Question to be asked being of opinion it was proper — to which opinion the Defendant by his Counsel excepted and prayed the benefit of his Exception &c. signed Edward Dorsey Edward Harris — To which said Judgment and proceedings the Defendant by his Attorney prayed leave of the Court here to appeal which the Court then granted on the Defendants giving Bond agreeably to the Act of Assembly in such Case made & provided which Bond follows in these words to wit: The State of Maryland to wit: Know all men by these presents that we James Hutchings James O Bryan & Edward Chotham are held and firmly bound unto Charles Cavalier of Kent County in the State of Five hundred and thirty five pounds Current money and three thousand five hundred pounds of Tobacco to be paid to the said Charles Cavalier his Certain Attorney Executors, Administrators or Assigns to which payment well and truly to be made and done we bind ourselves our Heirs Executors & Administrators for and in the whole sum jointly & severally by these presents Sealed with our Seals and dated this twenty eighth day of May 1793. Whereas the aforesaid Charles Cavalier hath obtained a Judgment in Queen Anns County Court at May Term against the said James Hutchings for the sum of One hundred and twenty pounds five shillings Current and three thousand five hundred pounds of Tobacco costs which said James Hutchings hath prayed an appeal from the Judgment of the Court aforesaid And the appeal therefrom granted by the Court aforesaid Now the Condition of the above obligation is such that if the said James Hutchings shall not pursue the direction of an Act of Assembly entitled an Act for regulating Writs of error & granting Appeals from &c to the Courts of Common Law, do thereby this Province passed in the year Seventeen hundred & thirteen at the next General Court to be held for the Eastern Shore of Maryland prosecute said appeal with effect And also satisfy & pay to the said Charles Cavalier his Executors Administrators or Assigns in case the said Judgment shall be affirmed as well all & singular the Debt Damages & Costs that shall be awarded by the said Court before whom the said appeal shall be heard tryed & determined as aforesaid then the said Bond to be void remain in full force & virtue otherwise of no effect. Ja. Hutchings (Seal) Edward Cotham (Seal) J. O Bryan (Seal)

Sealed & delivered in the presence of Wm Pearce Wm Clayton —

Queen Anns County to wit: I do hereby certify that the within and aforegoing is a true Copy of the Judgment and Record of Proceedings in Queen Anns County Court. In Testimony whereof I have hereunto set my Hand and affixed the public Seal of Queen Anns County aforesaid this first day of September (Seal) in the year of our Lord One thousand seven hundred & ninety four. Jam.s T. Wright Clk. —

At which day to wit the Second Tuesday of September Seventeen hundred & ninety four, then came into Court as well the said James Hutchings by Luther Martin his Attorney, as the said Charles Cavalier by William Tilghman his Attorney; And the said Charles Cavalier by his Attorney aft.d prayed that he might imparle here to the Action aft.d until the second Tuesday in April then next; and it was granted unto him: The same day was given to the said James Hutchings there &c —

At which day to wit the Second Tuesday of April Seventeen hundred & ninety five, then came again the parties aft.d by their Attorneys aft.d; whereupon the said James Hutchings by his Attorney aft.d saith that in the Record & Process aft.d, and also in the giving the Judgment it is manifestly erred in the following & that the Judg.t aft.d was given in form aft.d for the said Charles Cavalier against him the said James Hutchings whereby the said of the said Judgment should have been given for him the said James Hutchings against the said Charles Cavalier and this he is ready to verify, and prays that the Judgment aft.d for the errors aft.d & others in the Record & Process aft.d being may be reversed annulled & entirely for nothing esteemed, and that the said Charles Cavalier may rejoin to the errors aft.d, & that the Judges of the said General Court here may proceed to the examination as well of the Record & Process aft.d as for the matter above for error assigned — And the said Charles Cavalier saith, that neither in the Record & Process aft.d, nor in the giving of the Judgment aft.d in any thing is there error; and he prays in the manner that the Judges of said General Court here may proceed to the examination as well of the Record & Process aft.d as for the matters above for error assigned: And because that the Judges of our said Court here are not yet advised what Judgment to give of and upon the premises a day is therefore given to the Parties aft.d until the second Tuesday in September then next &c — to hear their Judgment aft.d & upon the premises aft.d, for that the Judges of our said Court here are not yet advised thereof. And now here at this day to wit the Second Tuesday in September Seventeen hundred and ninety five, came again the Parties aft.d by their Attorneys aft.d whereupon as well the Record & proceedings aft.d and the Judgment given in form aft.d as the matters aft.d by the said James Hutchings above for error assigned, being seen & fully understood by the Judges of our said General Court here, and mature deliberation thereon had for that it appears to the Judges of our said Court now here that there is no error either in the Record & Proceedings aft.d or in giving the Judgment aft.d; Therefore it is Considered that the Judgment aft.d given in form aft.d, be in all things affirmed And it is further considered that the said Charles Cavalier do recover against the said James Hutchings the sum of One hundred & twenty pounds five shillings Current Money damages & the Quantity of Three thousand five hundred pounds of Tobacco to him the said Charles Cavalier by the Judges of the aft.d County Court in form aft.d adjudged and also the further Quantity of Four hundred and forty six pounds of Tobacco which was adjudged to him by the Judges of the General Court now here according to the form of the Statute in such case made and provided for his Costs & charges which he has sustained by occasion of the delay of the execution of the Judgment aft.d by means of prosecuting the said Appeal And that there said Charles Cavalier have execution thereof &c — James Earle junr Clk —

