sixteen shillings Current Money of Maryland which to him he owes and unjustly detains 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 2nd day of December Anno Dominii 1786

Issued the 13th of March 1787 — Cooke, Thos. B. Hodgkin Cl

And the aforesaid Anthony Stewart by his attorney aforesaid on the day of the issuing of the aforesaid writ, filed in Court here, the following Declaration and Oyer of Bond, a copy whereof was made and sent with the said writ, to the Sheriff of the County aforesaid, to wit:—

Maryland, Sct. Gilbert Middleton late of Anne Arundell County Innholder otherwise called Gilbert Middleton of Annapolis Innholder was summoned to answer unto Anthony Stewart (for the use of James Dicks Executors) of a plea that the said Gilbert render unto him the free and just sum of Three hundred and fifty three sixteen shillings Common Currency of the value of three hundred and fifty three pounds sixteen shillings Current Money of Maryland which to him he owes and unjustly detains and so forth — And whereupon the said Anthony by William Cooke his Attorney complains that whereas the said Gilbert on the Twenty fourth day of April in the year of our Lord one thousand seven hundred and seventy six at Anne Arundell County aforesaid by his certain writing Obligatory acknowledged himself to be held and firmly bound to the said Anthony and a certain James Dick now deceased in the life time of the said James in the aforesaid sum of Three hundred and fifty three pounds sixteen shillings Common Currency to be paid to the said Anthony and James (whom the said Anthony hath survived) by the names of James Dick and Anthony Stewart of Annapolis Merchants when afterwards he the said Gilbert should be thereunto required. And the aforesaid Anthony in fact saith that the said sum of Three hundred and fifty three pounds sixteen shillings common Currency was at the time of making the writing Obligatory aforesaid and always hitherto hath been and still is of the value of the sum of Three hundred and fifty three pounds sixteen shillings Current Money of Maryland to wit at Anne Arundell County aforesaid Nevertheless the said Gilbert (altho' often thereunto required) the aforesaid sum of three hundred and fifty three pounds sixteen shillings Common Currency or the value thereof to the said James Dick and Anthony Stewart or either of them in the life time of the said James Dick or to the said Anthony Stewart after the death of the said James Dick hath not render or paid but hath hitherto altogether refused and the said sum of Three hundred and fifty three pounds sixteen shillings Common Currency or the value thereof as aforesaid to the said Anthony to render or pay he the said Gilbert still doth refuse wherefore the said Anthony saith he is the worse and hath damage to the value of Three hundred and fifty three pounds sixteen shillings Current Money of Maryland and therefore he brings suit and so forth and brings here into Court the writing Obligatory aforesaid sealed with the seal of the said Gilbert which the Debt aforesaid in form aforesaid

witnesseth whose date is the Day and year aforesaid and so forth —
Wcooke, W Peffs. Pledges and so forth — John Doe Richard Roe —

Oyer of the writing Obligatory aforesaid and the Condition thereof is as follows Viz.

Maryland — Know all Men by these Presents that I Gilbert Middleton of Annapolis Innholder am held and firmly bound unto James Dick and Anthony Stewart of Annapolis Merchants in the free and just sum of three hundred and fifty three pounds sixteen shillings Common Curry. to be paid unto the said James Dick and Anthony Stewart their certain attorney, Executors, administrators or assigns; To the which payment well and truly to be made and done I bind myself my Heirs, Executors and administrators firmly by these presents Sealed with my seal and dated this twenty fourth day of April Anno Dominii one thousand seven hundred and seventy six — The condition of the above Obligation is such that if the above bound Gilbert Middleton do and shall well and truly pay or cause to be paid unto the said James Dick and Anthony Stewart their certain attorney, Executors, Administrators or assigns the just and full sum of one hundred and seventy six pounds eighteen shillings Common Currency at or upon the Twenty fourth day of October next ensuing the date hereof then the above Obligation to be void else to remain in full force and virtue in Law.

At which mentioned second Tuesday of day being the eighth day of the same month in the year of our Lord, one thousand seven hundred and eighty seven, and the day of the return of the aforegoing writ, comes into the General Court here, the aforesaid Anthony Stewart by William Cooke his attorney aforesaid, and the Sheriff of Anne Arundell County aforesaid, to wit, David Stewart Gentleman to whom the said aforegoing writ was in form aforesaid directed, likewise comes and makes return thereof, to the Court here, thus endorsed, to wit —

"Cepi. Declaration left March 31. 1787 — David Stewart Shff A A Cty

And the said David Stewart Sheriff of the County aforesaid, altho' being called upon to bring into Court the Body of the said Gilbert Middleton according to his return of the writ aforesaid brings him not in; It is therefore ruled by the Court here, that the said David Stewart Sheriff of the County aforesaid be amerced the Debt aforesaid and also all such Costs and charges as have or may accrue in the premises aforesaid in case he hath not the body of him the said Gilbert Middleton before the Judges of our next General Court here the second Tuesday of October next the same day is given to the aforesaid Anthony Stewart also —

at which said second Tuesday of October being the ninth day of the same month, in the year of our Lord, one thousand seven hundred and eighty seven, comes again here into the General Court as well the aforesaid Anthony Stewart by his attorney as the said David Stewart Sheriff of the County aforesaid; and the said David Stewart Sheriff as aforesaid being again solemnly called upon to bring into Court the body of him the said Gilbert Middleton whom this day he ought to have here, in compliance with the rule aforesaid and to save the amercement aforesaid him the said Gilbert Middleton brings in — Whereupon it is ordered by the Court here that the amercement aforesaid be struck out —

And the said Gilbert Middleton by Gabriel Duvall his attorney appears in in Court here, And thereupon on motion of the aforesaid Anthony Stewart by his attorney aforesaid, It is ruled by the Court here that the said Gilbert Middleton give special bail to the action aforesaid, in the plea aforesaid;