And the said Benjamin Levy by David McMecken his attorney comes and defends the force and injury when and soforth, And prays leave of the Court to Imparle hereunto untill next Court and he hath it the same day is given to the said State also. At which said next Court to wit, the second tuesday of October being the eighth day of the same month Anno Domini seventeen hundred and ninety three comes again here into our General Court as well the aforesaid Luther Martin for the said State, who for the said State in this behalf proseculeth, as the aforesaid Benjamin Levy by his attorney aforesaid. And the aforesaid Benjamin Levy by his attorney aforesaid as before defends the force and injury when and soforth; and saith that the declaration aforesaid in form aforesaid made and declared and the matter therein contained are not sufficient in Law for the said State to have or maintain its said action against the said Benjamin, and that he the said Benjamin hath no need nor is he bound by the Law of the Land to answer, unto the said Declaration in manner and form aforesaid made and declared, and this he is ready to verify; wherefore for want of a sufficient declaration in this behalf the said Benjamin prayeth Judgment and that the said State may be barred from having its said action against him the said Benjamin &c, and for causes of demurrer in Law in this behalf, he the said Benjamin according to the form of the Statute in such like cases made and provided sheweth to the Court here these following, (that is to say), that there are divers blanks in the said declaration wanting words to express times dates &c and that the said declaration is uncertain repugnant and unconsistant and wants form &c. D. McMacken for Defdt.

And hereupon the aforesaid Luther Martin Attorney for the said State who for the said State in this behalf prosecuteth with leave of the Court according to the form and effect of the act of Assembly in such cases made and provided affiles in Court here his amended declaration against the aforesaid Benjamin Levy in the plea aforesaid in manner and form following to wit. Western Shore of Maryland, Baltimore County sc. Benjamin Levy late of Baltimore County was summoned to answer unto the state of Maryland in a plea, that he render unto the said State the just and full sum of one thousand pounds Current money which to the said State he owes and unjustly detains and soforth; And whereupon the said State of Maryland by Luther Martin its Attorney saith that whereas the aforesaid Benjamin Levy on the ninth day of October in the year one thousand seven hundred and eighty two, at Baltimore County aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto the aforesaid State of Maryland in the aforesaid,

aforesaid sum of current money to be paid to the said State of Maryland when afterwards he should be thereunto required. Nevertheless the aforesaid Benjamin Levy (although often thereunto required) the aforesaid sum of current money to the said State of Maryland hath not rendered or paid, but the same sum of current money hitherto to render or pay he hath altogether refused, and still doth refuse, wherefore the said State is the worse and hath damage to the value, of fifteen hundred pounds current money, and therefore she brings suit and soforth; and brings here into Court the writing obligatory aforesaid, sealed with the seal of the aforesaid Benjamin Levy which the debt aforesaid in form aforesaid witnesseth, the date whereof is the day and year aforesaid and soforth. John Doe

L. Martin for the State. pledges and soforth. Rich.d and Roe

And the aforesaid Benjamin by his attorney aforesaid comes and defends the force and injury when and soforth, and prays an hearing of the writing obligatory aforesaid, and the condition thereof, and he hath them in the words following to wit Maryland sc. Know all Men by these presents, the we Benjamin Levy Nathan Levy and Doct.r Lloyd Goodwin are held and firmly bound unto the State of Maryland in the full and just sum of one thousand pounds Current money, to be paid to the said State of Maryland; To which payment well and truly to be made and done, we bind ourselves, and every of us, our and every of our heirs, Executors and administrators, in the whole and for the whole; jointly and severally, firmly by these presents; Sealed with our seals, and dated this ninth day of October Anno Domini 1782.

The Condition of the above obligation is such that if the above bound Benjamin Levy administrator of all and singular the goods and chattels of Isaac Levy late of Baltimore County deceased; do make; a true and perfect Inventory of all and singular the goods, chattels and credits of the said deceased, which have or shall come to the hands possession or knowledge of him the said Benjamin Levy or to the hands possession or knowledge of any other person for him and the same so made, do exhibit or cause to be exhibited, into our office for probate of wills for the County of Baltimore, at or before the 9.th day of January next ensuing and the same goods, chattels and credits, and all other the goods chattels and credits which were of the deceased, at the time of his death, or that shall come into the hands possession or knowledge of him the said Benjamin Levy or into the hands possession or knowledge of any other person for him do well and truly administer according to Law Viz do pay the debts of the said deceased so far forth as his personal Estate shall extend, and the Law will charge And further do make or cause to be made a true and just account of his administration, at or before the 9.th day of October next; and all the rest and residue of the goods, chattels and credits which shall be found remaining upon the said administrator account, the same being first examined,