Lewis Neth for the use of James Williams against Thomas Boyd and Ezekiel Jacobs	Debt. Writ. Declaration and Bond special bail payment non payment. issue and notice that pleadings withdrawn

Judgment by confession was rendered in this cause on the twelfth day of October in the year of our Lord seventeen hundred and ninety two for one hundred and eighty two pounds seven shillings current money penalty and Costs To be released on payment of ninety one pounds three shillings and six pence current money with Interest from the tenth day of November in the year seventeen hundred and eighty five. and eight hundred and ninety seven pounds of Tobacco Costs. Stay Execution till the first of January next. payments, if any to be allowed.

Test. John Gwinn Clk.

Naylor, Magruder & Co against William S Compton.	Scire Facias

Fiat for Execution was rendered in this cause for one Thousand pounds current money Damages and seven hundred and seventeen pounds of Tobacco Costs. and six hundred and thirteen pounds of Tobacco Costs of this Scire facias

Test. John Gwinn Clk.

Mary Nicholson admix with the Will annexed of Benjamin Nicholson use of James Cheston against The State of Maryland	Western Shore of the State of Maryland to wit.

Benjamin Nicholson by Samuel Chase his attorney declared against the State of Maryland in manner and form following to wit

And Whereupon the said Benjamin Nicholson by Samuel Chase his attorney Complains that whereas the said State of Maryland on the thirtieth day of December seventeen hundred and ninety one was indebted unto him the said Benjamin Nicholson in the sum of two hundred and ninety one pounds six shillings and eight pence current money of Maryland for his labour services and diligence as a Judge of the Court of admiralty by the said Benjamin at the special instance and request of the said State of Maryland before that time rendered and performed and being so therein indebted the said State in Consideration thereof afterwards to wit the same day and year aforesaid at the County aforesaid assumed and to the same Benjamin then and there faithfully promised that the said two hundred and ninety one pounds six shillings and eight pence current money to the same to the said Benjamin when thereto afterwards required well and faithfully would pay and content: and whereas also the said State of Maryland afterwards to wit, the same day year and place aforesaid in Consideration that he the said Benjamin at the the special

(instance)

instance and request of the said State before that time last mentioned other his labour care and diligence had rendered and performed as Judge of a certain other Court of admiralty of the State of Maryland assumed and to the same Benjamin then and there faithfully promised to pay to the same Benjamin so much money as he the said Benjamin therefore reasonably deserved to have when thereto afterwards required. nevertheless the said State of Maryland the several promises and assumptions aforesaid in form aforesaid made not regarding. but contriving and fraudulently intending the said Benjamin in this behalf craftily and subtilly to deceive and defraud the said several sums of money or any part thereof to the same Benjamin hath not yet paid or him for the same hath hitherto any way contented (altho to do it the said State afterwards to wit the thirtieth day of December in the year of our Lord seventeen hundred and ninety one aforesaid and often afterwards at the County aforesaid was by the said Benjamin required, but the same to the same Benjamin hitherto to pay or for the same any way to content hath altogether refused and still doth refuse whereby the said Benjamin saith he is the worse and hath Damage to the value of five hundred pounds and therefore brings this suit.

S Chase for the plaintiff Pledges to prosecute John Doe & Richd Roe.

And the said State of Maryland by Luther Martin its attorney General appears in Court here and saith that the said State cannot deny the facts aforesaid of the said Benjamin Nicholson, nor but that the said Benjamin Nicholson hath sustained Damage to the value of two hundred and seventy pounds current money by reason of the non performance of the said several promises and assumptions, this confession is subject nevertheless to the opinion of the Court on the following Case Stated.

Benjamin Nicholson against State of Maryland	Case

a State of the plaintiff's Case

That by virtue of the constitution of this State the plaintiff was on the day of 1777 Commissioned Judge of the Court of admiralty during good behaviour The form of which Commission was prescribed by an act of the General assembly made at Feby session 1777 Cap. 5 That the plaintiff continued to hold said commission untill about the last of Decemr. 1790 when he resigned the same. That the salary annexed to said appointment was from time to time regulated by the Genl assembly untill the year 1765 when it was made perpetual at two hundred and fifty pounds per annum. That the Plaintiff continued to receive his salary up to Novr. 1789. But that the Honble Governor & Council since that time hath refused to pay him anything and that he hath not been paid anything alledging that the Court of admiralty of this State was abolished by the adoption of the Federal Govmt.

Samd. Chase for Plff
L Martin for State.

Reasons in support of Plaintiff's claim.

That the Fedl. Govmt has not taken in nor does it extend to disputes.

(or)