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

And now here on this day to wit, 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 administrator as aforesaid by his attorney aforesaid, as the said George Harryman by his attorney aforesaid Nevertheless the said George Harryman 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 administrator as aforesaid so as aforesaid against him brought, nor but that he owes to the said Daniel Dulany administrator as aforesaid the sum of two hundred and ninety nine pounds one shilling and eight pence current money aforesaid, in manner and form aforesaid, so as the said Daniel Dulany administrator as aforesaid above against him hath declared.

Therefore it is considered by the Judges of the Court here, that the said Daniel Dulany administrator as aforesaid do recover against the said George Harryman as well the sum of two hundred and ninety nine pounds one shilling and eight pence current money his debt aforesaid in form aforesaid confessed, as also the quantity of eight hundred and thirty eight pounds and one fifth of a pound of tobacco by the Court here, unto the said Daniel Dulany administrator as aforesaid on his assent 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 George Harryman in mercy and so forth.

Memorandum, Judgment was rendered in this Cause on the fifteenth day of May Anno Domini one thousand seven hundred and eighty nine, for 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 next Court. Test. John Gwinn Clk.

Daniel Dulany against George Digges.

Be it remembered that heretofore to wit, on the thirteenth day of March Anno Domini one thousand seven hundred and eighty eight, Daniel Dulany by William Cooke his attorney sued out of our General Court here the State of Maryland's writ of Capias ad respondendum directed to the sheriff of Prince Georges county in the words and figures following to wit.

The State of Maryland Sct. To the Sheriff of Prince Georges county Greeting We command you that you take George Digges late of Prince Georges county Gentleman otherwise called George Digges of Prince Georges county, 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 the said Daniel Dulany the

sum of one thousand and fifty three pounds one shilling and six pence sterling money of the value of seventeen hundred and fifty five pounds two shillings and six pence current money, which from the said Daniel Dulany he unjustly detains and so forth. Hereof fail not at your peril, and have you then and there this writ, Witness Robert Harrison Esquire chief Judge of our said Court the 19th day of November Anno Domini 1787 Issued the 13th day of March 1786. (W. Cooke) Thos. B. Hodgkin Clk

And the said Daniel Dulany by his attorney aforesaid declares against the said Georges Digges in the plea aforesaid as follows to wit

Western Shore State of Maryland and Prince Georges county to wit, George Digges late of Prince Georges county Gentleman, otherwise called George Digges of Prince Georges county was summoned to answer unto Daniel Dulany of a plea that he render unto the said Daniel Dulany the sum of one thousand and fifty three pounds one shilling and six pence sterling money of the value of seventeen hundred and fifty five pounds two shillings and six pence current money which from the said Daniel Dulany he unjustly detains and so forth. And whereupon the said Daniel by William Cooke his attorney complains that whereas the said George on the twenty eighth day of August in the year of our Lord one thousand seven hundred and eighty six at Prince Georges county aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto the said Daniel in the aforesaid sum of one thousand and fifty three pounds one shilling and six pence sterling money to be paid to the said Daniel when afterwards he the said George should be thereunto required, And the said Daniel in fact saith, that the said sum of one thousand and fifty three pounds one shilling and six pence sterling at the time of making the said writing obligatory was and always since hath been and still is of the value of seventeen hundred and fifty five pounds two shillings and six pence current money to wit at the County aforesaid, Nevertheless the said George altho often thereunto required the aforesaid sum of sterling money or the value thereof as aforesaid to him the said Daniel hath not rendered or paid, but the said sum of sterling money or the value thereof as aforesaid to him the said Daniel to render or pay he the said George hath hitherto altogether refused and still doth refuse, wherefore the said Daniel saith he is the worse and hath damage to the value of two thousand pounds current money and therefore he brings suit and so forth, and brings here into Court the writing obligatory aforesaid, sealed with the seal of the said George, which the debt aforesaid in form aforesaid Witnesseth the date whereof is the day year aforesaid, and so forth. John Doe and

William Cooke p Pltff Pledges and so forth. Richard Roe.

Oyer of the writing obligatory in the Declaration aforesaid mentioned and the Condition thereof follow.

Know all Men by these presents, that I George Digges of Prince Georges county am held and firmly bound unto Daniel Dulany in the full and just sum of one thousand and fifty three pounds one shilling and six pence sterling money, to be paid unto the said Daniel Dulany his certain attorney executors administrators or assigns: To which payment well and truly to be made and done, I bind myself my heirs executors and administrators firmly by these presents, sealed with my seal, and dated this twenty eighth day of August Anno Domini one thousand seven hundred and eighty six. — The Condition of the above