the county aforesaid. Nevertheless the aforesaid Joseph Sim (although often thereunto required) the aforesaid Sum of Five Thousand one hundred and ninety one pounds Sixteen Shillings & eight pence current money & three Thousand pounds of Tobacco in either of them or the value of the said Tobacco as aforesaid to them the said John Oaly & Joseph Hancock or to either of them hath not rendered or paid, but the same to them hitherto to render or pay he hath altogether refused, and still doth refuse; wherefore the said John Oaly & Joseph Hancock say they are the worse and have damage to the value of six Thousand pounds current money and therefore they bring suit and so forth; and bring here into Court the writing Obligatory aforesaid, sealed with the seal of the aforesaid Joseph Sim which the Debt aforesaid in form aforesaid witnesseth the date whereof is the day and year aforesaid and so forth.

Hooke for the plaintiff pledges and so forth John Doe and Richard Roe.

Agree of the Bond

Maryland Sct. Know all men by these presents that we Patrick Sim Joseph Sim, and Patrick Sim Smith of Frederick County are held and firmly bound unto John Oaly and Joseph Hancock in the full and just Sum of Five Thousand one hundred and ninety one pounds sixteen Shillings and Eight pence current money and three Thousand pounds of Tobacco to be paid unto the said John Oaly and Joseph Hancock their certain attorney executors administrators & assigns to the 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 twenty second day of August Anno Domini 1789. Whereas the aforesaid John Oaly and Joseph Hancock have recovered Judgment in the General Court of the Western Shore of Maryland, against the above bound Patrick Sim at May Term Seventeen hundred and eighty nine for the sum of two Thousand five hundred & ninety five pounds eighteen shillings and four pence current money with Costs of suit thereon, from which said Judgment the said Patrick Sim hath appealed and sued out a writ of error returnable to the High Court of appeals; now the condition of the above Obligation is such that if the above bound Patrick Sim shall not pursue the directions of an act of Assembly for regulating writs of error and granting appeals from the Courts of Common Law within this province at the next Court of appeals to be held on the first Tuesday in October next and prosecute the same writ with effect and also satisfy and pay to the

(said)

said John Oaly and Joseph Hancock their executors administrators or assigns in case the said judgment shall be affirmed as well all and singular the Debt Damages and costs adjudged by the General Court aforesaid as also all costs and Damages, that shall be awarded by the Court of appeals aforesaid; then this said Bond to be and remain in full force and Vertue, otherwise of no effect.

Signed Sealed & delivered in the presence of
Michael Raymer, George Backhart.

Patrick Sim (Seal)
Joseph Sim (Seal)
Pat. Sim Smith (Seal)

At which said second Tuesday of May being the fourteenth day of the same month in the year of our Lord one Thousand seven hundred and ninety three and the day of the return of the aforegoing writ comes into the General Court here the aforesaid John Oaly and Joseph Hancock by their attorney aforesaid and the sheriff of Frederick County to whom the said writ was in form aforesaid directed makes return thereof to the Court here thus endorsed to wit.

Cepi Tobias Butler Sheriff.

and the said Joseph Sim by Roger Nelson 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 second Tuesday of October next, and to him it is granted the same day is given to the plaintiff also.

At which said second Tuesday of October being the eighth day of the same month in the year Seventeen hundred and ninety three come again into the General Court here the parties aforesaid by their attorney aforesaid. And Thereupon on motion of the said John Oaly and Joseph Hancock by their attorney aforesaid, It is ruled by the Court here that the said Joseph Sim answer to the Declaration aforesaid of the said Plaintiff a Judgment will be rendered against him by default. and the said Joseph Sim by his attorney aforesaid defends the force and injury when and so forth; and prays leave of the Court here to imparle until the second Tuesday of May next and then to answer to the Declaration aforesaid in the plea aforesaid; and to him it is granted; the same day is given to the said John Oaly and Joseph Hancock also.

At which said second Tuesday of May being the thirteenth day of the same month in the year Seventeen hundred and ninety four come again into the general court here the said John Oaly and Joseph Hancock by their attorney aforesaid and the said Joseph Sim doth not come. and the said John Oaly and Joseph Hancock suggest to the court here, that after the last continuance of the plea aforesaid the said Joseph Sim departed this life, and the same is not denied; Whereupon it is ordered by the court here on the prayer of the said plaintiff that a Sammons be forthwith issued returnable to the

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