The Free alledged by the Defendants to be the second Bounded Tree of the Tract of Land called Long point and also the Begining Tree of the Land called Sheridine Bottom which same Declarations were made (as the Council for the Plaintiff alledges) before William Govane and Samuel Hopkins Commissioners appointed to take the Depositions of Witnesses by the County Court of Baltimore pursuant to the Act of Assembly in such Case made and provided, by the said Thomas Broad on his Oath by the said Govane and Hopkins as Commissioners aforesaid Administered and afterwards on a Caveat being entered against the recording of the said Commissioners and the return thereof the said Caveat was allowed and the Commission aforesaid and return thereof was not permitted by the County Court aforesaid to be Recorded Whereupon the Defendants by their Council objected against any such Evidence of the Declarations of the said Thomas Broad made on his Oath aforesaid being given or proved in Evidence as aforesaid But the Court did notwithstanding declare that the same Evidence was legal and permitted the same to be given in this Cause Wherefore the Defendants by their Council pray leave to except and so forth —

Dan. of St Thomas Jenifer (Seal)

Whereupon the said William Pellet, Mary Wightwick, William Russell, Thomas Russell and Charles Wright by their Attorney aforesaid pray an Appeal from the Judgment aforesaid so as aforesaid rendered to the Right Honourable the Lord Proprietary his High Court of Appeals and the same is granted upon giving Security According to Act of Assembly Whereupon the said William Pellett, Mary Wightwick, William Russell Thomas Russell and Charles Wright by their Attorney aforesaid file in Court here the following Appeal Bond to wit —

Know all men by these presents that we Thomas Johnson Junior of the City of Annapolis and George Matthews of the County of Baltimore are held and firmly bound unto Robert Long of Baltimore County Gentleman in the full and Just sum of three Hundred pounds Sterling to be paid unto the said Robert Long his Executors Administrators or Assigns to the Which payment well and truly to be made and done we bind ourselves our Heirs Executors and Administrators Jointly and severally in the whole and for the whole firmly by these presents sealed with our seals and dated this Sixth day of May Anno Domini seventeen hundred and seventy four —

The Condition of the above Obligation is such that if certain William Pellet, Mary Wightwick, William Russell, Thomas Russell and Charles Wright shall not pursue the Directions of an Act of Assembly Intitled an Act for regulating Writs of Error and granting Appeals from and to the Courts of Common Law within this Province and prosecute with Effect an Appeal prayed by the said William Pellett Mary Wightwick, William Russell Thomas Russell and Charles Wright from the Judgment of the Provincial Court of this Province to the Court of Appeals to be held at Annapolis the third Tuesday of May Instant in an Action of Trespass brought against them by the said Robert Long in the

name of his Lessee for a Tract of Land called Sheredine Bottom Enlarged and shall not also satisfy and pay to the said Robert Long his Executors Administrators and Assigns in Case the said Judgment shall be affirmed as well all the Damages and Costs adjudged by the said Provincial Court as also all Costs and damages that shall be awarded by the Court of Appeals before whom the Appeal aforesaid shall be tryed heard and determined then the above Obligation to be and remain in full Force and Vertue otherwise of no Effect —

Sealed and delivered in the presence of — William Paca —

Thomas Johnson Junior (Seal)
George Matthews (Seal)

It is therefore Ordered that the Record and proceedings in the premisses aforesaid be transmitted to the High Court of Appeals accordingly —

Test Reverdy Ghisslin Clk —

Pla

Pl. Tobias Bolt
against
Pl. Elizabeth Mulliken

Memorandum the Plaintiff by John Hall his Attorney sue out of his Lordships provincial Court his Lordships Writ of Capias ad respondendum the Tenor whereof ensueth in the words and figures following to wit —

Maryland, ss. Frederick Absolute Lord and Proprietary of the Provinces of Maryland and Avalon, Lord Baron of Baltimore, and so forth. To the sheriff of Prince George County Greeting We command you that you take Elizabeth Mulliken late of Prince George County Widow if she shall be found in your Bailiwick, and her safe keep, so that you have her Body before the Justices of our Provincial Court, to be held at Annapolis, the second Tuesday of September next to answer unto Tobias Bolt of a plea wherefore with force and Arms and so forth she the said Elizabeth the Close of him the said Tobias at the County aforesaid broke and entered and his Timber Trees thereon growing to the Value of two Hundred pounds Current Money she cut down took and Carried away and the soil of him the said Tobias Plows and Hoes she turned and Dugg up whereby the said Tobias the profit of his soil aforesaid for a great while lost and other Enormities to him the said Tobias did to the great damage of him the said Tobias and against our peace and so forth Hereof fail not at your Peril, and have you then and there this Writ. Witness, William Hayward Esquire Chief Justice of our Provincial Court the 6th day of May in the 21st year of our Dominion, and so forth Annoque Domini 1771 —

Issued the 9th day of May 1771 — J Hall

R Ghisslin Clk —

At which mentioned second Tuesday of September being the Tenth day of the same Month Anno Domini seventeen hundred and seventy one and the day of the return of the aforegoing Writ comes here into his Lordships provincial Court the aforesaid Tobias Bolt by John Hall his Attorney aforesaid and the Sheriff of Prince George County to whom the said aforegoing Writ was made and directed likewise comes and makes return thereof to the Court here thus endorsed to wit — Cepi John Addison Sheriff —

And the said Elizabeth Mulliken by John Rogers her Attorney comes and defends the force and Injury when and so forth and prays leave of the Court to Imparle hereunto untill next Court she hath it and the same day is given to the Plaintiff also —