Whom the said Gilbert has survived always was from the time of his Nativity to the time of his death a subject of the King of Great Britain and residing in the British Dominions which said King was and all his subjects liges and adherents were on the fourth day of July Seventeen hundred and Seventy six enemies of the State of Maryland and continued enemies thereof until the third day of September in the year seventeen hundred and Eighty three whereby the said debt in the declaration mentioned because confiscate and forfeited to the State of Maryland by the Common Law thereof liable to be demanded by and payable to the said State at all times from the said fourth day of July seventeen hundred and Seventy six to the said third day of September in the year seventeen hundred and eighty three and at any time between the aforesaid days to wit on the twentieth day of March seventeen hundred and eighty one at Baltimore County aforesaid and further he the said Charles in fact saith that he the said Charles together with a certain Ephraim Howard executor of the last will and Testament of a certain Rachel Denton Howard then deceased which said Rachel Denton Howard was joint obligor with him the said Charles in the writing obligatory aforesaid did on the said twentieth day of March in the year seventeen hundred and eighty one pay to the said State of Maryland the aforesaid sum of one thousand nine hundred and twenty three pounds four shillings and ten pence Sterling money in the said Condition mentioned with legal Interest thereon to wit at Baltimore County aforesaid and that they the said Charles and Ephraim did obtain a joint receipt in discharge of the said sum of Sterling money and Interest thereon due according to the Condition of the said writing obligatory which said receipt was signed by Thomas Harwood Treasurer of the Western Shore of the said State of Maryland and to whom debts due to the said State were and are of right payable to wit on the said twentieth day of March seventeen hundred and eighty one to wit at Baltimore County aforesaid and this the said Charles is ready to verify wherefore he prays Judgment if the said Gilbert his action aforesaid against him to have and maintain ought and so forth.

And the said Charles with leave of the Court here and according to the form of the Statute in such case made and

provided

Provided comes and further defends the force and injury when and so forth and saith that the said Gilbert his action aforesaid against him to have or maintain ought not because he saith that he the said Charles on the fourth day of July in the year seventeen hundred and Seventy six became a Citizen of the State of Maryland owing and yielding allegiance to the same and hath ever since remained a Citizen of the said State to wit at the County aforesaid and that the said Gilbert Buchanan in the said Declaration mentioned was at the day and year aforesaid and from the time of his Nativity had been and always since hath been and still is a subject of the King of Great Britain and residing in the British Dominions which said King was and all his subjects liges and adherents were at the day and year aforesaid Enimies of of the said State of Maryland and Continued Enemies thereof until the third day of September in the year Seventeen hundred and eighty three and that the said Gilbert was on the day and year first aforesaid an Enemy of the State of Maryland and so Continued until the said third day of September in the year seventeen Hundred and eighty three and that the said John Buchanan in the Declaration mentioned whom the said Gilbert hath survived always was from the time of his nativity to the time of his death a subject of the King of Great Britain and residing in the British Dominions which said King was and all his subjects liges and adherents were on the fourth day of July in the year Seventeen hundred and Seventy six Enemies of the State of Maryland and Continued Enemies thereof until the third day of September in the year seventeen hundred and eighty three whereby the debt in the declaration mentioned became confiscate and forfeited to the said State of Maryland by the Common law thereof liable to be demanded by and payable to the said State at all times from the said fourth day of July in the year seventeen hundred and Seventy six until the said third day of September seventeen hundred and Eighty three and at any time between the aforesaid days to wit on the nineteenth and twentyeth day of March seventeen hundred and eighty one and further he the said Charles saith that he the said Charles on the twenty second day of July in the year seventeen hundred and Seventy five at the County aforesaid did pay to the said Gilbert Buchanan the sum of four hundred and fifty seven pounds fourteen shillings and four pence half penny sterling money of the value of seven hundred and

sixty