

In Testimony that the foregoing is a true Copy of the Proceedings in the Premises af<sup>d</sup> I have hereunto Set my hand and Affixed the Seale of the Prov<sup>t</sup> Court this Eleventh day of July 1727.

Vachel Denton Cl<sup>r</sup> Cur Provin

And Now here this Day To Witt the Second Tuesday of July being the Eleventh Day of the Same Month Anno Dom Seventeen hundred and Twenty Seven Comes Charles Carroll into his Lordships high Court of Appeals and Errors by W<sup>m</sup> Beckingham his Attorney and Saith that in the Record and Process af<sup>d</sup> as also in rendering the Judgm<sup>t</sup> af<sup>d</sup> It is Manifestly Erred in this Viz<sup>t</sup>

That by the Record and process af<sup>d</sup> it appears that the Judgm<sup>t</sup> af<sup>d</sup> was rendered for the Lessee of the S<sup>d</sup> Robert Tiler to recover his Term af<sup>d</sup> yet to Come of and in the Lands and premisses W<sup>th</sup> the Appurtenances in the Declaration mentioned Ag<sup>t</sup> the S<sup>d</sup> Charles and that he Should have thereof his Possession Ag<sup>t</sup> the Said Charles. And for that it appears that it was Considered by the S<sup>d</sup> Justices that the Lessee of the S<sup>d</sup> Robert Tiler Should recover                   pounds Tobacco for his Costs and Charges by him about his Suit Laid out Expended and that the Said Charles Should be taken etc. Whereas by the Law of the Land Judgm<sup>t</sup> Ought to have been rendered for the Said Charles that the Plaintiffs Lessee Should be in mercy for his false plaint ag<sup>t</sup> the S<sup>d</sup> Charles for the Tresspass and Ejectm<sup>t</sup> af<sup>d</sup> and that he Should go thereof without Day And So the Judgment af<sup>d</sup> is Erroneous and Void in Law

And Whereupon the Same Eleventh day of July in the Same Court Comes the Same W<sup>m</sup> Jones Lessee aforesaid by [747] Joshua George his Attorney and Thereupon the Said W<sup>m</sup> Jones Lessee af<sup>d</sup> having had a hearing of the Errors af<sup>d</sup> in form af<sup>d</sup> Assigned prays a Day to the Same Errors to Imparle and he hath it And Thereupon day is given to the Parties af<sup>d</sup> Before the Governour and Council af<sup>d</sup> untill the thirteenth Day of October thereafter To Witt to the Said W<sup>m</sup> Jones Lessee af<sup>d</sup> to the Errors af<sup>d</sup> to Imparle and then to the Errors af<sup>d</sup> to rejoyn

At w<sup>ch</sup> Said Thirteenth Day of October before his Lordships high Court of Appeals af<sup>d</sup> at the City of Annapolis af<sup>d</sup> Comes as well the S<sup>d</sup> W<sup>m</sup> Jones Lessee af<sup>d</sup> by Joshua George his Attorney as the Said Charles Carroll by W<sup>m</sup> Beckingham his Attorney and the af<sup>d</sup> W<sup>m</sup> Jones Lessee af<sup>d</sup> Saith that neither in the Record and process af<sup>d</sup> nor in the Matters therein nor in Rendering the Judgm<sup>t</sup> af<sup>d</sup> 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<sup>d</sup> as of the matter af<sup>d</sup> above for Error Assigned And that the Judgm<sup>t</sup> af<sup>d</sup> in Every thing may be Affirmed But Because his Lordships Court of Appeals and Errors here of Rendering their Judgm<sup>t</sup> of and upon the Premises are not as yet advised Day is thereof given to the parties af<sup>d</sup> before his Lordships Gov<sup>r</sup> and Council from the S<sup>d</sup> thirteenth Day of October at the City af<sup>d</sup> Untill the Thirteenth day of Feb<sup>r</sup> thereafter being