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 twenty first day of July in the year of our Lord one thousand eight hundred and twenty eight. Whereas at a county court begun and held in and for Prince Georges county at April Term 1828 the above named Robert M'Crea and William Gregory by judgment of the same court recovered against the above bound Thomas Mundell as well the sum of eight hundred dollars current money for their damages which they had sustained by reason of the non performance of a certain promise and assumption by the said Thomas Mundell to them before that time made, as the sum of six dollars and eighty cents for their costs and charges by them in and about their said suit laid out and expended, whereof the said Thomas Mundell is convicted as appears of record from which judgment so as aforesaid rendered, the said Thomas Mundell has prayed an appeal to the next court of appeals. Now the condition of the above obligation is such that if the above bound Thomas Mundell shall not cause a transcript of the record and proceedings of the said judgment to be transmitted to the court of appeals, to be holden for the Western Shore within the time required by Law and prosecute the said appeal with effect, and also satisfy and pay unto the said Robert M'Crea and William Gregory their executors administrators or assigns in case the said judgment shall be affirmed, as well the damages and costs adjudged by the court aforesaid, as also all damages and costs that shall be awarded by the said court of Appeals, then this bond to be void and remain in full force and virtue, otherwise of no effect. Thomas Mundell (Seal)

Signed sealed and delivered in the presence of — Samuel Cox (Seal) Alexander Mundell (Seal)

In pursuance whereof, and of the act of Assembly in such case made and provided, a transcript of the proceedings in the plea aforesaid, with all things thereunto relating are hereby transmitted to the said court of appeals.

Test. Aquila Beall Clk.

Maryland, Prince Georges county sc. I hereby certify that the transcript and proceedings within contained are faithfully and truly taken and copied from the record of proceedings of Prince Georges county court. In Testimony whereof I (Seal) have hereunto subscribed my name and affixed the seal of said county court, this thirtieth day of July anno Domini 1828

Aquila Beall Clk of P.G. Cty.

And now come into the court of appeals here, as well the said Thomas Mundell by Alexander Mundell his attorney, as the said Robert M'Crea and William Gregory by Frederick D Stone their attorney: and thereupon on motion of the said Robert M'Crea and William Gregory by their attorney aforesaid, it is ruled by the court here, that the said Thomas Mundell assign

the errors in the record of proceedings aforesaid, or in the giving the judgment aforesaid, so as aforesaid brought before the court of appeals here, for correcting the errors supposed to be therein, or judgment by the court of appeals here will be entered against him in default thereof: And the said Thomas Mundell by his attorney aforesaid says, that in the record of proceedings aforesaid, and also in the giving of judgment aforesaid, there is manifest error in this, to wit, that by the record aforesaid, it appears that the judgment aforesaid in the plea aforesaid given, was given for the said Robert M'Crea and William Gregory against the said Thomas Mundell when by the law of the land that judgment ought to have been given for the said Thomas Mundell against the said Robert M'Crea and William Gregory, therefore in that there is manifest error; and he prays that the judgment aforesaid, for that error and others, being in the record of proceedings aforesaid, may be reversed, annulled, and held entirely as void, and that he the said Thomas Mundell may be restored to all things which he hath lost by occasion of the said judgment, and that the said Robert M'Crea and William Gregory may rejoin to the errors aforesaid and so forth: And thereupon it is ruled by the court of appeals here, that the said Robert M'Crea and William Gregory join in the errors by the said Thomas Mundell above assigned in the record of proceedings aforesaid, or judgment by the court of appeals here will be rendered against them in default thereof; and the said Robert M'Crea and William Gregory by their attorney aforesaid, say there is no error in the record of proceedings aforesaid, nor in the giving of the judgment aforesaid, and they pray that the court of appeals here will proceed to the examination as well of the record of proceedings aforesaid, as of the matters aforesaid, by the said Thomas Mundell above for error assigned, and that the said judgment may be in all things affirmed and so forth. Thereupon further process of and upon the premises, between the parties aforesaid is by virtue of an act of assembly in such case made and provided further continued before the court of appeals here, until the second Monday in June next; the same day is given to the said parties, there then to hear the judgment of the court of appeals here, of and upon the said premises and so forth. And which said second Monday in June being the eighth day of the said month in the year of our Lord one thousand eight hundred and twenty nine, come again into the court of appeals here, the parties aforesaid, by their attornies aforesaid: But because the court of appeals here are not yet advised what judgment to give of and upon the premises, a day therefore is further given to the parties aforesaid, with the consent of the said parties, by their attornies aforesaid, to come before the court of appeals here on the first Monday in December next, to hear the judgment of the court of appeals here, on the first Monday in December next, to hear the judgment of the court of appeals here, of and upon the premises, for that the court now