A R. Issued the 27th day of December 1796. Wm. Gibson, clk.
With which Writ the following declaration was sent viz: Baltimore County, to wit, William Liveray late of Baltimore County Merchant was attached to answer unto Joseph White the elder in a plea of trespass upon the Case and so forth, And whereupon the said Joseph by Archibald Robinson his Attorney complains that whereas the said William on the Seventeenth day of October in the year Seventeen hundred and ninety Six at Baltimore County aforesaid was indebted to the said Joseph in the Sum of One hundred and eighty one pounds and eleven Shillings current money of Maryland for so much money by the said Joseph before that time lent and advanced to the said William and at his Special instance and request. And being so indebted he the said William in consideration thereof afterwards to wit on the same day and year aforesaid at the County aforesaid undertook and faithfully promised the said Joseph to pay him the aforesaid Sum of money when he the said William Should be thereto afterwards requested, And whereas the said William afterwards to wit on the same day and year aforesaid at the County aforesaid was indebted to the said Joseph in other Sum of One hundred and eighty one pounds and eleven Shillings current money aforesaid for so much money by the said William before that time had and received to and for the use of the said Joseph, And being so indebted he the said William in consideration thereof afterwards to wit on the same day and year aforesaid at the County aforesaid undertook and faithfully promised the said Joseph to pay him the said last mentioned Sum of money when he the said William Should be thereto afterwards requested. Nevertheless the said William not regarding his said Several promises and undertakings so by him made in his behalf as aforesaid but contriving and fraudulently intending raftily and subtilly to deceive and defraud the said Joseph in this behalf hath not as yet paid the Several Sums of Money aforesaid or any part thereof to the said Joseph (altho' so to do he the said William was requested by the said Joseph afterwards to wit on the same day and year aforesaid and often afterwards to wit at the County aforesaid; but the said William to do this hath wholly hitherto refused and still refuses so to do the said Joseph his Damages of five hundred pounds Current money of Maryland and therefore he brings his suit and so forth.

Arch. Robinson Atty for Plaff pledges to prosecute Jno Doe Rich. Roe

And now here at this day, to wit, the first Monday in April in the year of our Lord one thousand seven hundred and ninety seven cometh the aforesaid Joseph White by Archibald Robinson his Attorney And now here also cometh the Sheriff of Baltimore County to whom the aforesaid Writ was directed to wit, Henry Stevenson Gentleman who maketh return thereof to the Court now here thus indorsed.

"Cepi Copy served the 31st March H. Stevenson Shff."

And the aforesaid William Liveray now here also cometh by James Winchester his Attorney and a certain Charles Rey of Baltimore County cometh into Court in his proper person and undertakes and becomes pledge and bail for the aforesaid William Liveray that if it Should happen that the said William Liveray at the Suit of the said Joseph White in the plea aforesaid Shall be convicted then the said Charles Rey doth grant that all Such damages costs and charges which to the said Joseph White in this part Shall be adjudged of his Lands and Chattels Shall be made to and for the use of the said Joseph White to be levied if it Shall happen that the said William Liveray the damages costs and charges aforesaid to the said Joseph White Shall not pay or his body to the prison and costs of the Sheriff of Baltimore County aforesaid on that occasion render, And the said William Liveray by his Attorney aforesaid defends the force and injury when and so forth, and prays leave to imparle here until the first Monday in September next, and he hath it, and the same day is given to the said Joseph White and so forth;

At which said first Monday in September cometh again the parties aforesaid by their Attornies aforesaid, And the said William Liveray by his said Attorney defends the force and injury when and so forth and prays further leave to imparle here until the first Monday in April next, and he hath it, and the same day is given to the said Joseph White and so forth.

At which said first Monday in April in the year of our Lord one thousand seven hundred and ninety eight cometh as well the aforesaid Joseph White by James P. Boyd his Attorney as the said William Liveray by his Attorney aforesaid, And the said Joseph White by his said Attorney prays that the said William Liveray to his declaration aforesaid may answer, And the said William by his Attorney aforesaid defends the force and injury when and so forth and prays further leave to imparle here until the first Monday in September next, and he hath it, and the same day is given to the said Joseph White and so forth.

(At)