inasmuch as the Judgment rendered therein, in the County Court aforesaid, is not Certified; and forasmuch as the said Court of Appeals are not satisfied that there is a sufficient Record sent in the plea aforesaid; but that in the Record thereof, there is diminution — You are therefore hereby Commanded, that without delay, a full transcript of the whole proceedings therein you cause to be transmitted to this said Court of Appeals to be held at Eastern in Talbot County, aforesaid, on the last monday of November next, without any diminution or addition whatsoever, to the end, that speedy Justice may be done in the premises according to Law, whereof, you are in no wise to fail, and send you then and there this writ, Witness the Honorable Jeremiah T. Chase Esquire, Chief Judge of our said Court of Appeals, the 5th day of June 1815 — Issued the 13th day of June 1815 — James Parrott Clk: — In pursuance to the Command of the said writ, the County Court here have duly searched the record and proceedings of the said Court, in the plea aforesaid, and the aforegoing is a full transcript of the whole proceedings therein, without any diminution or addition whatsoever —

Seal of Queen Anns County Court } In Testimony whereof, to this exemplification, I hereunto set my hand, and the seal of the County Court aforesaid, this twenty fifth day of November in the year of our Lord Eighteen hundred and fifteen —

John Browne Clk: of Queen Ann's County Court ——

And the said Edward Harris, by his Attorney aforesaid, suggests to the Court here, that there is Diminution in the Record & proceedings last mentioned, sent to the Court here, in this cause; inasmuch as the Judgment entered therein, in the Court below, is not Certified — thereupon, further process of and upon the premises aforesaid between the parties aforesaid, by consent of the parties aforesaid, and their Attornies aforesaid, and by order of the Court here, thereon, is further continued until the first monday of June next — And Before which day, to wit, the last monday of May Eighteen hundred and sixteen, and being the day to which the Court of Appeals has, by virtue of an act of the General Assembly in such case made and provided, was changed, continued and adjourned, comes again into the Court of Appeals here, as well the said Peregrine Wilmer by his Attorney aforesaid, as the said Edward Harris, by his attornies aforesaid & also by Thomas S. Bullitt Esquire, his further attorney, and the said Edward Harris, by his attornies aforesaid, prays that the writ of the State of Maryland, of Diminution to be directed to the Chief Justice and associate Justices of Queen Ann's County Court, more fully to Certify the truth thereof, to the Court of Appeals here, and it is granted to him, &c. thereupon the said writ issues forth out of the Court of Appeals here, in the words, and of the tenor following, to wit. —

Maryland ss: The State of Maryland, To the Chief Justice and associate Justices of Queen Ann's 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 Easton, 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 and 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, inasmuch as the Judgment rendered therein, in the County Court, is not Certified, and forasmuch as the said Court of Appeals are not satisfied, that there is a sufficient record sent in the plea aforesaid, but that in the Record thereof there is Diminution. You are therefore hereby Commanded, that without delay a full transcript of the whole proceedings therein, you cause to be transmitted to the said Court of Appeals, to be held at Easton, in Talbot County, on the last monday of November next, without any diminution or addition whatsoever, to the end that speedy Justice may be done in the premisses according to law, whereof you are in no wise to fail, and send you then and there this writ — Witness the Honorable Jeremiah T. Chase Esquire, Chief Judge of our said Court of Appeals the 27th day of May 1816. Issued the 28th day of August 1816. — (L. M.) Ja: Parrott Clk: — the same day is given to the said parties, then & there to wit, the last monday of November Eighteen hundred and sixteen, and the day of the return of the last aforegoing writ, come into the Court of Appeals here, the parties aforesaid, by their attornies aforesaid, and the said Chief Justice and associate Justices of Queen Ann's County Court, now here certify and return to the Court here, with the said writ of diminution, a transcript of the record and proceedings, aforesaid, before them had, and which is contained in the words following, to wit — Maryland, Queen Ann's County, to wit — At a County Court of the second Judicial District of the State of Maryland, begun and held at Centre Ville in and for Queen Ann's County aforesaid, on the first monday of May, it being the second day of the same month, in the year Eighteen hundred and fourteen, and in the thirty eighth year of the Independence of the united States of America — Were present — The Honble Richard Tilghman Earle Esquire Chief Judge,

