And now come into the Court of Appeals here as well the said Greenbury Goldsborough by William Hayward Junior, and Theodore R. Lockerman, Esquires his attornies, as the said Harriet Martin by Nicholas Hammond and Thomas James Bullitt Esquires her attornies; and thereupon on motion of the said Greenbury Goldsborough, by his attornies aforesaid, it is ruled by the Court here that the said Harriet Martin assign the errors in the record of proceedings aforesaid, or in the giving the Judgment aforesaid, so as aforesaid brought before the Court of Appeals here, for Correcting the errors supposed to be therein, a Judgment by the Court of Appeals here will be entered against him in default thereof. And the said Harriet Martin by her attornies aforesaid, 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 Greenbury Goldsborough, against the said Harriet Martin, when by the law of the land that Judgment ought to have been given for the said Harriet Martin, against the said Greenbury Goldsborough, therefore in that there is manifest error; and she 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 the said Harriet Martin may be restored to all things which she hath lost by occasion of the said Judgment, and that the said Greenbury Goldsborough may respond to the errors aforesaid &c. And thereupon it is ruled by the Court of appeals here, that the said Greenbury Goldsborough, join in the errors by the said Harriet Martin above assigned in the record of proceedings aforesaid, or Judgment by the Court of appeals here will be rendered against him in default thereof. And the said Greenbury Goldsborough by his attornies aforesaid says, there is no error in the record of proceedings aforesaid, and prays 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 Harriet Martin, above for error assigned, and that the said Judgment may be in all things affirmed &c. 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, Continued before the Court of appeals here until the first Monday of June next, to 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 said month in the year of Our Lord one thousand eight Hundred & twenty Eight, came again into the Court of appeals here, as well the said Greenbury Goldsborough as the said Harriet Martin by their attornies aforesaid; and the said Greenbury Goldsborough by his attornies aforesaid, saith that in addition to the error assigned above there is also error "because Certain depositions, material to the explanation of the plot, apart of the record in this Cause, are omitted" therefore in this, there is manifest Error, and he prays the Writ of the State of Maryland of Diminution, to be directed to the Chief Justice and associate Justices of Talbot County Court, more fully to Certify the truth thereof to the Court of appeals here, and it is Granted to him &c. Thereupon the said Writ issues forth out of the Court of appeals here, in the words & figures and of the following to wit —

Maryland to wit. The State of Maryland to the Chief Judge and associate Judges of Second Judicial District, Greeting: Whereas in a Certain Cause lately depending in the County Court of Talbot, wherein Judgment was rendered for the said Greenbury Goldsborough, against the said Harriet Martin, and the said Harriet Martin did appeal from the Judgment of the said County Court, rendered against her as aforesaid, to the Court of appeals held for the Eastern Shore of the said State at Easton in Talbot County, on the last Monday in November in November Eighteen Hundred & twenty seven, and in pursuance of the said appeal, a transcript of the record and proceedings in the Cause aforesaid was transmitted: And also whereas it has been suggested on the part of the said Greenbury Goldsborough that the said Record diminished because Certain depositions material to the explanation of the plot, a part of the record in this Cause, are omitted; and for as much as the said Court of appeals are not satisfied that there is a sufficient record sent in the Cause aforesaid, but that in the same 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 at Easton aforesaid, on the second Monday in November next, without any diminution or addition whatsoever, to the end that speedy Justice may be done in the premises according to law, whereof you are in no wise to fail, and send you then & there this Writ. Witness the Honorable John Buchanan Esquire, Chief Judge of the Court of appeals the 2nd day of June 1828. Issued the 10th day of September 1828. James Tarrott Clk.

The same day is given to the said parties then & there &c. At which said day, to wit, the second Monday in November, being the tenth day of the said Month in the year of our Lord 1828. and the day of the return of the last aforegoing writ, came into the Court of appeals here, the parties aforesaid by their attornies aforesaid, and the said Chief Justice and associate Justices of Talbot County Court, now here certify and return to the Court of appeals here, with the said writ of Diminution, a transcript of the record and proceedings aforesaid, aforesaid, before them had, and which is contained in the words following to wit —

The State of Maryland, Talbot County, to wit: At a County Court of the State of Maryland held for Talbot County at Easton, in the said County, on the second Monday, being the twelfth day of November in the year of our Lord Eighteen Hundred and twenty seven before the Judges thereof, of whom were present,

The Honorable, Richard Tilghman Earle Esquire Chief Judge, Samuel Turnell & Philemon B. Hopper Esquires Associate Judges

Thomas Henry, Esquire, Sheriff. Jacob Lockerman Clk.

The following proceedings were had and rendered

Harriot Martin vs. **Greenbury Goldsborough**

Be it remembered, that here before towit, at a County Court of the said State, held for Talbot County aforesaid at Easton aforesaid, before the Judges thereof on the second Monday of November in the year Eighteen Hundred and seventeen, a Certain Greenbury Goldsborough, appeared in open Court and presented to the Judges thereof the following petition, that is to say: State of Maryland Talbot County, Viz. November Session 1817. To the Judges of Talbot County Court. The Petition of Greenbury Goldsborough of Talbot County & State aforesaid humbly sheweth, That your Petitioner having given two month Notice by advertisements set up at the Court house door of the County aforesaid, and at the doors of the Churches, and other Houses of publick worship in the Hundred where his land lies and also notice in writing to the persons holding the adjoining lands, thirty days before his application to the County Court of the County in which his land lies for a Commission for the proof of ownership he now offers George Foster and Henry Buckley, who appear for that purpose &c. Humbly prayeth that your Honours will grant him a Commission to warrant and bound his land lying in Oxford Neck being a part of a tract of land called Mere Deer Lays situate lying and being in Talbot County aforesaid in the State aforesaid