And that the Judgment aforesaid may be in all things affirmed, But because the Court here are not yet advised to give their Judgment of and upon the premises day therefore is given to the parties aforesaid until the second Tuesday of October next to hear their Judgment of and upon the premises because the Court here thereof not yet &c.

At which said second Tuesday of October being the thirteenth day of the same Month Anno Domini seventeen hundred and eighty nine comes again as well the said Robert Rogers by his Attorney aforesaid as the said Thomas Hungerford by his Attorney aforesaid Whereupon the premises being seen and by the Court here fully understood and as well the Record and proceedings and the Judgment thereon as the said causes for error by the said Robert Rogers above Assigned being diligently examined and mature deliberation thereon had it seems to the Court here that the Record is in nothing Erroneous.

Therefore it is considered by the Judges here that the Judgment aforesaid be in all things affirmed and stand in its whole force and effect and the said causes and matters above for error assigned in any wise notwithstanding. And further it is considered by the Court here that the said Thomas Hungerford do recover against the said Robert Rogers the quantity of five hundred and forty two pounds and two fifths of a pound of Tobacco for his costs and damages which he hath sustained by reason of the delay of Execution of the Judgment aforesaid by prefence of prosecuting of the said Appeal and that the said Thomas Hungerford have Execution thereof &c.

Memorandum. The plaintiff agrees to stay Execution untill the first day of January next.

Test. John Gwinn Clk

Benjamin & Nathan Griffith surviving partners of Benjamin, Nathan & John Griffith
against
Richard Chenoweth, Arthur Chenoweth, Thomas Chenoweth and Joseph Chenoweth devisees of Richard Chenoweth Senior

Be it remembered, that heretofore to wit, on the ninth day of September in the year one thousand seven hundred and eighty eight, the said Richard Chenoweth, Arthur Chenoweth, Thomas Chenoweth, and Joseph Chenoweth devisees of Richard Chenoweth Senior the Defendants in this cause, by Zebulon Hollingsworth their Attorney, prosecuted and sued forth out of the General Court here the writ of the State of Maryland of Habeas Corpus cum causa, to the Justices and Sheriff of Baltimore County, directed, in manner and form, and of the tenor following to wit:

The,

The State of Maryland, Ss. To the Justices and Sheriff of Baltimore County, Greeting. Whereas a certain Richard Chenoweth, Arthur Chenoweth, Thos. Chenoweth & Joseph Chenoweth devisees of Wm. Chenoweth are detained in the prison of our said County, under the custody of you our said Sheriff, at the suit of a certain Benj.a Griffith & Nathan Griffith surv.g partners of John Griffith in a plea of debt and so forth: which said plea as it is said still depends before you our said Justices undetermined, and we being willing, for divers causes, that the plea aforesaid undetermined as aforesaid, should be heard and determined before the Judges of our General Court; Therefore we command you that you have the bodys of the said Richard, Arthur, Thos. and Joseph Chenoweth devisees aforesaid by whatsoever name or names they may be called in the plea aforesaid, together with the cause of their caption and detention, and all things thereunto relating, before the Judges of our General Court, to be held at the City of Annapolis the second Tuesday of October next, that the Judges of our said General Court may further proceed therein as to Justice appertains and so forth. Hereof fail not at your peril and have you then and there this writ. Witness the honourable Robert Hanson Harrison Esquire, Chief Judge of our said Court, this 12th day of June Anno Domini 1788. Issued the 9th day of Sept. Anno Domini 1788.

Z H. Jno. Grimes Clk.

At which said second Tuesday of October being the fourteenth day of the same month, in the year one thousand seven hundred and eighty eight and the day of the return of the foregoing writ, the Justices and Sheriff of the said County in obedience to the command contained in the said writ, to wit, the said Sheriff now here hath the bodies of the said Richard Chenoweth, Arthur Chenoweth, Thomas Chenoweth and Joseph Chenoweth devisees as aforesaid, And the said Justices certify and transmit to the Court here, a record of the proceedings before the said County Court had, containing the cause of the caption and detention of the said Richard Chenoweth, Arthur Chenoweth, Thomas Chenoweth and Joseph Chenoweth devisees as aforesaid in the plea aforesaid, and all things thereunto relating, and which said record of proceedings is in form following to wit:

Baltimore County, to wit.

At a County Court of the State of Maryland held at the Court house in Baltimore Town in and for the County aforesaid on the first day of September in the year of our Lord one thousand seven hundred and eighty eight,