Samuel Thompson recover against the said James Parker as well the said sum of ten pounds current money his damages aforesaid by the Jurors aforesaid in form aforesaid assessed as also the sum of twelve shillings and the quantity of three thousand four hundred and four pounds of tobacco by the Court here into him on his assent adjudged for his costs and charges by him about his suit in this behalf laid out and expended, and that he have thereof his execution &c. It is therefore ordered by the said Court here that the record and process aforesaid in the plea aforesaid with all things thereunto relating be transmitted to the said General Court of the State of Maryland for the Eastern Shore of the said State and the same are transmitted to the said Court accordingly. Test Thos. Worrell Clk.

Maryland Kent County ss. I hereby certify that the written and aforegoing are truly taken from the Record of Proceedings of the County Court of Kent. In Testimony whereof to this exemplification I hereunto subscribe my name and affix the seal of the said County Court this fifth day of June eighteen hundred and seven. (Seal) Ben. Chambers Clk of Kent County Court

And now comes into the Court of Appeals here as well the said James Parker by James Pearce his Attorney, as the said Samuel Thompson by William Carmichael and James Nicolson his Attorneys: And the said James Parker saith, that in the record and process aforesaid and in giving the 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 Thompson against the said James Parker, whereby the law of the Land that Judgment ought to have been given for the said James Parker against the said Samuel Thompson; there is also error in this, for that it appears by the record aforesaid, that there was a point or question of law saved in the trial of the said cause for the opinion of the Court, which said point or question of law does not appear in the said Record; therefore in this there is manifest error, and the said James Parker prays the Writ of the State of Maryland of Diminution to be directed to the Chief Justice & Associate Justices of Kent County Court, more fully to certify the truth thereof to the Court here &c. Leave is granted to him &c. Whereupon the said Writ issues forth out of the Court of Appeals here in the words and of the tenor following to wit. Maryland ss. The State of Maryland to the Chief Justice and Associate Justices of Kent County Court Greeting: Whereas in a certain plea of Trespass on the case between Samuel Thompson, plaintiff, and James Parker, defendant lately depending in the County Court of Kent, wherein Judgment was rendered for the said Samuel Thompson against the said James Parker, and the said James Parker did appeal from the Judgment of the said County Court, rendered against him as aforesaid, to the General Court held for the Eastern Shore of the State aforesaid, at Easton in Talbot County on the second Tuesday of April eighteen hundred & two, and prosecuted the said appeal at a Court of Appeals held at Easton aforesaid on the second Monday of June eighteen hundred and seven, and in pursuance of the said appeal a transcript of the record and process during in the plea aforesaid was transmitted: And whereas it hath been

suggested on the part of the said James Parker that the said Record is diminished that it appears by the said Record that there was a point or question of law saved in the trial of the said cause for the opinion of the Court, which said point or question of law does not appear in the said Record, and for assignment of 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 true transcript of the whole proceedings thereon you cause to be transmitted to the said Court of Appeals to be held at Easton in Talbot County on the second Monday of December next, without any diminution or addition whatever to the end that speedy Justice may be done in the premises according to law whereof you are in no wise to fail, and have you then and there this Writ. Witness the Honorable Jeremiah T. Chase, Esquire Chief Judge of our said Court the day of June 1807. Issued the day of 1807. James Earle Clerk.

the same day is given to the said parties then and there &c.

At which said second Monday of December eighteen hundred and seven being the day of the return of the last aforegoing Writ, came into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid, and the Chief Justice and associate Justices of Kent County Court aforesaid make no return to the Court here of the Writ aforesaid nor have they done any thing thereon: whereupon 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 second Monday of June next.

At which day, to wit, the second Monday of June eighteen hundred and eight, come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid whereupon 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 further continued until the second Monday of December next.

At which day, to wit, the second Monday of December eighteen hundred and eight, come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid whereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties & their Attorneys aforesaid and by order of the Court here thereon is further continued until the second Monday of June next. At which day, to wit, the second Monday of June eighteen hundred & nine come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid whereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their Attorneys aforesaid & by order of the Court here thereon is further continued until the second Monday of December next. At which day, to wit, the second Monday of December eighteen hundred & nine come again into the Court of Appeals here the as well the said James Parker by John Goldsborough Esquire his Attorney, as the said Samuel Thompson by William Carmichael & John Leeds Kerr, Esquires his Attorneys whereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their Attorneys aforesaid & by order of the Court here thereon is further continued until the second Monday of June next. At which day, to wit, the second Monday of June eighteen hundred and ten, come again into the Court of Appeals here as well the said Samuel Thompson by William Carmichael Esquire his Attorney, as the said James Parker by James Pearce Esquire his Attorney: whereupon further process of and upon the premises aforesaid, between the parties aforesaid by consent of the said parties and their Attorneys aforesaid & by order of the Court here thereon is further continued until the second Monday of December next.

At which day, to wit, the second Monday of December, eighteen hundred and ten, come again into the Court of Appeals here, the parties aforesaid by their Attorneys aforesaid: whereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties & their Attorneys aforesaid & by order of the Court here thereon is further continued until the second Monday of June next. At which day, to wit, the second Monday of June eighteen hundred & eleven, come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid whereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their Attorneys aforesaid & by order of the Court here thereon is further continued until the second Monday of December next. At which day, to wit, the second Monday of December eighteen hundred and eleven, come again into the Court of Appeals here, the parties