Worlds to Wit,

Know all Men by these presents That we Thomas H Sard Henry I Sterling and Azariah H Dougherty of Somerset County in the State of Maryland are held and firmly bound unto Emery Riggin in the full and just sum of Four Hundred dollars current money to be paid to the said Emery Riggin his Executors Administrators or assigns, to which payment well and truly to be made and done we bind ourselves and each of us, our and each of our Heirs Executors and Administrators jointly and severally firmly by these presents Sealed with our Seals and dated this 12th day of December 1860.

Whereas the said Emery Riggin did obtain judgment against Richard Roe Lessee of William S Wales in the Circuit Court for Somerset County at the October Term thereof in the year of our Lord 1860 from which judgment the said William S Wales hath prayed an Appeal to the Court of Appeals of the State of Maryland, Now the Condition of the above obligation is such that if the said William S Wales shall and does cause a transcript of the Record and Proceedings of the said judgment to be transmitted to the Court of Appeals within the time required by Law and prosecute the said Appeal with effect and also satisfy and pay to the said Emery Riggin his Executors Administrators and Assigns in case the said judgment shall be affirmed as well the damages and costs assessed in the Circuit Court aforesaid as also all damages and costs that may be awarded by the Court of Appeals aforesaid then this obligation to be void and remain in full force and virtue otherwise of no Effect.

Witness Levin Woolford — Thomas H Sard (seal)
Henry his + mark Sterling (seal)
Azariah H Dougherty (seal)

Which being read and heard the Clerk of the Circuit Court here by virtue of and in accordance with the act of Assembly in such case made and provided makes thereon the following Endorsement to Wit

1860 December 12. The within Bond and Security approved by the subscriber
Levin Woolford Clk

It is thereupon Ordered by the said Circuit Court that the Record and proceedings aforesaid in the Cause aforesaid with all things thereto relating be transmitted to the said Court of Appeals of the said State of Maryland, and the same is transmitted to the said Court accordingly.

State of Maryland Somerset County to Wit

I Hereby Certify that the aforegoing is truly taken from the Records of Proceedings of the Circuit Court for Somerset County aforesaid, In Testimony whereof I hereunto subscribe my name and affix the seal of the said Circuit Court this 12 day of December in the year 1860.
(seal.)
Levin Woolford Clk.

And now come into the Court of Appeals here as well the said William S Wales Lessee by J W Crisfield William J Byrd and Alex Mister Esquires his attorneys as the said Emery Riggin by E Lowe and J D Jones Esquires his attorneys and thereupon in further prosecution of the said Emery Riggin by his attorneys aforesaid it is read by the Court here that the said William S Wales assigns the errors in the Record of proceedings aforesaid in and by the giving the Judgment aforesaid as aforesaid ought to be in the Court of Appeals here for certain reasons suffered

to be shewn, or judgment by the Court of Appeals ought to be entered against him in default thereof: and the said William S Wales Lessee by his attorneys aforesaid says that in the Record of proceedings aforesaid, and also in the giving of judgment aforesaid there is manifest error to allow that by the Record aforesaid it appears that the judgment aforesaid in the plea aforesaid given for the said Emery Riggin against the said William S Wales Lessee above by the Law of the Land that judgment ought to have been given for the said William S Wales Lessee against the said Emery Riggin therefore in that there is manifest error in the said Record of proceedings and other manifest errors to be assigned which said Record being in the Court of Proceedings may be removed and more fully and plainly appear, and that the said William S Wales Lessee may be restored to all things which he hath lost by occasion of the said judgment and that the said Emery Riggin may respond to the errors aforesaid and so forth, and thereupon it is ruled by the Court of Appeals here that the said Emery Riggin sue in the errors by the said William S Wales above assigned in the Record of proceedings, or judgment by the Court of Appeals here be rendered against him in default thereof, And the said Emery Riggin by his attorneys aforesaid prays that a day may be given him to join in the errors by the said William S Wales Lessee above assigned in the Record of proceedings aforesaid until the first Tuesday in June next and to him it is granted, the same day is also given by the said William S Wales Lessee then and there at which said first Tuesday in June being the third day of the said month in the year of our Lord 1861 which said day was given to the said Emery Riggin to join in the errors by the said William S Wales Lessee above assigned, and again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid as the said Emery Riggin by his attorneys aforesaid says that there is no error in the Record of Proceedings aforesaid, nor in the giving of the judgment, and he prays that the Court of Appeals here may proceed to the examination of the Record of proceedings aforesaid as to the matters aforesaid by the said William S Wales Lessee above assigned, and that the said judgment may be in all things affirmed and so forth. Thereupon further process of and upon the premises between the parties aforesaid, is by virtue of an act of Assembly in such case made and provided, further continued before the Court of Appeals here until the first Tuesday in December next the same day is given to the said parties then and there to hear the judgment of the Court of Appeals here of and upon the said premises and so forth.

At which said first Tuesday in December being the second day of the said month in the year of our Lord 1861 came again into the Court of Appeals here the parties aforesaid by their Attorneys aforesaid, But because the Court of Appeals here are not yet advised what judgment to give of and upon the premises a day is further given to the parties aforesaid with the consent of the said parties by their attorneys aforesaid to come before the Court of Appeals here on the first Tuesday in June next to hear the judgment of the Court of Appeals here of and upon the premises. On which the Court now here as yet are not ready,

At which said first Tuesday in June being the second day of the said month, in the year of our Lord one thousand eight hundred and sixty two came again into the Court of Appeals here the parties aforesaid by their attorneys aforesaid