jointly by these presents, sealed with our seals and dated this seventeenth day of November in the year of our Lord eighteen hundred and twelve, 1812. Whereas at a County Court of the State of Maryland, begun and held for Talbot County at Easton in the said County, upon the third Tuesday thereof, at the November Term of the said Court in the year of our Lord Eighteen hundred and twelve, the said William Whitely hath obtained a Judgment against the said William B. Smith, for the sum of eight hundred and seventy one pounds, eight shillings current money of Maryland a certain Debt, and also for the sum of seven Dollars and seventy five cents for his damages which he hath sustained, as well by occasion of the detention of the said Debt, as for his Costs and charges by him put to, in the prosecution of the said suit, as appears by the said Judgment, by which said Judgment the said William B. Smith doth deem himself aggrieved and therefore 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 William B. Smith the appellant shall not pursue the directions of an Act of Assembly, entitled An Act for regulating Courts of error, & 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 William Whitely his executors, administrators or assigns in case the said Judgment shall be affirmed, as well all and singular the Debt, Damages and Costs adjudged by the Court before whom the action aft. was first brought, and from whose Judgment the appeal aft. was made, as also all Costs and Damages that shall be awarded by the Court before whom the appeal aft. shall be heard tried and determined, then the said Obligation to be void and remain in full force & virtue in Law, otherwise of no effect — Wm B. Smyth (Seal) William Whitely by (Seal) Joseph Martin (Seal) Signed, sealed and delivered in the presence of Nt. Hammond. —

Thereupon it is ordered by the Court here, that a Record of the proceedings aforesaid with all things thereto relating be transmitted to the high Court of Appeals of the State of Maryland to be held on the last Monday of November next, and they are transmitted accordingly —

State of Maryland Talbot County, to wit: In Testimony that the foregoing Record is a true and perfect Copy from the Record of Proceedings of Talbot County Court — I have hereto set my hand & affixed the seal of my office this 19th day of Nov. 1812.

(Seal of the Talbot County Court) Lowchenan Clk of Tal. City C.t

And now comes into the Court of Appeals here as well the said William B. Smyth by Nicholas Hammond Esquire his Attorney, as the said William Whitely by John Nic. Emory Esquire his Attorney; and thereupon on motion of the said William Whitely by his attorney aforesaid it is ruled by the Court here, that the said William B. Smyth assign the errors in the record & proceedings of the Judgment aforesaid a Judgment by the Court here will be rendered against him in default thereof. And the said William B. Smyth by his Attorney aforesaid saith, that in the record and 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 William Whitely against the said William B. Smyth, when by the law of the land that Judgment ought to have been given for the said William B. Smyth against the said William Whitely, therefore in that there is manifest error and he prays that the Judgment aforesaid for that error and others being in the record and proceedings aforesaid may be reversed annulled and held utterly as void, and that he the said William B. Smyth may be restored to all that he has lost by occasion of the said Judgment, and that the said William Whitely may rejoin to the errors aforesaid &c. And the said William Whitely by his attorney aforesaid says, there is no error in the record and proceedings aforesaid, nor in the rendition of the Judgment aforesaid, and prays likewise that the Court here may proceed to the examination as well of the record and proceedings aforesaid, as of the matters aforesaid by the said William B. Smyth above for errors assigned, and that the said Judgment may be in all things affirmed &c. Whereupon it is ruled by the Court here that the matters in Controversy between the parties aforesaid be argued and fully discussed as well on the part of the said

B. Smyth, as on the part of the said William Whitely before the Judges of the Court here &c. thereupon further process of and upon the premises aforesaid between the parties aforesaid, by consent of the said parties by their attorneys aforesaid, and by order of the Court here thereon is continued till the first Monday of June next. At which day to wit, the first Monday of June Eighteen hundred and thirteen comes again into the Court of Appeals here the parties aforesaid by their Attorneys aft. thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties by their attorneys aforesaid, and by order of the Court here thereon is further continued until the last Monday of November next — At which day to wit, the last Monday of November Eighteen hundred and thirteen comes again into the Court of Appeals here the parties aforesaid, by their Attorneys aforesaid thereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties by their attorneys aforesaid and by order of the Court here thereon is further Continued until the first Monday of June next. And now here, at this day, to wit, the first Monday of June Eighteen hundred and fourteen, come again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid; Whereupon as well the record and proceedings aforesaid, and the Judgment given in form aforesaid, as the matters aforesaid by the said William B. Smyth above for errors assigned, being seen and fully understood by the Court here, and mature deliberation thereupon had, for it appears to the Court here that there is no error, either in the Record and proceedings aforesaid or in the giving Judgment aforesaid, therefore it is considered by the Court 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 & alledged in anywise notwithstanding, and it is further considered by the Court here that the said William Whitely have Execution against the said William B. Smyth, as well for the debt, damages, costs & charges aforesaid, as adjudged unto him in the said County Court of Talbot, as also the sum of thirteen Dollars, eleven Cents and two thirds of a Cent, adjudged unto the said William Whitely by the Court here for his Damages, Costs and Charges which he hath sustained by occasion of the delay of the execution of the Judgment aforesaid by pretence of the prosecution of the said Appeal by the said William B. Smyth of and upon the premises aforesaid prosecuted.

Memorandum. Judgment was affirmed in this cause on the eighth day of June Eighteen hundred and fourteen.

Test Samuel Sharp Clk.

Peregrine Wroth against Wm Wroth's Lessee

Be it Remembered that on the first Monday of November Eighteen hundred and twelve the Chief Justice and Associate Justices of Kent County Court, in pursuance of the act of Assembly in such case made and provided, transmit to the Court of Appeals here the record & proceedings of a plea which was lately depending before them in the said County Court between John Dunn, lessee of William Wroth Plaintiff, and Peregrine Wroth, Defendant, and wherein the said County Court gave Judgment for the said Peregrine Wroth, against the said John Dunn Lessee as aforesaid, and from which said Judgment the said John Dunn Lessee as aforesaid prayed an Appeal unto the Court of Appeals here, the tenor of which said record & proceedings is in form following to wit: (1) "Kent County ss. At a County Court of the second judicial district of the State of Maryland, begun and held at the Court House, in the Town of Chester in and for Kent County aforesaid, on the third Monday of September, being the twenty first day of the same month, in the year eighteen hundred and twelve, and in the thirty seventh year of the Independence of the United States of America. Were present. The Hon.ble Richard Tilghman Earle Esquire Chief Judge Samuel Sumner and Thomas Worrell Esquires associate Judges.

Benjamin Chambers Clerk

Edward Wilkins Esquire Sheriff and

In the record of proceedings of the said Court amongst others were the following to wit:

William Wroth's Lessee vs. Peregrine Wroth — Be it remembered that heretofore, to wit, on the fifth day of September Eighteen hundred and eleven John Dunn Lessee of William Wroth

Ejectment in for forfeiture