June Term 1823.

Edmund Plowden
vs
Samuel Maddox
John H Briscoe &
Francis Neale use of
Gerard T Hopkins

Be it remembered that now here on the first monday in December being the second day of the said month in the year of our Lord one thousand eight hundred and twenty two the chief judge and associate judges of the first judicial district of Maryland in pursuance of the directions of the act of assembly in such case made and provided transmit to the Court of appeals here the record of proceedings of a plea which was lately depending before them in the County Court of Saint Marys between Samuel Maddox John H Briscoe and Francis Neale plaintiffs and Edmund Plowden defendant and wherein the said County Court gave judgment for the said Samuel Maddox John H Briscoe and Francis Neale against the said Edmund Plowden and from which said judgment the said Edmund Plowden appealed to the Court of appeals here the tenor of which said record of proceedings is in form following to wit.

Saint Marys county to wit:

At a County Court of the State of Maryland for the first Judicial District begun and held at Leonard Town in and for the County aforesaid on the first monday of august being the sixth day of the same month in the year of our Lord one thousand eight hundred and twenty one and in the forty sixth year of the Independence of the United States of America.

Were Present

The Honorable John Johnson Esquire Chief Judge; Edmund Key & John R Plater } Esquires associate Judges

William T Maddox Esquire Sheriff Joseph Harris Clerk

In the record of proceedings of the same Court amongst others were the following to wit.

Ret
Samuel Maddox
John H Briscoe &
Francis Neale use of
Gerard T Hopkins
vs
Edmund Plowden
Get C

Be it remembered that heretofore to wit on the eleventh day of July in the year of our Lord one thousand eight hundred and twenty the said Samuel Maddox John H Briscoe and Francis Neale by Raphael Neale their attorney prosecuted and sued forth out of the County Court here the writ of the State of Maryland of Capias ad respondendum directed to the sheriff of Saint Marys County in the words following to wit:

Saint Marys County to wit The State of Maryland to the sheriff of Saint Marys County Greeting you are hereby commanded to take Edmund Plowden late of Saint Marys County yeoman if he shall be found in your bailiwick and him safe keep so that you have his body before the County Court to be held at Leonard Town in and for Saint Marys County aforesaid on the first monday of august next to answer unto Samuel Maddox John H Briscoe and Francis Neale in a plea that he render unto them the sum of five hundred and fifty five dollars and sixty six cents current money which he owes to and unjustly detains from them and so forth. Hereof fail not at

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your peril and have you then and there this writ Witness the Honorable John Johnson Esquire chief Judge of the first Judicial District the 11th day of March eighteen hundred and twenty. Issued the 11th day of July 1820 (R N) Jo Harris Clk

And the said Samuel Maddox John H Briscoe and Francis Neale by their attorney aforesaid on the day of prosecuting and suing forth the said writ declared in the Court here against the said Edmund Plowden in the plea aforesaid as follows to wit:

Saint Marys County to wit: Edmund Plowden late of Saint Marys County yeoman was summoned to answer unto Samuel Maddox John H Briscoe and Francis Neale in a plea that he render unto them the sum of six hundred and fifty five dollars and sixty six cents current money which he owes to and unjustly detains from and so forth and whereupon the said Samuel John H and Francis by Raphael Neale their attorney say that whereas the said Edmund on the tenth day of July in the year of our Lord one thousand eight hundred and twenty at the County aforesaid by his certain bill obligatory did thereby on demand for value received promise to pay to Samuel Maddox John H Briscoe and Francis Neale or their legal representatives the sum of six hundred and fifty five dollars sixty six cents with interest on one hundred and ninety one dollars and seventy six cents from the fourteenth day of July eighteen hundred and sixteen until paid and interest on one hundred and seventy nine dollars and sixty cents from the fourth day of July eighteen hundred and seventeen until paid and interest on one hundred and one dollars and fifty eight cents from the twenty ninth day of January eighteen hundred and eighteen until paid and interest on ninety one dollars fifty eight and three fourth cents from the twenty fifth day of May eighteen hundred and nineteen until paid and interest on twenty five dollars and ninety one cents from the third day of July eighteen hundred and nineteen until paid. Nevertheless the said Edmund the said sum of six hundred and fifty five dollars and sixty six cents current money or any part thereof to the said Samuel John H and Francis hath not contented or paid although so to do the said Edmund was afterwards to wit on the same day and year aforesaid at the County aforesaid by the said Samuel John H and Francis required but the same or any part thereof to the said Samuel John H and Francis to render or pay hath altogether refused and the said Edmund still doth refuse whereupon the said Samuel John H and Francis say they are the worse and have damage to the value of thirteen hundred dollars current money and therefore they bring suit and so forth and the said Samuel John H and Francis bring here into Court the bill obligatory aforesaid sealed with the seal of the said Edmund which testifies the debt aforesaid in form aforesaid the date whereof is the day and year first aforesaid and so forth

R Neale attorney for plff pledges &c. John Doe and Richard Roe

(Oyer of the bill obligatory aforesaid)

On Demand for value received I promise to pay to Samuel Maddox John H Briscoe