Stewart will do the same for him.

And the said Richard Harwood Junior by Gabriel Duvall his attorney defends the force and injury when and soforth, and prays leave to imparle hereunto untill next Court and he hath it and the same day is given to the plaintiff also.

At which said next Court to wit the ninth day of October Anno Domini seventeen hundred and Eighty seven comes again as well the said James Russell by his attorney aforesaid as the said Richard Harwood Junior by his attorney aforesaid and the aforesaid Richard Harwood Junior by his attorney aforesaid as before defends the force and injury when and so forth and prayeth an hearing of the writing obligatory aforesaid and the condition thereof and he hath them which being read and heard the said Richard Harwood Junior saith that the said James Russell his action aforesaid thereof against him to have or maintain ought not because he saith that after making the said writing obligatory and be the issuing the original writ in this Cause he the said Richard Harwood Junior did pay to the said James Russell the aforesaid sum of Sterling money in the said condition mentioned with legal interest thereon to wit, at Ann Arundel County aforesaid and this he the said Richard Harwood Junior is ready to verify, wherefore he prays Judgment if the said James Russell his action aforesaid against him to have and maintain ought and soforth.

And the said James Russell saith that he by anything by the said Richard Harwood Junior above in pleading alledged from having and maintaing his action aforesaid against him the said Richard Harwood Junior to be precluded ought not because he saith that the said Richard Harwood Junior did not pay to him the said James Russell the said sum of Sterling money in the condition of the said writing obligatory mentioned with legal Interest thereon in ye manner and form as the said Richard Harwood Junior above in pleading hath alledged and this he prays may be inquired of by the Country and the said Richard Harwood Junior in like manner &c.

Whereupon this Cause standing ready for trial command was given to the sheriff of Anne Arundel County that he cause to come before the Judges of our General Court here on the second Tuesday of May next twelve &c. by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said Parties then and there &c.

At

At which said second tuesday of May being the thirteenth day of the same month anno domini seventeen hundred and eighty eight comes again as well the said James Russell by Richard Potts and William Cooke his attornies as the said Richard Harwood Junior by Gabriel Duvall his attorney but our said Sheriff hath not sent his writ Whereupon this Cause ye standing ready for trial command was further given to the sheriff of Ann Arundel County that he cause to come before the judges of our General Court here on the second tuesday of October next twelve &c. by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties then and there &c.

At which said second tuesday of October being the fourteenth day of the same month Anno Domini seventeen hundred and Eighty eight comes again the aforesaid Richard Harwood Junior by his attorney aforesaid suggests to the Court here the death of the aforesaid James Russell but for that the representatives of the aforesaid James Russell have not as yet appeared to prosecute this suit in the plea aforesaid.

Thereupon the said Cause is continued by the Court here under the act of Assembly in such cases &c. untill the second tuesday in May next.

At which said second Tuesday in May being the twelfth day of the same month Anno Domini seventeen hundred and Eighty nine comes again the aforesaid Richard Harwood Junior by his attorney aforesaid but for that the representatives of the aforesaid James Russell have not yet ye appeared to prosecute this suit in the plea aforesaid Thereupon the said Cause is further contained by the Court here until the second tuesday of October next by virtue of the act of Assembly in such Cases &c.

At which said second Tuesday of October being the thirteenth day of the same month Anno Domini seventeen hundred and Eighty nine comes into Court here James Clerk administrator of the aforesaid James Russell by Richard Potts and William Cooke his attornies and appears to prosecute the suit aforesaid in the plea aforesaid and now also comes here into Court the aforesaid Richard Harwood Junior by Gabriel Duvall his attorney aforesaid whereupon this Cause standing ready for trial Command was given to the sheriff of Ann Arundel County that he cause to come before the Judges of our General Court here on the second tuesday of May next twelve &c. by whom &c. and who neither &c. to recognize &c. because as well &c. the same day is given to the said parties then and there &c.

At which said second tuesday of May being the Eleventh day

of