Gilmor hath not yet paid but the same to them to pay altogether hitherto hath refused and still doth refuse to the damage of the said William Bingham and Robert Gilmor eight hundred pounds Current Money and thereupon they bring suit and so forth.

Robert Smith for Plffs. pledges &c. John Doe and Richard Roe

Copy of the Bond.

Maryland Sc. Know all Men by these presents that I William Graham of Baltimore County and State aforesaid am held and firmly bound unto William Bingham and Robert Gilmor in the full and just sum of four hundred and eighteen pounds thirteen shillings and six pence Maryland Currency to be paid to the said William Bingham and Robert Gilmor or either of them or to their 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 dated the second day of September in the Year of our Lord one thousand seven hundred and eighty seven.

The Condition of the above Obligation is such that if the above bounden William Graham his heirs Executors Administrators or any of them shall and do well and truly pay or cause to be paid unto the above mentioned William Bingham and Robert Gilmor or either of them or to their or either of their certain Attorney Executors Administrators or assigns the full and just sum of Two hundred and nine pounds six shillings and nine pence as follows seventy pounds on the first day of June next seventy pounds on the first day of August next with legal Interest on the same from and after the first day of this Instant April without any fraud or delay then this Obligation to be void and of none effect or else to remain in full force and virtue in Law.

Wm Graham (Seal)

Sealed and delivered in the presence of }

John Flemming;

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 William Bingham and Robert Gilmor by their Attorney aforesaid And the Sheriff of Baltimore County to whom the same Writ was made and directed likewise comes and makes

'return'

return thereof to the Court here thus endorsed towit.

Cepi Copy left 10 Sept. Philip Graybell Shff.

And the said Sheriff being called upon to bring here into Court the body of the said William Graham according to the return of the Writ aforesaid brings him not in but makes default Thereupon it is adjudged by the Court here that the said Sheriff be amerced the Debt aforesaid and Costs of suit unless he has the body of the said William Graham here on the second day of next Court. At which said next Court towit the twelfth day of May Anno Domini seventeen hundred and eighty nine comes again as well the aforegoing William Bingham and Robert Gilmor by their Attorney aforesaid And the said Sheriff being called upon to bring here into Court the body of the said William Graham according to the return of the Writ aforesaid brings him in Thereupon it is ordered by the Court here the Amercement aforesaid be stricken out And the said William Graham being called upon appears and at the prayer of the aforesaid William Bingham and Robert Gilmor by their Attorney aforesaid the said William Graham is adjudged to give special bail to the Action aforesaid Whereupon the said William Graham by David McMechen his Attorney files in Court here the following Bail piece towit

William Bingham and Robert Gilmore against William Graham.

You Job Garretson and William Garret Woodward jointly and severally acknowledge yourselves special Bail for William Graham at the suit of William Bingham and Robert Gilmore in an Action of Debt brought by the said William Bingham and Robert Gilmore in the General Court for the Western Shore to be held in the City of Annapolis the second Tuesday in October last they acknowledge themselves content therewith this 16th day of May seventeen hundred and eighty nine.

Acknowledge before Geo. Gould Presbury
John Moale

I William Graham empower authorize and appoint David McMechen Esquire to appear for me in the above Action given under my hand and seal this sixteenth day of May seventeen hundred and eighty nine —

Witness. Geo. Gould Presbury. Wm Graham (Seal)

To the Honourable the Judges of the General Court.

And the said William Graham by David McMechen his Attorney comes and defends the force and injury when and so forth and craves Oyer of the Writing Obligatory aforesaid and the Condition thereof and it is read to him which being read and heard the said William Graham says that the said William Bingham and Robert Gilmor their Action thereupon against him ought not to have or maintain because he saith that he paid to the said William Bingham and Robert Gilmor the sum of two hundred and nine pounds six shillings and nine pence as follows seventy pounds on the first day of June seventy pounds on the first day of August and sixty pounds six

'shillings'