

and Process af<sup>d</sup> and also in the Rendering the Judgment af<sup>d</sup> it is manifestly Erred in that Judgm<sup>t</sup> is rendred by the said provinciall Court for the said William Stone that the said Lord the King should take nothing by his Writt af<sup>d</sup> whereas it Ought to have been rendered for the said Lord the King against the said William Stone that the said Lord the King [573] Should have recovered against the said William Stone the Debt Sued for. For which Error and many Others in the Record and Process af<sup>d</sup> being the said Thomas Bordley who at the request of the said Philemon prosecuteth as af<sup>a</sup> Prayeth that the said Judgment may be reversed annulled and altogether held for none And that as well the said Lord the King as the said Philemon to all that they have Lost thereby may be restored etc.

And the af<sup>d</sup> Thomas Bordley prays his Lordships Writt to forewarne the said William Stone to be before his said Ldships Governour and Councill at Annapolis to hear the record and process af<sup>d</sup> and it is granted to him therefore Command is given to the sherriff of Charles County that he should make know to the said William Stone that he should be before us in Our high Court of Appeales to be held at the City of Annapolis the first Tuesday in May then next Anno Domi Seventeen hundred and twenty three to hear the Record and process af<sup>d</sup> if to him it should seem meet and the same day is given to the said Thomas Bordley to appear for his Majesty Also.

Att which said first Tuesday of May Anno Domi Seventeen hundred and twenty three Before his Lordships high Court of Appeales af<sup>d</sup> at the City of Annapolis af<sup>a</sup> Come as Well the said Thomas Bordley who for his said Majesty on that Behalf prosecuteth And the Sherriff of Charles County To Witt John Howard Gent: returned That by Vertue of the within Writt to me directed to witt the Second of May have Command the within Named William Stone Gent to appear persuantt to the within Writt before Thomas Milsted and William Middleton two good and Lawfull men of his Bailywick before his Ldships in his high Court of Appeales and Errors on the afs<sup>d</sup> first tuesday of May Anno Domi Seventeen hundred and twenty three to hear the Record and process afs<sup>d</sup> if to him it should seem meet as by the same Writt he was Commanded Which said William Stone according to the premonution to him in that part made by Michael Howard his Attorney Come into Court hear. And whereupon the said Thomas Bordley who for his Majesty in this behalf prosecuteth as before sayth that in the Record and process af<sup>d</sup> as also in rendring the Judgment aforesaid it is manifestly Erred alledging the Errors af<sup>a</sup> by him the said Thomas Bordley for his Majesty in form af<sup>d</sup> Alledged And prays that the said Judgment may be reversed [574] Annulled and altogether held for none and that the said Lord the King as well as the said Philemon Lloyd to all that they have Lost thereby may be restored etc: and that the said William Stone may rejoyne and that his L<sup>d</sup>ships said Court of Appeales and Errors here will proceed to the Examination as well of the Record and process af<sup>d</sup> as of the matters af<sup>d</sup> above for Errors Assigned. And