

Court of Appeals and Errors to his Majesty in Council w^{ch} was granted on giving good Security Afterw^{ds} on the fourth day of June Your Petitioners Said attorney brought into the Said Court a Bond Entered into by your Petitioner Together with Thomas Cockey Robert Gordon William Rogers James Govan Patrick Sympton of Annarundell County Gent and John Cockey of Baltimore County Gent his Securitys in the Penal Sum of three Thousand Pounds Sterling payable to the S^d Bordley On Condition to Prosecute with Effect an Appeale Entered to be Brought before his Majesty and Council from the last Judgment Obtained as af^d and to pay and Satisfye unto the Said Bordley fourteen hundred and forty Pounds Sterling and Nine hundred and thirty five Pounds of Tobacco debt and Cost recovered by Said Bordley Against your Petitioner in the Provincial Court together with the Cost that had been Adjudged in the Said High Court of Appeals and Errors and Shall be Awarded by his Majesty in Council to be paid to Said Bordley by your Petitioner in Case the Said Judgment of the Court of Appeals Should be Affirmed which Said Security was Approved of by the Court of Appeals and the Appeale on the Said fourth day of June was thereupon granted That on the Allowance of the af^d Appeale Altho the Said Thomas Bordley was present in Court and Ninian Mariarte Son to Daniel Mariarte Gent. high Sherriff of Annarundell County One of the Under Sherriffs of the Said County and the Clerk of the Prov^l Court were all present On granting thereof Your Petitioner to prevent his being taken in Execution or his Effects Seized by Virtue of the af^d Judgments Served the S^d Bordley the Under Sherriff af^d and the S^d Clerk of the Prov^l Court Severally with an attested Copy Under the hand of the Clerk of the Court of Appeals of a Minute of the allowance of the af^d Appeale as by an attested Copy of the Said Minute of Allowance and Affidavit of the Service thereof herewith produced Appears. That Notwithstanding Whereof on the Sixth day of June last your Petitioner by Virtue of a Writt of Capias ad Satisfaciendum most unduely and Improvidently taken out of the Prov^l Court On the Judgment recovered by the Said Bordley Against your Petitioner by Daniel Mariarte Gent High Sherriff of the County af^d in Contempt of the Appeale and Supersedeas af^d and Notice to him and them given hath been falsly taken in Execution and Imprisoned and Still kept in Close prison in the Goale of the City of Annapolis Contrary to the Right of all his Majesty's Subjects and the Laws of Great Brittain and this province That on rendering Judgment Ag^t your Petitioner in the Prov^l Court Daniel Dulany and Edmond Jennings Gent Your Petitioners Attorneys did appear and Prayed an Appeale from that Judgment to your Excellency and Honours in the Court of Appeals in Which Court they were practitioners and attended thereon and proceeded So farr in the Cause that they ordered a Transcript of the Judgment to be made out and Charged their fees to your Petitioner That Nevertheless On the Tryall of your Petitioners Cause in the Said Court the Said Attorneys declined to be any further Concerned