Buchanan of the county of Baltimore merchant, if she shall be found in your bailiwick and her safe keep, so that you have her body before the Judges of our General Court, to be held at the city of Annapolis on the second tuesday in May next, to answer unto Isaac Governeur surviving obligee of Samuel Curson of a plea that she render unto him the sum of one thousand four hundred and fifty nine pounds four shillings currentmoney of Maryland, which from him she unjustly detains and so forth, Hereof fail not at your peril, and have you then and there this writ. Witness Robert Hanson Harrison Esquire chief Judge of our said Court, the 2d day of December Anno Domini 1786.

Issued the 9th day of April 1787. (H. Ridgely) Thos. B. Hodgkin Clk.

And the said Isaac Governeur surviving obligee as aforesaid by his attorney aforesaid declares against the said Sarah Buchanan executrix as aforesaid in the plea aforesaid as follows to wit,

State of Maryland, Western Shore, Baltimore county to wit, Sarah Buchanan executrix of the last will and testament of Archibald Buchanan late of Baltimore county deceased, merchant, otherwise called Archibald Buchanan of the county of Baltimore merchant, was summoned to answer unto Isaac Governeur surviving obligee of Samuel Curson of a plea that she render unto him the sum of one thousand four hundred and fifty nine pounds four shillings currentmoney of Maryland, which from him she unjustly detains and so forth. —

And whereupon the said Isaac by Henry Ridgely his attorney saith that whereas the aforesaid Archibald Buchanan in his lifetime to wit, on the first day of August one thousand seven hundred and eighty four at Baltimore county aforesaid, by his certain writing obligatory had acknowledged himself to be held and firmly bound unto the said Isaac Governeur and a certain Samuel Curson whom the said Isaac hath survived to be paid to them the said Isaac and Samuel when afterwards he should be thereunto required, Nevertheless neither the aforesaid Archibald in his lifetime, nor the aforesaid Sarah since the death of him the said Archibald, altho' often thereunto required, the aforesaid sum of money or any part thereof to them the said Samuel and Isaac, or to the said Isaac since the death of the said Samuel have not rendered or paid, but the same to them the said Samuel and Isaac or to the said Isaac since the death of the said Samuel they have altogether refused and the said Sarah still doth refuse wherefore the said Isaac brings suit and so forth, and brings here into Court as well the writing obligatory aforesaid, as the letters testamentary, by which it appears that the said Sarah is executrix as aforesaid & which the debt aforesaid, in form aforesaid testifies

H. Ridgely for Plaintiff

Pledges and so forth. { John Doe and Richard Roe.

Oyer of the writing obligatory in the Declaration aforesaid mentioned, and the Condition thereof follows, to wit

Know all Men by these presents, that I Archibald Buchanan of the county of Baltimore merchant are held and firmly bound unto Messrs. Samuel Curson and Isaac Governeur Junior merchants, and copartners in the city and State of New York in the sum of one thousand four hundred and fifty nine pounds four shillings currentmoney of Maryland to be paid to the said Messrs. Curson and Governeur their certain attorney executors administrators or assigns, to which payment well and truly to be made, I the said Archibald Buchanan do bind myself my heirs executors and administrators unto Messrs. Curson and Governeur

firmly

firmly by these presents sealed with my seal, dated the first day of August in the year of our Lord one thousand seven hundred and eighty four. — The Condition of this Obligation is such that if the above bounden Archibald Buchanan his heirs executors administrators or any of them shall and do well and truly pay or cause to be paid unto the above named Curson and Governeur their certain attorney executors administrators or assigns the just sum of seven hundred and twenty nine pounds twelve shillings currentmoney, at or upon the first day of May one thousand seven hundred and eighty five, 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 & delivered in the presence of } Archibald Buchanan (Seal)

Robt. Parks. Henry I. Carroll.

A Copy of which aforegoing Declaration and Bond was made and sent with the writ, which issued in the plea aforesaid.

At which said second tuesday in May to wit, the eighth day of the same month Anno Domini one thousand seven hundred and eighty seven, being the day of the return of the aforegoing writ, comes into our General Court here, the said Isaac Governeur surviving obligee as aforesaid by his attorney aforesaid, and the sheriff of Baltimore 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, copy left the 13th of April. Philip Graybill Shff.

And the said sheriff although being called upon to bring into Court here, the body of the said Sarah Buchanan executrix as aforesaid, according to his return of the writ aforesaid, brings her not in, but makes default. Whereupon it is adjudged by the Court here, that the said Sheriff be amerced the debt aforesaid, and also all such costs and charges as have or may accrue in the action aforesaid, in case he has not the body of the said Sarah Buchanan executrix as aforesaid, in Court here, on the second tuesday in October next.

At which said second tuesday in October to wit, the ninth day of the same month Anno Domini one thousand seven hundred and eighty seven, comes again into our General Court here, the said Isaac Governeur surviving obligee as aforesaid by his attorney aforesaid, and the said sheriff being further called upon to bring into Court here, the body of the said Sarah Buchanan executrix as aforesaid, whom this day he ought to have here, in compliance with the rule of the Court here aforesaid, and to save the Amercement aforesaid, brings him in, Whereupon it is adjudged by the Court here, that the amercement aforesaid be stricken out. — And the said Sarah Buchanan executrix as aforesaid by David McMechen her attorney, defends the force and injury when and so forth, and prays leave of the Court here, to imparle until the second tuesday in May next and to her it is granted; and the same day is given to the said Isaac Governeur surviving obligee as aforesaid also. —

At which said second tuesday in May to wit, the thirteenth day of the same month Anno Domini one thousand seven hundred and eighty eight, comes again into our General Court here as well the said Isaac Governeur surviving obligee as aforesaid by his attorney aforesaid, as the said Sarah Buchanan executrix as aforesaid by her attorney aforesaid. — And the said Sarah Buchanan executrix as aforesaid, as before defends the force and injury when and so forth, and prays further leave of the Court here to imparle, until the second tuesday in October next, and to her it is granted; and the same day is given to the said Isaac Governeur surviving

obligee