is manifest error in the Record and 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 said Henry Clay may be restored to all things which he hath lost by occasion of the said Judgment and that the said Anthony Hammond may upon the errors aforesaid and specially assigned by the Court of Appeals here that the said Anthony Hammond sue in the Court by the said Henry Clay 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 Anthony Hammond by his Attorney aforesaid prays that a day may be given to him to join in the error by the said Henry Clay above assigned in the Record of proceedings aforesaid until the first Monday of June next and to him it is granted the same day is also given to the said Henry Clay therefore, &c. At which said first Monday in June being the 3d day of the said Month in the year of our Lord 1859 which said days given to the said Anthony Hammond to join in the errors by the said Henry Clay above assigned came again into Court of Appeals here the parties aforesaid by their Attorneys aforesaid and the said Anthony Hammond 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 Henry Clay 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 is not advised and so forth.

At which said first Monday in December being the 5 day of the said Month in the year of our Lord 1859 came again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid whereupon 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 further continued until the Court of Appeals here until the first Monday in June next the same day is given to the said parties then to hear the judgment of the Court of Appeals here of and upon the said premises and so forth.

At which said first Monday in June being the 4 day of the said Month in the year of our Lord 1860 came again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid But Because the Court of Appeals here are not yet advised what judgment to give of and upon the premises a day is further given to the parties aforesaid with the consent of



the said parties by their Attorneys aforesaid to come before the Court of Appeals here on the 1st 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 as yet are not ye

At which said first Monday in December being the 3d day of the said Month in the year of our Lord 1860 came 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 is by virtue of an act of Assembly in such case made and provided further continued until the Court of Appeals here until the 1st Monday in June next the same day is given to the said parties then to hear the judgment of the Court of Appeals here of and upon the said premises and so forth.

At which said first Monday of June being the 3d day of the said Month in the year of our Lord 1861 came again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid But Because the Court of Appeals here are not advised what judgment to give of and upon the premises a day therefore is further given to the said parties aforesaid, with the consent of the said parties by their Attorneys aforesaid before the Court of Appeals here until the 1st 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 as yet are not ye

And now at this day to wit the said 1st Monday in December being the 3d day of the said Month in the year of our Lord 1861 came 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 Henry Clay above for error assigned being seen and by the Court of Appeals here fully understood and matters 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 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 arrest notwithstanding. And it is further considered by the Court of Appeals here that the said Anthony Hammond have execution against the said Henry Clay as well for the costs and charges aforesaid expended and by him in the Circuit Court of Fauquier County as also the sum of Sum of One Hundred and Thirty Five Dollars and Eighty Seven Cents expended and by the said Anthony Hammond by the Court of Appeals here in the assent for his costs and