and their direction to the jury that on the foregoing statement of facts if they believe it to be true the plaintiffs is entitled to recover in this action all the lands for which the same is brought of which opinion the court was and so directed the Jury to which opinion and direction the Defendant by his counsel prays leave to except and that the court will sign and seal this his bill of exceptions according to the form of the statute in such case made and provided which is done accordingly this second day of June in the year of our Lord one thousand eight hundred and four

Jeremiah Townley Chase (seal)
John Done (seal)
Richd. Spregg (seal)

And thereupon the said Thomas McElderry by his attorneys aforesaid prays an appeal from the Judgment aforesaid so as aforesaid rendered to the high Court of Appeals of the State of Maryland and it is granted him Whereupon the said Thomas McElderry by his attorneys aforesaid files in Court here a certain writing obligatory commonly called an appeal bond and which is contained in the following words to wit Know all men by these presents that we Thomas McElderry James Armstrong and Andrew Parks of Baltimore and State of Maryland are held and firmly bound unto Sarah Smith of Baltimore County and State aforesaid in the full and just sum of two hundred pounds current money to be paid to the said Sarah Smith or her certain attorney Executors administrators or assigns to the payment whereof we bind ourselves and every of us our and every of heirs Executors and Administrators jointly and severally firmly by these presents sealed with our seals dated this twelfth day of June in the year of our Lord one thousand eight hundred and four Whereas at a General Court begun and held at the City of Annapolis on the second Tuesday of

may in the year of our Lord one thousand eight hundred and four the above named Sarah Smith's Lessee by the judgment of the said Court recovered against the above bound Thomas McElderry his term then to come and unexpired of and in certain pieces or parcels of ground particularly described in the declaration of Ejectment and also the costs of suit And whereas the said Thomas McElderry is about to sue forth a certain writ of the State of Maryland for the correcting of Errors of and upon the said judgment so as aforesaid rendered returnable to the next Court of Appeals. Now the condition of the above obligation is such that if the above bound Thomas McElderry shall not pursue the directions of an act of Assembly entitled An Act for regulating writs of Error and granting appeals from and to the Courts of common Law within this province at the next Court of Appeals and prosecute the same writ with effect and also suffer and permit the said Lessee of the said Sarah Smith to have his possession of his Term aforesaid in the said premises with the appurtenances and also satisfy and pay unto the said Lessee of the said Sarah Smith all and singular the 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 bond to be and remain in full force and virtue otherwise of no effect

Signed sealed and delivered in presence of
Thomas Parks
John Williams

Thomas McElderry (seal)
James Armstrong (seal)
Andrew Parks (seal)

Which being read and heard and the securities in the said Bond being by the Court here approved it is therefore ordered by the said Court here that the record and proceedings aforesaid