payment of the whole purchase money and not before, the said Trustee by a good and sufficient deed to be executed & acknowledged agreably to law shall convey to the purchaser of said property and to his her or their heirs the property to him her or them sold, free clear and discharged of all claim of the parties to this cause or of any person or persons claiming by from or under them and the Trustee shall bring into this Court the money arising on such sale or sales to be disposed of under the direction of this Court after deducting therefrom the costs of this suit and such commission to the said Trustee as this Court shall think proper to allow in consideration of the skill, attention and fidelity wherewith he shall appear to have discharged his trust.

J. H. Wilkinson.

And whereas afterwards, to wit on the ninth day of September in the year of our Lord one thousand eight hundred and forty three, the said John Piles comes and enters an appeal from the decree of the Court aforesaid to the Court of appeals of the Western Shore of said State & files in Court here a certain writing obligatory commonly called an appeal bond the tenor whereof is as following to wit,

Know all men by these presents that we John Piles, Francis Piles, William F Piles of Montgomery County in the State of Maryland are held and firmly bound unto Isaac R. Poole or his certain attorney executors administrators or assigns in the just and full sum of fifteen hundred dollars current money to which payment well and truly to be made we bind ourselves and every of us our and every of our heirs, executors and administrators jointly and severally firmly by these presents sealed with our seals and dated this 9th day of September 1843 Whereas by a decree of Montgomery County Court sitting as a Court of Equity between Isaac R Poole complainant and John Piles, Benjamin Cooley & Benjamin Cooley Jr. defendants certain real estate in the proceedings in said cause mentioned were directed to be sold for the purpose of raising a sum of money in said decree mentioned unless the said defendant John Piles should pay or bring into this court on or before the first monday of May next after the decree to be paid to the said Isaac R. Poole, the sum of five hundred and ninety dollars with interest thereon from the seventeenth of August eighteen hundred and thirty three (deducting one hundred dollars for livery of horse and board until paid or brought in as aforesaid, together with the complainants costs of this suit to be taxed by the Clerk of this Court. And whereas the said John Piles is about to appeal from the said decree to the next Court of appeals for the Western Shore. Now the condition of the above obligation is such that if the above bound John Piles shall not cause a transcript of the record and proceedings of the said decree to be transmitted to the Court of Appeals to be holden for the Western Shore within the time required by law and prosecute the same with and also satisfy and pay unto the said Isaac R Poole his executors, administrators or assigns in case said decree shall be affirmed as well all and singular the debt damages and costs decreed by the County Court sitting as a Court of Equity aforesaid to be paid by the said John Piles as also all costs and damages that shall be awarded by the said Court of appeals then this bond to be void and pernain in full force and virtue otherwise of no effect.

Signed Sealed & delivered. } John Piles. (seal)

in presence of
Richard Pyles.

Francis Piles. (seal)
William F. Piles. (seal)

Endorsed.

The aforegoing bond approved this 9th day of September 1843 by
Brice Selby, Clk. Mont. Coty. Ct.

In Testimony that the aforegoing transcript has been truly copied from the record & proceedings of the County Court aforesaid.
I hereto set my name & the public seal of Montgomery County Court this first day of December 1843.

(seal)

Brice Selby, Clk. Mont. Coty. Ct.

Cost of Record, $5.25.
Complainants Costs $9.80
Defendants, Do 3.93⅓

And now come into the Court of Appeals here, as well the said John Piles by Richard J Bowie his attorney, as the said Isaac R Poole by John Brewer his attorney, and thereupon, on motion of the said Isaac R. Poole by his attorney aforesaid, it is ruled by the Court here, that the said John Piles assign the errors in the record of proceedings aforesaid, or in the giving the Decree aforesaid, so as aforesaid brought before the Court of Appeals here, for correcting the errors supposed to be therein, or judgment by the Court of Appeals there will be entered against him in default thereof. And the said John Piles by his attorney aforesaid, says, that in the record of proceedings aforesaid, and also in the giving of Decree aforesaid, there is manifest error in this, to wit, that by the record aforesaid, it appears that the Decree aforesaid, in the cause aforesaid given, was given for the said Isaac R. Poole against the said John Piles when by the law of the land, that Decree ought to have been given for the said John Piles against the said Isaac R. Poole therefore in that there is manifest error, and he prays that the Decree aforesaid for that error, and others being in the record of proceedings aforesaid may be reversed, annulled, and held entirely as void, and that he the said John Piles may be restored to all things which he hath lost by occasion of the said Decree, and that the said Isaac R Poole may rejoin to the errors aforesaid, and so forth. And thereupon it is ruled by the Court of Appeals here, that the said Isaac R Poole join in the errors by the said John Piles above assigned in the record of proceedings aforesaid, or judgment by the Court of Appeals here, will be rendered against him in default thereof. And the said Isaac R. Poole by his attorney aforesaid, prays that a day may be given to him to join in the errors by the said John Piles above assigned in the record of proceedings aforesaid, until the second Monday in June next, and to him it is granted, the same day is also given to the said John Piles. At which said second Monday in June being the tenth day of the said month, in the year of our Lord one thousand eight hundred and forty four which said day was given to the said Isaac R Poole to join in the errors by the said John Piles above assigned come again into the Court of Appeals here, the parties aforesaid by their attorneys aforesaid; and the said Isaac R. Poole by his attorney aforesaid, says, there is no error in the record of proceedings aforesaid, nor in the giving of the Decree aforesaid, and he prays that the Court of Appeals here, will proceed to the examination as well of the record of proceedings aforesaid, as of the matters aforesaid, by the said John Piles above for error assigned, and that the said