Brown receiver against the said William Warram the sum of twenty dollars, thirty three cents and one third of a cent by this Court here adjudged unto the said Hiram Brown on his afsent, for his costs and charges by him laid out and expended about his prosecution of the writ of error aforesaid, and that the said Hiram Brown have thereof execution &c. the records and proceedings aforesaid, with the said writ of procedendo, are therefore remitted to the Clerk of the said County Court of Queen Anns accordingly, &c. —

Test: James Parrott Clk.

William Gale, use of Philip Wallis Exer: of Bathshba Cosden against Thomas Gale adm: of Rasin Gale.

Be it remembered that on the last monday of November in the year Eighteen hundred and fifteen, the Chief Justice and associate Justices of Kent 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 William Gale Plaintiff and Rasin Gale Defendant, and wherein the said County Court gave Judgment for the said William Gale against the said Rasin Gale, and from which said Judgment the said Rasin Gale prayed an appeal unto the Court of Appeals here, the tenor of which said record and proceedings is in form following to wit; — Maryland, Kent County fs. — At a County Court of the second Judicial District of State of Maryland begun and held at the Court House in the Town of Chester in and for Kent County aforesaid on the third monday of March being the twentieth day of the same month in the year of our Lord one thousand eight hundred and fifteen and in the thirty ninth year of the Independence of the United States of America — were present — The Hobble Richard Tilghman Earle Esquire, Chief Judge, Lemuel Purnell & Thomas Worrell, Esquires Associate Judges, Edward Browne, Esquire, Sheriff and Benjamin Chambers Clerk. —

In the record of proceedings of the said Court amongst others were the following, to wit. —

William Gale use of Philip Wallis Exr. of Bathshba Cosden vs. Rasin Gale

Be it remembered, that heretofore, to wit, on the first day of January in the year eighteen hundred and fourteen, the said William Gale by James E. Barroll Esquire his attorney, prosecuted and sued forth out of the County Court here, the writ of the State of Maryland of Capias adsumendum to the Sheriff of Kent County directed in the words and figures and of the tenor following to wit. — Kent County, to wit, The State of Maryland, To the Sheriff of Kent County Greeting you are hereby Commanded to take Rasin Gale late of Kent County, if he shall be found in your Bailiwick, and him safe keep so that you have his body before the County Court, to be held at the Court House in the Town of Chester in and for the said County of Kent on the third monday of March next, to answer unto William Gale, in a plea that he render unto him the sum of two hundred and seventy two pounds Current money, which to him he owes and unjustly detains &c. Hereof, fail not at your peril, and have you then and there this writ. Witness the Honorable Richard Tilghman Earle Esquire, Chief Judge of the said County Court, the 22 day of Sept. Anno Domini 1813. Issued this 1 day of January Anno Domini 1814.

seal of Kent County Court

Ben: Chambers Clk. — At which mentioned third monday of March being the twenty first day of the same month in the year eighteen hundred and fourteen and the day of the return of the aforegoing writ, comes into the County Court here, the said William Gale by his attorney aforesaid and the Sheriff of Kent County aforesaid, to wit; Edward Browne Gentleman, to whom the said writ was, in form aforesaid directed, and makes return thereof to the Court here thus endorsed, to wit, — Kent County fs. By vertue of this writ to me directed, I have taken the within named Rasin Gale, whose body I have ready before the County Court within named, at the day and place within contained, as I am within commanded. — So answers — Edward Browne Shff. —

And the said Rasin Gale being called, appeared in Court here, by William Barroll Esquire, his attorney, and thereupon of on motion of the said William Gale by his attorney aforesaid, it is ruled by the Court here, that the said Rasin Gale give special bail in the plea aforesaid. — Whereupon a certain Amos Reed of Kent County, comes here into Court in his own proper person, and with the consent of the said William Gale, by his said attorney) becomes pledge and bail for the said Rasin Gale, that if it shall happen that the said Rasin Gale shall be convict at the suit of the said William Gale in the plea aforesaid, then the said Amos Reed consents that as well the Debt aforesaid as all such damages, costs and charges as shall be adjudged unto the said William Gale in this behalf shall be made of his body, lands and Chattels, and levied to the use of the said William Gale if it shall happen that the said Rasin Gale 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 William Gale by his attorney aforesaid, declares in the Court here against the said Rasin Gale in the plea aforesaid in

