Arnold the said Sum of four hundred pounds in the Condition of the said Writing Obligatory mentioned together with all Interest due thereon in such manner and form as the said Ignatius Hayden within by his pleading hath alleged, and they do find the Sum of two hundred and forty nine pounds Current money to be due to the said George Arnold on the Writing Obligatory aforesaid Therefore it is considered by the Court here that the said George Arnold recover against the said Ignatius Hayden as well the Sum of four hundred pounds Current money his debt aforesaid; to be released on the payment of the Sum of two hundred and forty nine pounds Current money (by the Jurors aforesaid in form aforesaid found) with Interest thereon from this twentieth day of October in the year of our Lord one thousand seven hundred and ninety four till paid according to the form of the Act of Assembly in such cases lately made and provided as the quantity of one thousand three hundred and thirty five pounds of Tobacco: by the Court here unto the said George Arnold on his Assent adjudged, as well for his Damages sustained by the Occasion of the detention of that debt, as for his Costs and Charges by him about his Suit in this behalf laid out and expended; And the said Ignatius Hayden in mercy and so forth.

Test John Grinn Clk.

48.

| Thomas Waters against Richard Gardiner |
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Be it remembered, That heretofore, to wit on the second day of October in the year of our Lord one thousand seven hundred and ninety four the said Thomas Waters by Philip Barton Key his Attorney sued out of the General Court here the Writ of the State of Maryland of Capias ad respondendum directed to the Sheriff of Charles County in the words and figures following, to wit

The State of Maryland Set. To the Sheriff of Charles County, Greeting. We command you that you take Richard Gardiner late of Charles County Planter, otherwise called Richard Gardiner of said County if he shall be found in your Bailiwick and him safe keep so that you have his body before the Judges of our General Court to be held at the City of Annapolis on the second Tuesday of October Instant to answer unto Thomas Waters of a plea that he render unto him the full and Just Sum of five hundred pounds Current money which to him he owes and unjustly detains and so forth. Thereof fail not at your peril, and have you then and there this Writ. Witness the Honourable Samuel Chase Esquire Chief Judge of our said Court the 31st day of May Anno Domini 1794.

Issued the 2d. day of October 1794. PBK John Grinn Clk.

And the aforesaid Thomas Waters by his Attorney aforesaid on the day of the issuing of the aforesaid 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,



Charles County Set. Richard Gardiner late of Charles County Planter, otherwise called Richard Gardiner of said County was summoned to answer unto Thomas Waters of a plea that he render unto him the full and Just Sum of five hundred pounds Current money which to him he owes and unjustly detains and so forth. And Whereupon the said Thomas Waters by Philip Barton Key his Attorney saith that whereas the aforesaid Richard on the twenty eighth day of January in the year one thousand seven hundred and ninety four at Charles County aforesaid by his certain Writing Obligatory acknowledged himself to be held and firmly bound unto him the aforesaid Thomas in the aforesaid Sum of five hundred pounds Current money to be paid to him the said Thomas when afterwards he should be thereunto required. Nevertheless the aforesaid Richard (although often thereunto required) the aforesaid Sum of five hundred pounds Current money to him the said Thomas hath not rendered or paid but the same or any part thereof to him hetherto to render or pay he hath altogether refused, and still doth refuse; Wherefore he saith he is the loose and hath Damage to the value of five hundred pounds Current money and therefore he brings Suit and so forth; and brings here into Court the writing Obligatory aforesaid, sealed with the Seal of the aforesaid Richard which the debt aforesaid in form aforesaid, witnesseth, the date whereof is the day and year aforesaid, and so forth.

Philip B Key for the Plaintiff. Pledges and so forth In: Doe & Rich. Roe

Know all Men by these Presents, That I Richard Gardiner of Charles County and State of Maryland am held and firmly bound unto Thomas Waters of the said County and State in the full and Just Sum of five hundred pounds Current money of Maryland to be paid unto the said Thomas Waters his certain Attorney, Heirs, Executors, Administrators, and Assigns To the which payment well and truly to be made and done, I bind myself, my Heirs, Executors, and Administrators in and for the whole firmly by these Presents, Sealed with my Seal, and dated this eighth day of January one thousand seven hundred and ninety four. The Condition of the above Obligation is such that if the above bound Richard Gardiner do and shall well and truly pay or cause to be paid to the said Thomas Waters his certain Attorney, Executors, Administrators, or Assigns the Just and full Sum or Sums of Current money that James Semmes, and Alexander McPherson shall award and determine to be due to the said Thomas Waters for a Joint Bond given by the said Richard Gardiner, and Thomas Waters to the State of Maryland for being Security for Edward Scott Ware, Then the above Obligation to be void, else to be and remain in full force and virtue in Law. Signed Sealed and delivered in the presence of Elias King } Richard Gardiner (LS)