directed, make return to the Court here of thesaid Writ thus indorsed. Copia John Bennett Sheriff." And thesaid Thomas Martin Junior being called appears in Court here by John L. Herr, Esquire his atty and thereupon on motion of thesaid Machey by his Attorney aforesaid it is ordered by the Court here that thesaid Martin give special bail to the plea aforesaid; Whereupon a certain Joseph Dowden of Talbot County comes here into Court in his own proper person and becomes pledge & bail for thesaid Martin, that if it should happen that thesaid Martin shall be convicted, at the suit of thesaid Machey in the plea aforesaid then thesaid Joseph Dowden consents that all such debt damages costs and charges as shall be adjudged unto thesaid Machey in this behalf shall be made of his body lands and chattels and levied to the use of thesaid Machey, if it shall happen that thesaid Martin shall not pay the debt, damages, costs and charges or render himself to the prison and custody of the Sheriff of the County aforesaid on that occasion Whereupon day is given as well to the aforesaid Machey as to the af. Martin until the next Court. At which said next Court, to wit, the second Monday in November eighteen hundred and twelve it being the ninth of the same month comes here into Court the parties aforesaid by their Attorneys aforesaid and the af. Machey by his Attorney aforesaid affiles his Declaration in the plea aforesaid, in the words and figures following

Talbot County to wit: Thomas Martin the younger late of Talbot County, Gentleman, was summoned to answer unto William Machey in a plea that he render unto him the sum of One hundred and seventy dollars and thirteen Cents money of account of the United States of America of the value of Sixty three pounds fifteen shillings and eleven pence and seven tenths of a penny current money of Maryland, which from him he unjustly detains and so forth. And Whereupon the same William Machey by Thomas James Bullitt his attorney, says, that the same Thomas Martin on the sixteenth day of February, in the year of our Lord eighteen hundred & eleven at the County aforesaid by his certain Bill obligatory, which sealed with the seal of the said Martin, thesaid Machey here into Court doth bring the date whereof is the same day and year aforesaid acknowledged himself to owe and be justly indebted unto the said Machey in the aforesaid sum of one hundred and seventy dollars & thirteen cents money of account of the United States of America for value of him received to be paid to thesaid Machey whenever after he thesaid Martin should be thereto required with legal Interest thereon from the date of thesaid bill until paid, to the payment whereof well and truly to be made thesaid Martin bound himself his Heirs Executors & administrators firmly by thesaid Bill obligatory And thesaid Machey doth aver that the said sum of dollars and cents on the day and year aforesaid was ever since that time hath been and yet is of the value of sixty three pounds fifteen shillings and eleven pence and seven tenths of a penny current money of Maryland, to wit at the County aforesaid whereof thesaid Martin on that day and ever afterwards there had notice Nevertheless thesaid Martin although thereto afterwards often required thesaid sum of Dollars & cents or Interest or any part thereof, or the said value or any part thereof unto thesaid Machey yet hath not rendered or paid but the same sum of Dollars and cents or Interest or any part thereof or thesaid value or any part thereof to render or pay unto thesaid Machey thesaid Martin hitherto altogether hath refused and yet doth refuse to the damage of thesaid Machey One hundred pounds current money of Maryland & therefore he brings this suit and so forth. John Doe

Thomas James Bullitt Jr. Esq. — pledges and so forth. Richard Roe

The writing obligatory mentioned in the foregoing Declaration is in the words & figures following

On demand I promise and oblige myself my heirs Ex.rs & adm.rs to pay unto William Machey him or his heirs Ex.rs Administrators or assigns the just and full sum of One hundred and seventy dollars thirteen Cents of current money of Maryland with legal Interest thereon until paid for value of him rec.d As Witness my hand and seal this 16th of February eighteen hundred and eleven. Test. Thomas Martin Jr. (Seal) Test George Seinking.

On the back of the foregoing Bill was the following endorsement, viz.t

For value received I hereby assign transfer & set over unto James Neall all my right title &

claim of and to the within Note and Interest and do hereby Guarantee the same to be good. Witness my hand this twenty day of April 1812. Test W. Wandford. Wm. Machey (Seal)

Whereupon the af. Machey prays by his attorney, that the af. Martin may be laid under a rule to plead his plea to the declaration af. thereupon the af. Martin prays leave of the Court to imparle until the next Court and he hath it, the same day is given to the af. Machey also. And now here to wit, the fourth Monday in May eighteen hundred and thirteen, comes here again into Court the parties af. by their Attorneys af. and the af. Martin by his attorney defends the force & injury when &c. and doth not that he cannot gainsay the action af. of thesaid William Machey, nor can he deny but he owes unto the af. Machey the af. sum of One hundred and seventy dollars and thirteen cents current money in manner and form as thesaid Machey above against him hath complained, therefore it is considered by the Court here that thesaid Machey recover against thesaid Martin as well the sum of One hundred and seventy Dollars, current money his Debt af. in form af. acknowledged, as the sum of seven Dollars and seventy five cents for his Damages which he hath sustained, as well by occasion of the detention of that Debt, as for his costs & charges by him about his suit in this behalf expended, adjudged unto thesaid Machey by the Court here with his assent thedaid Martin in mercy &c. S. Lowchenman Clk.

And thereupon thesaid Martin by his Attorney aforesaid prays that he may appeal from the Judgment af. of the Court here so af. rendered to the high Court of Appeals, and to him the same is granted by the Court now here, Whereupon thesaid Martin exhibits to the Court here an Appeal Bond entered into by himself and his securities which by the Court here are approved of the tenor whereof ensues as follows. Know all men by these presents that we Thomas Martin Junior William Thomas & Richard Harwood of Talbot County are held and firmly bound unto William Machey for the use of James Neall in the full and just sum of Two hundred & fifty pounds current money of Maryland, to be paid to thesaid William Machey for — use af. his Executors, Administrators or assigns, to the payment whereof well and truly to be made & done we bind ourselves our Heirs Executors and administrators, jointly and severally firmly by these presents sealed with our seals and dated this 25th day of May in the year of our Lord eighteen hundred and thirteen. Whereas at a County Court of the State of Maryland, holden for Talbot County at Easton in thesaid County before the Judges thereof at the May Term of thesaid Court in the year of our Lord eighteen hundred and thirteen thesaid William Machey for the use of James Neall obtained a Judgment against thesaid Thomas Martin Jun.r as well the sum of One hundred and seventy dollars and thirteen cents as for the legal costs of suit with Interest to be taxed on thesaid Debt according to the tenor of Bill obligatory af. filed in this suit, by which said Judgment thesaid Thomas Martin Jun.r deems himself aggrieved & therefrom 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 thesaid Thomas Martin Jun.r Appellant shall not pursue the directions of an act of Assembly entitled an act for regulating Writs of error and granting appeals from 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 William Machey for the use of James Neall his Executors, administrators or assigns, in case thesaid Judgment shall be affirmed as well the said principal the debt, damages & costs adjudged by the Court before which the Action af. 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 and determined, then thesaid Obligation to be void & remain in full force and virtue in law otherwise to be of no effect. Thos. Martin Jr. (Seal) Wm. Thomas (Seal) Rich.d Harwood (Seal) Signed, sealed & delivered in the presence of John L. Herr.

Therefore it is ordered by the Court here that the record of the proceedings aforesaid with all things thereunto relating be transmitted to the high Court of Appeals of the State of Maryland to be held at Easton in Talbot County on Monday the seventh day of June instant and they