Daniel Dulany
against
Clement Holliday

Be it Remembered that heretofore to wit On the second day of September seventeen hundred and eighty eight the plaintiff by William Cooke his Attorney sued out of our General Court here the State of Marylands Writ of Capias ad respondendum in the Words and figures following to wit.

The State of Maryland Sc. To the Sheriff of Prince Georges County Greeting, We command you that you take Clement Holliday late of Prince Georges County Farmer otherwise called Clement Holliday of the State aforesaid if he shall be found in your bailwick 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 Daniel Dulany of a plea that he render unto him the said Daniel the sum of Eleven hundred and twenty four pounds Sterling of the value of Eighteen hundred and Ninety pounds Current Money which from him the said Daniel 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 2d day of September 1788 — W Cooke. John Gwinn Clk

And the aforesaid Daniel Dulany by his Attorney aforesaid declared against the said Clement Holliday in the plea aforesaid as follows to wit. Western Shore of Maryland, Prince Georges County to wit Clement Holliday late of Prince Georges County farmer was summoned to answer unto Daniel Dulany of a plea that he render unto him the said Daniel the sum of Eleven hundred and thirty four pounds Sterling of the value of Eighteen hundred and Ninety pounds Current Money which from him the said Daniel he unjustly detains and so forth And Whereupon the said Daniel by William Cooke his Attorney complains that Whereas the said Clement on the first day of March in the year of our Lord one thousand seven hundred and Ninety six at the County aforesaid by his certain Writing Obligatory acknowledged himself to be held and firmly bound unto him the said Daniel in the said sum of Eleven hundred and thirty four pounds Sterling to be paid to him the said Daniel when he the said Clement should be thereunto required And the said Daniel in fact saith that the said sum of Eleven hundred and thirty four pounds Sterling at the time of making the Writing Obligatory aforesaid was always since hath been and now is of the value of Eighteen hundred and Ninety pounds Current Money to wit at the County aforesaid — Nevertheless the said Clement altho' often thereunto required the said sum of Sterling Money or the value thereof as aforesaid to him the said

Daniel hath not contented or paid but the said sum of Sterling or the value thereof to him the said Daniel to content or pay, he the said Clement hath 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, wherefore he brings suit and so forth and brings here into Court the Writing Obligatory aforesaid sealed with the Seal of the aforesaid Clement which the Debt aforesaid in form aforesaid Witnesseth the date whereof is the day and year aforesaid and so forth.

William Cooke pl Plaintiff pledges and so forth. John Doe & Richard Roe

Oyer of the Writing Obligatory aforesaid and the Condition thereof follows — State of Maryland to wit Know all Men by these presents that we Leonard Holliday Clement Holliday and Thomas Contee of the State of Maryland aforesaid are held and firmly bound unto Daniel Dulany Esquire of Baltimore County in the full and just sum Eleven hundred and thirty four pounds Sterling Money of Great Britain to be paid to the said Daniel Dulany his certain Attorney Executors Administrators or Assigns to the which payment well and truly to be made and done we bind ourselves our heirs Executors and Administrators jointly and severally firmly by these presents Sealed with our Seals and dated this first day of March One thousand seven hundred and eighty six.

The Condition of the above Obligation is such that if the above bound Leonard Holliday, Clement Holliday and Thomas Contee their heirs Executors or Administrators do and shall well and truly pay or cause to be paid unto the said Daniel Dulany his certain Attorney, Executors Administrators or Assigns the full and just sum of five hundred and sixty seven pounds pounds Sterling Money as aforesaid with legal Interest for the same then the above Obligation to be void else to remain in full force and virtue in Law

Signed Sealed and delivered in the presence of — Leonard Holliday Junr. Samuel Chew

L. Holliday (Seal)
Clement Holliday (Seal)
Thos. Contee (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 October being the fourteenth day of the same Month Anno Domini seventeen hundred and eighty eight and the day of the return of the aforegoing Writ comes the aforesaid Daniel Dulany by his Attorney aforesaid and the Sheriff of Prince Georges County to whom the same Writ was made and directed likewise comes and make return thereof to the Court here thus endorsed to wit.

Cepi Hoppy the 18th Sept. N Blacklock Shff