Oyer of the said obligation Condition assignment and Oath is as follows.

Know all Men by these presents that we Thomas Hart of Washington County and Thomas Henry Hall of Anne Arundill County Gentlemen are held and firmly bound unto Mary Thomas executrix of William Thomas deceased in the full and just sum of fourteen hundred pounds current money to be paid to the said Mary Thomas her certain Attorney executors administrators or assigns to the which payment well and truly to be made and done We bind ourselves our heirs executors and administrators jointly and severally firmly by these presents Sealed with our seals and dated this thirty first day of March in the year of our Lord one thousand seven hundred and eighty four

The condition of the above obligation is such that if the above bound Thomas Hart do and shall well and truly pay or cause to be paid unto the said Mary Thomas her certain Attorney executors administrators or assigns the just and full sum of seven hundred pounds current money on or before the thirtieth day of March next with legal Interest thereon then the above obligation to be void else to remain in full force and virtue in law

Signed sealed and delivered in the presence of Wm Hyde, Geo Mann — Thos Hart (seal), Tho Hen Hall (seal)

On the 7th day of July 1785 Came Mary Thomas before me the subscriber one of the Aldermen of the City of Annapolis and solemnly affirmed that she hath not received any part or parcel of the within bond principal or Interest or any security or satisfaction for the same Affirmed before

Robt Couden Aldman.

I the subscriber the obligee in the within bond do hereby assign and transfer all my right title and claim thereon unto Daniel Dulany Esquire Barrister at Law for a valuable consideration had of him I having not received any part of the sume due on the within Bond or any satisfaction for the same from the within obligors or either of them In Witness whereof I have hereunto this 7th day of July 1785 set my hand and seal

Sealed and delivered in presence of Robt Couden, Richd Merriken — Mary Thomas (seal)

A Copy of which aforegoing declaration oyer assignment and oath was made and sent with the Writ which issued in the plea aforesaid

At which said second tuesday of October being the ninth day of the same month Anno Domini seventeen hundred and eighty seven and the day of the return of the aforegoing Writ comes the said Daniel Dulany assignee as aforesaid by his Attorney aforesaid And the Sheriff of Washington County to whom the same Writ was made and directed likewise comes and makes return thereof to the Court here

thus endorsed to wit

Cepi and Copy left September the 13th Adam Ott Shff

And the said Thomas Hart being called upon appears thereupon at the prayer of the said Daniel Dulany assignee as aforesaid by his Attorney aforesaid the said Thomas Hart is adjudged to give special bail to the action aforesaid Whereupon the said Thomas Hart by Gabriel Duvall his Attorney files in Court here the following bail piece to wit

Daniel Dulaney Assignee of Mary Thomas Plaintiff
against Thomas Hart Defendant

You Nathaniel Rochester and Richard Pindle do jointly and severally acknowledge yourselves special bail for the said Thomas Hart at the suit of the said Daniel Dulany assignee of Mary Thomas in an action of Debt brought by the said Daniel Dulaney assignee as aforesaid against the said Thomas Hart in the General Court of the Western shore of Maryland You acknowledge yourselves to be content therewith this 8th day of October 1787

To the Honourable Judges of the General Court — before H. Shryock, Alexr Clagett

Gabriel Duvall Attorney for Defendant

And the said Thomas Hart by Gabriel Duvall his said Attorney comes and defends the force and injury when and so forth And prays leave to Imparle hereunto untill next Court and he hath it And the same day is given to the plaintiff also

At which said next Court to wit the thirteenth day of May Anno Domini seventeen hundred and eighty eight comes again as well the said Daniel Dulany assignee as aforesaid by his Attorney aforesaid as the said Thomas Hart by his Attorney aforesaid

And the said Thomas Hart by his said Attorney as before defends the force and injury when and so forth And saith that the aforesaid Daniel Dulany assignee as aforesaid his action aforesaid against him the said Thomas Hart to have ought not because he says that he the aforesaid Thomas Hart before the day of the impetration of the original Writ in this cause to wit on the first day of September in the year seventeen hundred and eighty seven paid unto the aforesaid Daniel Dulany assignee as aforesaid the aforesaid sum of seven hundred pounds current money with legal Interest for the same according to the form and effect of the said condition to wit at Washington County aforesaid and this he is ready to verify wherefore he prays Judgment if the aforesaid Daniel Dulany assignee as aforesaid his Action aforesaid to have or maintain ought and so forth G Duvall pro Deft.

And the said Daniel Dulany assignee as aforesaid saith that he by any thing by the said Thomas Hart in his plea alledged from having his action aforesaid ought not to be precluded because he saith that the aforesaid Thomas Hart did not pay to him the said Daniel Dulany assignee as aforesaid the aforesaid sum of Seven hundred pounds current money with legal Interest for the same on the aforesaid first day of September in the year aforesaid