And the said Edward Nicholls and Thomas Clarke by their Attorney aforesaid come and defend the force and injury when and soforth and pray leave of the Court here to imparle hereunto until next Court and they have it, and the same day is given the Plaintiffs also.

At which said next Court to wit the second Tuesday of May being the thirteenth day of the same month Anno Domini seventeen hundred and eighty eight come again hereunto our General Court as well the said Bernard Oneill and William Deakins by their Attorney aforesaid as the said Edward Nicholls and Thomas Clarke by their Attorney aforesaid

And the said Bernard Oneill and William Deakins by their Attorney aforesaid declared against the said Edward Nicholls and Thomas Clarke in the plea aforesaid as follows to wit

Prince Georges County to wit Edward Nicholls and Thomas Clarke late of Prince Georges County Gentlemen otherwise called Edward Nicholls of Prince Georges County Attorney at Law and Thomas Clarke Merchant of said County both of the State of Maryland were summoned to answer unto Bernard Oneill and William Deakins Junr. that they render unto them the just and full sum of four hundred pounds specie of the value of the like sum of current money of Maryland which from them they unjustly detain and soforth, —

And whereupon the said Bernard and William by Baker Johnson their Attorney say that whereas the aforesaid Edward and Thomas on the thirteenth day of April in the year of our Lord seventeen hundred and eighty five at Prince Georges County aforesaid by their certain writing obligatory acknowledged themselves to be held and firmly bound unto them the said Bernard and William in the aforesaid sum of four hundred pounds specie to be paid to them the said Bernard and William when afterwards they should be thereunto required, and the aforesaid Bernard and William in fact say that the said sum of four hundred pounds specie was at the time of making the writing obligatory aforesaid always since hath been and still is of the value of four hundred pounds current money of Maryland to wit at Prince Georges County aforesaid Nevertheless the aforesaid Edward and Thomas (although often thereunto required) the aforesaid sum of four hundred pounds specie or the value thereof to them the said Bernard and William hath not rendered as aforesaid but the same to them hitherto to render or pay they have altogether refused and still do refuse, wherefore they say they are the worse and have damage to the value of three hundred pounds current money of Maryland and therefore they bring suit and soforth and bring here into Court the writing obligatory aforesaid sealed with the seals of the aforesaid Edward and Thomas which the debt aforesaid in form aforesaid witnesseth whose date is the day and year aforesaid and soforth.

B. Johnson for the Plaintiffs — Pledges and soforth. { John Doe and Richard Roe.

And the aforesaid Edward and Thomas by Richard Potts their Attorney come and defend the force and injury when and soforth and pray an hearing of the writing obligatory aforesaid and the condition thereof and he hath them as follows to wit

Know all Men by these presents that we Edward Nicholls of Prince Georges County Attorney at Law and Thomas Clark Merchant of said County both of the State of Maryland are held and firmly bound unto Messrs. Bernard Oneill and William Deakins Junior of Montgomery County State of Maryland in the just and

and full sum of four hundred pounds specie dollars at seven shillings and six pence, to the which payment well and truly to be made & done we bind ourselves our heirs executors & Administrators firmly by these presents sealed with our seals this thirtieth day of April in the year of our Lord one thousand seven hundred & eighty five.

The Condition of the above obligation is such that if the above bounden Edward Nicholls shall and will well and truly pay or cause to be paid unto Messrs. Oneill & Deakins the full sum of two hundred pounds specie with legal interest from the date hereof on or before the thirtieth day of April which shall be in the year of our Lord seventeen hundred and eighty six then the above obligation to be void else to remain in full force & virtue in law.

Signed sealed & Delivered in the presence of John Waring. } Edwd. Nicholls (seal) Thomas Clark (seal)

~~A copy of which aforesaid Declaration and Oyer was made and with the court asked leave in the plea aforesaid.~~

And the said Edward Nicholls and Thomas Clarke by their Attorney aforesaid come and defend the force and injury when and soforth and pray leave of the Court here to imparle hereunto until next Court and they have it and the same day is given to the Plaintiffs also.

At which said next Court to wit the second Tuesday of October being the fourteenth day of the same month Anno Domini seventeen hundred and eighty eight come again hereunto our General Court as well the said Bernard Oneill and William Deakins by their Attorney aforesaid as the said Edward Nicholls and Thomas Clarke by their Attorney aforesaid

And the said Edward Nicholls and Thomas Clarke by their Attorney aforesaid as before defend the force and injury when and soforth, and say — that the said Bernard Oneill and William Deakins their Action aforesaid against them to have or maintain ought not &c because they say that they the said Edward Nicholls and Thomas Clarke did pay unto the said Bernard Oneill and William Deakins the 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 they are ready to verify wherefore they pray Judgment if the said Bernard Oneill and William Deakins their Action aforesaid against them to have or maintain ought &c.

And the said Bernard Oneill and William Deakins say that they by any thing by the said Edward Nicholls and Thomas Clarke above in pleading alledged from having or maintaining their Action aforesaid against them ought not to be precluded because they say that the said Edward Nicholls and Thomas Clarke have not paid unto them the said Bernard Oneill and William Deakins the sum of money in the condition of the said writing obligatory mentioned with the Interest thereon in such manner and form as the said Edward Nicholls and Thomas Clarke above by pleading have alledged, and of this they pray may be enquired of by the Country and the said Edward Nicholls and Thomas Clarke in like manner &c

Therefore let a Jury thereupon appear before the Judges of our General Court here on the second Tuesday of May next by whom &c and who neither &c to recognize &c because as well &c the same day is given to the parties aforesaid then and there &c.

And now here at this day to wit the said second Tuesday of May being the twelfth day of the same month anno Domini seventeen hundred and eighty nine come again here into our General Court as well the said Bernard Oneill and William Deakins by their Attorney aforesaid