607 Wd: Samuel Groome } Maryland ss. } Luke Gardiner late of Prince Geo: Coty Gentl dec'd Ludt.

Will Luke Gardiner } Gardner of Prince George Coty Gentl was summoned to answ'r unto Sam'l Groome of Lond. Mchant of Anna that he render unto him the sum of One hundred and six pounds Sterl money which to him he owe & from him unjustly detain:

Wd: Lodged the 20 Feb. 1710

Whereupon the said Sam'l by Rich'd Dallam his attorney saith that whereas the aforesd Luke the 13th day of July Anno Dom 1710 at Prince Geo: Coty aforesd by his certain bond or wrighting obligatory sealed with his seal the same Luke and therein Court produced whose date is the same day and year aforesd acknowledged himself to be held and firmly bound unto the said Samuel in the sum of One hundred and six pounds Sterl money to be paid to the same Sam'l when he should be afterwards thereto requ'd Nevertheless the said Luke the said sum of One hundred and six pounds Sterl money unto the said Samuel altho' often thereto requ'd he hath not rendred but the same to render hath denyed & still doth deny & unjustly detain to the damage of the said Sam'l two hundred pounds Ster and thereof he brings his suit &c

plegi &c Jno Doe & Rich'd Roe

And the aforesd Luke by Wornell Hunt his attorney comes and defends the force and injury when &c and prayeth the hearing the aforesd bond or wrighting obligatory and it be read unto him he also prayeth the hearing of the condition thereof which followeth in these words – The condition of this above obligation is such that if the above bound Luke Gardner and Wm Joseph or either of them their or either of their heirs Exors and adm'rs do & shall well and truly pay or cause to be paid unto the above named Sam'l Groome his Exors adm'rs or assignes the full and just sum of fifty three pounds Sterl money by good bills of Exchange to be drawn upon sound & responsible Mchants in Lond. and to be delivered to the attorneys or agent of the said Sam'l Groome in Maryland at or upon the twenty fourth day of June which shall be in the year of our Lord God one thousand seven hundred and twelve then this obligation to be void or else to remaine in full force: &c Which being read and heard the said Luke Gardner by his attorney aforesd ~~says that~~ as before discovered & force & injury when &c says that he cannot gainsay the plff his action aforesd ag'st him ought but can say that the said wrighting obligatory aforesd is his deed and that the debt therein mentioned is yet due and unsatisfied wherefore the said plff prays judgm't for his debt aforesd and his costs & damages sustained by occasion of detaining the said debt to be adjudged &c – Therefore it is considered by the Justices here the 7th day of October Anno Dom 1712 that the said Samuel Groome recover against the said Luke Gardner as well the sum of One hundred & six pounds Sterl money his debt aforesd as also the sum of

711 of One hundred and six pounds Sterl his damages aforesd as also the sum of pounds of tobo by the Court here adjudged unto him for his costs and damages sustained by occasion of detaining the said debt and the said defendt in Mercy &c Mem: the plff by his attorney aforesd released unto the defendt the penalty of the within debt reserving to himself the principall with interest & costs paid.

Wd Sam'l Groome } Maryland ss. } William Joseph late of Prince George Coty Gentl dec'd William

Will Wm Joseph } Joseph of the same Coty Gentl was summoned to answ'r unto Sam'l Groome of Lond. Mchant aforesd that he render unto him the sum of One hundred and six pounds Sterl money which to him he owe & from him unjustly detaine &c

Wd Lodged the 20 Feb. 1710

Whereupon the said Sam'l by Rich'd Dallam his attorney saith that whereas the said 13th day of July Anno Dom 1710 at Prince George County aforesd by his certain bond or wrighting obligatory sealed with the seal of the same Wm therein Court produced whose date is the same day and year aforesd acknowledged himself to be held and firmly bound unto the said Sam'l in the sum of One hundred and six pounds Sterl money to be paid to the said Sam'l when he should be afterwards thereto requ'd Nevertheless the said Wm the aforesd sum of One hundred and six pounds Sterl money unto the said Sam'l altho' often thereto requ'd he hath not paid but the same to him to render hath denyed and still doth deny & unjustly detain to the damage of the said Sam'l two hundred pounds Sterl & thereof he brings his suit &c

plegi &c Jno Doe & Rich'd Roe

And the aforesd William by Wornell Hunt his attorney comes and defends the force and injury when &c and prayeth the hearing the aforesd bond or wrighting obligatory and it be read unto him he also prayeth the hearing of the condition thereof which followeth in these words The condition of this obligation is such that if the above bound Luke Gardner & Wm Joseph or either of them their or either of their heirs Exors adm'rs ~~or assignes~~ do & shall well and truly pay or cause to be paid unto the above named Sam'l Groome his Exors adm'rs or assignes the full and just sum of fifty three pounds Sterl money by good bills of Exchange to be drawn upon sound & responsible Mchants in London and to be delivered to the attorneys or agent of the said Samuel

