And the said John Machool by William Goldsborough his Attorney comes & defends the force & Injury when &c. & prays a hearing of the writing Obligatory aff. & it is read unto him, he also prays a hearing of the Condition of the same writing & it is read unto him in the words following viz:

The Condition of the above Obligation is such that if the above bound John Machool his heirs Ex.rs Adm.rs do well & truly pay unto the above said Charles Goldsborough his Ex.rs Adm.rs or Assigns without taking advantage of any Act of Assembly of this Province the Sum of one hundred & fifteen pounds eighteen shillings current money with legal Interest for the same on the first Day of January next & also the Cost & expended by the said Charles on an Attachment laid by the said Charles in the hands of the said Michael for the effects of Peter Taylor then the above Obligation to be void Else of force but if default be made in the payment thereof then I impower any Attorney in any Court of Record in his Majesty's Dominions to appear for me at the suit of the said Charles his Ex.rs Adm.rs or Assigns & to receive a Declaration on the above Obligation & thereupon to confess Judgment hereby releasing all the Errors that may happen in any of the proceedings thereto relating or suing out Execution thereupon In Witness whereof I hereto set my hand & seal this third Day of August 1741.

Which being read & heard the said John Machool by William Goldsborough his Attorney aff. saith that he cannot deny the action of the aff. Charles Goldsborough so as aff. against him brought nor but that the writing Obligatory aff. may be the Deed of him the said John nor but that he owes to the same Charles the aff. Sum of Two hundred thirty one pounds sixteen shillings current money in manner & form as the aff. Charles above against him hath complained.

Therefore it is considered by the Justices here that the said Charles Goldsborough recover against the said John Machool his debt aff. as also the Sum of

987 pounds of Tobacco by the Court hereunto him on his assent adjudged for his Damages sustained as well by means of detaining that debt as for his costs & charges by him about his Suit in this behalf laid out & expended, the said Defendant in Mercy &c.

Judgment signed the 19th Day of August 1741

DD The Lord Prop.rs aff. } John Lomas ...

Memorandum The Defendant sued out his Lordships Writ of Certiorari the tenour whereof follows in these words viz:

Maryland ss. Charles absolute Lord & Proprietary of the Province of Maryland & Avalon Lord Baron of Baltimore &c. To Henry Ridgely Gent. Chief Justice of Ann Arundell County & others his Associates Justices of our peace in the County aff. to keep & divers Felonies Trespasses & other misdeeds in the same County committed to hear & determine assigned & to John Brice Clerk of the same County Court Greeting We for certain causes being willing to be certified of the Record of certain convictions of John Lomas for blasphemously swearing & cursing contrary to the Act of Assembly to punish Blasphemers Swearers Drunkards & Sabbath breakers

(and)

and for the repealing the Laws heretofore made for the punishing such Offenders whereof he is convicted (as it is said) before the said Henry Ridgely to be by you sent before us Command you that the Record of the aff. Convictions with every thing thereunto relating you send in as full & ample Manner as they now remain before you by whatsoever Name the said John Lomas shall be called therein under your Seals to our Justices of our Provincial Court to be held at Annapolis the Second Tuesday of April next & this Writ that our said Justices of our said Provincial Court may do therein that which of right is to be done Witness Lloyd Dulany Esq.r Chief Justice of our said Court the 22d Day of October in the 26th Year of our Dominion & Annoq. Domini 1740.

W Cumming

Thyselin Clk

Issued November 14th 1740.

Allowed per Robert Gordon

On the back of the aforegoing Certiorari at the time of Issuing was thus Endorsed viz: This is to Certify that I have taken a Recognizance in the Sum of fifty pounds Sterling from John Lomas with two Sureties payable to the Lord Prop.rs in case the Conviction within mentioned should be confirmed or Procedendo Granted.

Robert Gordon

At which said Second Tuesday of April being the 14th Day of the same Month Anno Dom. 1741 And the Day of the return of the aforegoing Writ, the Justices & Clerk to whom the same Writ was directed make their return to the Court here as follows viz: The Execution of this Writ appears by the Proceedings hereunto annexed.

Henry Ridgely (Seal)
Wm Rogers (Seal)
Samuel Smith (Seal)
Philip Jones (Seal)
Cha Griffith (Seal)

Alex Warfield Son of Richard (Seal)
Henry Hall (Seal)
Brice Clk (Seal)

Which Record follows in these Words viz:

In the Record & Proceedings of Ann Arundell County Court amongst other things is contained as follows viz:

Ann Arundell County ss.

At a County Court of the Right Honourable Charles Absolute Lord & Proprietary of the Province of Maryland & Avalon Lord Baron of Baltimore &c. Held at the City of Annapolis in & for the County aff. on the Second Tuesday of November being the Eleventh Day of the same Month in the Twenty Sixth Year of his said Lordships Dominion & Annoq. Dom. 1740.

Present

The Worshipfull — Henry Ridgely, Samuel Smith, William Rogers, Philip Jones, James Mouat, Nicholas Maccubbin, Lance Todd, Thomas Todd, Henry Hall, Charles Griffith — Gent. Justices

John Darnall Gent. Sheriff

Brice Clk

Henry Ridgely Gent. chief Justice of Ann. County Court produces to the Court here the following Paper)