our Lord one thousand eight hundred, comes into the General Court here as well the said Hezekiah Viers by John M Gantt his attorney as the said Thomas Perry Willson by William Wallace his attorney, and thereupon on motion of the said Thomas Perry Willson by his attorney aforesaid. It is rulled by the court here that the said Hezekiah Viers assign the errors in the record of proceedings between the said Hezekiah Viers and the said Thomas Perry Wilson before the court here brought for correcting those errors in the record and proceedings aforesaid supposed to be therein or Judgment by the court here will be entered against him in default thereof: whereupon the said Hezekiah Viers by his attorney aforesaid comes and prays a day of Imparlance to the errors aforesaid for the reversal of the Judgment aforesaid by him the said Hezekiah Viers to be assigned until the second tuesday of October next and then to assign those errors for the reversal of the Judgment aforesaid in the record and proceedings aforesaid rendered and to him it is granted, the same day is given to the said Thomas Perry Wilson also

At which said second tuesday of October being the fourteenth day of the same month in the year of our Lord one thousand eight hundred, to which said day the said Hezekiah Viers had leave to impark and then to assign those errors for the reversal of the Judgment aforesaid in the record and proceedings aforesaid rendered, supposed to be therein come again into the General Court here as well the said Hezekiah Viers by his attorney aforesaid, as the said Thomas Perry Wilson by his attorney aforesaid, and the said Hezekiah Viers by his attorney aforesaid, cometh and saith that in the record and proceedings aforesaid and also in the giving Judgment aforesaid there is manifest error in this to wit that whereby the record aforesaid it appears that the Judgment aforesaid in the plea aforesaid given, was given for the said Thomas Perry Wilson against the said Hezekiah Viers, therefore in that there is manifest error and he prays that the Judgment aforesaid for that error and others being in the record and process aforesaid may be reversed, annulled and wholly holden for nought and that the said Hezekiah Viers may be restored to all that he has lost by occasion of the said Judgment and that the said Thomas Perry Wilson may reply to the errors aforesaid and so forth.

And the said Thomas Perry Wilson 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 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 Hezekiah Viers above for error assigned, and that the said Judgment may be in all things affirmed and so forth. 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 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 and so forth.

And now at this day to wit the said second tuesday of May being the twelfth day of the same month in the year of our Lord one thousand eight hundred and one, comes again into the General Court here as well the aforesaid Hezekiah Viers by his attorney aforesaid as the said Thomas Perry Wilson by his attorney aforesaid whereupon as well the record and proceedings aforesaid and the Judgment given in form aforesaid, as the matters aforesaid by the said Hezekiah Viers above for errors assigned, being seen heard and fully understood by the court, and mature deliberation had thereupon, for that it appears to the court here that there is no error either in the record and proceedings aforesaid or in giving the Judgment aforesaid. Therefore it is considered by the court here that the Judgment aforesaid given in form aforesaid be in all things affirmed. And it is further considered that the said Thomas Perry Wilson recover against the said Hezekiah Viers his debt damages, costs and charges aforesaid so as aforesaid rendered in the said county court of Montgomery as also the quantity of seven hundred and twenty pounds of tobacco for his costs and charges which he hath sustained by occasion of the delay of the execution of the Judgment aforesaid by means of the prosecuting the said writ of error by the said Hezekiah Viers, and that he the said Thomas Perry Wilson have thereof execution and so forth

Memorandum Judgment was affirmed in this cause with costs on the fourteenth day of May in the year of our Lord one thousand eight hundred and one, and the defendant in error agrees to stay execution until the first day of August next

Test John Quinn clk