

was read the Proceedings as upon file in this house and upon the Record of the Provincial Court; The Errors Assigned by the said Kenelm Cheseldyne to be in the Record and the rendering the Judgment in the Provincial Court was also read which are as followeth

U. H. Journal
1650-98

1st In That it appears by the said Record that the said Defendant Thomas Trueman was not brought into Answer the Plaint by due Process at Common Law

2^{dly} It is also Error in that it appears by the said Record that the Proceedings was by Way of Petition whereas no freeman ought to be Outed of his Goods and Chattles unless it be brought into Answer, to wit by presentment Indictment or by Process made by Writts Originall and fore Judged of the same by Course of the Law against which if any thing be done it ought to be redressed and holden for None—

3^{dly} It is also Error in that it appears by the said Record, That Judgment was Given before Enquiry first had by Jury or Judgment of Equalls or any Venire fac: iss^d forth to that end or any Plea Entred or issue Joyned, as also the whole Proceedings Defective as to the due formalitys required by Course of Common Law—

The whole proceedings being read and heard and the Pleadings on both sides It is the Judgment of this house that the aforesaid reasons are not Sufficient in Law to Condemn or make void the Judgment of the Provincial Court but that the same still stands Good and is Affirmed by this house and it is further Considered by this house that the said Thomas Haggleton recover against the said Thomas Trueman his Costs and Charges in this behalf Sustained to such Value as in and by this house shall be Taxed—

The house Adjourned till to Morrow Morning 9 a Clock

Thursday 1 November 1683 the house sat again

Present

The honourable

{	Coll Henry Coursey	Coll William Stevens	}
	Coll Vincent Lowe	M ^r Secretary Darnall	
	Coll Henry Darnall	Major Thomas Trueman	

The Committee of Laws go out

Captain Smith from the Lower house with this Message

Lower house of Assembly 1 November 1683

His Lordship the Right Honourable the Lord Proprietary having at the humble Supplication of the Inhabitants of S^t Maries County Expressed his willingness as this house is