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their attorney aforesaid relinquishing the averment aforesaid above by them pretended say that they cannot deny the action aforesaid of the said State of Maryland so as aforesaid against them brought nor but that they owe to the said State of Maryland the said sum of nine thousand two hundred and twenty two dollars current money in manner and form aforesaid as the said State of Maryland above against them hath declared therefore it is considered by the Court here that the said State of Maryland recover against the said Stephen H. Gough Robert Manning and Lewis Williams as well the sum of nine thousand two hundred and twenty two dollars current money her debt aforesaid in form aforesaid confessed as also the sum of fifteen dollars and thirty three and one third cents by the Court here unto her the said State of Maryland on her assent adjudged for her damages which she hath sustained as well by reason of the detention of the said debt as for her costs and charges by her about her suit in this behalf laid out and expended and the said Stephen H. Gough Robert Manning and Lewis Williams in mercy and so forth.

Memorandum, Judgment rendered in this cause on this eighth day of April in the year of our Lord one thousand eight hundred and thirty six for nine thousand two hundred and twenty two dollars current money penalty and costs. To be released on payment of nine hundred and six dollars and seventy nine and four fifth cents with interest from the twenty fourth December eighteen hundred and thirty two till paid and costs & payments if any to be allowed stay execution until the first Thursday in next term.

Afterwards to wit on the thirty first day of January in the year of our Lord one thousand eight hundred and thirty seven the said Stephen H. Gough and Robert Manning by virtue and in pursuance of the premises of the act of Assembly in such case made and provided apply to and direct the clerk of Saint Marys county court to enter an appeal from the Judgment aforesaid so as aforesaid rendered to the court of Appeals to be held for the Western Shore of the State of Maryland which is accordingly done. Whereupon the said Stephen H. Gough and Robert Manning file in the office of the clerk of the said court a certain writing obligatory commonly called an appeal Bond which is in the words and of the tenor following to wit.

Know all men by these presents that we Stephen H. Gough Robert Manning Joseph Ford and William H. Dunkinson of Saint Marys county in the State of Maryland are held and firmly bound unto the State of Maryland in the full and just sum of twenty thousand dollars current money to be paid to the said State of Maryland or to its certain attorney 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 January in the year of our Lord one thousand eight hundred and thirty seven. Whereas at a county court begun and held at Leonard Town in and for Saint Marys county on the first Monday of March in the year of our Lord one thousand eight hundred thirty six the State of Maryland by the Judgment of said court recovered against the above bound Stephen H. Gough and Robert Manning and a certain Lewis Williams late of Saint Marys county gentlemen otherwise called Stephen H. Gough Robert Manning and Lewis Williams of Saint Marys county in the State of Maryland as well the sum

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of nine thousand two hundred and twenty two dollars current money a certain debt as the sum of fifteen dollars and thirty three and one third cents for her damages which she had sustained as well by reason of the detention of that debt as for her costs and charges by her about her suit in that behalf laid out and expended whereof the said Stephen H. Gough Robert Manning and Lewis Williams are convict as it appears of record from which said Judgment so as aforesaid rendered the said Stephen H. Gough and Robert Manning have prayed an appeal to the next court of Appeals to be held for the Western Shore. Now the condition of the above obligation is such that if the said Stephen H. Gough and Robert Manning 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 to the said State of Maryland or to its certain attorney in case the said Judgment shall be affirmed as well the debt damages and costs adjudged in the County court aforesaid as also all damages and costs that may be awarded by the Court of Appeals aforesaid then the said bond to be and remain in full force and virtue otherwise to be of no effect.

Signed sealed and delivered in the presence of Wm. T. Maddox. — S. H. Gough (Seal) R. Manning (Seal) Jo. Ford (Seal) & W. H. Dunkinson (Seal)

Which said bond and the securities therein are by the said clerk approved of. It is thereupon ordered that a transcript of the record and proceedings in the plea aforesaid with all things therein to relating be transmitted to the court of Appeals to be held for the western shore of the State of Maryland and the same are transmitted accordingly. Test, Jo. Harris, clerk.

Saint Marys county to wit, I hereby certify that the aforegoing is truly taken from the record of proceedings of Saint Marys county court.

(Seal) In Testimony whereof I have hereunto set my hand and affixed the seal of my office this tenth day of March in the year of our Lord one thousand eight hundred and thirty seven.

Jo. Harris, clerk St. Marys county court.

And now come into the court of Appeals here, as well the said Stephen H. Gough and Robert Manning by Luke W. Barber and John M. S. Landin their attorneys as the said State of Maryland by Benjamin G. Harris its attorney; and thereupon on motion of the said State of Maryland by its attorney aforesaid it is ruled by the court here that the said Stephen H. Gough and Robert Manning 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 them in default thereof. And the said Stephen H. Gough and Robert Manning by their attorneys aforesaid say 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 State of Maryland against the said Stephen H. Gough and Robert Manning, when by the law of the land, that judgment ought to have been given for the said Stephen H. Gough and Robert Manning against the said State of Maryland, therefore in that there is manifest error and they pray that the judgment aforesaid