themselves to the custody of the sheriff of the County aforesaid on that occasion. Whereupon it is ordered by the Court here that the rule and amerciament aforesaid be discharged and stricken out.–

And thereupon the said George Oler, and James Oler, by their attorney aforesaid pray that the said Daniel Sell may declare against them in the plea aforesaid, Whereupon it is ruled by the Court here that the said Daniel Sell declare against the said George Oler, and James Oler, in the plea aforesaid or Judgment by the Court here will be rendered against him in default thereof. and the said Daniel Sell, by his attorney aforesaid prays leave of the Court hereto imparle until the first Monday of September next to declare against the said George Oler, and James Oler in the plea aforesaid and to him it is granted the same day is given to the said George Oler, and James Oler, then &c.

At which said first Monday of September to wit, in the year of our Lord one thousand eight hundred and forty three until which day the said Daniel Sell, had leave to imparle to declare against the said George Oler, and James Oler in the plea aforesaid come again into the County Court here the parties aforesaid by their attorneys aforesaid; And thereupon the said Daniel Sell by his attorney aforesaid declares against the said George Oler, and James Oler in the plea aforesaid in form following to wit.

"Carroll County, ss. – George Oler, and James Oler late of Carroll County yeomen were summoned to answer unto Daniel Sell, in a plea that they render unto the said Daniel Sell, the sum of three hundred dollars which to him they owe and from him they unjustly detain and so forth – And whereupon the said plaintiff by Wm. P. Maulsby, his attorney says that whereas the said defendant on the eighteenth day of April in the year of our Lord eighteen hundred and forty at Carroll County aforesaid by their certain writing obligatory sealed with their seals and to the Court now here shown the date whereof is the day and year aforesaid did promise to pay to the said plaintiff three hundred dollars with interest from date on demand – Nevertheless the said defendants although often requested to wit, on the tenth day of April in the year eighteen hundred and forty one and often afterwards to wit, at the County aforesaid have not yet paid the said sum of money to the said plaintiff but hitherto have refused and to pay the same to the said plaintiff still do refuse to the damage of the said plaintiff in the sum of five hundred dollars current money, and therefore he brings suit and so forth.– Wm. P. Maulsby, Attorney for plaintiff.–

And thereupon on motion of the said Daniel Sell, by his attorney aforesaid it is ruled by the Court here that the said George Oler, and James Oler, plead to the declaration aforesaid of the said Daniel Sell, in the plea aforesaid or Judgment will be rendered against them in default thereof. – And thereupon the said George Oler, and James Oler, by their attorney aforesaid defend the force and injury when &c. and say that they cannot deny the action aforesaid, of the said Daniel Sell, so as aforesaid against them brought nor but that they owe to the aforesaid Daniel Sell, the aforesaid sum of three hundred dollars current money in such manner and form as the aforesaid Daniel Sell above against them hath complained now but that the aforesaid Daniel Sell, hath sustained damage by reason of the detention of the debt aforesaid to the aforesaid sum of five hundred dollars current money in like manner and form as the aforesaid Daniel Sell, within against them hath complained besides his costs and charges by him about his suit in this behalf laid out and expended &c. And hereupon the aforesaid Daniel



Sell, by his attorney aforesaid prays Judgment for his debt aforesaid so as aforesaid confessed together with his damages so as aforesaid acknowledged as also for his costs and charges by him about his suit in this behalf laid out and expended to him to be adjudged and so forth, therefore it is considered by the Court here that the said Daniel Sell, recover against the said George Oler, and James Oler, as well the said sum of three hundred dollars current money his debt aforesaid in form aforesaid confessed as the sum of five hundred dollars current money his damages aforesaid acknowledged to be sustained by reason of the detention of the said debt as also the sum of eight dollars nine and two third cents by the Court here unto the said Daniel Sell, on his assent adjudged for his costs and charges by him about his suit in this behalf laid out and expended and the aforesaid George Oler, and James Oler, in mercy and so forth.–

Memorandum. – Judgment was rendered in this cause on the fourth day of September in the year of our Lord one thousand eight hundred and forty three for the sum of three hundred dollars current money debt and five hundred dollars current money damages in the war and costs, and the plaintiff agreed to release the aforesaid damages on payment of the interest on the debt aforesaid from the eighteenth day of April in the year one thousand eight hundred and forty one and eight dollars nine and two third cents costs.–

Afterwards to wit, on the eighth day of July in the year of our Lord one thousand eight hundred and forty four the said Daniel Sell, by his attorney aforesaid prosecuted and sued forth out of the said County Court here upon the – Judgment aforesaid the writ of the State of Maryland of Fieri Facias against the said George Oler, and James Oler, directed to the sheriff of Carroll County in the words and of the tenor following, to wit;

"The State of Maryland. To the sheriff of Carroll County Greeting; Whereas at a County Court begun and held at the Court-House in Westminster in and for the County aforesaid on the first Monday of September in the year of our Lord one thousand eight hundred and forty three a certain Daniel Sell, by judgment of the same Court recovered against a certain George Oler and James Oler late of Carroll County as well the sum of three hundred dollars a certain debt as the sum of five hundred dollars current money for his damages which he had sustained as well by reason of the detention of that debt as the sum of eight dollars and nine and 2/3 cents for his costs and charges by him about his suit in that behalf laid out and expended, whereof the said George Oler, and James Oler are convict as it appears of record. Therefore you are hereby commanded that of the goods and chattels lands and tenements of the said George Oler, and James Oler, being in your bailiwick you cause to be made the debt damages costs and charges aforesaid and have you those sums before the said County Court to be held at the Court House in Westminster on the first Monday in September next, to render unto the said Daniel Sell, the debt damages costs and charges aforesaid – Hereof fail not at your peril and have you then and there this writ – Witness the Honorable Thomas B. Dorsey, Chief Judge of our said County Court the first day of April in the year of our Lord eighteen hundred and forty four – Issued this 8th day of July 1844. – Jacob Shower, Clk.–

(Seal) Seal's place

Upon the back of which said writ of fieri facias is the following endorsement to wit: