for the same, the said Sheriff to wit the said Joseph Wood Esquire did afterwards that is to say on the said second Monday of October in the year last aforesaid return to the said County Court that by virtue of the said writ to him directed for that purpose he had taken of the lands and tenements of the said David L Weems being in his bailiwick a part of a tract of land called Grantham lying and being in Calvert County aforesaid which remained in the custody of him the said Sheriff unsold for want of buyers so that he could not have those sums of money before the said Court at the day aforesaid as by the said writ he was commanded. And whereas also on the twentieth day of January in the year of our Lord one thousand eight hundred twenty five a certain other writ of the State of Maryland of Venditioni Exponas did issue forthwith of the said County Court to the said Sheriff of Calvert County directed, reciting premises as herein before set forth, whereby the said Sheriff was commanded that the said part of a tract of land so as aforesaid taken he expose to sale and the money therefrom arising he should have before the said Court to be held at Prince Frederick Town in said County on the second Monday of May then next to render unto the said James Duke the debt damages costs and charges aforesaid and all such costs as had accrued on the writ of fieri facias aforesaid and that he should have then and there that writ &c. And whereas also the said last mentioned writ came to the hands of the said Sheriff, and in pursuance of the command therein contained the said Sheriff after due notice being given, did on the twelfth day of April in the year of our Lord one thousand eight hundred and twenty five expose to public sale to the highest bidder the said tract or parcel of land aforesaid, and thereat the herein before named John I Brooke became the highest bidder and purchaser of the said part of a tract or parcel of land for the sum of twenty five dollars current money and hath since paid the said purchase money to the said Sheriff and is now desirous of obtaining a title to the said part of a tract or parcel of land in consequence thereof. Now this Indenture Witnesseth that for and in consideration of the premises and the sum of five dollars current money to the said Joseph Wood as late Sheriff of the County aforesaid on hand paid, at or before the sealing and delivery of these presents the receipt whereof is hereby acknowledged the said Joseph Wood as late Sheriff as aforesaid hath granted, bargained & sold and by these presents doth grant bargain and sell unto him the said John I Brooke his heirs and assigns the said part of a tract or parcel of land so as aforesaid on the writ of fieri facias aforesaid and so as aforesaid expose to sale by virtue of the Writ of Venditioni Exponas aforesaid with the appurtenances thereunto belonging: To have and to hold the same part of a tract or parcel of land with the appurtenances unto the said John I Brooke his heirs and assigns to the only proper use and behoof of him the said John I Brooke his heirs and assigns forever. In Witness whereof the said Joseph Wood as late Sheriff as aforesaid hath hereunto set his hand and affixed

his seal the day and year first herein before written.

Signed sealed and delivered
In the presence of
Mordecai Smith Saml Y Dorsey

Joseph Wood (Seal)
late Sheriff of Calvert County.

Maryland Calvert County ss

Be it remembered that on this 9th day of May in the year of our Lord one thousand eight hundred and twenty six personally appeared Joseph Wood Esquire late Sheriff of Calvert County before us the subscribers justices of the peace in and for the county aforesaid and acknowledged the aforegoing deed to be his act and deed and the land therein mentioned to be the right and estate of the therein named John I Brooke his heirs and assigns forever according to the true intent and meaning thereof and the acts of Assembly in such cases made and provided

Acknowledged before Mordecai Smith
Saml Y Dorsey

Recorded the 29th day of May 1826 & Examined pr William T Morsell Clk

I hereby certify that the foregoing is a true copy taken from Liber WSM No 5 folios 258 & 9 one of the land record books of Calvert County.

[L S] In Testimony whereof I hereto set my hand and affix the seal of Calvert County Court this 18th day of October A.D. 1833.

William Hance Clk

to prove the seizure and sale of the property therein mentioned by virtue of the fieri facias and Venditioni exponas before mentioned, whereupon the defendants by their Counsel objected to the recitals in said deed and prayed the opinion of the Court and their instruction to the Jury that the said deed as so offered and other testimony given in this cause are not sufficient evidence of the laying of the fieri facias upon the premises in question to entitle the Plaintiff to recover in this action, which instructed the Court accordingly gave; to which said instruction of the Court, the Plaintiff by his Counsel prayed leave to except and that the Court would sign and seal this bill of exceptions which is accordingly done this 17th day of October 1833.

Thos B Dorsey (Seal)
Chs I Kilgour (Seal)
T H Wilkinson (Seal)

and thereupon the said Richard Roe by his attornies aforesaid prays an appeal from the judgment so as aforesaid rendered to the Court of Appeals to be held for the Western Shore of the State of Maryland and the same is granted unto him, It is thereupon ordered by the Court here that a transcript of the record and proceedings with all things thereunto relating be transmitted to the said Court of Appeals to be held for the Western Shore of the State aforesaid and the same is transmitted accordingly.

Test
William Hance, Clk.