October Term 1796

ninety two pounds seventeen shillings and four pence Current Money of Maryland 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 23d day of June Anno Domini 1796. —

I filed the 2d day of September 1795. H. W. John Gwinn Clk

And the aforesaid Henry Hall Dorsey by his Attorney aforesaid declared against the aforesaid John Marriott Junior in the plea aforesaid in manner and form following to wit. — Western Shore, State of Maryland Ann Arundel County fs. John Marriott Junior late of Anne Arundel County planter otherwise called John Marriott Junior of Ann Arundel County and State of Maryland was summoned to answer unto Henry Hall Dorsey of a plea, that he render unto him the full and just sum of one hundred and ninety two pounds seventeen shillings and four pence Current money of Maryland which to him he owes and unjustly detains and so fith; —

And whereupon the said Henry Hall Dorsey by Henry Warfield his Attorney, saith that whereas the aforesaid John Marriott Junior on the seventeenth day of February in the year one thousand seven hundred and ninety five at the County aforesaid, by his certain writing obligatory acknowledged himself to be held and firmly bound unto him the aforesaid Henry in the aforesaid sum of one hundred and ninety two pounds — seventeen shillings and four pence Current Money of Maryland to be paid to the said Henry when afterwards he should be thereunto required. —

Nevertheless the aforesaid John (although often thereunto required) the aforesaid sum of money or any part thereof to the said Henry 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 the said Henry saith he is the worse, and hath damage to the value of two hundred pounds Current Money aforesaid and therefore he brings suit, and so forth; and brings here into Court the writing obligatory aforesaid sealed with the seal of the aforesaid John which the debt aforesaid, in form aforesaid, witnesseth, the date whereof is the day and year aforesaid, and so forth. —

H. Warfield for the Plaintiff, Pledges, and so forth, John Doe & Richard Roe

The Oyer of the writing obligatory aforesaid, and the Condition thereof — follow in these words to wit: Know all men by these presents that I John Marriott Junr of Ann Arundel County and State of Maryland am held and firmly bound unto Henry Hall Dorsey of Ann Arundel County in the (full)

October Term 1796.

full and just sum of one hundred and ninety two pounds seventeen shillings and four pence Current money of Maryland to be paid unto the said Henry Hall Dorsey 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 seventeenth day of February in the year one thousand seven hundred and ninety five. — The Condition of the above obligation is such that if the above bound John Marriott Junr do and shall well and truly pay or cause to be paid unto the said Henry Hall Dorsey or to his certain Attorney Executors Administrators or assigns the full and just sum of ninety six pounds eight shillings and eight pence like money with legal interest thereon then the above obligation to be void else to remain in full force and vertue in law. — John Marriott Junr (Seal)

Signed Seal'd & delivered in the presence of Thos. H. Dorsey.

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 October being the thirteenth day of the same month Anno Domini seventeen hundred and ninety five and the day of the return of the aforegoing writ comes here into our General Court the aforesaid Henry Hall Dorsey by Henry Warfield his Attorney aforesaid, And the Sheriff of Ann Arundel County aforesaid to whom the said aforegoing writ was made and directed likewise comes and makes return thereof to the Court here thus endorsed to wit. —

Cepi Copy left Septr 21st. Richd Harwood Shff

And the said John Marriott Junior being called upon appears, and at the prayer of the aforesaid Henry Hall Dorsey by his Attorney aforesaid, the said John Marriott Junior is adjudged to give special bail to the action aforesaid; Whereupon a certain John Marriott Senior of Ann Arundel County Gentleman present here in Court in his proper person undertakes for the said John Marriott Junior that in case the said Henry Hall Dorsey shall recover Judgment against the said John Marriott Junior in the plea aforesaid or that the said John Marriott Junior shall be therein legally convict that then the said John Marriott Junior shall pay the condemnation of the Court thereupon or render his body to the Custody of the Sheriff of Ann Arundel County in satisfaction thereof or that he the said John Marriott Senior will do the same for him. — And the said John Marriott Junior by John Griffith Worthington his Attorney comes and defends the force and (injury)