State af: in the full and just sum of nine thousand Dollars Current money of Maryland, to be paid to the said Edward Harris or his certain attorney, Exors. Admrs. or assigns, to which payment well and truly to be made and done, we bind ourselves and each of us jointly and severally, our, and each of our Heirs, Exors: and Admrs. firmly by these presents, sealed with our seals and dated this sixteenth day of July in the year of our Lord Eighteen hundred and ten — Whereas the said Edward Harris having loaned his notes to Henry Wilmer, for the sum above specified, for the purpose of obtaining an accomodation at Bank for the said Henry Wilmers use, and for the purpose of securing and indemnifying the said Edward Harris from all and every challenge, claim, or demand which may be brought or exhibited against him for, or on account of the said accomodation, the said Thomas Harris, Peregrine Wilmer, and William Wilmer hath agreed to execute this Bond —

The Condition of the within obligation is such, that if the said Thomas Harris, Peregrine Wilmer and William Wilmer, do and shall, at all times hereafter, save harmless, and keep indemnified the said Edward Harris, his Heirs, Exors: admrs: or assigns from all and every challenge, claim or demand which may be brought, exhibited or prosecuted against him or them, for, or on account of his having loaned his notes to the said Wilmer for the sum specified within, and from all Costs Damages & expences, he or they may sustain, or be put to by reason thereof, then the within obligation to be void, else to be and remain in full force and virtue in Law — Signed by Thos. Harris (Seal) Peregrine Wilmer (Seal) Wm. Wilmer (Seal) signed, sealed & delivered in the presence of Signed — Jas Lenox Junr. — And the said Edward Harris, by his attorney aforesaid, prays that the said Peregrine Wilmer, to his Declaration aforesaid may answer: Thereupon it is ruled by the Court here, that the said Peregrine Wilmer answer to the Declaration of the said Edward Harris in the plea aforesaid, or Judgment against him in default thereof, will be rendered, and the said Peregrine by his attorney aforesaid, as before, defends the force & injury, when and so forth, and prays leave of the Court here, further to imparle until the first monday of May next, and then to answer to the Declaration of the said Edward Harris in the plea af: and to him it is granted, the same day is given to the said Edward Harris also. — At which said Day being the first monday in May, in the year Eighteen hundred and thirteen, to which said day, the said Peregrine Wilmer had leave, further to imparle, & then to answer to the Declaration of the said Edward Harris in the plea af: comes again into the County Court here, as well the said Edward Harris by his attorney af: as the Peregrine Wilmer by his attorney af: and the said Peregrine Wilmer by his attorney af: as before defends the force and injury when and so forth, and prays leave of the Court here further to imparle until the third monday in october next, & then to answer to the Declaration aforesaid of the said Edward Harris in the plea af: and to him it is granted. the same day is given to the said Edward Harris also: and now here, at this day, that is to say on the third monday in october, in the year Eighteen hundred and thirteen, to which said day, the said Peregrine Wilmer, by his attorney af: had leave to imparle and then to answer to the Declaration of the said Edward Harris in the plea aforesaid, comes as well the said Edward Harris, by his attorney af: as the said Peregrine Wilmer by his attorney aforesaid — and thereupon the said Edward Harris by his attorney af: prays that the said Peregrine Wilmer, to his Declaration af: may answer — whereupon it is ruled by the Court, on motion of the said Edward Harris, by his attorney af: that the said Peregrine Wilmer answer to the Declaration af: of the said Edward Harris, or otherwise Judgment will be rendered against him by default — and because the said Peregrine Wilmer, although solemnly called, now here comes not, nor says any thing in bar or preclusion of the action aforesaid of him the said Edward Harris, but therein doth make default, whereby the said Peregrine Wilmer remains against the said Edward Harris therein undefended — Therefore it is considered by the Court here that the said Edward Harris recover his Judgment to be entered by Default, for want of plea, against the said Peregrine Wilmer for the Debt, Damages & Costs sustained by occasion of the premises af: and which the said Edward Harris ought to recover against the said Peregrine Wilmer to be adjudged to the said Edward Harris &c. forth — But because it was unknown to the said Court what Damages the said Edward Harris had sustained by occasion thereof, therefore, on motion of the said Edward Harris by his Attorney af: it was ordered by the said Court, that a proceeding in the nature of a writ of inquiry to charge the Jury attending the next Term, be executed at bar, to inquire of the Damages and Costs sustained by the said Edward Harris in this action in pursuance of the directions of the act of Assembly, in such case made & provided, and so forth — And, be it further remembered that on the 26th day of April, in the year Eighteen hundred and fourteen, the said Edward Harris, by Walter S. Clayton, his attorney, prosecuted and sued forth out of the County Court here of and upon the Judgment af: in the said Court rendered, a writ of the State of Maryland, of Capias ad

