all fees dues and Sums of Money or Tobacco due to any of the good People within this Province for any Sum or Sums of Money or Tobacco wherewith the said Sheriff shall be entrusted during the time of his Shrievalty for this present or to Such of them as shall require the Same Shall pass and render by the tenth day of May next ensuing the date hereof and in all other things as Sheriff of the County of Baltimore Shall behave himself well and honestly to all Persons according to the best of his power Skill and knowledge then this Obligation to be void and of none Effect or else to Stand in full force Strength and Virtue.

He prays also an Hearing of the Indorsement of the Writ aforesaid which is read to him in these words to wit.

Memorandum the within Writ is issued on John Risteaus Sheriffs Bond dated the Sixth day of November 1758 by Order of the Governor and Council on the Address of the Lower House of Assembly.

Test. W Sleigh Clk

Which being read and heard the said John Saith that the said Attorney General for the said Lord Proprietary that now is the Action aforesaid against him the said John to have or maintain ought not because he Saith that after the making the writing Obligatory aforesaid and before the Suing the Writ aforesaid in the Plea aforesaid the said John Risteau did well and truly Serve his Lordship the said Lord Proprietary his Heirs and Successors in the Office of High Sheriff of the County of Baltimore within the Province aforesaid and in all things well and faithfully Execute the said Office and also render unto his said Lordship and other his Officers a true faithful and perfect Account of all and Singular his said Lordships Rights and dues and to his Officers a true and just Account of their fees that he was intrusted with by his Lordships Governor and other his Officers within this Province to receive and Collect and his said Account to his said Lordship his Heirs and Successors and to his and their Governor here for the time being for the fines and forfeitures and other dues belonging to his said Lordships Governor as also his Account of all fees dues and Sums of Money or Tobacco due to any of the good People within this Province for any Sum or Sums of Money or Tobacco wherewith he the said John was intrusted during the Time of his Shrievalty for that present or to Such of them as did require the Same did pass and render by the Tenth day of May next ensuing the Date of the said Writing and in all other things as Sheriff of the said County of Baltimore did behave himself well and honestly to all persons according to the best of his power Skill and Knowledge to wit at Baltimore County aforesaid and this he is ready to Verify and so forth wherefore he prays Judgment if the said Attorney General for the said Lord Proprietary the Action aforesaid against him the said John to have or maintain Ought and so forth —

And the aforesaid John by Leave of the Court here and according to the Form of the Statute in Such Case made and Provided further by his said Attorney defends the force and Injury when and so forth and Saith that the aforesaid Attorney General for the said Lord Proprietary that now is the Action aforesaid against him the said John to have or Maintain ought not because he Saith that at a Sefsion of Assembly began and held at the City of Annapolis in Maryland the Tenth day of July Seventeen hundred and twenty Nine an Act was made and Enacted entituled an Act to prevent vigorous Prosecutions on Sheriffs Testamentary Administration and Deputy-Commissaries Bonds by which said Act it was Enacted by the Right Honourable the Lord Proprietary by and with the Advice and Consent of his Lordships Governor and the Upper and Lower Houses of Assembly and the Authority of the Same among other things that all Actions thereafter to be brought on Sheriffs Bonds (thereafter)

thereafter to be passed should be sued or brought within the Space of five Years after the passing such Bond and not afterwards as by the said Act among other things more fully appears and the said John further Saith that the Writing Obligatory aforesaid was passed after making and Enacting the Act aforesaid to wit on the Sixth day of November in the Year One thousand Seven hundred and forty four at the County aforesaid and that the Action aforesaid was not Sued or brought on the aforesaid Writing Obligatory within the Space of five Years after the passing the Same and this he is ready to Verify wherefore he prays Judgment if the said Attorney General for the said Lord Proprietary the Action aforesaid against him the said John to have or maintain Ought &c.

And as to the first Plea and the aforesaid Attorney General for the said Lord Proprietary that now is in like manner and so forth — And as to the Second Plea aforesaid of the aforesaid John above pleaded the said Attorney General Saith that the said Lord Proprietary that now is by any thing therein alledged from having his Action aforesaid to be precluded ought not because he Saith that the aforesaid John was from the aforesaid Sixth day of November Seventeen hundred and forty four to the Sixth day of November Seventeen hundred and forty five Sheriff of Baltimore County aforesaid to wit at the said County and that during the Continuance of the said John in the said Office by an Act of Assembly of this Province made and passed at a Sefsion of Assembly begun and held at the City of Annapolis the Seventh day of July in the Year Seventeen and forty Entituled an Act for raising and Suing Money for maintaining his Majesty's Forces to be raised in this Province and for Transporting them to the place of Rendezvous in the West Indies he the Same John as Sheriff of the Said County at the County aforesaid was required and Obliged by Virtue of his said Office to receive and Collect from the Several Ordinary Keepers in the said County the Sum of fifty Seven pounds ten Shillings Current Money to be by them paid for Obtaining Licenses to keep Ordinary in the County aforesaid and the Same to pay to the Commissioners or Trustees for emitting the Bills of Credit established by Act of Assembly for which Collecting and paying the aforesaid John was by the said Act impowered to take and receive a Commission after the Rate of five pounds per Centum and no more as by the said Act relation being thereunto had may (amongst other things) more fully appear which Sum of fifty Seven pounds ten Shillings Current Money he the Said John afterwards to wit on the Sixth Day of November in the Year of our Lord Seventeen hundred and forty five aforesaid at the County aforesaid as Sheriff as aforesaid of and from the Several Ordinary Keepers in the said County did receive and Collect and which last mentioned Sum the said John ought by the duty of his Office (after deducting two Pounds Seventeen Shillings and Six pence Current Money thereout for his said Commission) to have paid to the said Commissioners or Trustees Nevertheless the aforesaid John the Sum of fifty four pounds twelve Shillings and Six pence Current Money residue of the aforesaid Sum of fifty Seven pounds ten Shillings Current Money to the Commissioners or Trustees aforesaid (altho often required) hath not paid But the Same to them to pay hath always hitherto refused and Still doth refuse Contrary to the true Intent and meaning of the Condition aforesaid and this the Said Attorney General is ready to verify and so forth and therefore prays Judgment for the Debt aforesaid together with the Damages Sustained by Occasion of the Detention of that Debt to the said Lord Proprietary that now is to be adjudged and so forth —

And as to the third Plea aforesaid of the aforesaid John above pleaded the said Attorney General Saith that the said Lord Proprietary that now is from having and Maintaining his Action aforesaid for any thing therein Alledged to be precluded Ought not because he Saith that by an Act of Assembly of this Province made and passed at a Sefsion of Assembly begun and held at the City of Annapolis in Maryland the Second day of October in the Year Seventeen hundred and fifty three Entituled an Act for Securing and Recovering the (Money)