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At which same second Tuesday of October being the ninth day of the same month Anno Domini seventeen hundred and ninety two comes here into our General Court as well the aforesaid Thomas Dorsey of Henry and Vachel Burgess by Joseph Dorsey and Gabriel Duvall their Attornies as the aforesaid Thomas Cornelius Howard by William Pinkney and Henry Ridgely his Attornies, 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 until the second Tuesday of May next to hear their Judgment of and upon the premises because the Court here thereof not yet &c.

At which said next Court, to wit, the second Tuesday of May being the fourteenth day of the same month Anno Domini seventeen hundred and ninety three come again here into our General Court as well the aforesaid Thomas Dorsey of Henry and Vachel Burgess by their Attornies aforesaid as the aforesaid Thomas Cornelius Howard by his Attornies aforesaid; — And the aforesaid Thomas Dorsey of Henry and Vachel Burgess by their Attornies aforesaid come and say that in the Record and proceedings aforesaid, and also in the giving of the Judgment aforesaid there is manifest Error in this that by the Record aforesaid it appears that the said Judgment in manner and form aforesaid given, was given for the said Thomas Cornelius Howard against them the said Joseph Davis of Luke, Thomas Dorsey of Henry and Vachel Burgess in the plea aforesaid, Whereas by the Law of the State of Maryland that Judgment ought to have been for the said Joseph Davis of Luke, Thomas Dorsey of Henry and Vachel Burgess against the aforesaid Thomas Cornelius Howard, and therefore in this there is manifest Error, and therefore pray that the said Judgment for the Error aforesaid, and others being in the Record and proceedings aforesaid may be reversed annulled and entirely deemed as none, and that they may be restored to all which by the occasion of the Judgment aforesaid they have lost and that the said Thomas Cornelius Howard to the Errors aforesaid may rejoin, and that the Court here may proceed to the Examination as well of the Record and proceedings aforesaid as of the matter aforesaid above assigned for Error, and that the Judgment may be given for the said Thomas Dorsey of Henry and Vachel Burgess against the said Thomas Cornelius Howard for their damages sustained by reason of the premises in the Record and proceedings aforesaid mentioned and &c.

(And)

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And the said Thomas Cornelius Howard saith that there is no Error in the Record and proceedings aforesaid or in the rendition of the Judgment aforesaid and prays likewise that the Court here may proceed to the Examination as well of the Record and proceedings aforesaid as of the matters aforesaid by the said Thomas Dorsey of Henry and Vachel Burgess above for Error assigned; 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 aforesaid day therefore is further 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.

And now here at this day to wit, the said second Tuesday of October being the eighth day of the same month Anno Domini seventeen hundred and ninety three come again here into our General Court as well the aforesaid Thomas Dorsey of Henry and Vachel Burgess by their Attornies aforesaid as the aforesaid Thomas Cornelius Howard by his Attornies aforesaid; Whereupon the premises being seen heard 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 Thomas Dorsey of Henry and Vachel Burgess above assigned being diligently examined and mature deliberation being thereon had it seems to the Court here that the Record aforesaid is in nothing Erroneous.

Therefore it is Considered by the Court 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 Cornelius Howard do recover against the aforesaid Thomas Dorsey of Henry and Vachel Burgess the quantity of seven hundred and thirty four pounds of Tobacco for his Costs and damages which he hath sustained by reason of the delay of Execution of the Judgment aforesaid by pretence of prosecution of the said Appeal, and that the said Thomas Cornelius Howard have thereof Execution &c.

Memorandum. Judgment was affirmed by the Court in this Cause on the twenty second day of October Anno Domini seventeen hundred and ninety three and the Defendant agrees to stay Execution until the first day January next. — Test. John Greenn Clk.