And the aforesaid John Moale by Samuel Johnson his attorney on the day of the issuing of the aforegoing writ filed in Court, here the following Declaration and Oyer of Bond, a Copy whereof was made and sent with the said writ to the Sheriff of the County aforesaid, to wit:

In the General Court for the Western Shore of Maryland, Baltimore County to wit John Spear late of Baltimore County merchant Samuel Smith late of Baltimore County Merchant and Margaret his wife William Pattison late of Baltimore County Merchant and Dorcas his wife William Foreman late of Baltimore County Gentleman and Jane his wife and Barbara Spear late of Baltimore County single Woman which said John Spear, Margaret the wife of the said Samuel Smith, Dorcas the wife of the said William Patterson, Jane the wife of the said William Foreman and Barbara Spear are the heires at Law of William Spear their late Father deceased otherwise lately called William Spear of Baltimore Town in Baltimore County Merchant, were summoned to answer John Moale of a plea that they render unto him the sum of Nine hundred and sixty one Pounds one Shilling and Eleven pence half penny current Money in specie which to him they ove and unjustly detain and so forth. And whereof the said John Moale by Samuel Johnston his --- attorney saith That whereas the said William Spear in his life time to wit, the thirty first day of December in the year of our Lord one thousand seven hundred and Eighty eight at Baltimore County aforesaid by his certain writing obligatory acknowledged himself to be bound unto the said John Moale in the said sum of Nine hundred and sixty --one --- pounds one shilling and eleven pence half penny current money in specie to be paid to the said John Moale, when he should be thereunto required: And for the making true payment thereof to the said John Moale bound himself and his heirs, by the said Writing Obligatory: Yet the said William Spear in his Life time, and the said John Spear, Samuel Smith and Margaret his wife, William Patterson and Dorcas his wife William Foreman and Jane his wife, and Barbara Spear after the Death of the said William Spear although often required have not yet nor hath any of them paid the said sum of Nine hundred and sixty one Pounds one Shilling and Eleven pence half penny to the said John Moale but have hitherto altogether refused and the said John Spear Samuel Smith and Margaret his wife, William Patterson and Dorcas his wife, William Foreman and Jane his wife and Barbara Spear still do refuse to pay the same to him, to the damage of the said John Moale one hundred pounds current money and thereof he brings his suit and so forth And the said John Moale brings here into Court the --- Writing Obligatory aforesaid, which the Debt aforesaid in form aforesaid witnesseth the date whereof is the day and year aforesaid and so forth.

Samuel Johnston attorney for the Pltff. Pledges to prosecute { John Doe and Richard Roe.

Oyer of the within mentioned writing Obligatory and Indorsments thereon.

Know all Men by these presents that I William Spear of Baltimore Town in Baltimore County merchant am held and firmly bound unto John Moale of the same place Esq.r in the full and just sum of Nine hundred and sixty one Pounds One shilling and eleven pence half penny current money in specie to be paid to the said John Moale or to his certain, attorney, Executors

Executors administrators or Assigns To which payment well and truly to be made and done, I bind myself my Heirs Executors and administrators and every of them firmly by these presents sealed with my seal and dated the thirty first day of December in the year of our Lord one thousand seven hundred and eighty eight. The Condition of the above Obligation is such that if the above bounden William Spear his heirs, Executors, administrators or any of them shall and do well and truly pay or cause to be paid unto the above mentioned John Moale or to his certain Attorney, Executors, Administrators or Assigns the full and just sum of Four hundred and Eighty Pounds Ten Shillings and Eleven pence three farthings of like current Money in specie together with lawfull Interest for the same from the Date hereof on or before the Tenth day of January in the year seventeen hundred and eighty Nine without any fraud or Delay then the Obligation to be void and of none effect, or else to remain in force and virtue in Law.

Sealed and Delivered in the presence of } Geo. Goulds Presbury. Saml. Johnston

Wm Spear (seal)

Indorsements.

Dr. Mr William Spear Deceased — John Moale — Cr.

1788 December 31st	To the within Bond	46. 10. 11½	1789 January	By one Tierce of Brandy quantity 56 Gallons @ 4/ p Gall } 11. 12. 0
	To Interest		March 10th	p Cash by Thomas Moale ---- 7. 10. 0
			Ditto 23.	p Ditto p Ditto ------ 10. 00. 0
			April 27th	p Ditto p the Hand of Joseph Spear 11. 0. 3
			July 13th	p Ditto p Ditto ------ 11. 8. 6

Errors and Omissions Excepted p John Moale.

Baltimore County Sct.

April 8th 1791. Then came John Moale before me the subscriber one of the Justices of the County aforesaid, and made oath on the Holy Evangels of Almighty God that he hath not received any part or parcel of the within Bond nor any security or satisfaction for the same except the above Credits or any just account that may appear on the Books of the within mentioned William Spear deceased or otherways to the best of his Knowledge

Geo. Goulds Presbury

At which mentioned second Tuesday in October being the ninetth day of the same Month in the year of our Lord one thousand seven hundred and ninety two and the day of the return of the aforegoing writ, comes into the General Court here the aforesaid John Moale by his Attorney aforesaid; and the Sheriff of Baltimore County to wit Robert Gorsuch Gentleman to whom the said aforegoing writ was in form aforesaid directed likewise comes and makes return thereof to the Court here thus indorsed to wit:

Cepi, Samuel Smith Copy served 3rd September, Cepi Jas Spear Copy served 11th Sept. Cepi Wm Patterson Copy served 11th September Nonsunt the rest.

Robert Gorsuch Sheriff.

And the Sheriff of Frederick County to wit Tobias Butler to whom a duplicate of the aforegoing writ in form aforesaid was directed, likewise comes and makes return thereof to the Court here thus indorsed to wit

Cepi, Foreman and wife non delivered 19th September 1792 Non sunt the rest.

Tobias Butler, Sheriff.

And the aforesaid Defendants by their attorney Robert Smith come and defend the force and injury, and pray leave of the Court here to imparle until the second Tuesday of May next, and they have it, the same