Hartshorn have execution for as well the damages costs and charges aforesaid as adjudged unto him in the said County Court of Prince Georges as also the quantity of four hundred and sixty one pounds of tobacco adjudged unto the said William Hartshorn by the General Court here on his absent for his costs and charges which he hath sustained by occasion of the delay of execution of the Judgment aforesaid by means of the said George Diggs's prosecuting his said Appeal of and upon the premises &c.

Test In.° Gwinn clk.

Joseph Lusby use of William Smith vs John Paul

Be it remembered that heretofore to wit on the third day of April in the year of our Lord one thousand seven hundred and eighty nine the said Joseph Lusby by Aquila Hall his attorney prosecuted and sued forth out of the General Court the writ of the State of Maryland of capias ad respondendum directed to the Sheriff of Baltimore County in the words and of the tenor following to wit.

The State of Maryland S.° To the Sheriff of Baltimore county greeting We command you that you take John Paul late of the county aforesaid Gentleman by the name of John Paul 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 Joseph Lusby of a plea that he render unto him two hundred and eighty two pounds five shillings and four pence in gold or silver of the value of two hundred and eighty two pounds five shillings and four pence current money of Maryland which from him he detains and so forth. Hereof fail not at your peril and have you then and there this writ Witness Robert Hanson Harrison Esq.r chief Judge of our said court the 18.° day of November Anno Domini 1788.

Issued the 8.° day of April 1789. A. Hall. In.° Gwinn clk.

And the said Joseph Lusby by his attorney aforesaid on the day of prosecuting and suing forth the said writ declared in the said Court against the said John Paul in the plea aforesaid as follows to wit ~

Western Shore of Maryland and Baltimore County to wit John Paul late of the County aforesaid Gentleman by the name of John Paul was summoned to answer Joseph Lusby of a plea that he render unto him two hundred & eighty two pounds five shillings and four pence in gold or silver of the value of two hundred and eighty two pounds five shillings and four pence current money of Maryland which from him he detains and so forth. And thereupon the said Joseph by Aquila Hall his attorney complains that whereas the said John on the sixth day of September seventeen hundred and eighty seven at Baltimore County aforesaid by his certain writing obligatory sealed with the seal of the said John and to the court now here shewn whose date is the same day

(and

and year last aforesaid bound himself to the said Joseph in the said sum of two hundred and eighty two pounds five shillings and four pence in gold and silver which then was and ever since has been and now is of the value of two hundred and eighty two pounds five shillings and four pence current money of Maryland to wit at Baltimore county aforesaid of which the said John then and there had notice; to be paid to the said Joseph when he should be thereunto afterwards required. Nevertheless the said John altho often required hath not paid to the said Joseph the said sum of two hundred and eighty two pounds five shillings and four pence in gold and silver or the value thereof or any part thereof but hitherto hath and still doth refuse to pay the same to the Damage of the said Joseph three hundred and fifty pounds and thereof he brings suit and so forth.

Aquila Hall pro Q.° pledges &c. John Doe and Richard Roe

Oyer of the writing obligatory

We bind ourselves our and each of our hirs executors and administrators to pay or cause to be paid unto Joseph Lusby his hirs executors administrators or assigns the full and just sum of two hundred and eighty two pounds five shillings and four pence in gold and silver money as it now passes for value received as Witness our hands and seals this twenty sixth day of September in the year of our Lord one thousand seven hundred and eighty seven

Testis Sam.l Sadler John B. Onion (seal)
John Paul (seal)

Copies of which said Declaration and oyer were made and sent to the Sheriff of the County aforesaid with the said writ thereon endorsed "To be served on the Defendant with the writ or left at his place of abode, twenty days at least before the return of the said writ for plea or Judgment the first court."

At which mentioned second tuesday of May being the twelfth day of the said month in the year of our Lord one thousand seven hundred and eighty nine and the day of the return of the foregoing writ comes into the General Court here the said Joseph Lusby by Aquila Hall his attorney aforesaid And the Sheriff of Baltimore county aforesaid to wit Thomas Rutter Gentleman to whom the said foregoing writ was in form aforesaid directed makes return thereof to the court here thus endorsed to wit

Cepi Copy left 24.th April. Tho.s Rutter Shff

And the said Joseph Paul by Luther Martin his attorney appears in court here And thereupon on motion of the said Joseph Lusby by his attorney aforesaid It is ruled by the court here that the said John Paul give special bail in the plea aforesaid: whereupon the said John Paul by his attorney aforesaid files in Court here a certain Bail piece and which being approved of by the court here is in form following to wit,

Joseph Lusby against John Paul

You James Baker and John Barby jointly and severally acknowledge yourselves

(special