again into the General Court here the parties aforesaid by their attornies aforesaid: whereupon as well the record and proceedings aforesaid, and the Judgment given in form aforesaid as the matters aforesaid by the said Thomas Darnall above for errors assigned being seen and fully understood by the Court here, and mature deliberation thereupon had, for that it appears to the court here that there is no error either in the record and proceedings aforesaid or in the giving Judgment aforesaid: therefore it is considered by the court 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 alledged in any wise notwithstanding: and it is further considered by the court here that the said Philip Cooksey have execution against the said Thomas Darnall as well for the .... damages, costs and charges aforesaid as adjudged unto him in the said county court of Charles, as also the sum of seven shillings and three pence current money and eight hundred and ten pounds of tobacco adjudged unto the said Philip Cooksey by the court here for his damages costs and charges which he hath sustained by occasion of the delay of the execution of the Judgment aforesaid or by pretext of the prosecution of the said appeal by the said Thomas Darnall of and upon the premises as aforesaid prosecuted

Test John Gwinn clk.

John Weems exor of James Weems vs Richard Penn

Be it remembered that heretofore to wit on the sixteenth day of October in the year of our Lord seventeen hundred and eighty eight the said John Weems executor of James Weems by John Allen Thomas his attorney prosecuted & sued out of the High Court of Chancery of the State of Maryland the writ of the State of Maryland of error directed to The Worshipfull the Justices of Calvert Court in the words and of the tenor following to wit

Maryland sc. The State of Maryland to the Worshipful the Justices of Calvert County Court Greeting. Because in the record and process and also in the rendering of Judgment on a certain Action brought by a certain Richard Penn against John Weems Junr. executor of James Weems for the sum of one hundred and eighty two pounds seventeen shillings and five pence current money & the quantity of three hundred & sixty seven pounds of tobacco costs of suit at a court held before you our said Justices in Calvert County June Court seventeen hundred & eighty eight manifest error as it is said has happened to the great damage of the said John Weems Junr. as of his complaint we have received, and we being willing that the errors if any there be should be duly corrected and full and speedy Justice done to the said John Weems Junr. in this behalf command you that if Judgment be thereof rendered that then the record and proceeds aforesaid with all things thereunto relating under your seals distinctly and openly you send and this writ so that the same may be had before the Judges

(of

of our General Court at Annapolis the second tuesday in May next that the record and process aforesaid being inspected into we may further do therein for the correcting that error which of right and according to the laws and customs of this State may be done. Witness the Honourable John Rogers Esquire Chancellor this 16th day of October Anno Dom. 1788 ~ Sam: Harvey Howard Reg. Cur. Cur.

At which mentioned second tuesday of May being the twelfth day of the same month in the year of our Lord seventeen hundred and eighty nine and the day of the return of the aforegoing writ the Worshipful the Justices of Calvert County Court to whom the said aforegoing writ was in form aforesaid directed in pursuance thereof and according to the form and effect of the act of Assembly in such case made and provided certify and transmit to the court here together with the said writ a record of the proceedings of the Judgment in the said writ specified and which said record is in form following to wit

Maryland sc. At a County Court begun & held at Prince Frederick Town in and for Calvert County on the Monday before the third Tuesday of April being the fourteenth day of the same month Anno Domini 1788.

Present

Daniel Rawlings, Walter Smith, Joseph Wilkinson, Levin Mackall, and William H. Reynolds. Gentlemen Justices by Commission of the State of Maryland Lawfully authorized assigned and so forth.

William Allin Gentleman Sheriff James Morsell Junr. Clk.

Were the following proceeding

Richard Penn vs John Weems exor of James Weems –

Command was given to the Sheriff of Calvert County that he should take John Weems late of Calvert County executor of the last will and testament of James Weems late of Calvert County deceased if in his bailiwick he should be found and him should safe keep so that he might have his body before the Justices of our County Court to be held at Prince Frederick Town in the county afsd. the monday before the third tuesday in April then next to answer unto Richard Penn of a plea of trespass upon the case and so forth and that thereof he the said Sheriff should not fail at his peril and that he have then and there and so forth ~.

Memorandum There was a short note sent with the writ aforesaid expressing the Plaintiffs cause of action in the plea aforesaid. At which said monday before the third tuesday in April to wit the sixteenth day of the same month Anno Domini 1787 being the day of the return of the aforegoing writ comes the said Richard Penn by Michael I. Stone his attorney and the Sheriff of Calvert County to whom the same writ was directed likewise comes and makes return to the court here thus endorsed to wit: N.B. Short note left, William Allin Shff

(And