(Groome)

608 Groome in Maryland at or upon the twenty fourth day of June which shall be in the year of our Lord One thousand seven hundred and twelve then this obligation to be void or else to remain in full force

Which being read and heard the said Luke & William Joseph by his attorney aforesd as before discovered & force & injury when &c and says that he cannot gainsay the plff his action aforesd ag'st him ought but can say that the wrighting obligatory is his deed and that the debt therein mentioned is yet due and unsatisfied wherefore the said plff prays judgm't for his debt aforesd and his costs and damages sustained by occasion of detaining the said debt to be adjudged &c – Therefore it is considered by the Justices here the 7th day of October Anno Dom 1712 that the said Samuel Groome recover against the said William Joseph as well the sum

711 of One hundred and six pounds Sterl his debt aforesd as also the sum of pounds of tobo by the Court here adjudged unto him for his costs and damages sustained by occasion of detaining the said debt and the said defendt in Mercy &c Mem: the plff by his attorney aforesd released unto the defendt the penalty of the within debt reserving to himself the principall with interest & costs paid.

Wd: Daniel Lewis } Mem: the plff obtained his writ by vertue of a sci fa against the defendt Francis Thoroughgood the tenor of which follows in these words viz

Wd Edward Stevens Sgt & Thoroughgood } Maryland ss.

William by the grace of God of Great Britain France and Ireland Queen defender of the faith &c to the Sheriff of Somerset County greeting whereas a certain Edward Stevens of Somerset County planter lately in our Court of Maryland before us at the tenth day of April in the tenth year of our reigne &c Anno Dom One thousand seven hundred and twelve before the honourable William Holland & Thos Smith the Esqrs then Justices of our said Court at the City of Annapolis in Annarundel County did then and there undertake for one Francis Thoroughgood of Somerset County planter that in Case a certaine Daniell Lewis should recover judgment against the said Francis Thoroughgood in a certaine action of the case on the case before our said Justices in our said Court then and there depending between the said Daniell Lewis plff and the said Francis Thoroughgood defend'r or that he the said Francis Thoroughgood should be therein convicted that the said Francis Thoroughgood should pay the condemn'on of the court therein or render his body to the custody of the Sheriff of Somerset County in satisfaction thereof or in the said Edward Stevens would do it for him as by the record and process thereof remaining in our said before our said Justices more fully appears, and afterwards at the Court held the second day of October in the tenth year of our reigne &c Anno Dom seventeen hundred & eleven in our said prov Court the said Dan Lewis recovered judgment ag'st the said Francis Thoroughgood in the plea aforesd as well the sum of thirteen pounds eighteen shill and one penny for certaine damages as also the sum of eight hundred and fifty pounds of tobo by ye said Court adjudged unto him the said Daniel Lewis of the defendt for his costs and charges by him about his suit in that behalf laid out & expended as by the record and process thereof in our said Court before the honourable William Holland and Thomas Smith the Esqrs then Justices of our said Court likewise remaineth manifestly appears yet the said Francis Thoroughgood hath not paid the condemn'on of the Court therefore nor rendred his body to the custody of the Sheriff of Somerset County in satisfaction thereof nor has the said Edward Stevens done the same for him as by the information of the said Daniel Lewis we have received in our said Court and because we will that those things which in our said Court are rightly done and acknowledged should be brought to due execution we command you that by good and lawfull men of your bailiwick you make known unto the said Edward Stevens that he be and appear before the Justices of our prov Court to be held at Annapolis the first tuesday of October next to show cause if any thing for himself he hath why the said Daniel Lewis his execution of his damages and costs aforesd ought not to be awarded against him the said Edward Stevens according to the acknowledgment and recovery aforesd lib Augll ~~not to be~~ and have you then there the names of those by whom you make the same known and this writ witness Wm Holland Esqr Chief Justice of our said prov Court the 18th day of July in the 11th year of our reigne &c Anno Dom 1712

Witness Wm Hall Clk

Which said first tuesday of October to wit the 7th day of the same month Anno Dom 1712 being the day of the return of the said writ comes the said Daniel Lewis by Wornell Hunt his attorney as also the sheriff of Somerset County to whom the said writ was directed & he makes return thereof to the Court here ~~of the contents thereof~~ in these words viz by virtue of the within precept to me directed I certify the within mentioned that I have made known to the within named Edward Stevens that he be and appear before the Justices within mentioned at the day and place within contained to show cause if any thing for himself he hath or knoweth to say why the within named Daniel Lewis should not have &c

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