Considered by the Court here that the said John Dunn Lopez as aforesaid, have execution against the said Elizabeth Massey as well for the damages Costs and charges aforesaid as adjudged unto him in the said County Court aforesaid as also the sum of One hundred and fifty nine Dollars eighty six and two third cents adjudged unto the said John Dunn Lopez as afor. by the Court here for his Costs and Charges which he hath sustained by occasion of the delay of the execution of this Judgment aforesaid by pretence of the prosecution of the said Appeal by the said Elizabeth Massey of and upon the premises as afor. prosecuted — Test James Parrott Clk.

Memorandum. Judgment affirmed the 24th June 1816.

Henry Nicols 3d. use of John S. Troup against John Boon } **Be it remembered** that on the last Monday of November eighteen hundred and fifteen, the Chief Justice and associate Justices of Caroline 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 Henry Nicols 3d. plaintiff and John Boon, defendant, wherein the said County Court gave Judgment for the said Henry Nicols against the said John Boon; and from which said Judgment the said John Boon, prayed an appeal unto the Court of Appeals here the tenor of which said record and proceedings is in form following to wit

State of Maryland Caroline County, to wit. At a County Court of the State of Maryland begun and held for Caroline County at Denton in the said County, on Monday the ninth day of October in the year of our Lord one thousand eight hundred and fifteen before the honorable William B. Martin Esquire and his associates the Justices of the said County Court duly appointed commissioned & qualified to hold the same Court &c. of whom were present The Honourable William B. Martin Esqr. Chief Judge — James B. Robins & William Whittington Esqrs. Associate Judges. James Keene, Esqr. Shff. Thos. Richardson Clk.

The following Judgment was duly had & rendered that is to say —

Henry Nicols, use John S. Troup. against John Boon — } Caroline County, to wit. Command was given to the Sheriff of Caroline County on the tenth day of October in the year of our Lord one thousand eight hundred and fourteen that he should take the body of John Boon late of Caroline County Gentleman, if he should be found in his bailiwick, and him in his Custody should safely keep, so that he might have his body before the Judges of Caroline County County Court at a County Court to be held for the said County, at Denton in the said County on the second Monday of October then instant to answer unto Henry Nicols the third in a plea that he render unto him the sum of three hundred and seventy six pounds and eight pence half penny current money which to him he owes and unjustly detains and so forth — and that he the said Sheriff should not fail thereof at his peril and should then and there have that Writ &c.

At which said day to wit the second Monday of October in the year of our Lord eighteen hundred and fourteen here came into Court the said Henry Nicols by Walter S. Clayton his attorney and James Keene, Esquire, then the Sheriff of Caroline County to whom the said Writ was directed makes no return to the Court here of the said Writ, nor hath he done any thing therein — Nevertheless the said John Boon voluntarily appears in Court here by Thomas S. Bullitt his Attorney, and at the prayer of the said Henry Nicols by his said Attorney he is adjudged to give special bail to the Action aforesaid Whereupon William Parrott of Caroline County, Gentleman came here into Court before the Judges aforesaid in his proper person and became pledge & bail for the said John Boon, that if it should happen that the said John Boon in the plea aforesaid should be convicted then the same William Parrott, granted that as well the debt aforesaid as all such damages Costs and charges which unto the said Henry Nicols in this part should be adjudged of his lands and chattels should be made, and to the use of the said Henry Nicols levied; if it should happen that the said John Boon the debt, damages Costs and charges

aforesaid unto the said Henry Nicols should not pay or himself to the public prison of Caroline County afor. by that occasion should not render. And the said Henry Nicols by his said Attorney affirms his declaration in the plea aforesaid against the said John Boon in manner and form following to wit —

Caroline County, to wit John Boon late of Caroline County was summoned to answer unto Henry Nicols in a plea that he render unto him the sum of three hundred and seventy six pounds and eight pence half penny current money which to him he owes and unjustly detains and so forth. And whereupon the said Henry Nicols by Walter S. Clayton his Attorney says that the said John Boon on the fifth day of February in the year of our Lord eighteen hundred and twelve at the County aforesaid by his certain writing obligatory which sealed with the seal of the same John Boon, the said Henry Nicols here in Court brings the date whereof is the same day & year aforesaid acknowledged himself to be held & firmly bound unto the said Henry Nicols in the aforesaid sum of three hundred and seventy six pounds and eight pence half penny, to be paid to the said Henry Nicols his heirs executors administrators or assigns whenever he should be thereunto required. to the payment whereof well and truly to be made and done the same John Boon bound himself his heirs executors and administrators firmly by the same writing obligatory — Nevertheless the same John Boon although thereto afterwards often required, the said sum of money or any part thereof unto the said Henry Nicols yet hath not rendered or paid but hitherto altogether hath refused and still doth refuse to the damage of the said Henry Nicols in the sum of six hundred pounds current money of Maryland and he therefore brings this suit &c.

W.S.C. for plaintiff pledges &c. John Doe & Richard Roe. — And the said Henry Nicols also affirms here the writing obligatory aforesaid in the words and figures following to wit —

Know all men by these presents that I John Boon of Caroline County, Farmer, of the state of Maryland am held and firmly bound unto Henry Nicols 3d. of the same place in the just & full sum of three hundred and seventy six pounds and eight pence half penny current money of the State aforesaid, to be paid to the said Henry Nicols his heirs executors administrators or assigns to the which payment well and truly to be made and done I bind myself my heirs executors & administrators firmly in the whole by these presents. sealed with my seal and dated this fifth day of February eighteen hundred and twelve. The Condition of the above Obligation is such that if the above bound John Boon his heirs executors or administrators do & shall well and truly pay or cause to be paid unto the said Henry Nicols his heirs executors, administrators or assigns the just & full sum of One hundred and eighty eight pounds and four pence lawful money of the State aforesaid with legal Interest thereon from the date hereof, then the above Obligation to be void and of none effect otherwise to remain in full force and virtue in law — Signed this day & year above written John Boon (Seal) Witness, J. Sellers. On which said writing obligatory are the following endorsements, to wit. Caroline County 14th May 1814. Came Henry Nicols before me one of the Justices of the peace for Caroline County, and made Oath on the holy Evangelists of Almighty God that he hath not at any time received any part of the principal or interest of the above Bond to the best of his knowledge. — Wm. A. Cooper — Oath & Costs —

I hereby assign over all my right and title, interest & claim to the within Bond for value of him received to John S. Troup his heirs or assigns but do not guarantee the payment — Witness my hand and seal this nineteenth day of May eighteen hundred and fourteen — Henry Nicols 3d. (Seal) Test Henry Nicols. And the said John Boon by his said Attorney comes here into Court and thereupon day was given as well to the said Henry Nicols as to the said John Boon here until the first Monday of March then next following. At which day to wit the first Monday of March in the year one thousand eight hundred and fifteen — here came again as well the said Henry Nicols as the said John Boon by their said Attorneys, and thereupon the said Henry Nicols by his said Attorney prays that the said John Boon may answer to the declaration of him the said Henry Nicols in the plea aforesaid whereupon it is prayed by the Court here that the said John Boon answer to the Declaration of the said Henry Nicols in the plea afor. and if he the said John Boon doth not answer to the Declaration of the said Henry Nicols in the plea afor. Judgment will be rendered against him by default, and the said John Boon by his said