And the said Osborn Sprigg by his attorney aforesaid (as before) defends the force and injury when and so forth, and saith that the aforesaid Mary Digges Executrix as aforesaid her action aforesaid against him to have or maintain ought not &c. because he saith that he the said Osborn Sprigg did pay unto the aforesaid Mary Digges Executrix as aforesaid the said sum of money in the condition of the said writing Obligatory mentioned with legal Interest thereon according to the form and effect of the Condition of the said writing Obligatory, and this he is ready to verify, wherefore he prays Judgment if the aforesaid Mary Digges Executrix as aforesaid against him to have or maintain ought and so forth —

And the aforesaid Mary Digges Executrix as aforesaid by her Attorney aforesaid saith that she by any thing by the said Osborn Sprigg above in pleading alleged from having or maintaining her action aforesaid against him ought not to be precluded because she saith that the said Osborn Sprigg hath not paid unto her the aforesaid Mary Digges Executrix as aforesaid the aforesaid sum of money in the Condition aforesaid mentioned with the Interest thereon in such manner and form as the said Osborn Sprigg above by pleading hath alleged, and this she prays may be inquired of by the Country, and the said Osborn Sprigg in like manner and so forth — Therefore, let a Jury thereon appear before the Court here on the second Tuesday of October next, By whom and so forth, and who neither and so forth, to recognize and so forth, the same day is given to the said parties then and there and so forth c —

And Now, at this day, to wit, the said second Tuesday of October being the fourteenth day of the same Month, in the year of our Lord, one thousand seven hundred and eighty eight, come again into the Generall Court here, as well the aforesaid Mary Digges Executrix as aforesaid by her attorney aforesaid, as the said Osborn Sprigg by his attorney aforesaid; and the said Osborn Sprigg by his attorney aforesaid, relinquishing the averment aforesaid, above by him pretended says, that he cannot deny the action aforesaid of the aforesaid Mary Digges Executrix as aforesaid so as aforesaid against him brought, nor but that he owes to the aforesaid Mary Digges Executrix as aforesaid the aforesaid sum of Two hundred and ten pounds Sterling Money of the value of Three hundred and fifty pounds Current Money of Maryland in manner and form aforesaid, so as the aforesaid Mary Digges Executrix as aforesaid above against him hath declared c —

Therefore it is considered by the Court here, that the aforesaid Mary Digges Executrix as aforesaid, recover against the said Osborn Sprigg as well the sum of Two hundred and ten pounds Sterling Money of the value of Three hundred and fifty pounds Current Money of Maryland her debt aforesaid in form aforesaid confessed, as the quantity of six hundred and thirteen pounds and two fifths of a pound of Tobacco by the Court here unto the aforesaid Mary Digges Executrix as aforesaid on her assent adjudged, for her damages which she hath sustained, as well by reason of

the detention of that Debt, as for her Costs and charges by her about her suit in this behalf laid out and expended, and the said Osborn Sprigg in mercy and so forth —

Memorandum, Judgment rendered in this cause, on the seventeenth day of October, in the year of our Lord, one thousand seven hundred and eighty eight, for the penalty and Costs of Suit, and the Plaintiff agrees to release the penalty upon the payment of Principal, Interest and Costs, and agrees to stay Execution until the tenth day of February next — Payments if any to be allowed —

25 sides Test. John Gwinn Clerk

Thomas Langton use of Margaret Carroll against Luther Martin and Athanasius Martin

Be it remembered, that heretofore, to wit, on the twenty second day of august in the year of our Lord one thousand seven hundred and eighty eight, the said Thomas Langton by Archibald Robyson his attorney sued out of the Generall Court, the Court of the State of Maryland of Pleas a Capias ad respondendum, directed to the Sheriff of Baltimore County, in the words and figures following, to wit —

The State of Maryland, &c. To the Sheriff of Baltimore County Greeting. We command you that you take Luther Martin late of Baltimore County Gentleman and Athanasius Martin late of the same County Merchants if they shall be found in your Bailiwick, and them safe keep, so that you have their bodies before the Judges of our Generall Court, to be held at the City of Annapolis on the second Tuesday of October next, to answer unto Thomas Langton of a plea that they render to him the sum of One hundred pounds one shilling and eight pence Current Money of Maryland which they owe to him and unjustly detain and so forth c — 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 12th day of June Anno Domini 1788 Issued the 22d day of August 1788 — AH, John Gwinn Clerk —

And the aforesaid Thomas Langton by his attorney aforesaid, on the day of the issuing of the aforesaid writ, filed in Court here the following Declaration and Cyer of Bill, a Copy whereof was made and sent with the said writ, to the Sheriff of the County aforesaid, to wit —

Western Shore of Maryland. Baltimore County, to wit: Luther Martin late of Baltimore County Gentleman and Athanasius Martin late of the same County Merchant were summoned to answer unto Thomas Langton of a plea that they render to him the sum of One hundred pounds one shilling and eight pence Current Money of Maryland which they owe to him and unjustly detain and so forth — And whereof the said Thomas Langton by Archibald Robinson his attorney saith that whereas the said Luther Martin and Athanasius Martin on the thirtieth day of September in the year seventeen hundred and eighty five at Baltimore County aforesaid by their Bill Obligatory Sealed with the seals of the said Luther Martin and Athanasius Martin and to the Court now here shewn the date whereof is on the same day and year last promise to pay in Six Months from the date of the said Bill Obligatory to the