although thereto afterwards often requested, the said sum of money or any part thereof unto the same Obed yet hath not rendered or paid; but hitherto altogether hath refused and still doth refuse to the damage of the same Obed five hundred dollars current money of Maryland and he thereupon brings this suit &c.

Atta Spence for pltff. — pledges &c. John Doe & Richard Roe.

Know all men by these presents that we Geo P. Jones Daniel Whitney & William Morris both of Somerset County and State of Maryland are held and firmly bound to Obed Bayley of Dearborn County in the State of Indiana in the sum of six hundred and fifty four dollars current money of Maryland to be paid to the said Obed Bayly or his certain Attorney executors administrators or assigns which payment well and truly to be made we bind ourselves and each of us and each of our heirs executors & administrators firmly by these presents sealed with our seals & dated this first day of June in the year of our Lord one thousand eight hundred and twenty. The Condition of the above Obligation is such that if the above bounden George P. Jones or his heirs executors or administrators do and shall well and truly pay or cause to be paid to the above named Obed Bayly his executors administrators or assigns the just and full sum of three hundred and twenty seven dollars and fifty cents current money of Maryland with interest thereon from the 24th day of April 1817 until paid it being his part of money and him for his fathers real estate agreeable to the valuation and order of Somerset County Court, then the above obligation to be void and of none effect; otherwise to remain in full force and virtue in Law. Geo P. Jones (Seal) Daniel Whitney (Seal) Wm Morris (Seal)
Signed sealed & delivered in the presence of Joseph Cottman - Malay his mark Sadler

Whereupon the said George P. Jones come and defend the force and injury when &c and says that they cannot deny the said action of the said Bailey so as aforesaid against him brought, nor can he deny but that he owes to the said Obed Bailey the said sum of six hundred and fifty four dollars current money in manner and form as the said Obed above against him has complained; and thereupon the said Obed Bailey pray Judgment for his said debt so confessed together with his damages which he hath sustained, as well by reason of the detention of that debt as for his costs and 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 Obed Bailey recover against the said George P. Jones as well the sum of six hundred & fifty four dollars current money his debt aforesaid in form aforesaid confessed: to be released on payment of three hundred and twenty seven dollars and fifty cents current money, with interest thereon from the twenty fourth day of April one thousand eight hundred and seventeen until paid for his damages which he has sustained & will sustain by reason of the detention of that debt, as the sum of five dollars & ten cents like money for his costs and charges by him about his suit in that behalf laid out and expended and adjudged unto the said Obed Bailey by the Court here with their assent and the said George in mercy &c.

Memorandum. Judgment was confessed in this action on the twenty eighth day of November in the year of our Lord one thousand eight hundred & twenty one for penalty of bond and costs to be released on payment of principal, interest & costs payment if any to be allowed. Principal debt six hundred and fifty four dollars to be released on payment of three hundred and twenty seven dollars & fifty cents



with interest thereon from the twenty fourth day of April eighteen hundred & seventeen. And thereupon the said George P. Jones by his Attorney aforesaid prays that he may appeal from the judgment aforesaid of the Court here so as aforesaid rendered to the Court of Appeals of the State of Maryland to be holden for the Eastern Shore of the said State and to them the same is granted by the Court here; whereupon the said George does exhibit to the Court here an appeal bond entered into by himself and two sureties which by the Court here are approved of the tenor whereof ensueth in the following words. Know all men by these presents that we George P. Jones, Benjamin Bayly & Robert Jones of Md, are held and firmly bound unto Obed Bailey in the full and just sum of seventeen hundred dollars current money of Maryland to be paid to the said Obed Bailey his attorney executors administrators or assigns; to the payment whereof well and truly to be made and done we bind ourselves our heirs executors and administrators, jointly and severally firmly by these presents, sealed with our seals and dated this fifth day of December in the year of our Lord eighteen hundred and twenty one. Whereas at a County Court of the State of Maryland holden for Somerset County at Princess Anne Town in the said County before the Judges thereof, at the November Term of the said Court in the year of our Lord eighteen hundred and twenty one, the said Obed Bailey obtained a judgment against the said George P. Jones, as well the sum of Six hundred and fifty four dollars current money of Maryland a certain debt; as for the sum of six dollars for his costs of suit by which said judgment the said George P. Jones deems himself aggrieved and thereupon hath appealed to the Court of Appeals of the State of Maryland to be holden for the Eastern Shore of the said State. The condition therefore of the foregoing obligation is such, that if the said George P. Jones 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 or when the appeal aforesaid ought to be tried and prosecute the same Appeal with effect; and also satisfy and pay to the said Obed Bailey his executors administrators or assigns in case the said judgment shall be affirmed, as well all and singular the debt damages & 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 and damages that shall be awarded by the Court before whom the appeal aforesaid shall be heard tried & determined then the said obligation to be and remain in full force and virtue in law, otherwise of no effect. — Geo. P. Jones (Seal) Benjamin Bayly (Seal) Robert Jones (Seal)
Signed, sealed and delivered in the presence of E. K. Wilson.

Thereupon it is ordered by the Court here that a record of the proceedings aforesaid with all things thereunto relating be transmitted to the Court of Appeals of the State of Maryland to be holden at Easton on the first Monday of June next, and they are transmitted accordingly.

I hereby certify that the foregoing transcript is truly taken and copied from the records of Somerset County Court, wherein the original proceedings are deposited and entered of record. In Testimony whereof I have hereto set my hand and affixed the seal of Court. public seal of my Office this thirty first day of May Eighteen hundred & twenty two. John Done Clk Somt County Court.

And now come into the Court of Appeals here as more the said Obed Bailey by Atta Spence his attorney as the said George P. Jones by Ephraim K. Wilson Esquire his Attorney; and the said George P. Jones by his Attorney aforesaid says that in the record of