charges by him about his suit in this behalf laid out and expended and the said Abraham Lemaster in mercy and so forth.

Memorandum Judgment rendered in this cause on the twelfth day of May in the year of our Lord one thousand seven hundred and ninety one for the sum of two hundred pounds specie the penalty of the bonds and costs of suit, to be released on payment of prencepal Interest and costs, and the plaintiff agrees to stay execution until the first day of August next

Test John Gwinn cl

James Smith against William Sim

Be it remembered that heretofore to wit on the twenty first day of September in the year of our Lord one thousand seven hundred and eighty nine the said John Smith by Richard Potts 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 Frederick county in the words and of the tenor following to wit. The State of Maryland ss. To the Sheriff of Frederick county greeting. We command you that you take William Sim late of Frederick county yeoman otherwise called William Sim of Frederick county and State of 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 October next to answer unto James Smith in a plea that he render unto him the sum of four hundred and twenty seven pounds five shillings and four pence current money which to him he owes and unjustly detains and so forth. Hereof 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 26th day of June anno Domini 1789. Issued the 21st day of September 1789. (R. Potts) Jnº Gwinn clk and the said James Smith by his attorney aforesaid on the day of — prosecuting and suing forth the said writ declared in the said Court — against the said William Sim in the plea aforesaid as follows to wit Western Shore State of Maryland Frederick county to wit. William Sim late of Frederick county yeoman otherwise called William Sim of Frederick county and State of Maryland was summoned to answer unto James Smith in a plea that he render unto him the sum of four hundred and twenty seven pounds five shillings and four pence current money which to him he owes and unjustly detains and so forth. And whereupon the said James Smith by Richard Potts his attorney saith that whereas the said William Sim on the seventeenth day of January in the year of our Lord one thousand seven hundred and eighty six

at Frederick county aforesaid by his certain writing obligatory sealed with the seal of him the said William Sim and to the Court now here shewn whose date is on the same day and year aforesaid acknowledged himself to be held and firmly bound unto him the said James Smith in the aforesaid sum of four hundred and twenty seven pounds five shillings and four pence current money to be paid to him the said James Smith when afterwards he the said William Sim should thereunto be requested. Nevertheless the aforesaid William Sim although often thereunto requested the aforesaid sum of four hundred and twenty seven pounds five shillings and four pence current money or any part thereof to the said James Smith yet hath not paid but the same to the said James to render or pay he the said William hath hitherto altogether refused and still doth refuse to the damage of the said James Smith five hundred pounds current money of Maryland and thereupon he brings his suit and so forth

Richard Potts for Plff pledges &c. { John Doe and Richard Roe

Know all men by these presents that I William Sim of Frederick county and State of Maryland am held and firmly bound unto James Smith of Frederick Town and county and State aforesaid Merchant in the sum of four hundred and twenty seven pounds five shillings and four pence current money to be paid to the said James Smith his 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 and either of them firmly by these presents sealed with my seal & dated the seventeenth day of January in the year of our Lord one thousand seven hundred & eighty six The condition of the above obligation is such that if the above bound William Sim his heirs executors administrators or any of them shall and do well and truly pay or cause to be paid unto the above named James Smith or his certain attorney executors administrators or assigns the just and full sum of two hundred and thirteen pounds twelve shillings and eight pence current money with legal Interest at or before the first day of May without fraud or delay then the above obligation to be void, and of none effect, or else to be and remain in full force and virtue in Law

Sealed and Delivered in the presence of Henʸ Gelbhart { Wᵐ Sim (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 last 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 October being the thirteenth day

(of