April Term 1766.

51. Jonathan Plowman
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Ill. John Iiams Senr. & Junr.

Memorandum the Defendants by John Hall their Attorney sued out their Lordships Writ of Habeas Corpus the Tenor whereof follows in these Words Viz. Maryland ss. Frederick Absolute Lord & Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore and so forth To the Justices and Sheriff of Ann Arundel County Greeting Whereas John Iiams Senior and John Iiams Junior is detained in the Prison of your said County under the Custody of you our said Sheriff at the suit of a certain Jonathan Plowman of a plea of Debt whereof said plea as it is said still depends before you our said Justices undetermined and we being Willing for divers Causes that the plea aforesaid undetermined as aforesaid shall be heard and Determined before the Justices of our Provincial Court thereof We command you that you have the Body of them the said John Iiams Senr. and John Iiams Junior by whatsoever Names they be called in the plea aforesaid together with the Day and Cause of their Caption and Detainer and all things thereunto relating before the Justices of our Provincial Court to be held at Annapolis the Second Tuesday of September next that our said Justices may further proceed therein as to Justice Appertains and so forth Here of fail not at any your Peril and have you then and there this Writ Witness John Brice Esqr. Chief Justice of our Provincial Court the 10th Day of April in the 15th Year of our Dominion and so forth and in the Year of our Lord one Thousand seven hundred and sixty five Issued the 11th June 1765. (Hall) Reverdy Ghiselin Clk Allowed by Jno. Brice

At which said second Tuesday of September to wit the 10th day of the same Month Anno Domini 1765 being the day of the return of the aforegoing Writ the Justices and Sheriff of Ann Arundel County in Compliance with the Writ aforesaid makes return thereof to the Court here with the following Record thereto annexed to wit In the Records and Proceedings of Ann Arundel County Court among other things therein contained is as follows to wit Ann Arundel County to wit At a County Court begun and held at the City of Annapolis in and for the County aforesaid on the second Tuesday of March being the 12th day of the same Month in the 15th Year of the Dominion of the Right Honble Frederick Absolute Lord and Proprietary of the Provinces of Maryland and Avalon Lord Baron of Baltimore &c. and in the Year of our Lord 1765 Were Present

The Worshipfull { Reverdy Ghiselin Gent Chief Justice; Samuel Chew, John Weems, Wm. Stewart, Robert Couden and John Burgess Senr. } Gent Justices

Joseph Galloway Gent Sheriff Brice Junior Clk

Jonathan Plowman
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John Iiams Senr. & Junr.

Command was given to the Sheriff of Ann Arundel County that he should take John Iiams Senr. late of Ann Arundel County Gentleman and John Iiams Senr. late of Ann Arundel County Gentleman otherwise called John Iiams Senr. and Junr. of Ann Arundel County if they should be found in his Bailiwick and them should safe keep so that he might have their Bodies before the Justices of Ann Arundel County Court to be held at Annapolis the second Tuesday of March then next to Answer unto Jonathan Plowman in a plea that they render unto him the Sum of Seventy Pounds nineteen Shillings sterling which to him they owe and unjustly detain and so forth And that thereof he the said Sheriff should not fail &c. At which said Second Tuesday of March to wit the 13th day of the same Month Anno Domini 1765 being the day of the return of

(that)

April Term 1766.

the aforegoing Writ comes the said Jonathan Plowman by Thomas Johnson junior his Attorney and the Sheriff of Ann Arundel County to whom the same Writ was Directed likewise comes and makes return thereof to the Court here thus Endorsed Viz. Capi per Joseph Galloway Sheriff And the said John Iiams Senr. and John Iiams Senr. being called upon Appear and at the Prayer of the Plaintiff by his Attorney it is ruled that the said John Iiams Senr. and Junior give Special Bail to the Action aforesaid Whereupon certain Thomas Watkins of the County aforesaid Gentleman present here in Court undertakes for the said John Iiams Senr. and Junior that in Case the said Jonathan Plowman shall recover Judgment against them in the plea aforesaid or that the said John Iiams Senr. and Junr. shall be therein Legally convicted that then the said John Iiams Senr. and Senr. shall pay the condemnation of the Court thereupon or render his Body into the Custody of the Sheriff of Ann Arundel County in Satisfaction thereof or that he the said Thomas Watkins will do the same for them And the said Jonathan Plowman declares against the said John Iiams Senr. and John Iiams Junr. in the plea aforesaid as follows Viz. Ann Arundel County to wit John Iiams Senior late of Ann Arundel County Gentleman and John Iiams Junior late of Ann Arundel County Gentleman otherwise called John Iiams Senr. and Junr. of Ann Arundel County were summoned to Answer unto Jonathan Plowman of a plea that they render unto him the Sum of Seventy Pounds nineteen shillings Sterling which to him they owe and unjustly detains and so forth And Whereupon the said Jonathan Plowman by Thomas Johnson junior his Attorney saith that Whereas the aforesaid John Iiams Senior and John Iiams Senr. on the Twentieth day of December in the Year Seventeen hundred and sixty two at Ann Arundel County aforesaid by their certain Writing Obligatory Acknowledged themselves to be held and firmly bound unto him the said Jonathan Plowman in the aforesaid Sum of Seventy Pounds nineteen Shillings sterling Money to be paid to him the said Jonathan when afterwards they should be thereunto required Nevertheless the aforesaid John Iiams Senior and John Iiams Senr. Although often thereunto required the aforesaid Sum of Seventy pounds nineteen shillings Sterling Money to him the said Jonathan have not rendered or paid but the same to him hitherto to render or pay they have altogether refused and still do Refuse wherefore he saith he is the Worse and hath Damage to the Value of Thirty Pounds Sterling Money aforesaid and therefore he brings Suit and so forth And brings here into Court the Writing Obligatory aforesaid Sealed with the Seal of the aforesaid John Iiams and John Iiams Junior which the Debt aforesaid in form aforesaid Witnesseth the Date whereof is the Day and Year aforesaid and so forth Thos. Johnson Junr. for the Plaintiff Pledges and so forth Jno. Doe and Richard Roe And the aforesaid John Iiams Senr. and John Iiams Senr. by John Hall their Attorney come and Defend the Force and Injury when and so forth and pray an hearing of the Writing Obligatory aforesaid and the Condition thereof and they have them as follow to wit Know all Men by these Presents that we John Iiams Senr. and Junr. of Ann Arundel County are held and firmly bound unto Mr. Jonathan Plowman Merchant in Baltimore in the full and just Sum of Seventy Pounds nineteen shillings Sterling to be paid to the said Jonathan Plowman his certain Attorney Executors Administrators or Assigns to the which Payment well and truly to be made and done we bind ourselves Heirs Executors & Administrators firmly by these Presents Sealed with our Seals and dated this twentyeth day of December Anno Domini one Thousand seven hundred and sixty two The Condition of the above Obligation is such that if the above bound John Iiams Senr. and Junior do and shall well and truly pay or cause to be paid unto the said Jonathan Plowman

(Merchant)