unto the said Daniel Dulany the 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 Daniel Dulany his action aforesaid against him, to have and maintain ought and soforth.

And the said Daniel Dulany saith, that he, by any thing by the said Richard Dallam above in pleading alledged from having and maintaining his action aforesaid against him ought not to be precluded because he saith, that the said Richard Dallam hath not paid unto him the said Daniel Dulany the said sum of money in the Condition of the writing obligatory aforesaid mentioned, with the interest thereon in such manner and form, as the said Richard Dallam above in pleading hath alledged, and of this he prays may be enquired of the Country, And the said Richard Dallam in like manner and soforth.

Therefore let a Jury thereon come before the Judges of our General Court here on the second tuesday of May next, by whom and soforth, and who neither and soforth, to recognize and soforth, because as well and soforth, the same day is given to the said parties ~~there also~~ and there and soforth.

And now here, on this day court, the said second tuesday of May ~~being the~~ twelfth day of the same month Anno Domini one thousand seven hundred and eighty nine, comes again here into our General Court as well the said Daniel Dulany by his attorney aforesaid, as the said Richard Dallam by his attorney aforesaid. Nevertheless the said Richard Dallam by his attorney aforesaid, relinquishing the averment above by him pretended, and saith, that he cannot deny the action aforesaid of the said Daniel Dulany so as aforesaid against him brought, nor but that he owes to the said Daniel Dulany the sum of four hundred and fifty six pounds, seventeen shillings and two pence half penny currentmoney aforesaid, in manner and form aforesaid, so as the said Daniel Dulany above against him hath declared.

Therefore it is considered by the Judges here, that the said Daniel Dulany do recover against the said Richard Dallam, as well the sum of four hundred and fifty six pounds, seventeen shillings and two pence half penny currentmoney his debt aforesaid in form aforesaid confessed, as also the quantity of six hundred and thirty pounds and three fifths of a pound of tobacco, by the Court here, unto the said Daniel Dulany on his agreement adjudged, as well for his damages sustained by reason of the detention of that debt, as for his costs and charges by him about his suit in this behalf laid out and expended, And the said Richard Dallam in mercy and soforth.

Memorandum, Judgment was rendered in this cause on the eighteenth day of May Anno Domini one thousand seven hundred and eighty nine, ~~of~~ penalty to be released on payment of principal interest and costs, payments if any to be allowed. And the plaintiff agrees to stay execution until the first day of August next.

Test John Gwinn Clk

Daniel Dulany against John Murdock.	Be it remembered, that heretofore to wit on the thirteenth day of March Anno Domini one thousand seven hundred and eighty eight, Daniel Dulany

Dulany by William Cooke his attorney sued out from General Court here the State of Maryland writ of Capias ad respondendum directed to the sheriff of Montgomery county in the words and figures following to wit.

The State of Maryland Set. To the sheriff of Montgomery county, Greeting. We command you that you take John Murdock late of Montgomery county gentleman otherwise called John Murdock of Montgomery county maryland if he shall be found in your bailiwick, and him safe keep, so that you have his body before the Judges of our General Court, to be held at the city of Annapolis on the second tuesday of May next, to answer unto Daniel Dulany of a plea that he render unto him the sum of nine hundred and thirty three pounds sterling money of the value of fifteen hundred and fifty five pounds currentmoney of Maryland which from him the said John unjustly detains and soforth. Here of fail not at your peril and have you then and there this writ. Witness the Honorable Robert Hanson Harrison Esquire chief Judge of our said Court the 19th day of November Anno Domini 1787.

W. Cooke,

Issued the 13th day of March 1788. Tho. B. Hodgkin Clk.

And the said Daniel Dulany by his attorney aforesaid declares against the said John Murdock in the plea aforesaid as follows to wit.

Western Shore State of Maryland and Montgomery county, to wit. John Murdock late of Montgomery county gentleman otherwise called John Murdock of Montgomery county Maryland was summoned to answer unto Daniel Dulany of a plea that he render unto him the sum of nine hundred and thirty three pounds sterling money of the value of fifteen hundred and fifty five pounds current money of Maryland, which from him the said John unjustly detains and soforth. — And whereupon the said Daniel Dulany by William Cooke his attorney saith that whereas the aforesaid John Murdock on the seventh day of April in the year of our Lord seventeen hundred and eighty five, at Montgomery county aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto him the said Daniel Dulany in the aforesaid sum of nine hundred and thirty three pounds sterling money to be paid unto him the said Daniel Dulany when afterwards he the said John Murdock should be thereunto required, And the aforesaid Daniel Dulany in fact saith, that the aforesaid sum of nine hundred and thirty three pounds sterling at the time of making the writing obligatory aforesaid was always hitherto hath been and still is of the value of fifteen hundred and fifty five pounds currentmoney of Maryland to wit, at Montgomery county aforesaid, Nevertheless the aforesaid John Murdock at the often thereunto required, the aforesaid sum of nine hundred and thirty three pounds sterling money or the value thereof as aforesaid unto him the said Daniel Dulany hath not rendered or paid, but the said sum of sterling money or the value thereof as aforesaid unto him the aforesaid Daniel Dulany to render or pay, he the said John Murdock hath hitherto altogether refused, and still doth refuse, wherefore the said Daniel Dulany saith, that he is the worse and hath damage to the value of three thousand pounds currentmoney of Maryland, and therefore he brings suit and soforth, and brings here into Court the writing obligatory aforesaid sealed with the seal of the said John Murdock which the debt aforesaid in form aforesaid witnesseth, the date whereof is the day and year aforesaid and soforth. W. Cooke for plff Pledge, &c. { John Doe and Rich. Roe. Oyer