

Case No. 2,644. CHESAPEAKE & O. CANAL CO. v. BAR-CROFT ET AL.  
[4 Cranch, C. C. 659.]<sup>1</sup>

Circuit Court, District of Columbia.

Nov. Term, 1835.

CONFESSION OF SUPERSEDEAS JUDGMENT.

An execution upon a supersedeas judgment, confessed more than two months after the date of the original judgment, will be quashed.

THE COURT (nem. con.) quashed the execution in this case, because the super-sedeas judgment, upon which it was issued, was not confessed until after the expiration of two months after the original judgment. See the following cases heretofore decided by this court, namely, *Hodgson v. Mountz*, at December term, 1806 [Case No. 6,569]; *Smith v. Middleton*, April term, 1821 [Id. 13,079]; *Mandeville v. Love*, October term, 1821 [Id. 9,012]; *McSherry v. Queen*, April term, 1823 [Id. 8,926]; *Holmes v. Bussard*, April term, 1823 [Id. 6,636]; and *Thomas v. Elliot*, October term, 1823 [Id. 13,896].

<sup>1</sup> [Reported by Hon. William Cranch, Chief Judge.]