and in all things well and faithfully execute the same Office and also shall render to the said State and the Officers thereof a true faithfull and perfect account of all and singular the said States rights and dues and to the Officers a true and just account of their fees that he shall or may be entrusted with by the said State and the Officers thereof to receive and collect: and his account to the said State for the fines and forfeitures and other dues belonging to the said State or assigns as also his account of all fees dues and sums of money or Tobacco due to any of the good people within this State for any sum or sums of money or Tobacco wherewith the said Sheriff shall be entrusted during the time of Shrievalty or to such of them as shall require the same shall pass and render and in all other things as Sheriff of the County of Prince Georges shall behave himself well and honestly towards all persons according to the best of his power skill and knowledge then the above obligation to be void and of no effect or else to stand and remain in full force strength and virtue in Law. which being read and heard the said Nicholas saith that the said State of Maryland its action aforesaid against him to have or maintain ought not because he saith that the aforesaid Edward Lloyd Wailes did well and truely serve the State of Maryland in Office of High Sheriff of the County of Prince Georges within the State aforesaid and did in all things well and faithfully execute the same Office and did also render to the said State and the Officers thereof a true faithfull and perfect account of all and singular the said State's rights and dues and to the Officers a true and just account of their fees that were entrusted unto him by the said State and the Officers thereof to receive and collect and his account to the said State for and forfeitures and other dues belonging to the said State or assigns also his account of all fees dues and sums of money or Tobacco due to any of the good people within the said State, for any sum or sums of money or Tobacco wherewith the said Sheriff was entrusted during the time of his Shrievalty likewise to such of them as required the same did pass and render and in all other things as Sheriff of the County of Prince Georges did behave himself well and honestly towards all persons according to the best of his power skill and knowledge according to the force form and effect of the Condition aforesaid and this he is ready to verify and so forth wherefore he prays Judgment and So forth.

And the aforesaid Nicholas with the leave of the Court here according to the form of the Statute in such cases made and provided further defends the force and injury when and So forth, and saith that the said State its action aforesaid against him to have or maintain ought not because he saith that the aforesaid Edward Lloyd in the said Condition mentioned, all matters and things in the condition aforesaid above specified to be by him done and performed according to the force form and effect of the same Condition did, do and perform, to wit, at Prince Georges County aforesaid, and this he is ready

ready to verify and so forth, Wherefore he prays Judgment and So forth.

And the said William Cooke who for the said State of Maryland in this behalf prosecuteth saith that the said State by any thing in the plea aforesaid of the said Nicholas above pleaded to be precluded from having and maintainning the action aforesaid against the said Nicholas ought not because protesting that the said Edward Lloyd Wailes did not do and perform all or any of the several matters and things mentioned in the Condition of the said writing obligatory which according to the form and effect thereof he ought to have done in manner and form as the said Nicholas by his said plea hath alleged for replication to the said plea the said William Cooke saith that at the time of making the said writing obligatory in the Declaration aforesaid mentioned and long before and thereafter the said Edward Lloyd Wailes was High Sheriff of Prince Georges County and Collector of the fees due to the Officers and Lawyers of this State within the said County from the Inhabitants thereof intrusted to the said Edward Lloyd Wailes to receive and collect by the said Officers and Lawyers and that after the making the said writing obligatory to wit. on the ninth day of December in the year seventeen hundred and eighty three was due and owing from sundry inhabitants of the said County unto the said William Cooke for fees due to him as an attorney at Law and Sollicitor in the High Court of Chancery the sum of one pounds sixteen shillings and nine pence current money and twenty six thousand four hundred and eighty pounds of Tobacco as by a particular account thereof herewith into Court brought appears which said several sums of current money and Tobacco the said Edward Lloyd Wailes as Sheriff and Collector in the County aforesaid was intrusted and required by the said William Cooke, to collect and receive for his use from the Individual persons from (whom the same were so due and owing) whose respective accounts after the making the said writing obligatory to wit on the day and year last aforesaid at the County aforesaid he the said William Cooke to the said Edward Lloyd Wailes delivered And the said William Cooke further saith that although the said Edward Lloyd Wailes after the making the said writing obligatory and before the issuing the original writ against the said Nicholas in this cause did collect and receive from the respective persons from whom the same was so due and owing the said several sums of current money and Tobacco amounting as aforesaid in the whole unto the sum of one pounds sixteen shillings and nine pence current money and twenty six thousand four hundred and eighty pounds of Tobacco to wit, at the County aforesaid yet the said several sums of current money and Tobacco or any part of either of them although often thereunto required he the said Edward Lloyd Wailes to him the said William Cooke hath not rendered or paid but hath altogether refused so to do and this the said William Cooke is ready to verify and So forth Wherefore he prays Judgment for