

in form af^d Assigned Prays a Day to the Same Errors to Imparle and he hath it and Thereupon Day is given to the partys af^d before the Gov^r and Council af^d untill the thirteenth Day of Oct^r thereafter To Witt the S^d Pryor Smallwood to the Errors af^d to Imparle and then to the Errors af^d to rejoyn

At Which S^d Thirteenth day of October before his Lordships high Court of Appeals af^d at the City of Annapolis af^d Comes as well the Said Pryor Smallwood by W^m Beckingham his Attorney as the S^d Daniel Bryan by Edmond Jennings his Attorney and the af^d Pryor Smallwood Saith that neither [741] in the Record and process af^d nor in the Matters therein Contained nor in rendering the Judgment af^d it is in anywise Erred And Likewise prays that his Said Lordships Court of Appeals and Errors here proceed to the Examination as well of the Record and process af^d as of the Matter af^d above for Error Assigned And that the Judgm^t af^d in Every thing may be Affirmed.

But because his Lordships Court of Appeals and Errors here of rendering their Judgm^t of and upon the premisses are not as yet advised day is thereof given to the parties af^d Before his Lordships Gov^r and Council af^d from the S^d thirteenth day of October at the City af^d Untill the thirteenth Day of February thereafter being the Second Tuesday of the Same Month Anno Dom Seventeen hundred and Twenty Seven to hear their Judgm^t of and upon the premisses.

At Which Said Thirteenth day of February before his Lordships high Court of Appeals at the City of Annapolis af^d Comes as well the Said Daniel Bryan by his attorney as the S^d Pryor Smallwood by his Attorney af^d but because his S^d Lordships High Court of Appeals and Errors now here of their Judgm^t af^d of and upon the premisses to render are not yet advised further Day is given as well to the S^d Daniel Bryan as the af^d Pryor Smallwood from the Said thirteenth Day of February at the City of Annapolis af^d Untill the first Tuesday of July Next being the Second day of the Same Month Anno Domini Seventeen hundred and Twenty Eight to hear their Judgment of and upon the Premisses for that his Said Lordships Court of Appeals are not as yet advised.

At which S^d first Tuesday of July last mentioned before his Lordships Gov^r and Council af^d Sitting as a Court of Appeals and Errors at the City af^d Comes the partys af^d by their Attorneys aforesaid Whereupon all and Singular the premisses by the Court being Seen and fully understood and Diligently Examined and Inspected and Mature Deliberation being thereupon had It Seems to the Said Court of Appeals and Err^rs now here that in the Record and Process afd As also that in rendering the Judgm^t afd that it is manifestly Erred It is therefore Considered that the Judgment afd for the Err^rs afd above assigned be Revoked Annulled and altogether held for none And that the Said Daniel Bryon to every thing which by occasion of the Judgment aforesd hath lost be thereunto restored And moreover It is Considered