well by occasion of the detention of the detention of the said Debt, as for his costs and charges by him about his suit, in this behalf expended, adjudged unto the same John Young by the Court here, with his assent, and the said Daniel Dukes ~~by his Attorney aforesaid~~ in Mercy &c. And thereupon the said Daniel Dukes by his Attorney aforesaid prays an Appeal from the judgment aforesaid, so as aforesaid rendered to the Court of Appeals of the State of Maryland to be held for the Eastern Shore of said State and it is granted him; Whereupon the said Daniel Dukes 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 Daniel Dukes, Levi Dukes and Thomas Saulsbury, all of Caroline County are held and firmly bound unto John Young use of Longstreth & Baily in the full & just sum of Five thousand Dollars current money of Maryland to be paid to the said Young for the use of Longstreth & Baily his certain Attorney, executors, administrators or assigns, to the payment whereof well and truly to be made and done; we bind ourselves ours heirs, executors and administrators, Jointly and Severally, firmly by these presents, sealed with our seals, and dated this thirteenth day of October in the year of Our Lord eighteen hundred and twenty. Whereas at a County Court of the State of Maryland holden for Caroline County, at Denton in the said County, before the Judges thereof, at the October Term of the said Court, in the year of Our Lord eighteen hundred and twenty, the said Young for the use of Longstreth & Baily obtained a judgment against the said Daniel Dukes as well for the sum of Eight hundred and forty six Dollars & five cents cents & one fourth of a cent current money of Maryland debt, as for the costs of suit & interest to be taxed on the debt from the date of the bill filed in the Case until paid; by which said judgment the said Daniel Dukes deems himself aggrieved and therefrom hath appealed to the Court of Appeals of the State of Maryland to be holden for the Eastern Shore of the said State at Easton. The Condition, thereof of the foregoing obligation is such, that if the said Daniel Dukes Appellant, shall not pursue the directions of an act of Assembly, entitled, "an act for regulating writs of error, and granting Appeals from and to the Courts of Common law within this province," at the next Court ensuing before whom the Appeal aforesaid ought to be tried, and prosecute the same Appeal with effect, and also satisfy and pay to the said Young use of Longstreth & Baily his executors, administrators or assigns in Case the said judgment shall be affirmed, as well all damages for the debt interest and costs, adjudged by the Court before whom the action aforesaid was first brought and from whose judgment the appeal aforesaid was made, as also all costs & damages that shall be awarded by the Court before whom the Appeal aforesaid shall be heard tried and determined, then the said obligation to be and remain in full force & virtue in law, otherwise of no effect. Daniel Dukes (Seal) Levi Dukes (Seal) Th. Saulsbury (Seal). Signed sealed and delivered in the presence of Geo. A. Smith." Which being read & heard and the securities in the said bond being by the Court here approved, it is therefore ordered by the said Court here, that the record and proceedings aforesaid in the plea aforesaid, with all things thereunto relating be transmitted to the said Court of Appeals of the said State and the same are transmitted to the said Court accordingly. Test. T. Richardson Clk.

Memorandum. Judgment was confessed in this action on the tenth day of October in the year of Our Lord One thousand eight hundred and twenty for the Debt & costs of suit, with Interest on the Debt from the 10th day of February 1819 till paid & the said costs of suit with an agreement that all payments should be allowed. T. Richardson Clk. —

Caroline County to wit, I hereby Certify that the aforegoing is a true copy taken from the record of proceedings of the County Court of Caroline. In testimony whereof I do this exemplification hereunto set my hand & affix the seal of the County aforesaid, this ninth day of November in the year of Our Lord One thousand eight hundred & twenty. T. Richardson Clk. of Caroline County Court. (Seal of Caroline County Court)

And now Come into the Court of Appeals here as well the said John Young by John Brown Esqr his Attorney as the said Daniel Dukes by John Leeds Kerr Esqr his Attorney — And the said Daniel Dukes 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 John Young against the said Daniel Dukes, whereby the law of the land that judgment ought to have been given for the said Daniel Dukes against the said John Young, 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 totally as void and that he the said Daniel Dukes may be restored to all things which he hath lost by occasion of the said Judgment; and that the said John Young may rejoin to the errors aforesaid &c. —

