And now come into the Court Appeals here, as well the said Eleanor P. B. Burke and John Tuttle by Messrs Redgely and Gale their Attorneys as the said John C. R. B. B. Chamberlaine's Lessee by Messrs Gittings & Thachen his Attorneys and thereupon, on motion of the said John C. R. B. B Chamberlaine's Lessee by his Attorneys aforesaid, it is ruled by the Court here, that the said E. P. B. Burke & J. Tuttle assign the errors in the Record of Proceedings aforesaid, on the giving the Judgment aforesaid, so as aforesaid brought before the Court of Appeals here, for correcting the errors supposed to be therein, or Judgment by the Court of Appeals here, will be entered against him in default thereof; and the said E. P. B. Burke & J. Tuttle by their Attorneys aforesaid say, that in the Record of Proceedings aforesaid; and also in the giving of Judgment aforesaid; there is manifest error in this Writ, that by the Record aforesaid, it appears that the Judgment aforesaid in the plea aforesaid given, was given for the said John C. R. B. B. Chamberlaine's Lessee against the said E. P. B. Burke and John Tuttle when by the law of the land, that Judgment ought to have been given for the said E. P. B. Burke and J. Tuttle against the said J. C. R. B. B. Chamberlaine's Lessee therefore in that there is manifest error, and they pray 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 they the said E. P. B. Burke and J. Tuttle may be restored to all things which they have lost by occasion of the said Judgment, and that the said J. C. R. B. B Chamberlaine's Lessee may rejoin to the errors aforesaid, and so forth. And thereupon it is ruled by the Court of Appeals here, that the said J. C. R. B. B Chamberlaines lessee join in the errors by the said E. P. B. Burke and J. Tuttle above assigned in the Record of Proceedings aforesaid, or Judgment by the Court of Appeals here, will be rendered against them in default thereof; and the said J. C. R. B. B. Chamberlaine's Lessee 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 E. P. B. Burke v Jno. Tuttle above for error assigned, and that the said Judgment may in all things be affirmed, and so forth; 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 in December next; 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 and so forth.

At which said first Monday in December being the second day of the said month, in the year of our Lord one thousand eight hundred and sixty one, come 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 therefore 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 first Monday in June 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 &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 and sixty two, come 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 therefore 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 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, as yet, are not &c

At which said first Monday in December being the first day of the said month, in the year of our Lord one thousand eight hundred and sixty two, come again into the Court of Appeals here, the parties aforesaid by their Attorneys aforesaid; But because the Court of Appeals are not yet advised what judgment to give of and upon the premises, a day therefore 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 first Monday of June 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 &c

At which said first Monday in June being the first day of the said month, in the year of our Lord one thousand eight hundred and sixty three come again into the Court of Appeals here, the parties aforesaid by their Attorney aforesaid; But because the Court of Appeals here are not yet advised what judgment to give of and upon the premises, a day therefore is further given, the parties aforesaid, with the consent of the said parties by their Attorneys aforesaid, to come before the Court of Appeals, 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 as yet are not &c.

At which said first Monday in December being the seventh day of the said month, in the year of our Lord one thousand eight hundred and sixty three, come 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 therefore 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 until the first Monday in January next, to hear the judgment of the Court