above by pleading hath alledged and of this he prays may be enquired of by the County and the aforesaid Leonard Smith in like manner &c.

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 May next twelve &c. by whom &c and whoneither &c. to recognize &c because aswell &c the same day is given to the said parties then and there &c.

And which said next Court to wit, the said second Tuesday of May being the Eleventh day of the same month Anno Domini seventeen hundred and ninety comes again aswell the aforesaid George Scott by his attorney aforesaid as the aforesaid Leonard Smith by his attorney aforesaid But our said sheriff hath not sent his writ.

Nevertheless the aforesaid Leonard Smith by his attorney aforesaid relinquishing the averment above by him pretended says that he cannot deny the action aforesaid of the aforesaid George Scott so as aforesaid against him brought nor but that he owes to the said George Scott the aforesaid sum of two hundred and eighty pounds current money in such manner and form as the aforesaid George Scott above against him declared.

Therefore it is considered by the Judges here that the said George Scott recover against the said Leonard Smith aswell the sum of two hundred and eighty pounds current money his debt aforesaid in form aforesaid confessed as also the sum of seven hundred and six pounds of tobacco by the Court here unto the said George Scott on his assent adjudged aswell for his damages sustained by reason of the detention of that debt as for his costs and charges by him about his suit in this behalf laid out and expended and the said Defendant in mercy &c.

Memorandum The Plaintiff releases the penalty on payment of the Principal Interest and Costs of suit and agrees to Stay Execution untill the first day of January next.

Test Ant. Gwinn Clk.

Wt Daniel Dulany against Bt John Jacob Schley & Stephen Brunner

Be it remembered that heretofore to wit, on the twenty sixth day of December Anno Domini 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 directed to the sheriff of Frederick County in the words and figures following to wit.

The State of Maryland, &c. To the Sheriff of Frederick County Greeting. We Command you that you take John Jacob Schley late of Frederick County farmer and Stephen Brunner late of Frederick County farmer otherwise called John Jacob Schley and Stephen Brunner of Frederick County Maryland if they shall be found in your bailiwick and them safe keep so that you have their bodies before the Judges of our General Court to be held at the City of Annapolis on the second Tuesday of May next to answer unto Daniel Dulany in a plea that they render unto him the sum of three hundred and six pounds seven shillings and four pence current money which to the said Daniel the said John Jacob, and Stephen owe and unjustly detain and so forth. Thereof 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 18th. day of November Anno Domini 1788.

Issued the 26th. day of Decr. 1788

W Cooke Ant. Gwinn Clk.

And the aforesaid Daniel Dulany by his attorney aforesaid declared against the aforesaid John Jacob Schley and Stephen Brunner in the plea aforesaid as follows to wit.

Western Shore State of Maryland, Frederick County to wit John Jacob Schley and Stephen Brunner late of Frederick County farmers otherwise called John Jacob Schley and Stephen Brunner of Frederick County Maryland were summoned to answer unto Daniel Dulany in a plea that they render unto him the sum of three hundred and six pounds seven shillings and four pence current money which to the said Daniel the said John Jacob and Stephen owe and unjustly detain and so forth.

And Whereupon the said Daniel by William Cooke his attorney complains