Lemuel Purnell and Thomas Worrell Esquires Asso: Judges, — Richard Moffitt Esquire Sheriff, John Browne Clerk. In the record of proceedings of the said Court, amongst others, were the following, to wit —

Edward Harris against Peregrine Wilmer } Be it remembered, that heretofore, to wit, on the fourth day of April, in the year of our Lord, one thousand eight hundred and twelve, Edward Harris by Walter Jackson Clayton his attorney, prosecuted and sued forth out of the County Court here, the writ of the State of Maryland, of Capias ad respondendum against Peregrine Wilmer, directed to the Sheriff of Queen Anns County, in form following to wit —

Queen Anns County, to wit: The State of Maryland, to the Sheriff of Queen Anns County, Greeting: You are hereby Commanded to take Peregrine Wilmer late of Queen Anns County, if he shall be found in your Bailiwick, and him safe keep, so that you have his body before the Judges of the County Court to be held at Centre Ville in said County, on the first monday of May next, to answer unto Edward Harris of a plea that he render unto him the sum of nine thousand Dollars Current money, which he owes and unjustly detains &c. — Hereof, fail not at your peril, and have you then and there this writ. — Witness Richard T. Earle Esq: Chief Judge of our said Court, the 28th day of October, Anno Domini 1811 — Issued the 5th day of April, Anno Domini 1812 —

Seal of Queen Anns County Court } (W. T. C.) John Browne Clk: — At which said first monday in May, being the fourth day of the said month, in the year of our Lord, Eighteen hundred and twelve, and the day of the return of the foregoing writ, comes into Court here, the said Edward Harris by his attorney aforesaid, and the Sheriff of Queen Ann's County aforesaid, to wit, William P. Ridgaway, Gentleman, to whom the said foregoing writ was in form aforesaid directed, makes return thereof to the Court here, thus endorsed, to wit, Queen Anns County Sct. By virtue of this writ to me directed I have taken the within named Peregrine Wilmer, whose body I have ready before the County Court within named at the day and place within mentioned, as I am within Commanded — So answers William P. Ridgaway Shff. — And the said Peregrine Wilmer, by William Carmichael his attorney, appears in Court here, and defends the force and injury when and so forth, and prays leave of the Court here, to imparle until the third monday of October next, and to him it is granted; the same day is given to the said Edward Harris also; — At which said third monday of October, being the nineteenth day of the said month, in the year of our Lord Eighteen hundred and twelve, comes again into the Court here, as well the said Edward Harris by his attorney aforesaid as the said Peregrine Wilmer by his attorney afs: Whereupon the said Edward Harris by his attorney afs: declares against the said Peregrine Wilmer in the plea aforesaid in form following to wit. Queen Anns County, to wit; Peregrine Wilmer, late of Queen Anns County was summoned to answer unto Edward Harris of a plea that he render unto him the sum of nine thousand Dollars, Current money, which he owes and unjustly detains and so forth — And whereupon the same Edward Harris by Walter J. Clayton his attorney says that the same Peregrine on the sixteenth day of July, in the year of our Lord Eighteen hundred and ten, at the County aforesaid, by his certain writing Obligatory, which sealed with the seal of the same Peregrine, the same Edward Harris here into Court brings, the date whereof is the same day and year aforesaid, acknowledged himself to be held and firmly bound unto the said Edward Harris, in the aforesaid sum of nine thousand Dollars Current money of the United States to be paid to the said Edward Harris, when afterwards he should be thereto required, to the payment whereof, well and truly to be made and done, the same Peregrine bound himself, his Heirs, Executors and adm.rs firmly by the same bill Obligatory — Nevertheless the same Peregrine, although thereto afterwards often required, the said sum of money, or any part thereof, unto the same Edward Harris, yet hath not rendered or paid, but hitherto altogether hath refused, and still doth refuse, to the damage of the same Edward Harris, eighteen thousand dollars like money, and he thereupon brings this suit &c. —

W. T. C. for Pltff. — Pledges &c. John Doe & Richard Roe —

Oyer of the Bond mentioned in the foregoing Declaration is as follows, to wit: Know all men by these presents, that we, Thomas Harris, Peregrine Wilmer and William Wilmer, all of Queen Anns and State of Maryland, are held and firmly bound unto Edward Harris of the City of Baltimore and State afs: 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 adm.rs 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 administrators, 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 Wilmer's 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