which from them he unjustly detains and so forth,

At which said second tuesday in August court the 8th day of the same month in the year seventeen hundred and eighty six being the day of the return of the said writ, comes the said Ann McCauley and Joshua Lachland Executors as aforesaid by Gabriel Duvall their Attorney and the sheriff of Ann Arundel County to whom the aforegoing writ was directed, comes and makes return thereof thus endorsed, Cepi. David Stewart Sheriff

And the said Samuel Harvey Howard by Thomas Jennings his Attorney comes and defends the force and injury when and so forth and prays leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also.

At which said next Court court, the second tuesday in November seventeen hundred and eighty six, come again the said parties plaintiffs and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further leave to imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also.

At which said next Court to wit the second tuesday in March seventeen hundred and eighty seven come again the said parties Plaintiffs and Defendant by their Attorneys aforesaid and the said Defendant by his said Attorney prays further leave to imparle hereunto until next Court, and he hath it and the same day is given to the Plaintiffs also.

At which said next Court to wit the second tuesday in August seventeen hundred and eighty seven, come again the said parties Plaintiffs and Defendant by their Attorneys aforesaid and this cause standing for trial, but for special reasons to the Court here shewn it is ordered that this cause be continued until next.

At which said next Court court, the second tuesday in November seventeen hundred and eighty seven come again the said parties Plaintiffs and Defendant by their Attorneys aforesaid, and this cause standing for trial, but for special reasons to the Court here shewn it is ordered that this cause be continued until next Court. And the said Ann McCauley and Joshua Lachland Executors as aforesaid by Gabriel Duvall their Attorney declare against the said Samuel Harvey Howard in the plea aforesaid as follows, to wit

Ann Arundel County Sc. Samuel Harvey Howard late of Ann Arundel County Merchant otherwise called Samuel Harvey Howard of the City of Annapolis Merchant was summoned to answer unto Ann McCauley and Joshua Lachland Executors of Francis McCauley late of Ann Arundel County of a plea that he render unto them the full and just sum of two hundred and thirteen pounds eighteen shillings and six pence current money which from them he unjustly detain and so forth. And whereupon the said Ann and Joshua by Gabriel Duvall, their Attorney say that whereas the aforesaid Samuel on the tenth day of October in the year one thousand seven hundred and seventy two at Ann Arundel County aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto the aforesaid Francis McCauley in his life time in the aforesaid sum of two hundred and thirteen pounds eighteen shillings and six pence current money to be paid to him the said Francis when afterwards he should be thereunto required, and the aforesaid in fact say that the aforesaid sum of two hundred and thirteen pounds eighteen shillings and six pence currency was at the time of making the writing obligatory aforesaid always hitherto hath been and still is of the value of the like sum of current money of Maryland to wit at Ann Arundel County aforesaid

Nevertheless

Nevertheless the aforesaid Samuel (although often thereunto required) the aforesaid sum of Money or the value thereof to him the said Francis in his life time or to the said Ann and Joshua after the death of him the said Francis hath not rendered or paid but the same or the value thereof to him the said Francis in his life time or to the said Ann & Joshua after the death of him the said Francis hitherto to render or pay he hath altogether refused and still doth refuse wherefore they say they are the worse and have damage to the value of two hundred pounds current money and therefore they bring suit, and so forth, and bring here into Court the writing obligatory aforesaid sealed with the seal of the aforesaid Samuel which the debt aforesaid in form aforesaid witnesseth the date whereof is the day and year aforesaid and so forth, and the said Ann and Joshua bring here into Court a will the writing obligatory aforesaid, sealed with the seal of the aforesaid Samuel whose date is the day and year aforesaid, as the letters testimentary to the aforesaid Ann and Joshua whereby it sufficiently appears to the Court here that the aforesaid Ann and Joshua are Executors of the testament aforesaid and thereupon have administered and so forth.

G. Duvall for the Plaintiffs

John Doe and Richard Roe Pledges and so forth

And the aforesaid Samuel by his Attorney comes and defends the force and injury when and so forth and prays an hearing of the writing obligatory aforesaid and the condition thereof and he hath them in the words and figures following to wit

Know all Men by these presents that I Samuel Harvey Howard of the City of Annapolis Merchant held and firmly bound unto Francis McCauley in the full and just sum of two hundred thirteen pounds eighteen shillings and six pence currency to be paid unto the said Francis McCauley his certain Attorney executors administrators or assigns, to the which payment well and truly to be made and done I bind myself heirs executors and administrators severally and firmly by these presents sealed with my seal and dated this 10th day of October Anno Domini one thousand seven hundred and seventy two. —

The Condition of the above Obligation is such that if the above bound Samuel Harvey Howard do, and shall well and truly pay or cause to be paid unto the said Francis McCauley his certain Attorney executors administrators or assigns the just and full sum of one hundred and six pounds nineteen shillings and three pence currency at or upon the 10th day of October next ensuing the date hereof with legal interest for the same then the above Obligation to be void else to remain in full force and virtue in law.

Signed sealed & delivered in presence of Charles Howard.

Samuel H. Howard (Seal)

Afterwards to wit on the second tuesday in March seventeen hundred and eighty eight come as well the said Ann McCauley and Joshua Lachland executors as aforesaid by Gabriel Duvall their Attorney aforesaid as the said Samuel Harvey Howard by Thomas Jennings his Attorney aforesaid and the said Samuel Harvey Howard by his said Attorney produces to the Court here the state writ of Habeas Corpus which is allowed by the Court & the Acc. ordered to be transmitted accordingly

The State of Maryland Sc. To the Justices and Sheriff of Ann Arundel County Greeting Whereas Samuel Harvey Howard of Ann Arundel County, is detained in the prison of our said County under the custody of you our said Sheriff at the suit of a certain Ann McCauley & Joshua Lachland Executors of Francis McCauley in a plea of Debt and so forth which said plea still remains before you our said Justices undetermined as it is said and we being willing for divers causes that the plea aforesaid, undetermined as aforesaid, should be heard and determined before the Judges of our General Court, do therefore command you that you have the body of the said Samuel Harvey

Howard