at the City of Annapolis at the said May Term seventeen hundred and Eighty Eight Manifest Error as it is said hath happened to the great damage of the said Thomas Beatty as of his Complaint we have received and we being willing that the error if any hath been should be duly corrected and full and speedy Justice done to the said Thomas Beatty in this behalf command you that if judgment therein be given, then the record and process aforesaid which before you now remain as it is said being inspected you further cause to be done therein to correct that error what of right and according to the Law and Custom of this State shall be to be done Witness the Honorable Alexander Contee Hanson Esquire Chancellor this 12th day of December Anno Domini 1793.

Samuel Hanson Howard Reg. Cur. Can:

In Pursuance whereof and according to the form and effect of the Act of Assembly in such cases made and provided a transcript of the Judgment aforesaid so as aforesaid rendered on the writ of Capias ad ~~[illegible]~~ satisfaciendum aforesaid is hereby brought before the Judges of our General Court here according to the exigency of the aforesaid writ of error. In Testimony that the aforegoing is a true Copy taken from the record and proceedings of the General Court for the Western Shore of the state aforesaid I have hereunto set my hand and affixed the Seal of my office this thirteenth day of December Anno Domini seventeen hundred and ninety three and in the Eighteenth year of the Independence of America.

(Seal)

John Gwinn Clk. General Court Western Shore State of Maryland.

And now comes into the General Court here the said Thomas Beatty by his attorney aforesaid and the said Edward Dyer doth not come and the said Thomas Beatty by his attorney aforesaid says that in the record and proceedings aforesaid and also in the rendition of the judgment aforesaid there is manifest Error in this to wit that before the Entry of the default in the said record mentioned and also before the rendition of the judgment aforesaid to wit on the seventh Day of December seventeen and eighty seven at the County of Frederick aforesaid the aforesaid Edward Dyer Plaintiff in the aforesaid action and judgment died and so the aforesaid Judgment is erroneous and void in Law And this he is ready to verify wherefore the said Thomas Prays that the said Judgment may be vacated and reversed &c.

And

And the said Thomas Beatty by his attorney aforesaid prays the writ of the State of Maryland of Scire facias to be directed to the sheriff of Frederick County to warn certain William Thomas and Margaret Dyer administrators of all and singular the goods and Chattels rights and Credits which were of the said Edward Dyer (who is deceased) to be and appear before the Court here to hear the errors assigned upon the record and proceedings aforesaid and it is granted to the said Thomas Beatty and accordingly issue in the words following, to wit.

The State of Maryland ss. To the sheriff of Frederick County Greeting: Because in the record and proceedings of a certain writ of Capias ad Satisfaciendum sued out of our Court here by a certain Edward Dyer who is dead as it is said against a certain George Adams Valentine Adams and Thomas Ogle returnable to May Term seventeen hundred and Eighty Eight and also in the rendition of Judgment thereon by default against a certain Thomas Beatty then sheriff of Frederick County to whom the said writ was directed at a General Court held before our said Judges at the City of Annapolis at the said May Term seventeen hundred and Eighty Eight whereof the same Thomas Beatty is convicted as it is said a manifest error hath happened to the great damage of him the said Thomas Beatty as we have by his complaint understood and because the said Thomas Beatty hath duly assigned error in fact on record upon the Judgment aforesaid and we being willing that the error if any hath been should be duly corrected and full and speedy Justice done to the said Thomas Beatty as is reasonable, do therefore command you that by good and lawful men of your bailiwick you give notice to William Thomas and Margaret Dyer administrators of all and singular the goods and Chattels rights and Credits which were of the aforesaid Edward Dyer who is dead at the time of his death who died intestate as it is said that they be before the judges of our General Court to be held at the City of Annapolis on the second Tuesday of October next to hear the said Error if they shall think fit and further to do and receive what our said Court shall then and there consider concerning them in this behalf and have there the names of those by whom you shall give them notice and this writ Witness the honorable Samuel Chase Esquire Chief judge of our said Court the thirty first day of May Anno Domini seventeen hundred and ninety three.

Issued the 7th day of June 1794. W.S.P. Jno. Gwinn Clk.

The same day is given to the said Thomas Beatty then and there &c

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