to answer unto William Wallace, Survivor of Richard Tubman, of a plea that he render unto him the sum of thirteen hundred and fifty five Dollars Current money, which unto him he owes and unjustly detains &c. — and that he shall have then and there that writ — At which mentioned day, to wit, the said third monday in March, Eighteen hundred and fourteen, came here into Court, the said William Wallace by Josiah Bayly his Attorney, and Thomas James Pattison the Sheriff of this County aforesaid, to the Court here made return, that he had ready, according to the exigence of the said writ — And the said Levin Phillips, by William Bond Martin his attorney, came here into Court; and thereupon the same Levin Phillips, at the prayer of the said William Wallace was ruled to give special bail, in the plea aforesaid whereupon Matthias Travers of Dorchester County came here into Court, before the Judges aforesaid, in his proper person, and became pledge and manucaptor for the aforesaid Levin Phillips, that if it should happen that Judgment by the Court here for the aforesaid William Wallace, in the plea aforesaid against the said Levin Phillips should be rendered, then the same Matthias Travers granted, that as well the Debt aforesaid, as all such Damages, Cost and Charges which unto the aforesaid William Wallace in this part should, by the Court, be adjudged of his lands ~~lands~~ and Chattels should be made and to the use of the said William Wallace levied, if it should happen that the said Levin Phillips, the said Debt Damages, Cost and Charges unto the said William Wallace, should not pay, or his body in Execution of such Judgment to the public prison of Dorchester County aforesaid by that occasion should not render — And thereupon a day was given as well to the said William Wallace as to the said Levin Phillips by the Court here until the fourth monday in October then next following — ~~At which day, to wit, the said fourth monday in October~~ here came again as well the said William Wallace as the said Levin Phillips, by their Attorneys aforesaid. and the said William Wallace by his Attorney aforesaid affiled his Declaration in the plea aforesaid, against the said Levin Phillips, in manner and form following that is to say — Dorchester County, to wit, Levin Phillips of Levin, late of Dorchester County, yeoman, was summoned to answer unto William Wallace, survivor of Richard Tubman, of a plea that he render unto him the sum of thirteen hundred and fifty five Dollars, Current money, which unto him he owed and unjustly detained &c. — And whereupon the said William, by Josiah Bayly, his Attorney saith, that the said Levin, on the twelfth day of May, in the year of Our Lord, Eighteen hundred and nine, at the County aforesaid, by his certain Bill obligatory, sealed with the seal of the said Levin, and here into Court ~~now brought~~, the date whereof is the same day and year aforesaid acknowledged himself to be indebted to the said William and a certain Richard Tubman, in the lifetime of the said Richard, which said Richard hath since deceased, and whom the said William hath survived, in the aforesaid sum of thirteen hundred and fifty five Dollars, to be paid to the said William and Richard, or to ~~be~~ before the first day of June, in the year of Our Lord, Eighteen hundred and eleven, next ensuing after the date aforesaid. Nevertheless the said Levin, the aforesaid sum of money, or any part thereof, unto the said William and Richard, in the lifetime of the said Richard, or to the said William, since the death of the said ~~William~~ Richard, whom the said William hath survived, yet hath not rendered, paid, although thereunto often required, but the same or any part thereof unto the said William and Richard, in the lifetime of the said Richard, or to the said William, since the Death of the said Richard, whom the said William hath survived, to render or pay hitherto, altogether hath refused, and still doth refuse, to the damage of the said William, twenty seven hundred Dollars, Current money of the United States and thereupon he brings suit &c. — Josiah Bayly for the Plff. — John Dow & Richd. Roe, pledges &c. —

The Bill obligatory whereof mention is made in the aforegoing Declaration, ensues as follows, to wit. —

This my note, shall oblige me, my Heirs Executors and Administrators to pay, or cause to be paid unto Richard Tubman and William Wallace, their Heirs and Assigns, or order, the full and just sum of thirteen hundred and fifty five Dollars, good and lawfull money, at or before the first day of June, in the year Eighteen hundred and eleven, and if not paid by that time, to be on lawfull Interest from the aforesaid time till paid, it being for value from them received. as witness my hand this twelfth day of May, Eighteen hundred and nine — Levin Phillips (Seal)

Testes, Mary Collins. — On the back of the aforegoing Bill obligatory, were the following endorsements, to wit, Received 1807 Dollars 120. part of this note — R. Tubman. — Received 3. May 1810. of this note, two hundred and sixty six Dollars & seventy two Cents — R. Tubman. — Received 10 August 1810. of Levin Phillips, two hundred and eighty four Dollars fifty nine Cents in part — R. Tubman. — Received November 2. 1810. of Levin Phillips, three hundred Dollars, in part of this note — R. Tubman — Received July 13. 1811. of Levin Phillips, two hundred Dollars, in part of this note — R. Tubman. — And the said Levin Phillips, by his Attorney aforesaid, defends the force and injury when &c. and prays leave to imparle thereon here, until the third monday in March then next following. and it was granted unto him, the same day, was given to the said William Wallace there &c. — and now here at this day, to wit, the said third monday in march, Eighteen hundred and fifteen, come again as well the said

