William Bailey plaintiff
vs
Jane Eastburn defendant

You Charles Beatty senr and John Orr do jointly and severally acknowledge yourselves special bail for the said Jane Eastburn at the suit of the said William Bailey in an action of debt brought by the said William Bailey against the said Jane Eastburn in the general court, they acknowledge themselves to be content therewith this thirtieth day of October seventeen hundred and eighty eight

Before Samel. M. Magruder. Richard Thomson.

To the Honourable the Judges of the General Court

To William H. Dorsey Esquire attorney for the Defendant

And thereupon on motion of the said William Bailey by his attorney aforesaid it is ruled by the court here that the said Jane Eastburn answer to the Declaration aforesaid of the said William Bailey in the plea aforesaid or Judgment by the court here will be entered against her in default thereof And the said Jane Eastburn by her attorney aforesaid defends the force and injury when and so forth. and prays leave of the court here to impark until the second tuesday of May next and then to answer to the declaration aforesaid of the said William Bailey in the plea aforesaid and to her it is granted the same day is given to the said William Bailey also.

At which said 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 to which said day the said Jane Eastburn had leave to impark and then to answer to the declaration aforesaid of the said William Bailey in the plea aforesaid, comes again into the General Court here as well the said William Bailey by his attorney aforesaid as the said Jane Eastburn by her attorney aforesaid and the said Jane Eastburn by her attorney aforesaid as before defends the force and injury when and so forth and prays an hearing of the writing obligatory aforesaid and also of the condition thereof and to him they are read as follow to wit.

Know all men by these presents that we Jean Eastburn of Montgomery county and Robinson Eastburn of Frederick county both of the State of Maryland are held and firmly bound unto William Bailey of Montgomery county and State aforesaid in the full and just sum of four hundred and seventy pounds in gold or silver as rated by law, to be paid to the said William Bayly 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 firmly by these presents sealed with our seals and dated this seventeenth day of November one thousand seven hundred and eighty six. The condition of the above obligation is such that if the above bound Jean Eastburn and Robinson Eastburn do and shall well and truly pay or cause to be paid unto the said William Bayly

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his certain attorney executors administrators or assigns the full and just sum of two hundred and thirty five pounds in gold or silver as rated by law to wit the sum of seventy eight pounds six shillings and eight pence on or before the first day of November seventeen hundred and eighty seven seventy eight pounds six shillings and eight pence on or before the first day of November seventeen hundred and eighty eight, and seventy eight pounds six shillings and eight pence on or before the first day of November seventeen hundred and eighty nine with legal interest on the said sums without fraud or covin, then this obligation to be void, but if default shall be made in payment of any of the said several and respective sums of money above mentioned on any of the said several and respective days and times above limited for payment thereof then this obligation to remain in full force and vertue in Law and the amount of this obligation to be recovered on any one Default as aforesaid

which being read and heard the said Jean Eastburn says that the aforesaid William Bailey his action aforesaid against her to have or maintain ought not &c. because she saith that she the said Jean Eastburn did pay unto the aforesaid William Bailey the said sum of two hundred and thirty five pounds current money in the condition of the writing obligatory aforesaid with legal interest thereon according to the form and effect of the condition of the said writing obligatory and this she is ready to verify: wherefore she prays Judgment if the aforesaid William Bailey his action aforesaid against her to have or maintain ought &c.

And the said William Bailey by his attorney aforesaid saith that he by any thing by the said Jean Eastburn above in pleading alledged from having and maintaining his action against her ought not to be precluded because he saith that the said Jean Eastburn did not pay unto him the aforesaid William Bailey the aforesaid sum of money in the condition aforesaid mentioned with the Interest thereon in manner and form as the said Jean Eastburn above by pleading hath alledged and this he prays may be inquired of by the country and the said Jean Eastburn in like manner and so forth.

Therefore let a Jury thereon appear before the court here on the second tuesday of October next by whom and so forth and who neither and so forth: to recognize and so forth: because as well and so forth the same day is given to the said parties then and there and so forth.

And now at this day to wit the said second tuesday of October being the thirteenth day of the same month in the year of our Lord one thousand seven hundred and eighty nine come again into the General Court here as well the said William Bailey by his attorney aforesaid as the said Jean Eastburn by her attorney aforesaid And the said Jean Eastburn by her attorney aforesaid relinquishing the

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