John Simkins against Samuel Young. } Be it remembered, that now here, on the second Tuesday of May, in the year of our Lord One thousand seven hundred and ninety nine; The Chief Justice and Associate Justices of Allegany County Court, in pursuance of the Act of Assembly in such case made and provided, transmit to the General Court here the Record and proceedings of a plea which was lately depending before them in the said County Court, between Samuel Young, Plaintiff and John Simkins, Defendant, and wherein the said County Court gave Judgment for the said Samuel Young against the said John Simkins, and from which said Judgment the said John Simkins prayed an Appeal unto the General Court here, which said Record is in form following to wit. State of Maryland, Allegany County to wit, At a County Court begun and held at the Town of Cumberland in and for said County on the Third Monday of April being the Fifteenth day of the same month anno domini seventeen hundred and ninety nine: Were present, The Worshipful Patrick Murdock & Hanson Briscoe Esquires associate Justices, Robert Sinclaire Esq. Shff. — John Lynn Clk. — Samuel Young against John Simkins — Be it remembered that heretofore the Plaintiff by Samuel Hughes his attorney sued out the State of Maryland writ of Capias ad respondendum, the tenor whereof follows in these words to wit. Allegany County to wit, The State of Maryland to the Sheriff of Allegany County, Greeting We command you that you take John Simkins late of Allegany County yeoman if he shall be found in your Bailiwick and him safe keep so that you have his body before the Justices of our next County Court to be held in the Town of Cumberland in and for Allegany County aforesaid on the Third Monday of April next to answer unto Samuel Young of a plea that he render unto him the sum of Two hundred and Seventy two pounds two shillings and nine pence specie lawful and current of the State of Maryland which to him he owes and from him he unjustly detains & so forth, Witness full not and have you then there this writ Witness the Honorable Patrick Murdock Esquire presiding Justice of our said Court the 16th day of October 1797 Issued the 15th day of March 1798. — S.A. — John Lynn Clk. — At which said Third Monday of April being the sixteenth day of the same month anno domini seventeen hundred and ninety eight, came the said Samuel Young by his attorney aforesaid, and the Sheriff of Allegany County to whom the same writ was directed likewise comes & makes return thereof to the Court here thus endorsed to wit, Capi. Robert Sinclaire, Sheriff. Whereupon the Sheriff of Allegany County being solemnly called upon to bring into Court the body of the said John Simkins according to the return of the writ aforesaid does not bring in the same but therein makes default Whereupon it is ruled by the Court here that the said Sheriff should be amerced, forfeit and pay to the said Samuel Young the sum of Two hundred and Seventy two pounds two shillings & nine pence current money with all Costs arising due in the said Suit unless he shall have the body of him the said John Simkins before the Justices of our said Court on the third Monday of October next following, the same day is given to the Plaintiff also. — At which said third Monday of October to wit, the fifteenth day of the same month anno domini seventeen hundred and ninety eight, came again the said Samuel Young by

his attorney aforesaid and the Sheriff being again solemnly called upon to bring into Court the body of the said John Simkins in compliance with the rule aforesaid of the Court here, and to have the amerciement aforesaid brought in thereon whereupon at the prayer of the said Samuel Young by his attorney aforesaid the said John Simkins is adjudged to give special bail to the Action aforesaid Thereupon a certain John Jones present here in Court undertakes for the said John Simkins in case the said Samuel Young shall recover Judgment against the said John Simkins in the plea aforesaid or that he the said John Simkins shall be therein legally convicted that then the said John Simkins shall pay the Condemnation of the Court thereupon or render his body to the Custody of the Sheriff of Allegany County in satisfaction thereof or that he the said John Jones will do the same for him, and the said John Simkins put in his place Samuel Selby as his attorney and the said John Simkins by his attorney aforesaid defends the force and injury when and so forth, and prays leave of the Court here to imparle until next Court and he hath it the same day is given to the Plaintiff also. At which said next Court to wit, the third Monday & fifteenth day of April Anno domini seventeen hundred and ninety nine, came again as well the said Samuel Young by his attorney aforesaid as the said John Simkins by his attorney aforesaid, and the said Samuel Young by his attorney aforesaid declares against the said John Johnson in the plea aforesaid as follows to wit. — Allegany County to wit, John Simkins late of Allegany County yeoman was summoned to answer unto Samuel Young of a plea that he render unto him the sum of Two hundred and seventy two pounds two shillings and nine pence specie lawful and current money of the State of Maryland which to him he owes and from him he unjustly detains and so forth Whereupon the said Samuel Young by Samuel Hughes his attorney says that whereas the aforesaid John Simkins on the Twenty ninth day of March in the year of our Lord seventeen hundred and ninety four at Allegany County aforesaid acknowledged himself to be held and firmly bound unto him the said Samuel Young in the aforesaid sum of Two hundred and seventy two pounds two shillings & nine pence current money to be paid to the said Samuel Young when afterwards he should be thereunto required: Nevertheless the aforesaid John altho' often thereunto required the aforesaid sum of Two hundred & seventy two pounds two shillings & nine pence current money aforesaid to him the said Samuel hath not rendered or paid but the same to him to render or pay hitherto he hath altogether refused and still doth refuse, Wherefore he says he is the worse and hath Damage to the value of Five hundred pounds current money and therefore he brings Suit and so forth, and brings here into Court the writing Obligatory aforesaid sealed with the seal of the aforesaid John Simkins which the Deft. aforesaid in form aforesaid Witnesseth the date whereof is the day & year aforesaid & so forth. — Sam. Hughes for Plff. Pledges & c. John Doe & Richard Roe Oyer of the Bond. — Know all men by these presents that I John Simkins of Allegany County am held and firmly bound unto Samuel Young of Washington County and State Maryland in the full and just sum of Two hundred and seventy two pounds two shillings and nine pence specie lawful and current money of the State of Maryland aforesaid to be paid