form as the said John Clarke above against him hath complained; and do assess the Damages of him the said John Clarke by reason thereof besides his costs and charges by him about his suit in this behalf to be adjudged &c. to fifteen pounds current money. Therefore it is considered by the Court here that the said John Clarke do recover against the said Alexander Thompson his Damages aforesaid by the Jury in form aforesaid assessed as also the quantity of six hundred and one pounds of Tobacco for his costs and charges aforesaid to the same John Clarke by the Court now here with his assent adjudged and the said Alexander Thompson in mercy &c.

Test. Elie Williams Clk.

Memorandum, before the Jurors aforesaid with drew from the Bar the aforesaid Alexander Thompson produces here in Court a certain Bill of Exceptions with the seals of John Barnes and Alexander Clagett Justices of our said Court at the request of the said Alexander Thompson according to the form of the Statute in such made and provided, thereto put as it is asserted praying it to be here enrolled and to him it is granted which said Bill follows in these words, to wit,

John Clarke
vs
Alexander Thompson } In Trespass.

Upon the Trial of this cause the Defendant produced as a Witness a certain John Thompson who being sworn to give Testimony in the said Cause. The Plaintiff by his attorney objected to the said John Thompsons giving evidence to the Jury alledging that the said John was himself sued in another action now depending and ready for trial in this Court by the said John Clarke for the same Trespass upon which objections the Court determined not to admit the said John Thompson to give Testimony to the Jury in the suit aforesaid to which opinion of the Court the Defendant by his Counsel begs leave to except, and prays that this his Bill of Exceptions may be received by the Court which is done accordingly.

John Barnes (seal)
Alex. Clagett (seal)

And the aforesaid Alexander Thompson by his attorney aforesaid prays that he may appeal from the Judgment aforesaid of the Court here to the Judgment of the General Court and to him the same is granted. And the said Alexander Thompson exhibiteth to the Court here an appeal Bond entered into by himself and two sufficient securities which by the Court here are approved of the Tenor whereof ensues in the following words, to wit.

Know all Men by these presents that we Alexander Thompson John Thompson and William Roberts all of Washington County



County and State of Maryland are held and firmly bound unto John Clarke of the same place in the sum of forty one pound two shillings and six pence current money to be paid to the said John Clarke his certain attorney executors administrators or assigns, to the which payment well and truly to be made and done we bind ourselves our heirs Executors and administrators in and for the whole firmly by these presents sealed with our seals and dated this third day of December in the year of our Lord one thousand seven hundred and ninety. Whereas the said John Clarke did at November Term seventeen hundred and ninety at Washington County Court recover Judgment against the said Alexander Thompson for the sum of fifteen pounds current money and eight hundred and ninety pounds of Tobacco costs of suit And the said Alexander has Prayed on appeal from the Judgment of this Court to the General Court which was granted. Now ~~the~~ The condition of this obligation is such that if the said Alexander Thompson shall not prosecute his appeal at the next General Court ensuing to be held at Annapolis with effect and also satisfy and pay to the said John Clarke his Executors administrators or assigns in case the said Judgment shall be affirmed as well all and singular the Damages and costs adjudged by Washington County Court aforesaid as also pay all costs, and damages that shall be adjudged by the Court before whom this appeal shall be heard Tryed and determined as aforesaid then the said Bond to be and remain in full force and virtue otherwise of no effect.

Sealed and delivered in presence of

John T. Mason
R. Prather

Alex. Thomson (seal)
John Thomson (seal)
William his + mark Roberts (seal)

And it is hereupon ordered by the Justices aforesaid that the Record and proceedings aforesaid together with all things relating to the same be transmitted to the General Court aforesaid that the Judges of the said Court may further proceed therein as to Justice appertains and shall forth.

Test. Elie Williams Clk.

Washington County ss I hereby certify that the aforegoing Transcript of Proceedings is truly taken from the Records and proceedings of Washington County Court. In Testimony whereof I have hereto set my hand and affixed the Public seal of my office this 10th day of May Anno Domini 1792.

(seal of Washington County Court)

Elie Williams Clk.

And now at this day comes into the General Court here, as well the said Alexander Thomson by Baker Johnson and John T. Mason his attorneys aforesaid, as the said John Clarke by William Pinkney his attorneys aforesaid; and thereupon, on motion of the said John Clarke by his attorney aforesaid, it is ruled by the Court here, that the said Alexander Thompson assign the errors in the record of proceedings of the Judgment aforesaid