sum of two thousand and sixty pounds Current money of Maryland to be paid to him the said Richard Barnaby when afterwards he should be thereunto required.

Nevertheless the aforesaid Robins Chamberlaine (although often thereunto required) the aforesaid sum of two thousand and sixty pounds Current money to him the said Richard Barnably hath not rendered or paid, but the same sum of Current money to him hitherto to render or pay he hath altogether refused, and still doth refuse; wherefore the said Richard Barnaby saith that he is the worse, and hath damage to the value of three thousand 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 Robins Chamberlaine which the debt aforesaid, in form aforesaid, witnesseth, the date whereof is the day and year aforesaid and so forth.

Wm. Cooke for the Plaintiff. } John Doe, and
Pledges, and so forth. } 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. Robins Chamberlaine of Talbot County State of Maryland am held and firmly bound unto Richard Barnaby of said County and State in the sum of two thousand and sixty pounds Current money of Maryland to be paid to the said Richard Barnaby his certain attorney, Executors, administrators or assigns: To which payment well and truly to be made I bind myself my heirs executors and administrators firmly by these presents. Sealed with my seal. Dated the second day of March in the year of our Lord one thousand seven hundred and ninety seven.

The Condition of this obligation is such That if the above bounden Robins Chamberlaine his heirs executors, administrators or any of them shall and do well and truly pay or cause to be paid unto the above named Richard Barnaby his certain attorney, Executors, administrators or Assigns the just sum of one thousand and thirty pounds current money of Maryland with legal Interest from the date hereof sealed with my seal and dated the 2nd. of March 1797 without any fraud or further delay) then the above obligation to be void, or else to be and remain in full force and virtue.

Sealed and delivered in presence of } R Chamberlaine (Seal)
Geo. Hill.

Copies

Copies of which said declaration and oyer were made and sent to the sheriff of the County aforesaid with the said writ thereon endorsed, To be served on the defendant with the writ, or left at his last place of abode, twenty days at least before the return of the said writ, for plea or judgment the first Court,

At which mentioned second Tuesday of May being the ninth day of the said month in the year of our Lord one thousand seven hundred and ninety seven, and the day of the return of the aforegoing writ comes into the general Court here the said Richard Barnably by William Cook his attorney aforesaid, and the sheriff of Baltimore County aforesaid, to wit, Henry Stevenson Gentleman, to whom the said aforegoing writ was in form aforesaid directed, makes return thereof to the Court here, thus endorsed to wit.

N E Copy left 18th April. H. Stevenson Shff.

Nevertheless the said Robins Chamberlaine by Jonathan Roberts Wilmer his attorney voluntarily appears in Court here and says that he cannot deny the action aforesaid of the said Richard Barnaby, so as aforesaid against him brought, nor but that he owes to the said Richard Barnaby the said sum of two thousand and sixty pounds current money in manner and form aforesaid as the said Richard Barnaby above against him hath declared.

Therefore it is considered by the Court here that the said Richard Barnaby, recover against the said Robins Chamberlaine as well the sum of two thousand and sixty pounds Current money his debt aforesaid in form aforesaid confessed, as also the quantity of six hundred and six pounds of Tobacco by the Court here here unto him the said Richard Barnaby) on his assent adjudged for his damages which he hath sustained, as well by reason of the detention of the said debt as for his costs and Charges by him about his suit in this behalf laid out and expended and the said Robins Chamberlaine in mercy &c.

Memorandum, Judgment signed the tenth day of May in the year of our Lord seventeen hundred and ninety seven for two thousand and sixty pounds current money the debt being the penalty and Costs of suit and the Plaintiff agrees to release the same upon the payment of one thousand and thirty pounds current money with interst from the second of March seventeen hundred and ninety seven till paid and Costs and agrees to Stay execution 18 months.

Test John Gwinn Clerk.