the date hereof on or before the first day of January 1818. George Dashiell (Seal) John Dashiell (Seal)

Testa Thomas Philips

Whereupon the said George Dashiell by his Attorney aforesaid Comes and defends the force & injury when &c. And says that he cannot deny the actions aforesaid of the said Thomas W Handy so as aforesaid against him brought nor can he deny but that he owes to the said Thomas W Handy the said sum of eighteen hundred & forty dollars and fifty cents Current Money in manner & form as the said Thomas W Handy above against him hath declared, and thereupon the said Thomas W Handy prays Judgment for his said debt so confessed, together with his damages which he has sustained as well by reason of the detention of that debt as for his costs & charges by him about his suit in that behalf to him to be adjudged &c. Therefore it is considered by the Court here that the said Thomas W Handy recover against the said George Dashiell as well the sum of Eighteen hundred and forty dollars & fifty cents Current Money his debt aforesaid in form aforesaid confessed with Interest thereon from the first day of January eighteen hundred and fifteen until paid for his damages which he had sustained and well sustain by reason of the detention of that debt as the sum of five dollars Ninety six cents and two thirds of a cent like money for his costs and charges by him about his suit in that behalf expended, and adjudged unto the said Thomas W Handy by the Court here with his assent, and the said George Dashiell in Mercy &c.

Memorandum. Judgment confessed the first day of June One thousand eight hundred & nineteen for debt & costs tax interest payments if any to be allowed. Test, John Done Clk.

And thereupon the said George Dashiell 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 at Easton and it is granted him. Whereupon the said George Dashiell 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 George Dashiell, George D Atkinson & John H. Anderson of Somerset County in the State of Maryland are held & firmly bound unto Thomas W Handy of the County and State aforesaid, in the full & just sum of four thousand dollars current money to be paid to the said Thomas W Handy or his 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 our heirs Executors administrators, jointly and severally firmly by these presents sealed with our seals and dated this ninth day of December in the year of our Lord One thousand eight hundred and Nineteen. Whereas at a County Court begun and held at Princess Anne Town, in and for the County of Somerset, on the fourth Monday in May in the year of our Lord One thousand eight hundred and Nineteen the above named Thomas W Handy by the Judgment of the said Court recovered against the above bound George Dashiell (of John) the sum of Eighteen hundred & forty dollars & fifty cents Current Money for his debt, and also his costs & charges by him about his suit in that behalf laid out & expended where of the said George Dashiell (of Jno) is convicted &c. Now the condition of the above obligation is such that if the above bound George Dashiell (of Jno) shall not pursue the directions of the 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 of Appeals to be held for the Eastern Shore and prosecute the same writ with effect, and also satisfy and pay unto the said Thomas W Handy his executors administrators or assigns in case the said Judgment shall be affirmed as well all & singular the debt damages and costs adjudged by the County Court aforesaid, as also all costs and damages that shall be awarded by the said Court of Appeals then this bond to be void and remain in full force & virtue in law otherwise to be of no effect.

Signed Sealed & delivered in the presence of Isaac Bayly. George Dashiell (Seal) Geo. D Atkinson (Seal) John H Anderson (Seal)

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 & 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 John Done Clk.

State of Maryland Somerset County to wit, I John Done Clerk of Somerset County in the State of Maryland do hereby Certify that the foregoing transcript is truly taken from the record of Somerset County Court now remaining in my office.

Seal of Somr. Coty Court. In Testimony whereof I have hereto set my hand and affixed the public seal of my office this first day of June in the year of our Lord One thousand eight hundred & twenty. John Done Clk of Somr. Coty Court.

And now come into the Court of Appeals here as well the said Thomas W Handy by Ephraim K Wilson Esquire his Attorney, as the said George Dashiell by Isaiah Bayly Esquire his Attorney, and the said George Dashiell 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, viz, that by the record aforesaid it appears that the Judgment aforesaid in the plea aforesaid given, was given for the said Thomas W Handy against the said George Dashiell, when by the laws of the land that judgment ought to have been given for the said George Dashiell against the said Thomas W Handy; 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, & held entirely as void, and that the said George Dashiell may be restored to all things which he hath lost by occasion of the said judgment; and that the said Thomas W Handy may rejoin to the errors aforesaid &c. And the said Thomas W Handy 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 George Dashiell above for error assigned, and that the said judgment may be in all things Affirmed &c. But because the Court of Appeals here are not advised what judgment to give of and upon the premises, day therefore is given to the parties aforesaid before the Court of Appeals here until the last Monday in November next, to hear the judgment of the Court of Appeals here of and upon the premises, for that the Court now here, thereof are not advised &c. At which said last Monday in November being the twenty seventh day of the said Month in the year of our Lord One thousand eight hundred and twenty come again into the Court of Appeals here the parties aforesaid, by their Attornies aforesaid; 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 first Monday of June next; the same day is given to the said parties there then to hear the Judgment of the Court of Appeals here of & 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 Attornies aforesaid. Whereupon as well the record of proceedings aforesaid, and the judgment given in form aforesaid, as the Matters aforesaid by the said George Dashiell above for error assigned, being seen, and by the Court of Appeals here fully understood, and matters 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 and effect, the said Causes for error above assigned and all & singular in any wise notwithstanding; and it is further considered by the Court of Appeals here that the said Thomas W Handy, have execution against the said George Dashiell as well for the debt damages costs and charges aforesaid adjudged unto him in the said County Court of Somerset as also for the sum of Nine dollars & fifteen cents adjudged unto the said Thomas W Handy by the Court of Appeals here in his absence for his costs & charges which he 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 George Dashiell for the correcting of errors & upon the premises as aforesaid prosecuted &c.

Memorandum. Judgment was affirmed in this Case on the 7th day of June 1821, and execution awarded for the sum of $1840.50 with Interest thereon from the 1st day of Jany 1816 till paid & $5.96⅔ costs in County Court and $9.15 costs in Court of Appeals. Attest James Parrott. Clerk.

And be it, remembered that on the twenty fifth day of April 1822, the said Thomas W Handy by Ephraim K Wilson Esquire his Attorney prosecuted and sued forth out of the Court of Appeals here of and upon the Judgment aforesaid so as aforesaid in the said Court of Appeals affirmed a writ of the State of Maryland of Fieri facias to the Sheriff of Somerset County directed in the words & figures & tenor following to wit,

The State of Maryland, To the Sheriff of Somerset County Greeting: Whereas at a County Court begun and held at Princess Anne in and for Somerset County, on the fourth Monday of May in the year of our Lord 1819, a certain Thomas W Handy, by consideration of the same Court, did recover judgment against a certain George Dashiell (of John) for as well the sum of Eighteen hundred and forty dollars & fifty cents current Money, a certain debt as the sum of five dollars, ninety six and two thirds cents which unto the said Thomas W Handy 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 & charges by him about his suit in that behalf laid out & expended, Where of the said George Dashiell is convicted as by the record & 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 manifest: 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 Thomas W Handy did recover judgment against the said George Dashiell (of John) for one other sum of Nine dollars and fifteen cents which unto the said Thomas W Handy was by the said Court of Appeals