And the said John Lee by his said Attorney prays leave to imparle hereunto untill next Court and he hath it and the same day is given to the plaintiff also - at which said next Court to wit the 8th day of May anno Domini 1787 come again the said parties plaintiff and defendant by their Attornies aforesaid -

Daniel Scott vs John Lee Gibson

and the said Daniel saith that he by any thing before alledged from having his action aforesaid against the said the said John Lee to be precluded ought not because he saith that the said John Lee did not pay unto him the said Daniel the aforesaid sum of Eleven thousand six hundred and Eighty eight pounds Continental Currency in manner and form as the said John Lee above against him in pleading hath alledged and this he prays may be enquired of by the Country and the said John Lee in like manner and so forth - And the said Daniel as to the second plea of him the said John Lee above in pleading alledged saith that he by any thing therein alledged from having and maintaining his action aforesaid to be precluded ought not because he saith that the said John Lee did not at any time after entering into the writing obligatory aforesaid and before the suing out of the original writ aforesaid of him the said Daniel offer unto him the said Daniel the said sum of Eleven thousand six hundred and Eighty eight pounds Continental Currency as aforesaid with Interest thereon in manner and form as the aforesaid John Lee above against him in pleading hath alledged nor any part thereof and this he prays may be enquired of by the Country and the said John Lee in like manner and so forth - J. T. Chase for plaintiff

Whereupon this cause standing ready for trial for special reasons to the Court here shewn and by consent of parties the same is continued until next Court. At which said next Court to wit the 9th day of May Anno Domini 1787 come again the said parties plaintiff and defendant by their Attornies aforesaid - Whereupon for trying the issue aforesaid command is given to the Sheriff of Ann Arundel County that he immediately cause to come here twelve good and lawfull men of his Bailiwick by whom &c. who neither &c. to recognize &c. because as well &c. of which said precept the said Sheriff to wit David Steward Gentleman makes return that he has here ready twelve &c. as by the said precept he was commanded, to wit; William Bregden, John Barrett Orion, Theodore Middleton, Nathan Hammond, William Faris Raphael Thompson: John Ingram, John Craig, Charles Grahame, Philip Redenpeeler, Hezekiah Garner and Marsham Waring who being duly elected tried and sworn to say the truth in the premises upon their oath do say that as to the first issue between the said Daniel Scott and the said John Lee Gibson above joined in form aforesaid that the aforesaid John Lee did not pay to the said Daniel Scott the said sum of Eleven thousand six hundred and Eighty eight pounds Continental Currency in the said condition mentioned in manner and form as the said John Lee thereof in pleading hath alledged. And as to the second issue between the said Daniel and the said John above also joined in form aforesaid the said Jury upon their said oath

further say that the said John did not at any time after entering into the writing obligatory aforesaid and before the suing out the original writ aforesaid of him the said Daniel offer unto him the said Daniel the said sum of eleven thousand six hundred and Eighty eight pounds Continental Currency as aforesaid with Interest thereon in manner and form as the aforesaid John Lee above against him in pleading hath alledged nor any part thereof but that the sum of four hundred and fifteen pounds seventeen Shillings and six pence Current money is due from the said John to the said Daniel upon the writing obligatory aforesaid. Therefore it is considered by the Judges here that the said Daniel Scott recover against the said John Lee Gibson as well the sum of twenty three thousand three hundred and seventy five pounds Continental Currency of the value of twenty three thousand three hundred and seventy five pounds Current Money his debt aforesaid as also the sum of

pounds of Tobacco by the Court here unto him on his assent adjudged as well for his damages sustained by means of the detention of that debt as for his costs and charges by him about his suit in this behalf laid out and Expended. To be released on payment of four hundred and fifteen pounds seventeen Shillings and six pence Current money with Interest thereon from the twenty fifth day of October seventeen hundred and Eighty seven and costs aforesaid - And the said defendant in Mercy &c. Whereupon the said John Lee Gibson prays an Appeal from the Judgment aforesaid so as aforesaid rendered to the States high Court of Appeals and the same is granted on giving security according to Act of Assembly. Whereupon the said John Lee Gibson files in Court here the following Appeal Bond, to wit; Know all men by these presents that we John Lee Gibson, Ignatius Wheeler and Aquila Scott of Ann Arundel County & State of Maryland are held & firmly bound unto Daniel Scott of the County aforesd in the just & full sum of twenty five thousand pounds Current money to be paid to the said Daniel Scott his certain Attorney, Executors, Administrators & Assigns to the which payment well and truly to be made and done we bind ourselves each & every of us our heirs, Exors & Administrators jointly and severally firmly by these presents sealed with our seals & dated this sixth day of November in the year of our Lord Seventeen hundred and Eighty seven - Whereas the said above bound John Lee Gibson is about to Appeal from a Judgment rendered against him in the General Court of the Western Shore of Maryland in October Term seventeen hundred and Eighty seven for the sum of four hundred and fifteen pounds seventeen Shillings and six pence Current Money with Interest from the day of the said Judgment and costs of suit - Now the Condition of the above Obligation is such that if the said John Lee Gibson shall prosecute the said Appeal with effect at the next Court of Appeals to be holden at the City of Annapolis for the State of Maryland & satisfy & pay unto the said Daniel Scott as well the said sum of four hundred and fifteen pounds seventeen Shillings and six pence Current money and Interest from the day of rendering the said Judgment and costs of suit as all costs and damages that shall accrue in the said Court of Appeals or be occasioned thereby unless the said Court of Appeals shall otherwise determine and shall in all things obey