satisfaciendum, to the Sheriff of the County af: directed in the records, and of the tenor following, to wit: — Queen Anns County, to wit: The State of Maryland, to the Sheriff of Queen Anns County Greeting: Whereas, at a County Court begun and held at Centre Ville, in & for Queen Anns County, on the third monday of October, in the year of our Lord, one thousand eight hundred and thirteen, a certain Edward Harris, by Judgment of the same Court, recovered against a certain Peregrine Wilmer, late of Queen Anns County, as well the sum of nine thousand Dollars Current money, a certain Debt, as the sum of five Dollars and ninety three Cents, and one third of a cent like money for his Damages which he had sustained, as well by reason of the detention of that Debt, as also for his Costs and charges by him about his suit in that behalf laid out and expended. — Whereof the said Peregrine Wilmer is convict, as of Record it manifestly appears — Therefore you are hereby Commanded to take the said Peregrine Wilmer, if he shall be found in your Bailiwick, and that him so taken, you safely keep, so that you have his body before the said County Court, to be held at Centre Ville, in & for the said County, on the first monday of May next, to satisfy unto the said Edward Harris, as well the Debt, Damages, Costs and Charges af: as also the further sum of one Dollar & twenty Cents Current money, for the additional Costs and Charges by him already expended, and to be expended in the prosecution of this writ — Hereof fail not at your peril, and have there, then, this writ. — Witness the Honorable Richard Tilghman Earle Esquire Chief Judge of the County Courts in the second Judicial District, the 16th day of October, in the year of our Lord, one thousand eight hundred & thirteen — W. S. C. Issued this 26th day of April 1815. — John Browne Clk: — At which said first monday in May next, to wit, in the year our Lord Eighteen hundred and fourteen, being the return day of the foregoing writ, comes into Court here, the said Edward Harris, by his attorney af: and the Sheriff of the County af: to whom the said writ was in form af: directed & makes return thereof to the Court here, thereon endorsed, to wit: — Queen Anns County Sc: By virtue of this writ, to me directed, I have taken the within named Peregrine Wilmer whose body I have ready with my signed, at the day & place within mentioned as I am within commanded — So answers Richard Moffett Shff: — And the said Peregrine Wilmer being called, appears, and it being demanded of him, whether he be the same person taken in execution, at the suit of the said Edward Harris upon the writ aforesaid, confesses that he is, and that he hath not the money to satisfy unto the said Edward Harris, the Debt, Damages, Costs, and Charges af: Whereupon on the prayer of the said Edward, by his attorney af: the said Peregrine Wilmer is by the Court now here committed to the custody of the Sheriff of Queen Anns County af: in execution for the Debt, Damages, Costs and charges af: at the suit of the said Edward Harris, there to remain until and so forth — and the said Sheriff being present, takes charge of the said Peregrine Wilmer accordingly &c. and the said Peregrine Wilmer by William Carmichael his attorney, comes and prays, that the writ and return af: for the impropriety of issuing the same, may be quashed, — Whereupon all and singular the allegations relating to the premises af: as well of the said Plaintiff as the said Defendant, being by the Court here seen, heard and fully understood, and mature deliberation thereupon had, it is therefore Considered by the Court here, that the said Edward Harris, Plaintiff in this cause, take nothing by his writ of Capias ad satisfaciendum af: but that the same be quashed, & that the said Peregrine go thence without day &c. — and thereupon the said Edward Harris, by his attorney af: 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 it is granted by the Court here — thereupon it is ordered by the Court here, that a 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 for the Eastern Shore of said State; and the same are transmitted to the said Court accordingly — Test: John Browne Clk: —

And afterwards, that is to say, the thirteenth day of June, in the year of our Lord, Eighteen hundred and thirteen, the said Edward Harris by Walter S. Clayton his said Attorney, produced to the County Court, the writ of the State of Maryland, of diminution, commanding the County Court here, to search the Records of the same Court, and more fully Certify, that the record and proceedings thereof, between the parties aforesaid, in the plea aforesaid, which said writ of diminution is as follows, to wit. — Maryland Sc: The State of Maryland, to the Chief Justice and associate Justices of Queen Anns County Court Greeting: Whereas in a certain plea of Debt, between Edward Harris Plaintiff, and Peregrine Wilmer Defendant, lately depending in the County Court of Queen Anns wherein Judgment was rendered for the said Peregrine Wilmer against the said Edward Harris, and the said Edward Harris did appeal from the Judgment of the said County Court, rendered against him as aforesaid, to the Court of Appeals held at Eastons in Talbot County, on the first monday of June, Eighteen hundred and fourteen, and in pursuance of the said appeal, a transcript of the record & proceedings in the plea aforesaid was transmitted — And whereas, it hath been suggested on the part of the said Edward Harris, that the said Record is diminished,

The seal of the Court of Appeals of the Eastern Shore