At which mentioned second tuesday of November being the thirteenth day of the same month in the year of our Lord seventeen hundred and ninety eight, and the day of the return of the aforegoing writ the honorable the Judges of the General Court to whom the said writ of error was made and directed in pursuance thereof and according to the form and effect of the act of Assembly in such case made and provided make return to the Judges of our Court here of the same writ with the following Record thereof.

The State of Maryland &c.

Stamp

At a General Court of the Western Shore of the said State, one of the United States of America begun and held at the City of Annapolis on the second tuesday of October, being the fourteenth day of the same month in the year of our lord one thousand seven hundred and ninety four, and in the year of the Independence of the said United States of America the Nineteenth.

Present

The Honorable { Samuel Chase Esquire chief Judge; Robert Goldsborough & Jeremiah Townley Chase } Esquires Judges

William Goldsmith Esquire Sheriff — John Gwinn Clerk

In the record of proceedings of the same Court is the following towit:

Francis Hamersley against Henry Cooksey.

Be it remembered that heretofore towit on the fifth day of September in the year of our lord one thousand seven hundred and ninety three: Francis Hamersley by Philip Barton Key his Attorney sued out of the General Court here the writ of the State of Maryland of Capias ad respondendum directed to the Sheriff of Charles County in form following towit. The State of Maryland &c. To the Sheriff of Charles County greeting. We command you that you take Henry Cooksey late of Charles County planter, otherwise called Henry Cooksey of said County if he shall be found in your bailiwick and him safe keep so that you have his body before the Judges of our General Court, to be held at the City of Annapolis on the second tuesday of October next to answer unto Francis Hamersley of a plea of trespass on the case and so forth, hereof fail not at your peril, and have you then and there this writ. Witness the honorable Samuel Chase Esquire chief Judge of our said Court the 15th day of June anno domini 1798.

Issued the 5th day of September 1798. (P B Key) Jno. Gwinn Clk

And the said Francis Hamersley by his Attorney aforesaid on the day of the date and issuing of the aforegoing writ, filed in Court here his declaration against the said Henry Cooksey in the plea aforesaid; a copy whereof

was made and sent with the said writ, to the Sheriff of the County aforesaid in form following towit: Western Shore, State of Maryland, towit. Henry Cooksey late of Charles County planter otherwise called Henry Cooksey of said County was attached to answer Francis Hamersley of a plea of trespass on the case and so forth, and whereupon the said Francis by Philip Barton Key his Attorney complains that whereas the aforesaid Henry after the first day of may in the year seventeen hundred and five last, on the first day of may seventeen hundred and ninety two at the County aforesaid made and signed an Instrument or note in writing called a promissory note with his proper hand thereto subscribed bearing date the day and year aforesaid, and the said note to the said Francis then and there delivered, by which the said Henry promised to pay and deliver unto him the aforesaid Francis on demand the Sum of one hundred and seventy five pounds depreciation certificates with interest thereon from the first day of august seventeen hundred and eighty till paid of the value of the like sum of current money, by reason whereof and by force of the statute in such cases made and provided the aforesaid Henry became liable for and chargeable pay and deliver to the said Francis the said sum of one hundred and seventy five pounds of depreciation certificates with Interest from the first day of august seventeen hundred and eighty, of the value of the like sum of current money, and so being therewith chargeable he the aforesaid Henry afterwards towit on the first day of may seventeen hundred and ninety two at the County aforesaid upon himself assumed and to the said Francis then and there faithfully promised that he would well and truely content, and pay and deliver the said sum of certificates and interest of the value aforesaid when afterwards he should be thereto requested. nevertheless the said Henry although often thereto requested towit. the day and year last aforesaid at the County aforesaid and often afterwards the said sum of One hundred and seventy five pounds in certificates with interest of the value aforesaid or any part thereof hath not contented or paid and delivered, but the same or any part thereof to content or pay and deliver to the said Francis he hath altogether refused and still doth refuse wherefore the said Francis is the worse and hath damage to the value of five hundred pounds current money and therefore brings suit and so forth.

John Doe. Richd. Roe. pledges Philp B Key, for the Plaintiff

At which said second tuesday of October being the eighth day of the same month, in the year of our Lord One thousand seven hundred and ninety three and the day of the return of the aforegoing writ, comes into the General Court here the said Francis Hamersley by his Attorney aforesaid and the Sheriff of Charles County, to whom the said writ was in form aforesaid directed, makes return thereof to the Court here with the following indorsement thereon towit: