Archibald Campbell by Robert Smith his attorney complains that whereas the said Patrick Barbery and Nicholas Barbery on the twentieth day of November in the year seventeen hundred and eighty six at the county aforesaid by their certain writing obligatory acknowledge themselves to be bound to the said Archibald in the aforesaid sum of four hundred and five pounds seventeen shillings and six pence currentmoney as aforesaid to be paid to the said Archibald when they the said Patrick and Nicholas should be thereto required, Nevertheless the said Patrick and Nicholas although often requested the aforesaid sum of money to the said Archibald have not yet paid, but the same to him to pay altogether hitherto have refused and still do refuse to the damage of the said Archibald eight hundred pounds currentmoney of Maryland and thereupon he brings suit and so forth.

Robert Smith for Pltff. Pledges of prosecution John Doe and Richard Roe.

Oyer of the writing obligatory in the declaration aforesaid mentioned, and of the Condition thereof follows.

Know all Men by these presents that we Patrick Barbery and Nicholas Barbery of saint mary's county are held and firmly bound unto Archibald Campbell of Baltimore merchant in the sum of four hundred and five pounds seventeen shillings and six pence currency to be paid to the said Archibald Campbell certain attorney executors administrators or assigns, to which payment well and truely to be made we bind ourselves our heirs executors and administrators jointly and severally firmly by these presents. Sealed with our seals. dated this twentieth day of November in the year of our Lord one thousand seven hundred and eighty six.

The Condition of this obligation is such that if the above bounden Patrick Barbery and Nicholas Barbery their heirs executors administrators or any of them shall and do well and truly pay or cause to be paid unto the above named Archibald Campbell his certain attorney executors administrators or assigns the just sum of two hundred and two pounds eighteen shillings and nine pence specie currency that is to say spanish mild dollars at seven shillings and six pence each and English guineas weighing five penny weights six grains at thirty five shillings each or other gold and silver coin at the same standard value without any fraud or further delay then the above obligation to be void or else to be and remain in full force and Virtue.

Sealed and delivered in the presence of. Patrick Barbery (Seal)
Joseph Forrest Nicholas Barbery (Seal)

A copy of which aforegoing declaration and oyer was made and sent with the writ which issued in the plea aforesaid.

At which said second tuesday of May to wit, the eighth day of the same month being the day of the return of the aforegoing writ anno Domini one thousand seven hundred and eighty seven, comes here into this General Court the said Archibald Campbell by his attorney aforesaid, and the Sheriff of Saint Marys county to whom the same writ was made and directed, likewise comes and makes return thereof to the Court here thus endorsed to wit

Cepi, Patrick. Nc. Nicholas, copy left 19th April. J. Cartwright Shff.

And the said Sheriff although solemnly called to bring into Court the body of the said Patrick Barbery according to the return of the writ aforesaid, brings him not in, but makes default. — Whereupon it is adjudged, that the said Sheriff be amerced the

the debt and costs unless he has the body of the said Patrick Barbery here next Court.

At which said next Court to wit, the second tuesday of October, being the ninth day of the same month Anno Domini one thousand seven hundred and eighty seven, comes again here into our General Court the said Archibald Campbell by his attorney aforesaid, and the said Sheriff being called upon to bring into Court the body of the said Patrick Barbery according to the return of the writ aforesaid brings him in. — Therefore it is ordered that the amercement aforesaid be struck out. — And the said Patrick Barbery being called upon appears, and at the prayer of the said Archibald Campbell by his attorney aforesaid the said Patrick Barbery is adjudged to give special bail to the action aforesaid. — Whereupon the said Patrick Barbery by John Allen Thomas his attorney files in Court here the following bail piece to wit

Archibald Campbell a Patrick Carbery.	Debt on Bond. Saint Mary's county to wit You Townshend Eden do acknowledge yourself special bail for the said Carbery at suit of said Campbell in an action of trespass on Bond brought by said Campbell in General Court, he acknowledges himself to be content therewith this 15th day of May anno Domini 1787. before us Hanson Briscoe, Francis Hamersly

To the Honorable the Judges of the General Court for the Western Shore.

I. A. Thomas Esq. is hereby authorised and desired to appear to the above action.

And the said Patrick Barbery by his attorney aforesaid defends the force and injury when and so forth, and prays leave of the Court to imparle hereunto until next Court, and he hath it and the same day is given to the said Plaintiff also.

At which said next Court to wit, the second tuesday of May, being the thirteenth day of the same month anno Domini one thousand seven hundred and eighty eight, come again here into our General Court as well the said Archibald Campbell by his attorney aforesaid as the said Patrick Barbery by his attorney aforesaid. — And the said Patrick Barbery by his attorney aforesaid as before defends the force and injury when and so forth, and prays further leave of the Court to imparle hereunto until next Court, and he hath it and the same day is given to the said Plaintiff also.

At which said ~~next~~ Court to wit, the second tuesday of October, being the fourteenth day of the same month anno Domini one thousand seven hundred and eighty eight, come again here into our General Court, as well the said Archibald Campbell by his attorney aforesaid as the said Patrick Barbery by his attorney aforesaid. — And the said Patrick Barbery by his attorney aforesaid as before defends the force and injury when and so forth, and saith that the said Archibald Campbell his action aforesaid thereof against him to have or maintain ought not, because he saith, that he the said Patrick Barbery did pay unto the said Archibald Campbell the said sum of money in the Condition of the writing obligatory mentioned with legal interest thereon according to the form and effect of the said Condition of the writing obligatory, and this he is ready to verify, wherefore he prays Judgment if the said Archibald Campbell his action aforesaid against him to have or maintain ought and so forth.

And the said Archibald Campbell saith, that he by any thing by the said Patrick Barbery above in pleading alledged from having or maintaining his action aforesaid against him, ought not to be precluded because he saith, that the said Patrick Barbery hath not paid

unto