

Adm<sup>rs</sup> of all and singular the goods chattles rights and Creditts which were of Henry Mitchell deceased as of their Complaint Wee have recd Wee being Willing that the Error if any there be should be duely corrected and full and Speedy Justice done in this behalf Comand You that if Judgment be thereof rendred then the record and process of the plea aforesaid With all things thereunto relating to our president and Councill of Maryland at Annapolis the twelfth day of May next under your hand and Seale distinctly and openly you send and this Writt that the record and process aforesd being inspected our said president and Councill may further cause to be done for the Correcting that Error what of right and According to law shalbe to be done. Wittness our self at the City of Annapolis aforesaid this 20<sup>th</sup> day of Aprill in the 12<sup>th</sup> Year of our reigne etc. Annoque Domini 1713.

W Hunt

Ed<sup>d</sup> Benson Reg<sup>r</sup> in Chanc<sup>ry</sup>

Which being read and heard is by the Justices here allowed and the record therein mentiond orderd to be sent According to the tenour thereof In Testimony Whereof the Seale of the Provinciaall Court is hereunto Affixed per Jn<sup>o</sup> Beale C<sup>lr</sup>

Loc[us] Sigil<sup>l</sup> Prov<sup>a</sup>

Att Which said Twelfth day of May aforesaid Anno Domini One thousand Seaven hundred and Thirteen before her Majestys President of her Councill of Maryland and the same Councill sitting in A Court for for [sic] hearing Appeals and regulating Writts of Error at the City of Annapolis came the aforesaid [251] Grace Mitchell and Daniell Phillips Administrators of the goods and Chattles rights and Creditts of Henry Mitchell of Calvert County Gent deceased by Thomas Bordley their attorney and say That in the Record and Process aforesaid as alsoe in rendring the Judgment aforesaid it is Manifestly Erred Vizt

Impris. It is Erred in that the said Henry Mitchell deceased had not any Addition before the a<sup>l</sup>ias Dict in the Writt and declaration.

2<sup>dly</sup>. Tis' erred in that the said Mitchell had no Impar lance or day Given him to answer the suite.

3<sup>dly</sup>. Tis Erred in that the breach is not rightly assigned being alledged for want of payment to the King and Queen Joyntly whereas had it been paid to either of them it had been sufficient payment

4<sup>thly</sup> Tis Erred in that King William and Queen Mary in the Eighth Year of King Willaims reigne and at the time of the bringing the Suit were joynd therein

5<sup>thly</sup> That the placit quod reddat is to both

6<sup>thly</sup> That the Judgment is for King William only to recover

7<sup>thly</sup> That there is no Averment of Queen Marys death to Entitle the King to recover in his owne name nor that he Survived her to entitle him alone to the Action.

For Which and many other Errors the aforesd Grace and Daniell pray that to all things that they by occasion of the Judgment Aforesaid have lost