Maryland fs.

At a Provincial Court, begun and held at the city of Annapolis in the County of Anne Arundel, in and for the Province aforesaid on the second Tuesday of April being the Tenth day of the same month, in the Eighth year of the Dominion of the Right honourable Frederick, absolute Lord and Proprietary of the Provinces of Maryland and Avalon, Lord Baron of Baltimore, &c. and in the year of our Lord God one thousand seven hundred and fifty nine.

Present

The Honourable { John Brice Esquire Chief Justice, John Darnall, John Hepburn, Richard Tilghman, George Stewart, William Goldsborough & Beddingfield Hands } Esquires Justices.

Upton Scott Esquire Sheriff

Reverdy Ghiselin Clerk

Stephen

April Term 1759.

ff. Stephen Bordley Esq. a ED. John Wilmott } Command was given to the Sheriff of Baltimore County that he should take John Wilmott late of Baltimore County planter otherwise called John Wilmott of Baltimore County Gent. if he should be found in his Bailiwick and him safe keep so that he might have his body before the Justices of his Lordships Provincial Court to be held at Annapolis the Second Tuesday of September then next to Answer unto Stephen Bordley in a Plea that he render unto him the Sum of One hundred and twenty Six Pounds and Eight Pence Sterling Money which to him he Owes and unjustly detains and so forth and that thereof he the said Sheriff should not fail &c.

And the aforesaid Stephen Bordley in his proper Person declared against the said John Willmott in the Plea aforesaid as follows to wit — Maryland fs. John Wilmott late of Baltimore County planter otherwise called John Wilmott of Baltimore County Gent. was Summoned to Answer unto Stephen Bordley in a Plea that he render unto him the Sum of One hundred and twenty Six Pounds and Eight Pence Sterling which to him he Owes and unjustly detains and so forth

And whereupon the said Stephen Bordley present here in Court in his proper Person saith that whereas the aforesaid John on the Eighth day of June in the Year of our Lord Seventeen hundred and fifty three at Baltimore County aforesaid by his certain Writing Obligatory acknowledged himself to be held and firmly bound unto him the said Stephen Bordley in the aforesaid Sum of One hundred and twenty Six pounds and Eight pence Sterling Money aforesaid to be paid to him the said Stephen when afterwards he should be thereunto required Nevertheless the aforesaid John (altho often thereunto required) the aforesaid Sum of Money to him the said Stephen 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 fifty Pounds Sterling Money aforesaid 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 which the Debt aforesaid in form aforesaid Witnesseth whose Date is the day and Year aforesaid and so forth —

A Copy of which aforegoing Declaration was made and Sent with the Writ which issued in the Plea aforesaid —

At which said Second Tuesday of September to wit the Thirteenth day of the Same Month Anno Dom. 1757 being the day of the return of the aforegoing Writ comes the said Stephen Bordley in his proper Person and the Sheriff of Baltimore County to whom the Same Writ was directed also comes and makes return thereof to the Court here thus Endorsed to wit —

Cepi David M'Culloch Shff. Balt Co.

And the said John Wilmott being called upon appears thereupon the said John Wilmott at the Prayer of the Plaintiff is adjudged to give Special Bail to the Action aforesaid but for want thereof he is Committed to the Custody of the Sheriff of Baltimore County who being present took Charge of him accordingly — And the said John Wilmott in Custody as aforesaid by Edward Dorsey his Attorney comes and defends the Force and Injury when &c. and prays an Hearing of the Writing Obligatory and he hath it in the following Words Know all Men by these presents that We Isaac Rousseau and John Wilmott of Baltimore County Gent. are held and firmly bound unto Stephen Bordley of Annapolis in the full and just Sum of One hundred and twenty Six pounds and Eight pence Sterling Money to be paid unto the said Stephen Bordley his certain Attorney Executors Administrators or Assigns to

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