five for the Damages laid in the Declaration and Costs of Suit; And the plaintiffs agree to release the Judgment upon the payment of One hundred and sixty six pounds eighteen shillings and eleven pence three farthings Current Money with Interest thereon from the twenty first day of April seventeen hundred and ninety four and Costs, and agree to stay execution untill the first day of August next. Test. John Gwinn Clk.

Judson M. Clagett & Zadock Clagett against David Burnes.

Be it remembered that heretofore, to wit, On the eighth day of January Anno Domini seventeen hundred and ninety four the Plaintiffs by John Marshall Gantt their Attorney sued out of our General Court the State of Marylands writ of Capias adrespondendum, directed to the Sheriff of Prince Georges County in the words and figures following to wit. The State of Maryland, sc, To the Sheriff of Prince Georges County, Greeting, We command you that you take David Burnes late of Prince Georges County planter otherwise called David Burnes of Prince Georges County and State of Maryland 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 May next, to answer unto Judson M Clagett and Zadock Clagett of a plea that he render unto them the full and just sum of Four hundred and forty seven pounds Current Money of Maryland which to him he owes and unjustly detains and so forth, how 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 13th. day of November Anno Domini 1793. Issued the 8th. day of January 1794. (J M G) Jno. Gwinn Clk.

And the aforesaid Judson M Clagett and Zadock Clagett by their Attorney aforesaid declared against the aforesaid David Burnes in the plea aforesaid in manner and form following to wit.— Western Shore, to. Prince Georges County. to wit, David Burnes late of Prince Georges County planter otherwise called David Burnes of Prince Georges County and State of Maryland was summoned to answer unto Judson M. Clagett and Zadock Clagett of a plea that he render unto them the full and just sum of Four hundred and forty seven pounds (current)





Current Money of Maryland which to them he owes and unjustly detains and so forth. And whereupon the same Judson and Zadock by John M Gantt their Attorney say that whereas the aforesaid David on the twenty third day of December in the year seventeen hundred and ninety three at Prince Georges County aforesaid by his certain Writing obligatory acknowledged himself to be held and firmly bound unto them the same Judson and Zadock in the aforesaid sum of Four hundred and forty seven pounds to be paid unto the same Judson and Zadock, when he should be thereunto afterwards required. Nevertheless the aforesaid David although often times thereunto required, hath not rendered or paid the aforesaid sum of Four hundred and forty seven pounds current money aforesaid or any part thereof to the same Judson and Zadock or to either of them but hath hitherto altogether refused and still doth refuse to render the same to them, wherefore they say they are worsted and have damage to the value of Three hundred and fifty pounds Current Money aforesaid, and therefore they bring suit and so forth, and they bring here into Court the writing obligatory aforesaid which testifies the Debt aforesaid in form aforesaid, the date whereof is the day and year aforesaid.

John M. Gantt for Plffs Pledges &c. John Doe and Richard Roe.

Oyer of the bond and Condition.

Know all Men by these presents that I David Burnes of Prince Georges County and State of Maryland am held and firmly bound unto Judson M Clagett and Zadock Clagett of Montgomery County and State aforesaid in the just and full sum of Four hundred and forty seven pounds current Money of Maryland to be paid unto the said Judson M. Clagett and Zadock Clagett their certain Attorney Executors Administrators or Asigns; To the which payment well and truly to be made and done, I bind myself my heirs Executors Administrators in and for the whole firmly by these presents Sealed with my Seal and dated this twenty third day of December in the Year of our Lord one thousand seven hundred and ninety three. The Condition of the above obligation is such that if the above bound David Burnes do and shall well and truly pay or cause to be paid unto the said Judson M. Clagett and Zadock Clagett their certain Attorney, Executors Administrators or Asigns, the just and full sum of Two hundred and twenty three pounds ten shillings current money of Maryland with legal Interest thereon from the date, then the above obligation to be void and of

(no)