and it is further considered by the court here that the said appellee recover against the appellant his damages costs and charges aforesaid rendered in the aforesaid General court as also the quantity of thirteen hundred and twenty pounds of Tobacco adjudged to him on his agent according to the form of the Statute in such cases made and provided for his costs and charges which he hath Sustained by occasion of the delay of the execution of the Judgment aforesaid by means of prosecuting the said writ of Error by the said appellant and that he the said appellee have thereof his execution &c.

Test — Burton Wheteroft Clerk —

— to the court of appeals —

Key · Joseph N Baynes
vs
John Oxley and
U. C. Joseph Hancock

Be it Remembered that heretofore to wit on the first day of February eighteen hundred the aforesaid Joseph Noble Baynes his attorney sued out of the State of Maryland's High court of Chancery the writ of the said State of Error directed to the Honorable the Judges of the General court in the words following, to wit —

Maryland, Sc:

The State of Maryland, To the Honorable the Judges of the General Court Greeting: Because in the record and process, and also in the rendering of Judgment, on a certain action brought by Oxley and Hancock against Joseph N Baynes for the sum of three thousand six hundred and forty three pounds five shillings & three pence current money and costs, to be released on payment of one thousand and ninety two pounds twelve Shillings and seven pence Sterling money with five per cent Interest thereon from the seventeenth day of June seventeen hundred and ninety and costs at a General Court held before you, our said Judges, at October term last, manifest error as it is said, hath happened to the great damage of the said Joseph N Baynes as of his complaint we have received; and we being willing that the Error if any there be, should be duly corrected, and full and speedy Justice done to the said Joseph N Baynes in this behalf command you, that if Judgment be thereof rendered, that then the record and process aforesaid, with all things thereunto relating, under your Seals distinctly and openly, you send, and this writ, so that the same may be had before the Judges of our High court of appeals at Annapolis, on the second tuesday of June next, that the record and process aforesaid being inspected into, we may further do therein for correcting that error, which of right and according to the Laws and customs of this State, may be done — Witness The honorable Alexander Contee Hanson, Chancellor, this first day of February eighteen hundred.

Test. Samuel H Howard
Reg. Cur. Cancr.

The State of Maryland, Sct. At a General court of the western shore of the said State one of the United States of America, begun and held at the city of Annapolis on the second tuesday of October being the eighth day of the same month, in the year of our Lord one thousand seven hundred and ninety nine, and in the twenty fourth year of the Independence of the said United States of America —

— Present —

The Honorable Jeremiah Townley Chase Esquire chief Judge.
Gabriel Duvall and John Done Esquires Judges.

John Welch Esquire Sheriff. John Gwinn Clerk.

In the record and proceedings of the same court, among others is the following to wit viz.

John Oxley and Joseph Hancock
against
Joseph N Beanes

Be it remembered, that heretofore to wit, on the twelfth day of July in the year of our Lord, one thousand seven hundred and ninety eight, the said John Oxley and Joseph Hancock by William Cooke their attorney sued out of the general court, the writ of the State of Maryland, of capias ad respondendum, directed to the Sheriff of Prince Georges county in the words and figures following, to wit: The State of Maryland Sc. To the Sheriff of Prince Georges county, Greeting. You are hereby commanded to take Joseph Noble Beans of Piscataway in the State of Maryland Planter if he shall be found in your bailiwick and him safe keep, so that you have his body before the Judges of the general court, to be held at the city of Annapolis on the second tuesday of October next, to answer unto John Oxley and Joseph Hancock of a plea that he render unto them the sum of two thousand one hundred and eighty five pounds, nineteen Shillings and two pence Sterling money of the value of three thousand six hundred and forty three pounds five Shillings and three pence current money which from them he unjustly detains and So forth. Thereof fail not at your peril, and have you then and there this writ. Witness the Honorable Robert Goldsborough Esquire chief Judge of the said court the 4th day of June Anno Domini 1798 — Issued the 12th day of July 1798. (WC.) John Gwinn Clerk

And the aforesaid John Oxley and Joseph Hancock by their attorney aforesaid on the day of issuing the aforesaid writ, filed in court here the following declaration & oyer of bond, a copy whereof was made and sent with the said writ to the Sheriff of the county aforesaid, to wit, Western Shore, State of Maryland, Prince Georges county Sc. Joseph Noble Baynes late of Prince Georges county planter, otherwise called Joseph Noble Baynes of Piscataway in the State of Maryland Planter was summoned to answer unto John Oxley and Joseph Hancock of a plea that he render unto them the sum of two thousand one hundred and eighty five pounds nineteen Shillings and two pence Sterling money of the value of three thousand six hundred and forty three pounds five Shillings and three pence current money which from them he unjustly detains & So forth —