

Liber W. C. seaventh day of July i680 In the Cawse there Depending betweene the said John Nicholls Pft & the said Susana Uty Deft was not made and Claimed according to a Certaine act of Assembly Enacted att the City of s^t Maryes at a Generall Assembly there held the 20th day of October in the third yeare of the Dominion of Charles &c^a Anno Doni. 1678. Entituled an Act for appeales and Regulat- ing writts of Erro^r ffor that the sd Judgm^{ts} that was appealed from was Given att a County Court held for the s^d County of Baltemore the Seaventh day of July in the yeare i680 aforesaid, And the said Susanna did not appeale in the said action whilst the next County Court held for the said County viz The Eighth day of September then next ffollowing, The said Appeallee haveing Slipt her time to appeale Noe Remidy can be had therein but by writ of Erro^r And since the Justices of this Court of any appeale from the County Court Can hold plea onely by vertue of the said Act of Assembly before Recited & by noe other Lawe whatsoever. The said Appealee De- mand Judg^t of the Court if the said Appealant haveing Neglected to appeale from the Judgment of the County Court aforesaid to this Court the day of the Judgm^t Given Whether she Can by the said act of Assembly be admitted to appeale the Court after, And further if this Court the Argueing the Erro^{rs} by her Assigned in the Judgment aforesaid by the Lawe Can admitt the said appeale not being made in due time And prayeth that he may be hence Dis- missed with his Costs and Charges in this behalfe vexatiously sustained

And hereupon the Record & processe aforesaid to the Rendering the Judgment thereupon and the aforesaid Cawses and matters by the aforesaid p^t for Erro^{rs} assigned being scene & by the Justices here fully understood & dilligently Examined and for that it appeareth to ye same Justices that in the Record and Processe afore- said and also in the Rendering the Judgm^t aforesaid Itt is mani- festly Erred and the said John Nicholls being Solemnly Called three times appeared not by himself or Attorney. Therefore Itt is Con- sidered by the Court here that the Judgment aforesaid for the Erro^{rs} in the Record and processe aforesaid be Revoaked Adnulled and Altogether held for Nothing, and that the said susanna Uty unto all things w^{ch} by Occasion of the Judg^t aforesaid she hath lost be Restored, and that the said susanna Uty Recover against the said John Nicholls the sume of ffoureteene hundred Ninety and Nine pounds of tobacco for her Costs & charges in his behalfe Layd out and Expended.

p. 510 Peter Ellis & Eliz^a his wife } **Memorandum** that upon the Eleav-
 Adm^x of W^m Palmer } enth day of November in the fifth
 ag^t } yeare of the Dominion of Charles &c^a
 Thomas Preston } in the yeare of our Lord i680 Came
 Adm^x of William Palmer deceased by Kenelm Cheseldyn their At-