Judgment affirmed & signed 14th Sept.r 1795. { Writ of Error filed }

Josias Ringgold Adm.r of Josias Ringgold — against Joel Willis & Benj.n Chambers Ter-tenants.

On the second Tuesday of April Seventeen hundred & ninety five by order of the State of Maryland Justices of Kent County Court, was transmitted to the Judges of our General Court here, held for the Eastern Shore of the State aft.d the following Record, an Appeal made by the said Josias Ringgold Adm.r aft.d from said County Court to the said General Court, to wit:

A certain Samuel Willis at March Court 1784. in Kent County obtained a Judgment against Joel Willis and also against Josias Ringgold the Security of said Willis as some Bonds on the Seventh day of May 1785. the said Josias Ringgold paid the money recovered as aforesaid to Pengine Lethbury the Attorney of said Willis, in the Money of said Judgment — On the 18th of October 1790, the said Pengine Lethbury entered the Indorsement herein inserted without any Authority only for his being his Attorney in the above Suit against Samuel Willis

Command was given to the Sheriff of Kent County on the Monday before the third Tuesday of October Seventeen hundred & eighty three that he should take Josias Ringgold late of Kent County aft.d wherever he should be found in his Bailiwick, and him safe keep so that he might have his body before the Justices of our next County Court, to be held at the Court House in the Town of Chester, in said County on the Monday before the third Tuesday of March next to answer unto Samuel Willis of a plea that he render unto him the sum of Sixty three pounds Current Money of Maryland which to him he owes & unjustly detains and so forth. At which same Monday before the third Tuesday of March Seventeen hundred and eighty four, came the aft.d Samuel Willis by Pengine Lethbury his Attorney And the Sheriff of Kent County made return of the writ aft.d to the Court here thereon indorsed as follows, to wit: Kent Comp.s Sp.e Thomas Bayne Sheriff. And the said Samuel Willis by Pengine Lethbury his Attorney offered himself against the said Josias in the plea aft.d & complained thereof against him in the following words, to wit, Kent County to wit: Josias Ringgold late of Kent County was summoned to answer unto Samuel Willis of a plea that he render unto him the sum of Sixty three pounds Current Money of Maryland which to him he owes & unjustly detains and so forth — And whereupon the said Samuel Willis by Pengine Lethbury his Attorney saith that whereas the aft.d Josias on the twenty sixth day of October in the year Seventeen hundred and eighty one, at Kent County aft.d by his certain Writing obligatory acknowledged himself to be held and firmly bound unto him the said Samuel in the aft.d sum of Sixty three pounds Current Money to be paid to the said Samuel when afterwards he should be thereunto required — Nevertheless the aft.d Josias (altho often thereunto required) the aft.d sum of money to him the said Samuel hath not rendered or paid but the same to him hitherto to render or pay he hath altogether refused and still doth refuse wherefore he says he is worse and hath Damage to the value of Seventy pounds Current Money of Maryland and therefore he brings Suit & so forth and brings into Court the Writing obligatory aft.d sealed with the seal of the aft.d Josias which the Debt aft.d upon Oyer aft.r written saith the date is hereof is the day & year aft.d and so forth — Pledges &c. { John Doe Richard Roe. } Pen. Lethbury —

