America.

Present

The Honourable | Jeremiah Townley Chase Esquire Chief Judge and Richard Spriggs, Esquire Judge.

Jasper Edward Tilly, Esquire Sheriff. John Grimm Clk

In the Record of proceedings of the same Court, among others, is the following, towit,

John Sheckells ..... vs Edward Burgess & Edward Burgess Junr. | Be it remembered, that heretofore, towit, on the twenty ninth day of February, in the year of our Lord one thousand eight hundred and four, the said John Sheckells by Roger Brooke Taney his Attorney prosecuted; and sued forth out of the General Court the Writ of the State of Maryland of Capias ad respondendum, to the Sheriff of Montgomery County directed, in the words and of the tenor following, towit,

Maryland Sct. The State of Maryland To the Sheriff of Montgomery County, Greeting, You are hereby commanded to take Edward Burgess Senr. and Edward Burgess Junr. late of Montgomery County, Yeoman otherwise called Edward Burgess Senr. and Edward Burgess Junr. both of Montgomery County and State of Maryland, if they shall be found in your bailiwick and them safe keep so that you have their bodys before the General Court, to be held at the City of Annapolis on the second Monday of May next, to answer unto John Sheckels in a plea that they render unto him the sum of Three hundred pounds Current Money which to him they owe and from him unjustly detain and soforth, here of fail not at your peril, and have you then and there this writ. Witness the honourable Jeremiah Townley Chase Esquire Chief Judge of the said Court, the twenty second day of November in the year of our Lord one thousand eight hundred and three.

Issued the 29th. day of February, 1804,

(R.B.T.) John Grimm Clk

And the said John Sheckels by his Attorney aforesaid

ow the day of prosecuting and suing forth the said Writ, declared in the said Court against the said Edward Burgess and Edward Burgess Junior in the plea aforesaid, as follows towit;

Western Shore, General Court, towit, Edward Burgess Senr. and Edward Burgess Junr. late of Montgomery County yeoman, otherwise called Edward Burgess Senior and Edward Burgess Junior both of Montgomery County and State of Maryland were summoned to answer unto John Sheckels in a plea that they render unto him the sum of Three hundred pounds Current Money which to him they owe and from him unjustly detain and soforth. And Whereupon the said John Sheckels by Roger B Taney his Attorney, complains, that whereas, on the twenty sixth day of March eighteen hundred and three at Frederick County, the said Edward Burgess Senr. and Edward Burgess Junr. by their certain writing sealed with their seals, and now here in Court shown, the date whereof is the day and year aforesaid, acknowledged themselves to be held and firmly bound unto the said John in the full and full sum of Three hundred pounds Current Money to be paid to him the said John or to his certain Attorney, heirs, Executors Administrators or assigns when afterwards they should be thereunto required, Nevertheless the said Edward Burgess Senr. and Edward Burgess Junr. or either of them (although thereunto often required; have not yet paid the said sum of Money to the said John but to pay the same have hitherto refused, and still do refuse wherefore the said John saith he is injured, and hath damage to the value of Five hundred pounds pounds Current Money of Maryland, and therefore he brings suit, &c. soforth.

R B Taney Atty. for Plaintiff. Pledges &c. John Doe & Richd. Roe

Copies of which said declaration and oyer were made and sent to the Sheriff of the County aforesaid, with the the said Writ thereon endorsed "To be served on each of "the Defendants with the writ, or left at their last place of "abode twenty days at least before the return of the said writ "for plea or Judgment the first Court.

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