And the said John Young by his Attorney aforesaid, says there is no error in the record of proceedings aforesaid nor in the giving of the Judgment aforesaid and he prays 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 Daniel Dukes above for error assigned, and that the said judgment may be in all things affirmed &c. And thereupon all the process of and upon the premises, between the parties aforesaid is by virtue of an act of Assembly in such case made & provided continued before the Court of Appeals here until the first 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 &c. And now at this day to wit; the said first Monday in June being the fourth day of the said Month in the year of Our Lord One thousand eight hundred and twenty one come again into the Court of Appeals here the parties aforesaid, by their Attorneys aforesaid. Whereupon as well the record of proceedings aforesaid and the Judgment given in form aforesaid, as the Matters aforesaid by the said Daniel Dukes above for error assigned, being seen, and by the Court of Appeals here fully understood, and Mature deliberation thereupon had; for that it appears to the Court of Appeals here, that there is no error in the record of proceedings aforesaid, nor in the giving of the Judgment aforesaid: therefore it is considered by the Court of Appeals here that the judgment aforesaid, given in form aforesaid, be in all things affirmed, and stand in full force & effect, the said Causes for error above assigned and alledged in any wise notwithstanding; and it is further considered by the Court here that the said John Young have execution against the said Daniel Dukes, as well for the Debt damages costs and charges aforesaid adjudged unto him in the said County Court of Caroline as also for the sum of Nine dollars thirty eight cents & one third of a cent adjudged unto the said John Young by the Court of Appeals here in his Absent for his costs and charges which he hath sustained by occasion of the delay of the execution of the judgment aforesaid, by pretext of the prosecution of the said Appeal by the said Daniel Dukes for the Correcting of errors, and upon the premises as aforesaid prosecuted &c. — Memorandum. Judgment was affirmed in this Case on the fourth day of June Eighteen hundred & twenty one, and execution awarded for the sum of Eight hundred & forty six dollars five & a quarter cents with Interest thereon from the Ninth of February Eighteen hundred and Nineteen till paid & $8.46 costs in County Court & $9.38⅓ cents costs in Court of Appeals. But execution is stayed until the first of March next. — Attest James Parrott Clerk. —

And be it remembered, that on the Ninth day of August in year of Our Lord Eighteen hundred and twenty two, the said John Young by John Brown Esquire his Attorney prosecuted and sued forth out of the Court of Appeals here of and upon the Judgment aforesaid so as aforesaid in said Court of Appeals affirmed, a writ of the State of Maryland of Fieri facias to the Sheriff of Caroline County directed, in the words & figures and of the tenor following to wit,

The State of Maryland, To the Sheriff of Caroline County Greeting: Whereas at a County Court, begun and held at Denton in and for Caroline County, on the second Monday of October in the year of Our Lord 1820, a certain John Young, by consideration of the same Court, did recover Judgment against a certain Daniel Dukes for as well the sum of eight hundred & forty six dollars, five and a quarter cents, current Money a certain debt as the sum of Six dollars & forty eight cents which unto the said John Young was by the said County Court adjudged, as well for his damages which he had 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 & expended, whereof the said Daniel Dukes is convicted, as by the record and proceedings of the said County Court, which was lately caused to be brought into the Court of Appeals held for the Eastern Shore of the said State at Easton, in Talbot County, for certain causes of error in the same to be corrected is manifested And whereas also afterwards to wit, in the said Court of Appeals held for the Eastern Shore of the said State, at Easton, in Talbot County, on the first Monday of June in the year of our Lord 1821, the said John Young did recover Judgment against the said Daniel Dukes for One other sum of nine dollars thirty eight and one third cents which unto the said John Young was by the said Court of Appeals adjudged for his costs & charges which he had sustained by reason of the delay of the execution of the Judgment aforesaid by pretence of prosecuting an Appeal said upon the said Judgment by the said Daniel Dukes before the said Court of Appeals whereon that judgment was by the said Court of Appeals in all things affirmed as by the record & proceedings of the said Court of Appeals Manifestly appears. We therefore command you, That of the goods & chattels lands & tenements of the said Daniel Dukes, being in your bailiwick you cause to be made & levied the debt damages, costs and charges aforesaid and have you those sums of Money before the said Court of Appeals to be held for the Eastern Shore of the said State at Easton, in Talbot County on the last Monday of November next, to satisfy unto the said John Young, the debt, damages, costs and charges aforesaid. Hereof fail not at your peril