William Wallace, by his Attorney aforesaid as the said Levin Phillips, by Thomas James Bullitt his Attorney and the said Levin Phillips, by his Attorney aforesaid saith, that he cannot gainsay the action aforesaid of the said William Wallace, nor can he deny but that the Bill Obligatory aforesaid is the Deed of him the said Levin Phillips, nor but that he owes unto the said William Wallace, the aforesaid sum of thirteen hundred and fifty five Dollars Current money, in such manner as the said William Wallace against him hath complained. — Therefore it is considered by the Court here that the said William Wallace do recover against the said Levin Phillips his Debt aforesaid in form aforesaid acknowledged as also, the sum of seven hundred and fifty eight Cents, Current money, as well for his Damages which he hath sustained by occasion of the detention of that debt, as for his Costs and Charges by him about his suit in that behalf expended and the said William Wallace by the Court here with his assent adjudged &c. and the said Levin Phillips in mercy &c. —

E. Richardson Clk —

Judgment Confessed the twenty third day of March Eighteen hundred and fifteen, for Debt and Cost — Due Interest Payments, if any, to be allowed. — And the said Levin Phillips, by his Attorney aforesaid prays that he may appeal from the Judgment aforesaid of the Court here to the Judges of the Court of Appeals, and leave the same is granted on his complying with the directions of the act of Assembly in such case made and provided. — Whereupon the said Levin Phillips by his Attorney aforesaid, exhibiteth to the Court here, an Appeal Bond, entered into by himself and two securities who by the Court are approved of, which Bond ensues in the following words, to wit. — Know all men by these presents, that we, Levin Phillips, of Levin Samuel Keene and John Brohawn, all of Dorchester County, in the State of Maryland, are held and firmly bound unto William Wallace Survivor of Richard Tubman, in the full and just sum of three thousand Dollars Current money of Maryland, to be paid to the said William Wallace, Survivor of the said Tubman, his certain Attorney, his 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 twenty fourth day of March, in the year of Our Lord Eighteen hundred and fifteen. — Whereas, at a County Court of the State of Maryland, holden for Dorchester County, at Cambridge, in the said County, before the Judges thereof, at the march term of the said Court, in the year of Our Lord, Eighteen hundred and fifteen, for the said William Wallace, survivor of Richard Tubman, obtained a Judgment against the said Levin Phillips, as well the sum of thirteen hundred and fifty five Dollars Current money of Maryland a certain Debt, as for the Costs of suit interest to be laid on the Debt from the twenty day of May, in the year Eighteen hundred and nine, till paid, by which said Judgment the said Levin Phillips deems himself aggrieved, and 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 the said Levin Phillips principal, shall 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 whom the Appeal aforesaid ought to be tried and prosecute the same Appeal with effect, and also satisfy and pay to the said William Wallace, Survivor of Richard Tubman, his Executors, Administrators and Assigns in case the said Judgment shall be affirmed, as well all and singular the Debt, Interest and Costs adjudged by the Court before whom the action aforesaid was first brought, and from whom 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 the said Obligation to be void and remain in full force and virtue in Law otherwise of no effect — Levin Phillips (Seal) John Brohawn (Seal) Sam. Keene (Seal) Signed sealed and delivered in the presence of W. Geoghegan of Wm. —

Maryland Dorchester County, to wit. — I hereby Certify that the transcript and proceedings within described are truly and faithfully copied from the Records and proceedings of Dorchester County Court, remaining in my Office —

Seal of Dorchester County Court

In Testimony whereof, I have hereunto set my hand & affixed the public seal of my Office this 12. day of April 1845. —

E. Richardson Clk

And now here comes into the said Court of Appeals as well the said William Wallace by Josiah Bayly Esquire his Attorney as the said Levin Phillips, by Thomas James Bullitt Esquire his Attorney, and the said Levin Phillips, 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 in the plea aforesaid given, was given for the said William Wallace against the said Levin Phillips, when by the Law of the Land that Judgment ought to have been given for the said Levin Phillips against the said William Wallace, therefore in that there is one 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 entirely as void, and that he the said Levin Phillips may be restored to all that he has lost by occasion of the said Judgment and that the said William Wallace may rejoin to the errors aforesaid, &c. and the said William Wallace