here on 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 Benjamin Berry for the correcting of errors of and upon the premises as aforesaid prosecuted &c.

Memorandum. Judgment was affirmed in this case on the 6th day of June 1825. for $624.72½ debt with interest thereon from the 17th day of April 1823. title paid 1 $1.68 Costs in the County Court 1 $9.31½ Costs in the Court of Appeals with a stay of Execution till the 1st day of March 1826. Attest James Parrott Clerk

And be it remembered that on the twenty seventh day of May Eighteen hundred & twenty six, the said William Biles by John Goldsborough Esquire his Attorney aforesaid, prosecuted & sued forth out of the Court of Appeals here, of and upon the judgment aforesaid, so as aforesaid in the said Court affirmed, a writ of the State of Maryland &c of Fieri facias to the Sheriff of Talbot County directed in the words and figures and of the tenor following to wit

Maryland Sct. The State of Maryland, to the Sheriff of Talbot County Greeting: Whereas at a County Court begun and held at Easton, in and for Talbot County on the third Monday of May in the year of our Lord 1824. a certain William Biles by judgment of the same Court recovered against a certain Benjamin Berry as well the sum of six hundred twenty four dollars 72½ cents current money a certain debt, as the sum of four dollars and sixty eight cents which in the said County Court was adjudged unto the said William Biles for his damages which he had sustained, as well by occasion of the detention of that debt, as for his costs and charges by him about his suit in that behalf expended, whereof the said Benjamin Berry is convict, as by inspecting the record of proceedings of the same County Court, brought before the Court of Appeals, held for the Eastern Shore of the said State, at Easton, in Talbot County by reason of errors alleged to have been therein manifestly appears; And forasmuch as it hath been adjudged in the said Court of Appeals at Easton aforesaid on the first Monday of June in the year of our Lord 1825. that the said judgment given in form aforesaid be in all things affirmed ratified, and that the said William Biles might have execution against the said Benjamin Berry for as well the debt, damages costs and charges aforesaid, as adjudged unto him in the said County Court of Talbot, as also for the sum of nine dollars thirty one cents and two thirds of a cent, for his damages costs and charges by him sustained by reason of delaying the execution of the judgment aforesaid by means of the prosecuting an Appeal by the said Benjamin Berry before the said Court of Appeals, whereof the said Benjamin Berry is convict, as by the record and proceedings of the said Court of Appeals is also manifest. Therefore you are hereby commanded, that of the goods and chattels, lands & tenements of the said Benjamin Berry being in your bailiwick you cause to be made & levied the debt, damages costs and charges aforesaid, and have you those sums of money before 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 June next to satisfy unto the said William Biles the debt damages costs and charges aforesaid. And have you then and there this writ. Witness the honorable John Buchanan, Esquire Chief Judge of our said Court the 28th day of November 1825. Issued the 27th day of May 1826. JG James Parrott Clk.

At which said first Monday in June being the fifth day of the same month, in the year of our Lord One thousand eight hundred and twenty six, and the return day of the aforegoing writ, comes into the Court of Appeals here the said William Biles by his Attorney aforesaid and the Sheriff of Talbot County aforesaid, to whom the said writ was in form aforesaid directed, makes return thereof to the Court here, thus endorsed to wit. Levd as per Schedule & property in hand for want of Bodies &c. Thos Henrix Shff. A Schedule of the goods chattels lands & tenements of Benjamin Berry taken by virtue of a writ of Fieri facias to me directed at the suit of William Biles ag.t said Berry to wit, The Farm or plantation where said Berry resides and known by the name of Kirby's Advantage and part Berrys Reserve, containing in all 280 acres of land more or less. Levd this 29th day of May 1826. Thos Henrix Shff.

And be it further remembered that on the sixth day of December in the year of our Lord one thousand eight hundred and twenty six the said William Biles by John Leeds Kerr Esqr his attorney prosecuted & sued forth out of the Court of Appeals here the writ of the State of Maryland of Venditioni Exponas, in the words and figures following to wit.

Maryland Sct. The State of Maryland to Thomas Henrix Esquire Sheriff of Talbot County Greeting: Whereas at a County Court begun and held at Easton, in and for Talbot County on the third Monday of May in the year of our Lord 1824. a certain William Biles, by Judgment of the same Court, recovered against a certain Benjamin Berry as well the sum of six hundred, & twenty four dollars seventy one & an half cents current money a certain debt, as the sum of four dollars and sixty eight cents which in the said County Court was adjudged unto the said William Biles for his damages which he had sustained, as well by occasion of the detention of that debt, as for his costs and charges by him about his suit in that behalf expended, whereof the said Benjamin Berry is convict as by inspecting the record of proceedings of the same County Court brought before the Court of Appeals held for the Eastern shore of the said State, at Easton, in Talbot County by reason of errors alleged to have been therein manifestly appear. And forasmuch as it hath been adjudged in the said Court of Appeals at Easton aforesaid on the first Monday of June in the year of our Lord 1825, that the said judgment given in form aforesaid, be in all things affirmed and ratified and that the said William Biles might have execution against the said Benjamin Berry, for as well the debt damages costs and charges aforesaid, as adjudged unto him in the said County Court of Talbot, as also for the sum of nine dollars thirty one and two thirds cents for his damages costs and charges by him sustained by reason of delaying the execution of the judgment aforesaid by means of the prosecuting an appeal by the said Benjamin Berry before the said Court of Appeals whereof the said Benjamin Berry is convict, as of record it likewise appeareth. And whereas also on the 27th day of May in the year 1826, Command was given to you that of the goods and chattels lands and tenements of the said Benjamin Berry, being in your bailiwick you should cause to be made the debt, damages, costs and charges aforesaid, and that you should have those sums before the said Court of Appeals to be held, at Easton, on the first Monday of June then next, to be rendered unto the said William Biles for the debt, damages costs and charges aforesaid; and that thereof you should not fail at your peril, and that you should have then and there that writ. At which said first Monday of June in the year 1826. you made return thereof to the said Court of Appeals, that by virtue of the writ aforesaid to you directed, you had seized and taken