Therefore it is Considered that the said Daniel Bryon take nothing by his writ aforesd, but be in mercy for his false Clamour and that the said Brice Smallwood go thereof without Day, and also It is Considered that the said Brice Smallwood recover against the said Daniel Bryon the Sum of One Thousand three hundred and Eighty four Pounds of Tobo. by the Court here adjudged unto him for his Costs and Charges by him about his defence in this behalf laid out, & expended — according the form of the Statute &c —

Afterwards to wit in the same Court or Term the said Daniel Bryon by his Attorney aforesd prays an Appeal from the Judgment of this Court to the high Court of Appeals, which is by this Court here granted, upon the said Daniel Bryon giving Security for the Due Prosecution thereof according to Law, and thereupon the said Daniel Bryon produces to the Court here a Bond by him Executed with Sufficient Sureties for the Due prosecution of the Appeal aforesd, The Tenour of which Bond follows in these words Viz —

Maryland ss. Know all men by these presents that We Daniel Bryon, Alexander McPherson & William Coombs are held & firmly bound unto Brice Smallwood in the full & just Sum of Ten thousand pounds of Tobo. to be paid unto the said Brice Smallwood his Certain Attorney Exors. Admors. or Assigns to which payment well & truly to be made & done we bind Our Selves & every of Our heirs Exors. & Admors. jointly & severally for the whole & in the whole firmly by these presents Sealed with Our Seals & dated this 18 day of May Anno Domi 1727 — —

The Condition of the Above Obligation is such that if the Above bound Daniel Bryon shall prosecute with effect an Appeale brought or to be brought by the said Daniel Bryon before his Lordships Governor & Honourable Council of Maryland from a Judgment obtained by the aforesd Bryon Smallwood in his Lordships Prov. Court & Also satisfie & pay unto the said Bryon Smallwood all & singular the Costs & Damages that have been adjudged in the said Prov. Court, & shall be Awarded by the Governor & Council to be paid to the said Bryon Smallwood by the said Daniel Bryan in Case the Judgment in the said Prov. Court shall be Affirmed then this Obligation to be void & void else to Stand in full force & virtue in Law

Signed Sealed & Delivered
in the presence of —

Joseph Bolche —
Abraham Brice —
William Bamfield —

Daniel his mark DB Bryan — (Seal)
Alexander his mark McPherson (Seal)
William Coombs — (Seal)

Which aforegoing Bond was by the Court approved of and it ordered that the Clerk of this Court transmit a full Record of the proceedings aforesaid to the Court of Appeals Accordingly —

Jts: W: Wm. Cumming Sur Edwd. Jn. Davison } Ann Arundell County ss —
J G: Nathaniel Wright

Be it Remembred — that heretofore to wit the Eighteenth Day of May Anno Domi 1725 Nathaniel Wright of Queen Anns County planter was attached to Answer unto William Cumming Esqr. who together with Edward Smith late of Anna polis Merchant deceased was Administrator of all and Singular the goods & Chattles Rights & Credits which were of John Davison Decedt. at the time of his Death who dyed Intestate as it is Sayd which said William Cumming Sur the said Edward Smith over — lives of a plea of Trespass upon the Case — And Whereupon the same William Cumming Surviving Administrator aforesd, by William Buckingham his Attorney complains that whereas the said Nathaniel Wright the twenty Ninth Day of May Anno Domi Seventeen hundred & Nineteen at Ann Arundell County the same Nathaniel then & there Negotiating and using Commerce made & with his proper hand Subscribed his certain first Bill of Exchange in writing according to the use & Customs of Merchants from the time whereof the Memory of Man is not to the Contrary used & Approved bearing date the same day & year and the same Bill to a Certain John Falconar Merchant in London directed the same John Falconar then & there residing & using Commerce at London aforesd in the Kingdom of Great Britain to wit At Ann Arundell County aforesd, and by the same Bill required the same John Falconar at Thirty Days sight of That his first of Exchange his Second & third of the same Tenour & Date not paid to pay unto the said John Davison Decedt or order the Sum of Twenty four pounds Sterling Value rec.d to make payment and place the same to the Account of the said Nathaniel Wright which said bill so as aforesd made Subscribed & directed was by the order and for the use of the said John Davison after the making thereof to wit the twenty Eighth Day of November Anno Domi Seventeen hundred & Nineteen at London aforesd, to wit At Ann Arundell County aforesd Exhibited and shewn to the said John Falconar & the said John Falconar was then & thereby the order aforesd, according to the use & Customs of Merchants aforesd, requested to Accept and pay the said Bill to the order of the aforesd John Davison the said John Falconar having before that time had thirty days sight thereof at London aforesd, & the Second & third of the same Bills — not being Accepted or paid & the said John Falconar the same first Bill of Exchange to Accept or pay then & there & always hitherto hath altogether refused & hath not Accepted the same nor paid the Contents thereof to the said John Davison or order according to the use of Merchants from the whole time above said as aforesd & approved But afterwards to wit the aforesd twenty Eighth day of November in the year aforesd at London aforesd the aforesd first Bill of Exchange according to the aforesd use & Customs of Merchants aforesd was protested by reason of the non Acceptance & non payment whereof the said Nathaniel Wright afterwards to wit the first Day of March Anno Domi Seventeen hundred & twenty at Ann Arundell County aforesd, had notice and warned the aforesd John Davison in his lifetime to wit the tenth Day of March in the year last mentioned was about to prosecute a Suit at Law against the aforesd Nathaniel Wright for the aforesd twenty four pounds Sterling & for all Costs Damages & Interests which the said John Davison had sustained by Occasion of the non Acceptance of the said first Bill & non payment of the Contents thereof to the said John Davison or Order which in the whole Amounted to the Sum of Twenty Seven pounds fifteen Shillings & nine pence Sterling to the said Nathaniel Afterwards to wit the same tenth day of March Anno Domi Seventeen hundred & twenty aforesd, at Ann Arundell County aforesd, for & in Consideration that he the said John Davison at the special Instance & request of him the said

Nathaniel