shall be affirmed by the said Court of Appeals as also all costs and charges that may be accrued by the Court of Appeals and also satisfy to said Nathaniel and Joseph B Williams the heirs Executors and administrators all damages that said Nathaniel and Joseph B Williams and their Heirs Executors administrators and assigns shall or may suffer by reason and consequence of said appeal then said Writ of Error shall be and remain in full force and virtue and effect

Signed sealed and delivered in presence of John M Denson

Dan B Banks (Seal)
Mason Denson (Seal)
J M Conway (Seal)

Witness John M Denson and the sureties are by the Clerk appointed

Testimony whereof the Seal of my office is affixed and true copy from the Record and proceedings of said Court

Witness my hand and affixed the seal of the Circuit Court for Baltimore County this 4th day of December Anno Domini 1852.

(Seal)

H M Fitzhugh Clerk

And now come into the Court of Appeals here as aforesaid Daniel B Banks by D Stewart and C F Trueger Esquires his Attorneys as the said Nathaniel Williams and Joseph B Williams Lessors by Robert J Brent Henry Johnson his Attorneys and thereupon on motion of the said Nathaniel Williams and Joseph B Williams Lessors by his Attorney aforesaid it is prayed by the Court here that the said Daniel B Banks assign the errors in the Record of proceedings aforesaid or in the giving the judgment aforesaid so as aforesaid caused to be given before the Court of Appeals here for correcting the errors alleged therein or judgment by the Court of Appeals here will be entered against him in default thereof and thereupon Daniel B Banks by his Attorney aforesaid says that in the Record of proceedings aforesaid and also in the giving the judgment there is manifest error in this to wit that by the Record aforesaid it appears that the judgment aforesaid in the first place given was given for the said Nathaniel Williams and Joseph B Williams Lessors against the said Daniel B Banks whereby the Law of the Land that judgment ought to have been given by the said Daniel Banks against the said Nathaniel Williams and Joseph B Williams Lessors 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 the said Daniel B Banks may be restored to all things which he has lost by occasion of the said judgment and that the said Nathaniel Williams and Joseph B Williams Lessors may reply to the errors aforesaid and so forth. And thereupon it is prayed by the Court of Appeals here that the said Nathaniel Williams and Joseph B Williams Lessors join in the errors by the said Daniel B Banks above assigned in the Record of proceedings aforesaid or judgment by the Court of Appeals here will be rendered against her in default thereof and the said Nathaniel Williams and Joseph B Williams Lessors by his Attorneys aforesaid says there is error in the Record of proceedings aforesaid and in the giving of the judgment aforesaid and the same they pray that the Court of Appeals here may proceed to the examination as well

of the Record of proceedings aforesaid as of the matters aforesaid by the said Daniel B Banks above for error assigned and that the said judgment may in all things be affirmed and so forth. Thereupon further process of and in premises between the parties aforesaid is by virtue of an act of assembly in such cases made and provided continued here until the 1st Monday in June next to wit to same day 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 first Monday in June being the 6th day of the said month in the year of our Lord 1853 come again into the Court of Appeals here the parties by their Attorneys aforesaid, but because the Court of Appeals here are not yet advised what judgment of and upon the premises a day aforesaid to come before the Court of Appeals here on the 3rd 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 are yet not yet.

At which said first Monday in June being the 5 day of the said month in the year of our Lord 1854 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 thereof 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 3rd Monday in December next to hear judgment of the Court of Appeals here of and upon the premises for that the Court now here as yet &c

And now at this day to wit first Monday in December being the 4 day of the said month in the year of our Lord 1854 come again into Court of Appeals here the parties aforesaid by their Attorneys aforesaid whereupon as well the Record and proceedings aforesaid and the judgment given in same aforesaid as the matters aforesaid by the said Daniel B Banks above for error assigned being seen and by 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 same aforesaid be in all things affirmed and stand in full force and effect the said cause for error above assigned and alleged in any wise notwithstanding. And it is further considered by the Court of Appeals here that the said Nathaniel Williams and Joseph B Williams Lessors have execution against the said Daniel B Banks as well for the property described in the declaration as also the sum of fifty eight dollars and sixty cents costs and charges aforesaid adjudged and in the said County Court for Baltimore County as also the sum of fifty five dollars and twenty six cents adjudged unto the said Nathaniel Williams and Jos B Williams Lessors by the Court of Appeals here as also assessed for their costs and charges which is sustained by occasion of the delay of the execution judgment aforesaid by instance of the prosecution of the said Daniel B Banks by the said for the correction of errors of and upon the premises as aforesaid prayed Memorandum Judgment was affirmed this in the case and mandate absolute in the fifth day of April 1855 and execution awarded