Continued until the first Monday of June next. And now here at this day, to wit, the last Monday of May eighteen hundred and fifteen, being the day to which the Court of Appeals here by virtue of an Act of the General Assembly in such case made and provided was changed, continued and adjourned, come again into the said Court of Appeals 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 McDaniel 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 of 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 & 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 Adam B. Kyle, surviving as aforesaid have execution against the said William McDaniel as well for the Damages Costs & charges aforesaid as adjudged unto him in the said County Court of Kent; also the sum of three dollars seventy eight and one third Cents, adjudged unto the said Adam B. Kyle, surviving as aforesaid for his Costs and charges which he hath sustained by reason of the delay of the execution of the Judgment aforesaid by pretence of the prosecution of the said Appeal by him the said William McDaniel of and upon the premises as aforesaid prosecuted.

Test James Parrott Clk.

Ann Kennard against John Dawson

Be it Remembered that on the last Monday of November eighteen hundred and fifteen, the Chief Justice and associate Justices of Talbot County Court in pursuance of the Act of Assembly in such case made and provided, transmit to the Court of Appeals here the record and proceedings of a plea which was lately depending before them in the said County Court between Ann Kennard, plaintiff and John Dawson, defendant, and wherein the said County Court gave Judgment for the said Ann Kennard against the said John Dawson and from which said Judgment the said John Dawson prayed an Appeal unto the Court of Appeals here, the tenor of which said record and proceedings is in form following, to wit.

The State of Maryland, Talbot County, to wit. At a County Court of the said State, begun and held at Easton in & for Talbot County, on the second Monday of November in the year of our Lord one thousand eight hundred and fifteen, before the said State Judges duly authorized and assigned to preside in the same of whom were Present.

The Honble Richard Tilghman Earle, Esqr Chief Justice
Samuel Purnell & Thomas Worrell Esq^rs Judges
Thomas Stevens Esqr Shff
S. Lockerman Clk

The following proceedings were duly made and entered that is to say

Ann Kennard a John Dawson

Be it remembered that on the eighth day of November in the year of our Lord one thousand eight hundred and fourteen the said Ann Kennard by Nicholas Hammond her Attorney prosecuted and sued forth out of the County Court here, by the State of Maryland, a Writ of Capias ad respondendum, the tenor whereof ensues in the words and figures following that is to say. Talbot County, to wit. The State of Maryland To the Sheriff of Talbot County, Greeting: We Command you that you take John Dawson late of Talbot County, Yeoman, if he shall be found in your bailiwick and him safe keep, so that you have his body before the Judges of our County Court to be held at Easton in the said County on the 2^d Monday of November Instant to answer unto Ann Kennard of a plea that he render unto her the sum of fifteen hundred and twenty Dollars current money of Maryland which to her he owes and unjustly detains &c. Hereof fail not at your peril and have you then and there this Writ. Witness the honorable Richard T. Earle, Chief Judge of our said Court the 23^d day of May Anno Domini 1814 and the 38th day of Maryland. S. Lockerman Clk.

At which said second Monday of November in the year of our Lord eighteen hundred and fourteen came into the County Court here the said Ann Kennard by her Attorney aforesaid and the Sheriff of the County aforesaid to whom the Writ aforesaid was in form aforesaid directed likewise came and made return thereof to the Court here thus endorsed to wit. "Cepi. Thomas Stevens Shff"

And the said John Dawson being called appears in Court here by John Goldsborough, Esquire his Attorney, and thereupon on motion of the said Ann Kennard by her Attorney aforesaid it is ruled by the Court here that the said John Dawson give special bail to the plea aforesaid. Whereupon a certain James Conner of the County aforesaid comes into Court in his proper person and becomes pledge & bail for the said John Dawson, that if it shall happen that the said John Dawson shall be convicted at the suit of the said Ann Kennard in the plea aforesaid then the said James Conner consents that as well the debt aforesaid as all such damages Costs and charges as shall be adjudged unto the said Ann Kennard in the behalf shall be made of his body Goods and Chattels land and tenements to be levied to the use of the said Ann Kennard, if it shall happen that the said John Dawson shall not pay the said debt, damages Costs and charges or render himself to the prison and Custody of the Sheriff of the County aforesaid on that occasion. And the said John Dawson by his Attorney aforesaid defends the force and injury when &c. and prays leave of the Court here to imparle unto the fourth Monday of this May next and he hath it, and the same day is given to the said Ann Kennard there &c.

At which said fourth Monday of May in the year of our Lord one thousand eight hundred and fifteen came again into the County Court here, the parties aforesaid by their Attorneys aforesaid, and the said Ann Kennard by her Attorney aforesaid declares against the said John Dawson in the plea aforesaid in manner and form following, to wit. Talbot County, to wit. John Dawson late of Talbot County, yeoman was summoned to answer unto Ann Kennard of a plea that he render unto her the sum of fifteen hundred and twenty dollars current money of Maryland which to her he owes and unjustly detains &c. And whereupon the same Ann Kennard by Nicholas Hammond her Attorney sueth that whereas the said John Dawson on the twenty second day of July in the year eighteen hundred and twelve at the County aforesaid by his certain writing obligatory, which sealed with the seal of the said John Dawson, the said Ann Kennard here into Court brings the date whereof is the same day and year aforesaid granted himself to be held & firmly bound unto the said Ann Kennard in the aforesaid sum of fifteen hundred and twenty Dollars current money of Maryland to be paid to the said Ann Kennard when he should be thereto afterwards required. To the payment whereof the said John Dawson did bind himself firmly by the same Writing. Nevertheless the said John Dawson, altho' thereto often required, the sum of money aforesaid or any part thereof to the said Ann Kennard yet hath not paid, but the same to her to pay hath hitherto altogether refused and still doth refuse to the damage of the said Ann Kennard in the sum of One thousand dollars current money, and therefore she brings this suit &c. N. Hammond for the Plff. John Dod, Richard Richardson, Clerks &c.

The Writing obligatory whereof mention is made in the declaration aforesaid issues with the words & figures following to wit. Know all men by these presents that I John Dawson of Talbot County Farmer, am held and firmly bound unto Mrs. Ann Kennard of Easton, in the County aforesaid in the sum of fifteen hundred and twenty Dollars current money to be paid to the said Ann Kennard, her executors Administrators or assigns to the payment whereof well and truly to be made and done I do bind myself my heirs my executors & administrators firmly by these presents. Sealed with my seal and dated this twenty second day of July in the year of our Lord eighteen hundred and twelve. 1812. The Condition of the above Obligation is such, that if the above bounden John Dawson his heirs Executors or Administrators do and shall well and faithfully pay or cause to be paid to the said Ann Kennard her executors, administrators or Assigns the just and full sum of three hundred and eighty dollars current money as aforesaid on or before the first day of January Eighteen hundred and thirteen, with lawful interest thereon from the said first day of January Eighteen hundred and thirteen, if not paid, on or before that day, also the further sum of Three hundred and eighty dollars money as