current money of Maryland his debt aforesaid in form aforesaid confessed as also the sum of six hundred and sixty five pounds and four fifths of a pound of Tobacco by the Court here unto them the said Horatio Gates and Mary his wife Administratrix as aforesaid on their assent adjudged as well for their damages sustained by occasion of the detention of that debt as for their costs and charges by them about their suit in this behalf laid out and expended, and the said Defendant in mercy &c.

Memorandum, The Plaintiffs agree to release the penalty on payment of the Principal Interest and Costs of suit, and agree to stay Execution until the first day of August next. Payments if any to be allowed.

Test. John Gwinn Clk.

22.
Ed.

William Pennock
George Nicholson &
Fulvar Shipwith.
against
Benjamin Stodderl
Garn. of Benjamin Eyre.

Be it remembered that heretofore towit on the eleventh day of November Anno Domini seventeen hundred and eighty eight the Defendant by Richard Potts his Attorney sued out of the Court here the State of Maryland writ of Certiorari directed to the Justices of Montgomery County in the words and figures following towit

The State of Maryland Pt. To the Justices of Montgomery County Greeting. Whereas lately in our said Court Benjamin Stodderl Garnishee of Benjamin Eyre late of Montgomery County was attached to answer unto William Pennock, George Nicholls and Fulvar Shipwith of a plea of trespass on the case and so forth which said plea is still depending before you our said Justices in our said County Court as it is said undetermined and we being desirous for certain reasons that the record and proceedings in the plea aforesaid should by you be certified to us do command you that you send under your seals the record of the proceedings aforesaid in the plea aforesaid with all things touching the same unto our General Court to be held at the City of Annapolis the second tuesday of May next plainly and distinctly and in as full and ample manner as it now remains before you together with this writ so that we may be able thereon to proceed and to do what shall appear to us of right ought to be done, Witness the Honourable Robert Hanson Harrison Esquire Chief Judge of our said Court this 11th day of October Anno Domini 1788.

Issued the 11th day of November 1788. (R Potts) John Gwinn Clk.

At which said second tuesday of May being the twelfth day of the same month Anno Domini seventeen hundred and eighty nine and the day of the return of the aforegoing writ the Justices of Montgomery County to whom the same writ was made and directed in pursuance thereof transmitted to the Judges of our General Court here the following Record towit

Maryland Montgomery County towit. At a County Court begun and held at the Court House in and for the County aforesaid on the second tuesday of March in the year of our Lord one thousand seven hundred & eighty nine

Present The Worshipfull | Edward Burgess | John Holmes. | and | Gentlemen
Benjamin W. Jones Esq. Sheriff | Joseph Wilson | Enias Campbell | Samuel W. Magruder | Justices.

Brooke Beall Clk.

Among

Among the Records and proceedings of the same Court are the following towit

Pennock, Nicholson and Shipwith. —
vs
Benjamin Stodderl
Garn. of Benjamin Eyre.

Attachment for £12479..10.10. Current money.

Be it remembered that heretofore towit on the fifteenth day of August in the year one thousand seven hundred and eighty seven, Command was given to the Sheriff of Montgomery County that he should attach any of the goods or chattels rights or credits lands or Tenements of Benjamin Eyre in his bailiwick being to the value of twelve thousand four hundred and seventy nine pounds ten shillings and ten pence current money and incident costs thereon and when he should have the same so attached or any part thereof the same in his custody should safe keep so that he might have the same before the Justices of our County Court to be held at the Court House in the said County on the second tuesday of November then next then and there to be condemned according to Act of Assembly to and for the use of a certain William Pennock George Nicholson, and Fulvar Shipwith unless he the said Benjamin Eyre by himself or his attorney should appear and answer unto the said William Pennock, George Nicholson and Fulvar Shipwith in a plea of trespass on the case and so forth according to Law and that by good and lawful men of his bailiwick he should make known unto the person or persons in whose hands he should make the same Attachment that he she or they be and appear before the Justices of our said Court to be held as aforesaid to shew cause if any he she or they have why the said goods or chattels rights or credits lands or Tenements so attached in his her or their hands ought not to be condemned according to the direction of the Act of Assembly in that case made and provided if to him her or them it should seem meet and how he should execute that writ he should make known unto our said Justices at the day and place aforesaid and that he should have then and there that writ &c so forth.

At which said second tuesday of November being the thirteenth day of the same month one thousand seven hundred and eighty seven and the day of the return of the aforegoing recited writ comes the said Pennock, Nicholson and Shipwith by William H. Dorsey their Attorney and the Sheriff of Montgomery County to whom the same writ was directed likewise comes and makes return thereof to the Court here thus endorsed towit Said as p Schedule annexed on Goods in the possession of Benjamin Stodderl, Wm. Robertson Shff

To which said writ was annexed the following towit

An Inventory of sundry Goods the property of Benjamin Eyre Esq. by Virtue of Attachment for the use of a certain Pennock, Nicholson and Shipwith attached the 15th of August and appraised by us the subscribers being summoned and duly sworn by the Sheriff of Montgomery County this 10th day of December 1787. towit

AB. No. 1. 16. 17. 18. 19. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. in all 23. Bales course Wollens the original Cost £948.4.5. Sterling, 24. half Barrels of soap £10.10.0 — 13. whole Barrels Do. £13.0.0. (B) No. 31. 15. 16. 3 Bales of course Woollens £178.7.5. (C) 1.8.5.2. 4 Bales Do. £93.7.6. (D) 11.16.8.2. 4 Bales Do. 162.8.0. (E) 4.3.1.5. 4 Bales Do. 124.17.0. a quantity of Puggs, Blankets, cotton and Flannell open original Cost 371.5.3. £1901.19.7. advances 80 p Cent £1521.11.8. £3423.11.3. currency, Witness our hands & seals.

Test
Wm Robertson Shff

Will. Deakins Junr. (Seal)
Henry Waring (Seal)

And