of Maryland a writ of capias ad respondendum to the sheriff of the county aforesaid directed the tenor whereof ensues, as follows, to wit:

Montgomery County, to wit: The state of Maryland. To the sheriff of Montgomery County greeting: we command you that you take John Orne late of Montgomery County, yeoman, if he shall be found in your bailiwick, and him safe keep, so that you have his body before the Justices of our next County Court, to be held at the Court house in Montgomery County, on the first monday of march next to answer unto Jeremiah Williams in a plea that he render unto him the sum of Forty nine pounds fourteen Shillings and eight pence current money which to him he owes and unjustly detains and so forth. Hereof fail not at your peril and so forth. Witness Richard Potts Esquire Chief Justice of the said Court, the 6th day of November in the year of our Lord 1797.

Issued the 22d day of February 1798 (J Cooke) Upton Beall Clk.

At which said first monday in march anno Domini one thousand seven hundred and ninety eight, being the day of the return of the aforegoing writ, comes the said Jeremiah Williams by his attorney aforesaid, and the sheriff of the county aforesaid to whom the same writ was directed, likewise comes and makes return thereof to the court here, thus endorsed, to wit

"Capi" Benj. H. Jones Sheriff

And the said John Orne being called upon appears here in Court by John J Mason his Attorney. Thereupon at the prayer of the said Jeremiah Williams by his attorney aforesaid, the aforesaid John Orne is adjudged to give special bail to the action aforesaid, whereupon a certain Samuel Williams of the County aforesaid present here in Court undertakes for the said John Orne in case the said Jeremiah Williams shall recover Judgment against the said John Orne in the plea aforesaid or that he the said John Orne shall be therein legally convict that then the said John Orne shall pay the condemnation of the Court thereupon or render his body to the custody of the sheriff of the County aforesaid in satisfaction thereof or that he the said Samuel Williams will do the same for him.

And the said John Orne by his Attorney aforesaid, prays that the said Jeremiah Williams may be ruled to declare against him in the plea aforesaid, and it is granted him.

And the said John Orne by his Attorney aforesaid defends the force and injury when and so forth, and prays leave of the Court here to imparle untill the first monday in november next following and he hath it, the same day is given to the said Jeremiah Williams &c.

At which said first monday in november anno Domini one thousand seven hundred and ninety eight, comes here again into Court as well the said Jeremiah Williams by William Branch his Attorney as the said John Orne by his Attorney aforesaid and the said Jeremiah Williams by his Attorney aforesaid declares against the said John Orne in the plea aforesaid as follows, to wit:

State of Maryland (Western shore) Montgomery County, to wit John Orne late of montgomery County yeoman otherwise called John Orne was summoned to answer unto Jeremiah Williams in a plea that he render unto him the sum of forty nine pounds fourteen Shillings and eight pence current money which to him he owes and unjustly detains &c.

And whereupon the said Jeremiah Williams by James Cooke his Attorney saith that whereas the aforesaid John Orne on the twentieth day of February in the year of our Lord one thousand seven hundred and ninety eight at Montgomery county aforesaid, by his certain writing obligatory commonly called a Single bill did thereby bind himself his heirs, executors and administrators to pay or cause to be paid unto the aforesaid Jeremiah Williams by the name of Jeremiah Williams or his assigns the just and full sum of forty nine pounds fourteen Shillings and eight pence current money for value received with legal interest from the date untill paid.

Nevertheless the aforesaid John Orne the aforesaid Sum of Forty nine pounds fourteen Shillings and eight pence current money to him the said Jeremiah Williams hath not rendered or paid (although so to do he the aforesaid John Orne was afterwards, to wit, on the same day and year last aforesaid and often afterwards at Montgomery County aforesaid by the said Jeremiah Williams requested) but the same or any part thereof to him the said Jeremiah Williams to render or pay he hath altogether refused and still doth refuse, wherefore the said Jeremiah Williams saith he is the worse and hath damage to the value of one hundred pounds current money of Maryland &c so forth. and therefore he brings suit and so forth, and brings here into Court here the writing obligatory aforesaid sealed with the seal of him the said John Orne which the debt aforesaid in form aforesaid witnesseth and so forth whose date is the day and year aforesaid and so forth.

James Cooke for the pltff. Pledges and so forth. John Doe & Rich. Roe.

Writing obligatory mentioned in the declaration issues as follows, to wit: I hereby bind myself my heirs, executors and administrators, to pay or cause to be paid unto Jeremiah Williams or his assigns, the just and full sum of forty nine pounds fourteen shillings and eight pence current money for value received with legal interest thereon from this twentieth day of February seventeen hundred and ninety eight untill paid. Witness my hand and seal date as above mentioned.

Witness: Osborn Williams. John Orne (Seal.)