ino the records of proceedings aforesaid, or ino 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 this Court of Appeals here will be entered against them ino the default thereof, and the said Elizabeth Stocksdale et al by their attorneys aforesaid, say that ino the record of proceedings aforesaid, and also ino the giving of judgment aforesaid, there is manifest error ino this to wit, that by the record aforesaid, it appears that the judgment aforesaid, ino the plea aforesaid given, was given for the said A. W. Cullison et al against the said Elizabeth Stocksdale et al, where, by the law of the land that judgment ought to have been given for the said Elizabeth Stocksdale et al against the said A. W. Cullison et al, therefore, ino that there is manifest error, and they pray that the judgment aforesaid, for that error and others being ino the record of proceedings aforesaid, may be reversed annulled and held entirely as void, and that they the said Elizabeth Stocksdale et al may be restored ino all things which they have lost by occasion of the said judgment, and that the said A. W. Cullison et al may rejoin to the errors aforesaid, and so forth, and thereupon it is ruled by the Court of Appeals here that the said A. W. Cullison et al join ino the errors by the said Elizabeth Stocksdale et al above assigned ino the record of proceedings aforesaid, or judgment by the Court of Appeals here will be rendered against them ino default thereof, and the said A. W. Cullison et al by their Attorneys aforesaid say, there is no error ino the record of proceedings aforesaid, nor ino the giving of the judgment aforesaid, and they pray 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 Elizabeth Stocksdale et al above for error assigned, and that the said judgment may be ino all things affirmed and so forth, thereupon further

process of and upon the premises between the parties aforesaid is by virtue of an Act of Assembly ino such cases made and provided continued before the Court of Appeals here, until the first Monday ino October next: the same day is given to the said parties there, there to hear the judgment of the Court of Appeals here, of and upon the said premises, and so forth.

And now at this day, to wit, the said first Monday ino October being the second day of the said month ino the year of our Lord one thousand eight hundred and seventy one, 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 ino form aforesaid, as the matters aforesaid by the said Elizabeth Stocksdale et al 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 ino the record of proceedings aforesaid, nor ino the giving of the judgment aforesaid. Therefore, it is considered by the Court of Appeals here, that the judgment aforesaid, given ino form aforesaid, be ino all things affirmed and stand ino full force and effect, the said causes of error above assigned and alleged ino anywise notwithstanding. And it is further considered by the Court of Appeals here, that the said A. W. Cullison et al have execution against the said Elizabeth Stocksdale et al, as well for the costs and charges aforesaid adjudged unto them ino the Circuit Court as also the sum of $52.95 adjudged unto the said A. W. Cullison et al by the Court of Appeals here ino their assent for their costs and charges which they sustained by occasion of the delay of the execution of the judgment aforesaid by prolict of the prosecution of the said Appeal by the said Elizabeth Stocksdale et al for the correcting of errors of and upon the premises as aforesaid, presented &c

Test James L. Franklin Clerk &c.