his Recognizance and him thereof kept safe so that he
might have his body before the Justices of our Mayor
County Court to be held at Annapolis the second tuesday
of November then next to answer unto Thomas Macnemara
of Annapolis and of a plea that he render unto him
thirty pounds sixteen shillings & five pence sterling which he
owe him he owe him & unjustly detaineth &c. and that thereof
he doth not pay &c. ——— And the said Thomas
Macnemara by Wm Holden his attorney Declared against
the said Edward Butler in the plea aforesaid in the words
Anne Arundell County ss. Edward Butler of Anne Arundell County
and otherwise called Edward Butler of
the City of Annapolis Esq was summoned to answer
unto Thomas Macnemara of Annapolis and of a
plea that he render unto him thirty pounds sixteen shillings
& five pence sterling which he owe him he unjustly
detaineth &c.
And whereupon the said Thomas by his Attorney
saith that whereas the aforesaid Edward
Butler the sixth day of May in the year of our Lord
one thousand seven hundred and twelve at the City
of Annapolis and within the Jurisdiction of the Court
by his Obligatory which the said Thomas
signed with the Seal of the said Edward to this Court
produce whose date is the same day and year did bind
himself to pay or cause to be paid unto the same Thomas
the sum of sixteen pounds sixteen shillings and five pence
sterling money when at or upon the sixth day of October
then next following the date of the said bill and to the
said payment well and truly to be made and done he
did bind himself his heirs Executors and administrators in the
penal sum of thirty pounds sixteen shillings and five pence
sterling money as by the same Obligatory bearing date
the day & year aforesaid more fully appeareth and
the said Edward Butler in and by the said Obligatory
sixteen pounds seven shillings and eight pence half penny
sterling did at the said sixth day of October
aforesaid pay unto the said Thomas on the said sixth day
of October aforesaid which he owe to him and
to the same and effect of the said Obligatory
paid by which action hath accrued to the said Thomas
to demand and have of the said Edward the said thirty pounds
sixteen shillings and five pence sterling yet the said Edward
although often required the said thirty pounds sixteen shillings
and five pence sterling to the said Thomas hath not rendered
but the same to him to render altogether hath denied and
doth deny whereupon the said Thomas saith he is
damnified and hath cost to the value of thirty pounds sterling
and therefore he brings suit &c. Judgment &c. And the
defendant by his Attorney did not make
default but
Wm Holden and Lord
Reed
Joined issue in the plaintiff
And now here at this day to wit the second day of
December Anno Dom 1712 (to which day the said Court
(was)

was adjourned from the said second tuesday of November) came
the said Thomas Macnemara by his attorney aforesaid and for the sheriff
of Anne Arundell County to whom the following writ was directed
Comes and Makes return to the Court here of the said writ endorsed
in these words viz. Copia Copy Executed in time within mentioned
Whereupon the said Edward Butler by Thomas Hoskins his
attorney appeared, and thereupon the said Edward Butler at
the prayer of the plaintiff is adjudged to give special bail to
the action aforesaid whereupon Thomas Hoskins one of the
attorneys of this Court present here in Court undertakes for the
said Edward Butler that in case the said Thomas Macnemara
shall recover judgment in the plea aforesaid against the said Edward
Butler or that he the said Edward Butler shall be taken
Convict that then he the said Edward Butler shall pay the
condemnation of the Court thereupon or render his body to
the Custody of the Sheriff of Anne Arundell County in Execution
therefor or he the said Thomas Hoskins undertakes for him
And thereupon the said Edward Butler by his attorney
aforesaid doth plead by way of answer and says he owes
of the debt of the said Thomas Macnemara upon which he
hath above declared and it is due unto him in the way
and manner by the Law of the Land of Great Britain Praying and
Defendant Lastly Defendant by the Sheriff to the Sheriff of
Anne Arundell County Greeting We Command you that you take
Edward Butler of Anne Arundell County and otherwise called
Edward Butler of the City of Annapolis Esq if he shall be
found in your Bailiwick and him safe keep so that you have
his body before the Justices of our County Court to be held at
Annapolis the second tuesday of November next to answer unto
Thomas Macnemara of Annapolis Esq of a plea that he render
unto him thirty pounds sixteen shillings and five pence sterling which he
him he owe and unjustly detaineth &c. whereof fail not
at your peril and have you then and there this Writ
Witness Richard Jones Esq Chief Justice of our said
Court this fifteenth day of July in the Eleventh year
of our Reign & Annoque Dom Thousand seven hundred and
twelve —
Jones
Clerk
Which being read and heard the said Edward prays Judgment
of the Writ aforesaid because he says that before the said tenth
day of October in the year of our Lord one thousand
seven hundred and twelve in the Bill above specified the
said Thomas brought his Writ against the said Edward of
the Debt aforesaid and this he is ready to verify wherefore
he prays Judgment of that Writ &c. ——— And the
said Thomas Macnemara saith that by any thing above
by the said Edward Butler pleaded his Writ aforesaid
ought not to be quashed because he saith that after
the said tenth day of October in the said Bill
mentioned to wit the twenty fourth day of October
(in)