at which said next court tuit the twelfth day of May Anno Domini seventeen hundred and eighty nine come again the aforesaid Charles Wallace Joshua Johnson and John Muir by their Attorney aforesaid as the aforesaid Richard Dallam and Josias William Dallam by their Attorney aforesaid.

And the said Richard Dallam and Josias William Dallam by their Attorney aforesaid as before defends the force and injury and so forth and saith that the said Charles Wallace Joshua Johnson and John Muir their Action aforesaid against them to have or maintain ought not because they say that the said Richard Dallam and Josias William Dallam did pay unto the said Charles Wallace Joshua Johnson and John Muir the said sum of Money in the Condition of the said Writing Obligatory mentioned with legal Interest thereon according to the form and effect of the Condition of the said Writing Obligatory and this they are ready to verify wherefore they pray Judgment if the said Charles Wallace Joshua Johnson and John Muir their Action aforesaid against them to have or maintain ought &c.

And the said Charles Wallace Joshua Johnson and John Muir say that they by any thing by the said Richard Dallam & Josias William Dallam above in pleading alledged from having or maintaining their Action aforesaid against them ought not to be precluded because they say that the aforesaid Richard Dallam and Josias William Dallam hath not paid unto them the said Charles Wallace, Joshua Johnson and John Muir the aforesaid sum of Money in the Condition aforesaid mentioned with the Interest thereon in such manner and form as the said Richard Dallam and Josias William Dallam above by pleading have alledged and of this they pray may be enquired of by the Country and the aforesaid Richard Dallam and Josias William Dallam in like manner and so forth.

Whereupon this cause standing ready for Trial Command is given to the Sheriff of Ann Arundel County that he cause to come before the Judges of our General Court here on the second tuesday of October next Twelve &c by whom &c and who neither &c to Recognize &c because as well &c the same day is given to the said parties then and there &c

And now here at this day tuit the said second tuesday of October being the thirteenth day of the same Month Anno Domini seventeen hundred and eighty nine come again as well the aforesaid Charles Wallace Joshua Johnson and John Muir as the aforesaid Richard Dallam and Josias William Dallam by their Attorney aforesaid but our said Sheriff hath not sent his Writ. Nevertheless the aforesaid Richard Dallam and Josias William Dallam by their Attorney aforesaid relinquishing the averment above by them pretended say that they cannot deny the Action aforesaid of the aforesaid Charles Wallace, Joshua Johnson and John Muir so as aforesaid against them brought nor but that they owe to the aforesaid Charles Wallace, Joshua Johnson and John Muir

the,

the aforesaid sum of Four thousand one hundred and four pounds nine Shillings and two pence Current Money in manner and form aforesaid so as the aforesaid Charles Wallace Joshua Johnson and John Muir above against them have declared.

Therefore it is considered by the Judges here that the said Charles Wallace Joshua Johnson and John Muir recover against the said Richard Dallam and Josias William Dallam as well the sum of Four thousand one hundred and four pounds nine Shillings and two pence Current Money their Debt aforesaid in form aforesaid confessed as also the sum of seven hundred and seventy five pounds and one fifth of a pound of Tobacco by the Court here unto the said Charles Wallace Joshua Johnson and John Muir on their Assent adjudged as well for their damages sustained by reason of the detention of that debt as for their Costs and charges by them about their suit in that behalf laid out and expended and the said defendants in Mercy &c

Memorandum. The plaintiffs agree to release the above Judgment on payment of the principal Interest and Costs of suit and agree to stay Execution to the first day of January next.

Test. John Gwinn Clk

Thomas and Richard Cramphin
against
Zachariah Maccubbin

Be it Remembered that heretofore to wit on the ninth day of September seventeen hundred and eighty eight the plaintiffs by Richard Potts their suit out of our General Court here the State of Marylands Writ of Capias ad respondendum directed to the Sheriff of Montgomery County in the Words and figures following to wit.

The State of Maryland &c To the Sheriff of Montgomery County Greeting We command you that you take Zachariah Maccubbin late of Montgomery County planter otherwise called Zachariah Maccubbin of Montgomery County in the State of Maryland if he shall be found in your Bailiwick and him 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 October next to answer unto Thomas Cramphin and Richard Cramphin in a plea that he render unto them the Quantity of twenty seven thousand eight hundred and ten pounds of good sound Merchantable Crop Tobacco which from them he 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 12th day of June Anno Domini 1788.

Issued the 9th day of September 1788. (R.P.) John Gwinn Clk

And the said Thomas Cramphin and Richard Cramphin by their Attorney aforesaid declared against the said Zachariah Maccubbin in the plea aforesaid as follows to wit.

Western Shore of Maryland. Montgomery County to wit.

Zachariah,