

[678] Which being read and heard I'ts ordered that a full Transcript of the Proceedings af^d be Transmitted to the High Court of Appeals pursuant to the Prayer and Appeale af^d of the Said William Rogers

In Testimony whereof the Seale of the Prov^t Court is hereunto Affixed this day of November Anno Dom 1725.

Per

Vachel Denton C^t Cur Provin

Afterwards To Witt the thirty first Day of May Anno Dom Seventeen hundred and Twenty Six before his Lordships Court of Appeals and Errors at the City of Annapolis Comes the Said W^m Rogers by Michael Macnemara his Attorney and the Said W^m Rogers Saith that in the Record and process and in rendering the Judgment af^d It is Apparently Erred. It is Erred in this That the Judgment af^d is rendered for the Said Thomas Against the Said William Whereas by the Law of the Land Judgment ought to have rendred for the Said William Ag^t the Said Thomas For Which With many other Errors as well in the Record and process as in the rendring of Judgment af^d the Said William prays that the Judgment af^d may be Reversed and held as (Vicious) And that he to all he thereby Lost may be restored etc.

M Macnemara

On Which Said thirty first Day of May af^d Before his Lordships Court of Appeals and Errors at the City af^d Comes Likewise the Said Thomas Bordley in his own proper person and Saith that neither in the Record nor in the process af^d nor in the rendring the Judgment af^d it is in any thing Erred and Prays that the Court of the Lord proprietor here may proceed as well to Examine the Record and Process af^d as the matter af^d above for Error assigned and that the Judgment af^d may in all things be Affirmed

Th Bordley

But because his Lordships Court of Appeals and Errors now hereof rendering of their Judgment of and upon the premisses and not advised day is thereof given to the parties af^d Before his Lordships Governour and Council af^d untill the 1st Thursday of June next being the Second Day of the Same Month to hear their Judgment of and upon the premisses for that his Said Lordships Court of Appeals and Errors now here thereof are not yet advised. Att which Said first Thursday of June Anno Dom Seventeen hundred and Twenty Six Before his Lordships Governour and Council Sitting as a Court of Appeals and Errors at the City of Annapolis af^d Comes as well the Said W^m Rogers by his Attorney af^d as the Said Thomas Bordley in his proper person Whereupon as well the Record and process af^d and the Judgment thereupon rendered as the af^d matter for Error Assigned by the Said W^m Rogers by the Court here being Seen and fully understood and Mature Deliberation being thereupon had it Seems to his Lordships Court now here that neither in the Record and process [679] af^d nor in rendering the Judg-