And now here to wit came the aft.d Josias Ringgold in his proper person and defended the force & injury when and so forth & saith that he cannot deny the Action aft.d of him the said Samuel nor but that the Writing obligatory in the Declaration of him the said Josias nor but that he owes unto him the said Samuel the sum of Sixty three pounds Current Money in manner & form aft.d as the said Samuel above against him hath complained — Wherefore it is considered that the said Samuel Willis do recover against him the said Josias his Debt aft.d and also the quantity of Three hundred & fifty pounds of Tobacco Damages which he hath sustained as well by the detention of that debt as for his Costs & Charges by him about his Suit in this behalf laid out & expended by the Court now here of his aforesaid of Increase adjudged to him and the said Josias Ringgold in mercy & so forth. Ben Chambers Clk.

Samuel Willis against Joel Willis

Command was given to the Sheriff of Kent County, on the Monday before the third Tuesday of October Seventeen hundred and eighty three that he should take Joel Willis late of Kent County Farmer if he should be found in his Bailiwick and him safe keep so that he might have his body before the Justices of our next County Court, to be held at the Court House in the Town of Chester, in said County on the Monday before the third Tuesday of March next to answer unto Samuel Willis of a plea that he render unto him the sum of Sixty three pounds Current Money of Maryland which to him he owes and unjustly detains and so forth. At which same Monday before the third Tuesday of March Seventeen hundred and eighty four, came the aft.d Samuel Willis by Pen Lethbury his Attorney and the Sheriff of Kent County made return of the Writ aft.d to the Court here thereon indorsed as follows to wit: Kent Comp.s Thos. Bayne Shff. And the said Samuel by his Attorney aft.d offered himself against the said Joel in the plea aft.d & complained thereof against him in the following words, to wit: Kent County, to wit: Joel Willis late of Kent County Farmer was summoned to answer unto Samuel Willis of a plea that he render unto him the sum of Sixty three pounds Current Money of Maryland which to him he owes and unjustly detains and so forth. And whereupon the said Samuel by Pen Lethbury his Attorney saith that whereas the said Joel on the twenty sixth day of October in the year Seventeen hundred and eighty one, at Kent County aft.d by his certain Writing Obligatory acknowledged himself to be held and firmly bound unto him the said Samuel in the aft.d sum of Sixty three pounds Current Money aft.d to be paid to him the said Samuel when afterwards he should be thereunto required Nevertheless the aft.d Joel (altho often thereunto required) the aft.d sum of money to him the said Samuel hath not rendered or paid but the same to him hitherto to render or pay he hath altogether refused and still doth refuse wherefore he saith he is the worse and hath damage to the value of Seventy pounds Current Money aft.d & therefore he brings Suit & so forth and brings here into Court the Writing Obligatory aft.d sealed with the seal of him the said Joel which the Debt aft.d in form aft.d witnesseth the date whereof is the day and year aft.d and so forth — Pledges &c. { John Doe Rich.d Roe. } Pen Lethbury —

And now here to wit came the aft.d Joel Willis in his proper person and defended the force & injury when and so forth & saith that he cannot deny the Action aft.d of him the said Samuel Willis nor but that the writing obligatory aft.d in the Declaration of him the said Joel Willis, nor but that he owes unto him the said Samuel Willis the sum of Sixty three pounds Current Money as aft.d in manner & form as the said Samuel above against him hath complained wherefore the said Samuel prays Judgment for his Debt aft.d together with his Costs and Charges to be adjudged him here and so forth. Therefore it is considered that the said Samuel Willis do recover against him the said Joel Willis the sum of Sixty three pounds Current Money for his Debt aft.d and also the Quantity of three hundred & fifty pounds of Tobacco Damages which he hath sustained as well by the delay of detention of that Debt as for his Costs & Charges by him about his Suit in this behalf expended by the Court now here of his aforesaid of Increase adjudged to him and the said Joel Willis in mercy and so forth. Ben Chambers Clk.

Kent County State of Maryland, I do hereby certify that at a Court held for Kent County at this County aft.d on the Monday before the fourth Tuesday of March Seventeen hundred and eighty four before John Scott Esq.r and his Associates Justices of the same Court and by the Judgment of that Court Samuel Willis did recover against Joel Willis of Kent County the sum of Sixty three pounds Current Money debt being the penalty of a Bond dated the day of and three hundred & fifty pounds of Tobacco Damages which he hath sustained &c. to be released on the payment