to recognize and so forth because as well &c and thereupon for trying the issue aforesaid it is ordered by the Court here that twenty persons from the pannel of petit jurors drawn by ballot according to the act assembly in such case made and provided and thereupon the twenty persons being so drawn by ballot and written upon two lists one of which said lists is delivered to the counsel for the respective parties and the Counsel for each of the said parties having stricken out four persons for the said list thereupon the remaining twelve persons being called come to wit Francis W Hawkins Francis E Dunnington, Wilfred Manning, Thomas D Clagett Hugh Cox George Dyer Francis Sewall John P Parnham Edward Turner William H Smoot John F Gardiner & Daniel Jenifer who being empannelled and sworn to say the truth in the premises upon their oath do say that the said Humphrey Barnes did not pay to the said Henry H McPherson the said sum of money in the said bill obligatory in the declaration aforesaid mentioned together with all interest thereon due in manner as the said Henry H McPherson within by replying hath alledged and they do find the debt due to the said Henry H McPherson to be the sum of three hundred and forty eight dollars thirty six cents current money Therefore it is considered by the Court here that the said Henry H McPherson recover against the said Humphrey Barnes as well the sum of seven hundred dollars his damages aforesaid To be released on payment of the said sum of three hundred and forty eight dollars and thirty six cents the debt aforesaid by the Jurors aforesaid in form aforesaid found to be due with interest thereon from the twenty ninth day of august eighteen hundred and seventeen until paid or the sum of eleven dollars ninety one and two thirds cents by the Court now here adjudged unto the said Henry H McPherson for his costs and charges by him about his suit in this behalf laid out and expended and the said Humphrey Barnes in mercy &c.

Test John Barnes clk

Afterwards that is to say on the thirty first day of March in the year of our Lord one thousand eight hundred and twenty one the said Humphrey Barnes by his attorney aforesaid comes into the office of the clerk of Charles County Court and prays an appeal from the judgment aforesaid so as aforesaid rendered to the High Court of Appeals of the State of Maryland and it is granted him. Whereupon the said Humphrey Barnes by his attorney aforesaid files in Court here a certain writing obligatory commonly called an appeal bond and which is contained in the following words to wit.

Know all men by these presents that we Humphrey Barnes Alexander Matthews and Gustavus A Adams of Charles County in the State of Maryland are held and firmly bound unto Henry H McPherson use of Howard and Beatty of Charles County and State aforesaid in the full and just sum of two thousand dollars current money to be paid to the said Henry H McPherson or to certain attorney his executors administrators or assigns to which payment well and truly to be made we bind ourselves and every of us our and every of our heirs executors and administrators jointly and severally firmly by these presents sealed with our seals and dated this thirty first day of March in the year of our Lord one thousand eight hundred and twenty one. Whereas at a County Court begun and held at Charles Town in and for Charles County aforesaid on the third monday in august in the year of our Lord one thousand eight hundred and seventeen by the judgment of the same court recovered against the above bound Humphrey Barnes as well the sum of seven hundred dollars a certain debt as the sum of six dollars sixty six and two thirds cents by the said Court adjudged to the said Henry H McPherson as well for his damages sustained by occasion of the detention of that debt as for his costs and charges by him about his suit in that behalf laid out and expended whereof the said Humphrey Barnes is convict and so forth. And whereas also the said