ninety two: John Hartlove by John Mackall Gantt his Attorney sued out of our County Court here, the State of Maryland's Writ of Capias ad respondendum, directed to the Sheriff of Prince Georges County in the words and figures following, to wit.

Prince Georges County, to wit, The State of Maryland, To the Sheriff of Prince Georges County, Greeting. We command you that you take William Tongue late of Prince Georges County if he shall be found in your bailiwick, and him safe keep so that you have his body before the Justices of our County Court to be held at Upper Marlborough Town, in said County, on the first Monday in April next, to answer unto John Hartlove of a plea of Trespass on the case and so forth, hereof fail not at your peril, and have you then and there this writ, Witness Michael Jenifer Stone Esquire Chief Justice of our County Court at the Town aforesaid, the 27th day of November Anno Domini 1792.

Issued the 27th day of November 1792. (J. M. G.) Wm. R. Magruder Jun. Cl.

At which said first Monday in April, being the first day of the same month in the Year seventeen hundred and ninety three, and the day of the return of the aforegoing Writ, comes into our County Court here the said John Hartlove by his Attorney aforesaid, and the Sheriff to wit, William Dent Beall Gentleman to whom the said Writ was directed, likewise comes and makes return thereof to the Court here, thus endorsed, to wit.

"Cepi Bail piece Wm. D. Beall Shff.

And the said William Tongue being called appears, and at the prayer of the said John Hartlove by his Attorney aforesaid the said William Tongue is adjudged to give special Bail to the Action aforesaid; Whereupon the said William Tongue by Philip Barton Key his Attorney files in Court here, the following Bail piece, to wit, — John Hartlove vs William Tongue

You Daniel McKey acknowledge yourself special Bail for William Tongue at the suit of John Hartlove in an Action on the Case, brought by the said John Hartlove against the said William Tongue in Prince Georges County Court, He acknowledges himself content therewith, this 16th day of February 1793.

Before me Isaac Walker

To Michael J. Stone Esq. Chief Justice of Prince Georges County Court

Philip B. Key Esq. is desired and impowered to appear for the Defendt

And the said William Tongue by his Attorney aforesaid defends the force and injury when and so forth, and prays leave

of the Court here, to Imparle until the first Monday in September next, and to him it is granted, and the same day is given to the said John Hartlove also.

At which said first Monday in September being the second day of the same month in the Year seventeen hundred and ninety three, comes again into our County Court here as well the said John Hartlove by his Attorney aforesaid, as the said William Tongue by his Attorney aforesaid And the said John Hartlove by his Attorney aforesaid declares against the said William Tongue in the plea aforesaid as follows, to wit.

Prince Georges County, to wit, William Tongue late of Prince Georges County, was attached to answer unto John Hartlove of a plea of Trespass on the Case and so forth, And whereupon the said John by John M. Gantt his Attorney complains that whereas the aforesaid William on the first day of January in the year of our Lord seventeen hundred and ninety two at Prince Georges County aforesaid was indebted unto him the said John in the sum of One hundred and fifty pounds Current Money for the like sum of Money by him the said William for the said John and to his use before that time there had and received, and being so thereof indebted the said William in consideration thereof afterwards to wit, on the same day and year at the County aforesaid in consideration thereof upon himself assumed, and to the said John then and there faithfully promised that he the said William the sum of Money aforesaid to him the said John when afterwards he should be thereto required would well and truly content and pay. Nevertheless the said William his promise and assumption so as aforesaid made not regarding, but minding and fraudulently intending him the said John in this behalf craftily and subtilly to deceive and defraud the aforesaid sum of Money or any part thereof to him the said John hath not rendered or paid, altho' so to do the aforesaid William afterwards to wit, on the same day and year aforesaid at the County aforesaid was requested, but the same or any part thereof to him to render or pay he hath hitherto altogether refused and still doth refuse, wherefore the said John saith he is the worse and hath damage to Three hundred pounds and therefore he brings suit and so forth

Jno. M. Gantt for Plaintiff

And the said William Tongue by his Attorney aforesaid as before defends the force and injury when and so forth, and prays further leave of the Court here to Imparle until the first Monday in April next, and to him it is granted and the same day is given to the