his attorneys, as the said William M. Blackford by J. Dixon Roman and Daniel Weidel Esquires his attorneys; and thereupon, on motion of the said said William M. Blackford by his attorneys aforesaid, it is ruled by the Court here, that the said Robert Douglass 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 of judgment by the Court of Appeals here, will be entered against him in default thereof. And the said Robert Douglass by his attorneys 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 quod for the said William M. Blackford against the said Robert Douglass when by the law of the land, that judgment ought to have been quod for the said Robert Douglass against the said William M. Blackford 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 he the said Robert Douglass may be restored to all things which he hath lost by occasion of the said judgment, and that the said William M. Blackford may rejoin to the errors aforesaid, and so forth. And thereupon, it is ruled by the Court of Appeals here, that the said William M. Blackford join in the errors by the said Robert Douglass 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 William M. Blackford by his attorneys aforesaid, says, there is no error in the record of proceedings aforesaid, nor in the giving of the judgment aforesaid, and he 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 Robert Douglass above for error assigned, and that the said judgment may be in all things affirmed, and so forth. 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 December 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, and so forth.—

And now at this day, to wit, the said first Monday in December being the fourth day of the said month, in the year of our Lord one thousand eight hundred and fifty four come again into the Court of Appeals here, the parties aforesaid, by their attorneys aforesaid. Whereupon as well the record and proceedings aforesaid, and the judgment given in form aforesaid, as the matters aforesaid by the said Robert Douglass 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 anywise notwithstanding: And it is further considered by the Court of Appeals here, that the said William M. Blackford have execution against the said Robert Douglass as well for the damages costs and charges aforesaid adjudged unto William M. Blackford in the said Circuit Court

of Washington County as also the sum of one hundred and eight dollars eighty six and two third cents adjudged unto the said William M. Blackford by the Court of Appeals here, on his assent for damages costs and charges which he 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 Robert Douglass for the correcting of errors of and upon the premises as aforesaid, prosecuted, &c.