Samuel Bond assignee of William Bayly assignee of William Deakins Junior against Thomas Johnson.

Be it remembered, that heretofore, to wit, on the Fifteenth day of February in the year of our Lord One thousand seven hundred and ninety nine, — Samuel Bond assignee of William Bayly who was assignee of William Deakins Junior, by Philip Barton Key his attorney sued forth out of the General Court here, the writ of the State of Maryland of Capias ad respondendum against Thomas Johnson, directed to the Sheriff of Frederick County in form following to wit. — The State of Maryland Sct. To the Sheriff of Frederick County, Greeting: You are hereby Commanded to take Thomas Johnson late of Frederick County Gentleman, otherwise called Thomas Johnson of Frederick County and State of Maryland, if he shall be found in your bailiwick, and him safe keep, so that you have his body before the General Court to be held at the City of Annapolis on the second tuesday of May next, to answer unto Samuel Bond assignee (according to the force form and effect of the Act of Assembly in such case lately made and provided) of William Bayly who was assignee (according to the same Act of Assembly) of William Deakins Junior of a plea that he render unto the said Samuel Bond the full and just sum of Three thousand four hundred and forty five pounds current money, which he owes to and unjustly detains from him and so forth: Hereof fail not at your peril, and have you then and there this writ. Witness the honorable Jeremiah Townley Chase Esquire chief Judge of the said Court the Eleventh day of February in the year four Lord One thousand seven hundred and ninety nine. — Issued the 15th day of February 1799. — P.B. Key. John Gwinn Clk.

Whereupon the said Samuel Bond assignee as aforesaid by his attorney aforesaid, declared against the said Thomas Johnson in the plea aforesaid in form following (a copy whereof was made and sent with the said writ to the Sheriff of the County aforesaid) to wit. — State of Maryland, Western Shore, Frederick County) to wit, Thomas Johnson late of Frederick County Gentleman, otherwise called Thomas Johnson of Frederick County and State of Maryland was summoned to answer unto Samuel Bond assignee according to the force form and effect of the Act of Assembly in such case lately made and provided of William Bayly who was assignee according to the same Act of Assembly of William Deakins Junior of a plea that he render unto the said Samuel Bond the full and just sum of Three thousand four hundred and forty five pounds current money, which he owes to, and unjustly detains from him and so forth. — And whereupon the said Samuel Bond by Philip Barton Key his attorney saith that whereas the aforesaid Thomas on the twentieth day of June in the year seventeen hundred and ninety five, at Frederick County aforesaid, by his certain writing Obligatory aforesaid acknowledged himself to be held and firmly bound unto the said William Deakins Junior in the aforesaid sum of Three thousand four hundred and forty

five pounds current money to be paid to the said William Deakins Junior when he should be thereunto afterwards required. And the said Samuel Bond farth saith that the aforesaid sum of money being due and unpaid, the said William Deakins Junior afterwards to wit on the eleventh day of December in the year seventeen hundred and ninety seven, at Montgomery County aforesaid (having first made oath before Thomas Corcoran Esquire, then and there being one of the Justices of the peace of the State of Maryland, for Montgomery County that he hath not received any part or parcel of the within Bond, either principal or interest, nor any security or other satisfaction for the same, to the best of his knowledge, by a writing upon the said writing Obligatory made and with his proper hand subscribed and with the seal of the said William Deakins Junior sealed, bearing date the day and year last aforesaid according to the force form and effect of the Act of Assembly in such case lately made and provided, the said writing Obligatory and the aforesaid sum of Three thousand four hundred & forty five pounds current money unto him the said William Bayly did at the County aforesaid assign and transfer: whereof the said Thomas Johnson then and there had notice; By virtue whereof and also by force of the Act of Assembly aforesaid, action accrued to him the said William Bayly to demand and have of the said Thomas Johnson the aforesaid sum of Three thousand four hundred and forty five pounds current money: which said sum of money so being due to the aforesaid William Bayly, he the said Bayly afterwards to wit, on the eleventh day of December in the year seventeen hundred and ninety seven at the County of Montgomery (having first made oath before George French Esquire then and there being one of the Justices of the peace of the State of Maryland, of the said County of Montgomery, that he had not received any part or parcel of the within Bond, either principal or interest nor any security or satisfaction for the same, except from Samuel Bond who he hath assigned the said Bond to, by a writing upon the said writing Obligatory made, and with his proper hand subscribed and with the seal of the said William Bayly sealed, bearing date the day and year last aforesaid, according to the force form and effect of the Act of Assembly in such case lately made and provided, did assign and transfer the said writing Obligatory, and the said sum of Three thousand four hundred and forty five pounds current money to the aforesaid Samuel Bond, whereof the aforesaid Thomas Johnson at the County aforesaid then and there had notice: By virtue whereof and also by force of the Act of Assembly aforesaid action hath accrued to the said Samuel Bond to demand and have of the said Thomas Johnson the aforesaid sum of Three thousand four hundred