April Term 1786.

And the said Thomas Emalls by Robert Goldsborough his Attorney comes and defends the force and injury when and so forth, and prays an hearing of the writing obligatory aforesaid and the Condition thereof and he hath them in the words following; to wit,

State of Maryland ss. Know all Men by these presents, that We Thomas Emalls and Edward Smith of Dorchester County Gentlemen are held and firmly bound unto Patrick Ewing and James Woolford Gray in the full and just sum of Eight hundred and sixty nine pounds, nine shillings and six pence half penny, to be paid unto the said Patrick Ewing and James Woolford Gray their certain Attorney, Executors, Administrators or Assigns, To them which Payment well and truly to be made and done, We bind ourselves and each of us jointly and severally, our Heirs, Executors and Administrators, firmly by these presents sealed with our seals and dated this 6th day of June Anno Domini; One thousand seven hundred and Eighty five. The Condition of the above obligation is such, that if the above bound Thomas Emalls and Edward Smith do and shall well and truly pay, or cause to be paid unto the said Patrick Ewing and James Woolford Gray their certain Attorney Executors, Administrators, or Assigns the full and just sum of Four hundred and thirty four pounds fourteen shillings and nine pence farthing (in Gold and silver rating half Joes at three pounds, English Guineas at thirty five shillings and Spanish Milled Dollars at seven shillings and sixpence each) at or upon the 6th day of December next ensuing the date hereof with legal Interest for the same then the above obligation to be void and of none Effect, else to be and remain in full force and virtue in Law.

Sealed and Delivered in the Presence of } Thomas Emalls (Seal)
Arch. Patison, Nathan Wright } Edward Smith (Seal)

which being read and heard the aforesaid Thomas Emalls by his Attorney aforesaid saith that he cannot gainsay the Action aforesaid of the aforesaid Patrick Ewing and James Woolford Gray, nor can he deny but that the writing obligatory aforesaid is the Deed of him the said Thomas Emalls nor but that he owe unto the said Patrick Ewing and James Woolford Gray the aforesaid sum of Eight hundred and sixty nine pounds, nine shillings and six pence half penny current money in manner and form as the said Patrick Ewing and James Woolford Gray above against him hath complained; Therefore it is considered by the Court here, that the said Patrick Ewing and James Woolford Gray do recover against the said Thomas Emalls their Debt aforesaid, in form aforesaid acknowledged: As also the quantity

of Six hundred and seventeen pounds of Tobacco as well for their damages which they had sustained by occasion of the detention of that Debt as for their Costs and Charges by them about their suit in this behalf laid out and expended unto the said Patrick Ewing and James Woolford Gray by the Court here with their Assent adjudged &c. and the said Thomas Emalls in mercy &c.

Memorandum: The Plaintiff agrees to release the Penalty on Payment of Principal, Interest and Costs of Suit. } Test James Earle Clk.

Ps. Patrick Ewing and James Woolford Gray
against
Dg. Thomas Emalls

Be it remembered that heretofore, to wit, on the tenth day of March in the year of our Lord one thousand seven hundred and eighty six Command was given to the Sheriff of Dorchester County that he should take Thomas Emals late of Dorchester County Gentleman if he should be found in his bailiwick and him should safe keep so that he might have his body before the Judges of the General Court at the next Court to be held for the Eastern Shore of this State at Talbot County Court house the second Tuesday of April next to answer unto Patrick Ewing and James Woolford Gray of a plea that he render unto them the sum of one thousand and sixty seven pounds eight shillings and ten pence half penny current money which to them he owes and unjustly detains &c. And that thereof he the said Sheriff should not fail at his Peril, and that he should have then and there that Writ &c.

And the aforesaid Patrick Ewing and James Woolford Gray by Gustavus Scott their Attorney afiled their Declaration in the plea aforesaid, against the aforesaid Thomas Emalls in manner and form following, to wit: Maryland, Dorchester County, to wit, Thomas Emalls late of Dorchester County Gentleman was summoned to answer unto Patrick Ewing and James Woolford Gray, of a plea that he render unto them the sum of One thousand and sixty seven pounds eight shillings and ten pence half penny current money which to them he owes and unjustly detains &c. And whereupon the same Patrick Ewing and James Woolford Gray by Gustavus Scott their Attorney say that the same Thomas Emals, on the sixth day of June in the year seventeen hundred eighty and five, at the County aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound to the same Patrick Ewing and James Woolford Gray in the aforesaid sum of One thousand and