And the said William Magruder by his Attorney aforesaid as before defends the wrong and Injury when and so forth and saith that he did not assume upon himself in such manner and form as the aforesaid Thomas Contee surviving partner as aforesaid above against him hath declared and of this he puts himself upon the Country and the aforesaid Thomas Contee surviving partner aforesaid in like manner —

Whereupon this cause standing ready for trial Command is given to the Sheriff of Ann Arundel County that he cause to come before the Judges of our General Court here on the second tuesday of October next twelve Ye by whom Ye and who neither Ye to recognize Ye because as well Ye the same day is given to the said Parties then and there Ye —

At which said second tuesday of October being the fourteenth day of the same Month Anno Domini seventeen hundred and Eighty Eight comes again as well the said Thomas Contee surviving partner aforesaid by his Attorney aforesaid as the said William Magruder by his Attorney aforesaid —

Nevertheless the said William Magruder by his Attorney aforesaid relinquishing the averment above by him pretended saith that he cannot deny the Action aforesaid of the aforesaid Thomas Contee surviving partner aforesaid so ex aforesaid against him brought nor but that he owes to the said Thomas Contee surviving partner aforesaid the sum of Five hundred pounds current Money in manner and form as the aforesaid Thomas Contee surviving partner aforesaid above against him

Therefore it is considered by the Judges here that the said Thomas Contee surviving partner aforesaid recover against the said William Magruder as well the sum of five hundred pounds Current Money his Damages aforesaid in form aforesaid confessed as also the sum of thirteen hundred and ninety pounds and two fifths of a pound of Tobacco by the Court here unto him in his assent adjudged for his Costs and Charges by him about his suit in this behalf laid out and expended and the said Defendant in Mercy and so forth —

Memorandum The Plaintiff releases the above Judgment on payment of the sum of One hundred and thirty six pounds and six pence current Money and three thousand one hundred and Ninety three pounds of Tobacco with Interest from the first day of September seventeen hundred and seventy seven, he also agrees to stay Execution untill the tenth day of February next all discounts allowed by that time by Fielder Bowie to be deducted

Test John Gwinn Clk

Robert Couden
against
John Howard
and Abraham Claude

Be it remembered that heretofore to wit on the Eighteenth day of April Anno Domini one thousand seven hundred and Eighty seven the Plaintiff by Michael Jenifer Stone his Attorney sues out of our General Court, the State of Marylands writ of Capias ad respondendum, directed to the Sheriff of Ann Arundel County in the words and figures following to wit —

The State of Maryland ss. To the Sheriff of Anne Arundel County Greeting We Command you that you take John Howard late of the City of Annapolis and State

of Maryland Sailor and Abraham Claud of the City of Annapolis and State of Maryland watchmaker otherwise called John Howard Sailor and Abraham Claud Watchmaker both of the City of Annapolis if they shall be found in your bailiwick and them safe keep, so that you have their bodies before the Judges of our General Court, to be held at the City of Annapolis on the second tuesday of May next, to answer unto Robert Couden of a plea that they render unto him the sum of two hundred and thirty pounds specie of the value of two hundred and thirty pounds current Money of Maryland which to him they owe and unjustly detain and so forth —

Hereof fail not at your peril and have you then and there this writ. Witness Robert Hanson Harrison, Esquire, chief Judge of our said Court, the 2d day of December Anno Domini 1786. Issued the 18th April 1787 — M.J.S. Thomas B Hodgkin Clk.

At which mentioned second Tuesday of May being the Eighth day of the same Month Anno Domini one thousand seven hundred and Eighty seven and the day of the return of the aforegoing writ comes here into our General Court, the aforesaid Robert Couden by Michael Jenifer Stone his Attorney aforesaid and the Sheriff of Anne Arundel County, to whom the said aforegoing writ was made and directed likewise comes and makes return thereof to the Court here thus endorsed to wit —

Cepi . . . . . David Stewart Sheriff.

And the said John Howard and Abraham Claude being called upon appear and at the prayer of the said Robert Couden by his Attorney aforesaid the said John Howard and Abraham Claude are adjudged to give Special bail to the Action aforesaid Whereupon a certain Allen Duynn of Ann Arundel County Gentleman present here in Court in his proper Person undertakes for them the said John Howard and Abraham Claude that in case the said Robert Couden shall recover Judgment against the said John Howard and Abraham Claude in the plea aforesaid or that the said John Howard and Abraham Claude shall be therein legally Convicted that then the said John Howard and Abraham Claude shall pay the condemnation of the Court therefor or render their bodys to the Custody of the Sheriff of Ann Arundel County in Satisfaction thereof or that he the said Allen Duynn will do the same for him — . . . . . .

And the said John Howard and Abraham Claude by their attorney aforesaid, defends the force and Injury when and so forth, and prays leave of the Court here to imparle, until the second tuesday in October next and to them it is granted, and the same day is given to the aforesaid Robert Couden also —

At which said second tuesday in October being the Ninth day of the same Month Anno Domini one thousand seven hundred and Eighty seven comes again here into our General Court as well the aforesaid Robert Couden by his Attorney aforesaid, as the aforesaid John Howard and Abraham Claude by their Attorney aforesaid. And the aforesaid John Howard and Abraham Claude by their Attorney aforesaid as before defends the force and Injury when and so forth, and prays further leave of the Court here to Imparle until the second Tuesday in May next and to them it is granted, and the same day is given to the said Robert Couden also —

And the aforesaid Robert Couden by his Attorney aforesaid declares against the aforesaid John Howard and Abraham Claude in the plea aforesaid as follows to wit —