appeals from and to the Courts of Common Law within this province at the next General Court insuing the Date hereof and prosecute the same writ with effect, and also satisfy and pay to the said James Rourke his Executors administrators and assigns in case the Judgment aforesaid shall be affirmed as well all and singular the Debt damages and costs adjudged by the County Court aforesaid, as also all costs and damages that shall be awarded by the General Court before whom the same shall be heard tried and determined as aforesaid, then this Bond to remain in full force and virtue, otherwise of no effect.

Signed Sealed & delivered — Richd Tucker (Seal) — Thos I. Talbott (Seal)

In the presence of
G. Duvall

And thereupon a transcript of the record and proceedings in the premises aforesaid and all things thereunto relating is ordered by the Court here to be transmitted to the Judges of the General Court for the Western Shore of the State of Maryland aforesaid and the same is transmitted accordingly. — Test Nich Harwood Clk

In Testimony that the aforegoing is a true copy from the record of proceedings of Ann Arundel County Court I have hereunto set my hand and affixed the seal of Office this 2^d day of May Anno Domini seventeen hundred and ninety two. Nich Harwood C. A. A. Cty

(Ann Arundel County Court seal)

And now at this day comes into the General Court here, as well the said Richard Tucker by Gabriel Duvall his attorney, as the said James Rourke by Joshua Dorsey and Horatio Ridout his attornies and thereupon, on motion of the said James Rourke by his attornies aforesaid, it is ruled by the Court here, that the said Richard Tucker assign the errors in the record of proceedings of the Judgment aforesaid, brought before the Court here for correcting the errors supposed to be therein, or Judgment by the Court here will be entered against him in default thereof: Whereupon the aforesaid Richard Tucker by his attorney aforesaid, prays that a day may be given him for the assignment of errors of and upon the record of proceedings of the Judgment aforesaid until the second Tuesday of October next, and to him it is granted; the same day is given to the said James Rourke also; at which said second Tuesday of October being the ninth day of the said, month, in the year of our lord one thousand seven hundred and ninety two, which said day was given to the said Richard Tucker for the assignment of errors of and upon the record and proceedings of the Judgment aforesaid, comes again into the General Court here, as well, the aforesaid Richard Tucker by his attorney aforesaid, as the said James Rourke by his attorney

attorney aforesaid; And the aforesaid Richard Tucker by Gabriel Duvall his attorney comes and says, that in the record and proceedings, as also in the Judgment af^d in the said Court, there is manifest error, in this, to wit, that by the record aforesaid it appears that the Judgment, was given for the said James Rourke against the said Richard Tucker when by the law of the land that Judgment ought to have been given for the said Richard, against the said James; and therefore in that it is manifestly erroneous: And he prays that the said Judgment, for that error and others being in the record and proceedings aforesaid, may be reversed, annulled and held as intirely void; and that the said James may rejoin to the error af^d and soforth. And the said James Rourke by his attorney aforesaid, says, there is no error in the record and proceedings aforesaid, or in the rendition of the Judgment aforesaid, and prays that the Court here may proceed to the examination as well of the record and proceedings, as of the matters aforesaid by the said Richard Tucker above for errors assigned, and that the said Judgment may be in all things affirmed &c. but because the Court here are not advised to give their Judgment of and upon the premises, day therefore is given to the parties aforesaid before the Court here until the second Tuesday of May next, to hear their Judgment of and upon the premises, because the Court now here thereof are not yet advised &c.

And now here at this day, to wit, the second Tuesday of May being the fourteenth day of the said, month, in the year of our lord one thousand seven hundred and ninety three, come 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 Richard Tucker above for errors assigned, being seen and fully understood by the Court here, and mature deliberation thereupon had, for 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 James Rourke have execution against the said Richard Tucker as well for the Damages, Costs and charges aforesaid, as adjudged unto him in the said County Court of Anne Arundel, as also the sum of seven hundred and sixty eight pounds of Tobacco, adjudged unto the said James Rourke by the Court here for his ~~damages~~, costs and charges, which he hath sustained by occasion of the Delay of the execution

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