Pence to him the said Peter Easter whenever they the said Defendants should be thereunto afterwards required. And whereas the said Simon Bowman and Joseph Smith upon the day and year aforesaid at the County aforesaid were indebted to the said Peter Easter in his life time in the further sum of three hundred and twenty nine pounds and seven pence current money for so much money before that time had and received by the said Simon Bowman and Joseph Smith to the use of the said Peter Easter in his Lifetime and being so indebted the said Simon and Joseph took upon themselves and then and there faithfully promised the said Peter Easter in his Lifetime that they would well and truly pay unto him the said Peter the aforesaid sum of three hundred and twenty nine Pounds and seven Pence whensoever they should be thereunto required. And also whereas the said Simon and Joseph were indebted to the said Peter Easter in his lifetime in the further sum of Three hundred and twenty nine Pounds and seven pence current money for his distributive share of the Estate of his deceased Father Adam Easter then in the hands of the said Simon and Joseph as executors of the Testament and last Will of the said Adam Easter and being so indebted the said Simon and Joseph afterwards, to wit, upon the day of one thousand seven hundred seven hundred and eighty nine at the County of Washington aforesaid took upon themselves and then and there faithfully promised the said Solomon Miller and Elizabeth his wife executrix and Henry Wirtz Executor of the last will and and Testament of the said Peter Easter that the said Simon and Joseph would well and truly pay the aforesaid sum of three hundred and twenty nine Pounds and seven pence current money to the said Plaintiffs whenever they the said Simon and Joseph should be thereunto afterwards requested Nevertheless the said Simon Bowman and Joseph Smith not at all regarding their said several promises and undertakings so made in manner aforesaid but intending and subtilly contriving fraudulently to deceive the said Peter Easter in his life time and the Plaintiffs since the death of the said Peter although often required by the said Peter in his lifetime and by the Plaintiffs since the death of the said Peter and now Particularly upon the day of in the year one thousand seven hundred

hundred and Eighty nine at Washington County aforesaid hath not paid the said sum of three hundred and twenty nine Pounds and seven pence current money or any part thereof either to the said Peter in his lifetime or to the said Plaintiffs since the death of the said Peter or to either them but the said Simon and Joseph have hitherto entirely refused to pay the said sum of three hundred and twenty nine pounds and seven pence and still do refuse to pay the same to the said Plaintiffs and unjustly detain to the Damage of the said Plaintiffs of six hundred Pounds current money of Maryland and therefore they bring suit and soforth, and the said Plaintiffs bring here into Court the Letters Testamentary of the said Peter Easter whereby it plainly appears to the Court here that the said Elizabeth Miller late Elizabeth Easter is executrix and Henry Wirtz Executor of the Testament and last will of the said Peter Easter and have the administration thereof granted to them and soforth.

John T. Mason for the Plaintiff — John Doe and Richard Roe } pledges of prosecution

And the aforesaid Simon Bowman and Joseph Smith by their attorney aforesaid defend the force and injury when and soforth and pray leave to imparle therein here until the first Monday in December next and it is granted unto them the same day is given to the Plaintiffs also...

At which day, to wit, the first Monday of December in the year aforesaid come here again the Parties aforesaid by their attorneys aforesaid and the aforesaid Simon Bowman and Joseph Smith by their attorney aforesaid pray further leave to imparle therein here until the second Monday of April next and it is granted unto them the same day is given to the Plaintiffs also.

At which day, to wit, the second Monday of April in the year seventeen hundred and ninety two, come here again as well the said Solomon Miller and Elizabeth his wife Executrix and Henry Wirtz Executor of Peter Easter by their attorney aforesaid as the said Simon Bowman and Joseph Smith by their attorney aforesaid and the aforesaid Simon Bowman and Joseph Smith by their attorney aforesaid produce to the Court here a certain Writ of Habeas Corpus closed in the words following, to wit, The State of Maryland Set. To the Justices and Sheriff of Washington County, Greeting. Whereas a certain Simon Bowman and Joseph Smith are detained in the prison of our said County under the custody of you our said Sheriff, at the suit of a certain Solomon Miller and Elizabeth his wife Executrix and Henry Wirtz