seventeen hundred and eighty four and Costs and further the sum of one thousand seven hundred and eighty four pounds of tobacco at twelve shillings and six pence percentum. And the Plaintiff agrees to stay execution untill the first day of August next.

Test John Gwinn Clk.

P.B.K. John Forbes
against
W.D. William Gardiner

Be it remembered that heretofore, to wit, on the twenty eighth day of January Anno Domini seventeen hundred and ninety five the plaintiff by Philip Barton Key his attorney sued out of our General Court 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, sc. To the sheriff of Charles County greeting. We command you that you take William Gardiner late of Charles County planter, otherwise called William Gardiner of Charles 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 May next, to answer unto John Forbes of a plea that he render unto him the full and just sum of six hundred and forty five pounds eleven shillings and six pence Current money which to him he owes and unjustly detains and soforth, Hereof fail not at your peril and have you then and there this writ. Witness the Honorable Samuel Chase Esquire, Chief judge of our said Court, the 11th day of October Anno domini 1794. Issued the 28th day of January 1795. (P.B.K.) John Gwinn Clk.

And the aforesaid John Forbes by his attorney, aforesaid Declared against the aforesaid William Gardiner in the plea aforesaid in manner and form following, to wit.

Western Shore of the State of Maryland, Charles County, sc. William Gardiner late of Charles County planter otherwise called William Gardiner of Charles County was summoned to answer unto John Forbes of a plea, that he render unto him the full and just sum of six hundred and forty five pounds eleven shillings and six pence Current money, which to him he owes and unjustly detains and soforth. And whereupon the said John by Philip Barton Key his attorney, saith that whereas the aforesaid William on the Eighth day of January, in the year one thousand seven hundred and ninety three at the County aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto him

Him the aforesaid John in the aforesaid sum of six hundred and forty five pounds eleven shillings and six pence Current money to be paid to him the said John when afterwards he should be thereunto required. Nevertheless the aforesaid William (although often thereunto required) the aforesaid sum of six hundred and forty five pounds eleven shillings and six pence current money to him the said John hath not rendered or paid, but the same or any part thereof to him hitherto to render or pay he hath altogether refused and still doth refuse, wherefore he is the worse and hath Damages to the value of seven hundred pounds Current money and therefore he brings Suit and soforth, And brings here into Court the writing obligatory, aforesaid Sealed with the seal of the aforesaid William which the Debt aforesaid, in form aforesaid witnesseth, the date whereof is the day and year aforesaid and soforth.

Philip B. Key Atty for the Plaintiff
Pledges and so forth.
John Doe and
Richard Roe.

And the aforesaid William by his attorney, comes and defends the force and injury, when and soforth, and prayeth an hearing, of the writing obligatory, aforesaid, and the condition thereof and he hath them in the words following, to wit.

Maryland st. Know all men by these presents, that I William Gardiner of Charles County planter am held and firmly bound unto John Forbes of the same county, merchant in the full and just sum of six hundred and forty five pounds eleven shillings and six pence Current money of Maryland to be paid unto the said John Forbes or to his certain Attorney, executors Administrators or Assigns; To the which payment well and truly, to be made and done I bind myself my heirs executors and Administrators firmly by these presents, Sealed with my seal and Dated this eighteenth day of January 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 William Gardiner his certain attorny, executors administrators or Assigns do and shall well and truly pay or cause to be paid unto the said John Forbes or to his certain attorny executors administrators or Assigns, the full and just sum of three hundred and twenty one pounds five shillings and nine pence Current money of Maryland on or before the day of with legal interest thereon then the above obligation to be void else to remain in full force and virtue in Law.

Signed Sealed & Delivered in the presence of
Philip Medley
William Gardiner (Seal)

A Copy of which aforegoing declaration and oyer was made and sent with the writ which issued in the plea aforesaid.

At which mentioned second Tuesday of May being the twelfth day