manner and form following, to wit. — Maryland, Kent County fs. — Rasin Gale late of Kent County was summoned to answer unto William Gale in a plea that he render unto him the sum of two hundred and seventy two pounds Current money, which to him he owes and unjustly detains &c. — And whereupon the said William, by J.E. Barroll his Atty saith, that whereas the said Rasin on the nineteenth day of March in the year eighteen hundred and thirteen, at Kent County afd. by his certain writing obligatory, acknowledged himself to be held and firmly bound unto the said William in the said sum of two hundred and twenty two pounds Current money, to be paid to him the said William when afterwards he should be thereunto required. Nevertheless the said Rasin (although often thereunto required) the said sum of two hundred and twenty two pounds Current money, to him the said William hath not rendered or paid, but the same sum of two hundred and twenty two pounds Current money to him the said William hitherto to render or pay, he hath altogether refused and still doth refuse, wherefore the said William saith he is the worse, and hath damage to the value of four hundred pounds Current money, and therefore he brings his suit andsoforth, and the said William brings here into Court the writing Obligatory afd. sealed with the seal of the said Rasin, which testifies the debt afd. in form afd. the same date whereof is the day and year afd. andsoforth — J.E. Barroll Atty for Pltff. — Plds. pros J. Doe & Ro Roe. — thereupon on motion of the said William Gale by his Attorney aforesaid, it is ruled by the Court here, that the said Rasin Gale answer to the declaration aforesaid of the said William Gale in the plea aforesaid, or Judgment by the Court here will be rendered against him in default thereof; and the said Rasin Gale by his attorney aforesaid, prays leave of the Court here to imparle until the third monday of September next, and then to answer to the declaration aforesaid of the said William Gale in the plea aforesaid, and to him it is granted, the same day is given to the aforesaid William Gale also, — At which mentioned third monday of September, being the twenty first day of the same month in the year eighteen hundred and fourteen, and to which said day the said Rasin Gale had leave to imparle, and then to answer to the declaration aforesaid of the said William Gale in the plea aforesaid come again into the County Court here, the parties aforesaid by their attornes aforesaid; And thereupon on motion of the said William Gale by his Attorney aforesaid, it is further ruled by the Court here, that the said Rasin Gale answer to the declaration aforesaid of the said William Gale in the plea aforesaid, or Jugment by the Court hin will be rendered against him in default thereof, and the said Rasin Gale, by his attorney aforesaid prays leave of the Court here, further to imparle until the third monday of March next, and then to answer to the declaration aforesaid of the said William Gale in the plea aforesaid, and to him is granted, the same day is given to the aforesaid William Gale also, — And now here, at this day, to wit, the said third monday of March, being the twentieth day of the same month, in the year eighteen hundred and fifteen, and to which said day the said Rasin Gale had leave further to imparle, and then to answer to the declaration aforesaid of the said William Gale in the plea aforesaid, come again into the County Court here, the parties aforesaid by their attornies aforesaid, and the said Rasin Gale, by his attorney aforesaid saith, that he cannot gainsay the action aforesaid of the said William Gale, nor can he deny but that he owes unto the aforesaid William Gale, the said sum of two hundred and seventy two pounds Current money in manner and form as the said William Gale above against him hath complained; therefore it is considered by the Court here, that the said William Gale recover against the said Rasin Gale, as well the said sum of two hundred and seventy two pounds Current money, his debt aforesaid, in form aforesaid acknowledged, as the sum of seven Dollars and Seventy cents for his damages which he had sustained, as well by occasion of the detention of the said debt, as for his costs and charges by him about his suit in this behalf expended; adjudged unto the same William Gale, by the Court here, on his afsent; and the said Rasin Gale in mercy &c. Memorandum, Judgment was rendered in this cause on the thirty first day of March in the year eighteen hundred and fifteen, for the penalty of the Bond and Costs of suit, To be released on payment of principal, interest and Costs of suit, payments if any, to be allow'd. —

Test: Ben: Chambers Clk. —

Afterwards, to wit; on the twenty second day of July in the year eighteen hundred and fifteen, being the day of the recess of the Court, the said Rasin Gale, by his attorney aforesaid, prays an appeal from the Judgment aforesaid, so as aforesaid rendered to the Court of Appeals of the State of Maryland, to be holden for the Eastern Shore of the said State, which is granted unto him. — whereupon the said Rasin Gale, by his attorney aforesaid, files a certain writing obligatory, commonly called an Appeal Bond, and which is contained in the following words, to wit. — Know all men by these presents, That we Rasin Gale, Thomas Gale and Amos Reed, of Kent County, are held and firmly bound unto William Gale in the full and just sum of five hundred forty six pounds, seventeen shillings and eight pence Current money of Maryland, to be paid to the said William Gale, his attorney, 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 second day of July in the year of our Lord eighteen hundred and fifteen. Whereas at a County Court of the State of Maryland, holden for Kent County, at Chester Town 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, the said William Gale