

Sterling payable to the Said John Bush the plaintiff in Error in Case the Said Dan^l Walker do not prosecute his Said appeale With Effect and the Security to be taken by the Clerk of this Court.

Whereupon afterw^{ds} on the Twenty first day of October Anno Domini Seventeen hundred and Twenty four in pursuance of the aforesaid Order George Robins of Talbott County Gent and Edward Wright and William Turbutt of Queen Anns County Gent Came before William Cumming Cłk of the aforesaid Court of appeals and Errors and Entered into Bond Jointly and Severally to Owe and Stand Justly Indebted to the Said John Bush in the Sume of fifty pounds Sterling to be paid to the Said John Bush on Condition that in Case the Said Daniel Walker do not prosecute the Appeale prayed as aforesaid With Effect.

Eodem die July 16 1724

John Smith ex^{rx} v John Contee's Ex^{rx}

Heretofore To Witt as it appears in the Records and Entries of this Court To Witt the tenth Day of October Anno Domini Seventeen hundred and Twenty two his Lordships Justices of the Provincial Court Transmitt to his Said Lordship's Governour and Council of the province aforesaid Sitting as a Court of appeals and Errors the following record on an appeale made by Dorothy Smith of Calvert County Widow Executrix of the Testament of John Smith of Battle Creek in Calvert County Gent by Daniel Dulany her Attorney The tenor of Which follows in these Words Viz^t

[628] In the Records and Proceedings of the Provincial Court of Maryland Amongst other things is thus Contained.

MARYLAND ss. At a Provincial Court held at the City of Annapolis in the County of Annarundell for the Province of Maryland on the Second Tuesday in Aprill being the tenth Day of the Same Month in the Seventh year of the Dominion of the Right Honourable Charles absolute Lord and proprietor of the Provinces of Maryland and Avalon Lord Baron of Baltimore etc. Annoque Dom 1722.

Were Present: The Honourable Co^l Samuel Young Chief Justice; James Stoddart Esq^r; William Lock Esq^r, Justices
Henry Lazenby Sherr

Vachel Denton Cłk.

[T:B:] Mary Hemsley Ex^{rx} of John Contee Esq^r v [D:D:] Dorothy Smith Ex^{rx}
of John Smith

MARYLAND ss. Dorothy Smith of Calvert County Widow Executrix of the Testament of John Smith of Batle Creek in Calvert County Gent otherwise lately called John Smith of Calvert County Gent was Summoned to answer unto Mary Hemsley Widow Executrix of the Testament of John Contee Esq^r late Chief Judge and Com^{ry} Generall for for [sic] probat of Wills