April Term 1788.

John Merryman against **Thomas Jones.**

Be it Remembered that on the Thirty first day of March in the year seventeen hundred and eighty seven Command was given to the Sheriff of Cecil County that he should take Thomas Jones late of Cecil County Gentleman if he should be found in his Bailiwick and him safe keep so that he might have the Body before the Judges of the General Court to be held for the Eastern Shore of this State at Talbot County Court House the second Tuesday of April then next to answer unto John Merryman of a plea that he render unto him the sum of four hundred and forty one pounds eleven shillings specie Current money of Maryland which to him he owed and unjustly Detained &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.

At which day to wit, the said second Tuesday in April here came the said John Merryman and by Gustavus Scott his Attorney filed the Writing Obligatory on which this Action is founded, which ensues in the Words following to wit,

Know all Men by these Presents, I Thomas Jones of Cecil County Merchant am held and firmly bound unto John Merryman of Baltimore Town Merchant in the full and just sum of Four hundred & forty one Pounds eleven shillings specie to be paid to the said John Merryman or to his certain Attorney Executors Administrators or Assigns To which payment well and truly to be made and done I bind myself my Heirs Executors, and Administrators firmly by these presents sealed with my seal & Dated the sixteenth day of May in the year of our Lord one Thousand seven hundred and eighty six The Condition of the above Obligation is such that if the above bounden Thomas Jones his Heirs, Executors, Administrators or any of them shall and do well and truly pay or cause to be paid, unto the above mentioned John Merryman or to his certain Attorney Executors, Administrators, or Assigns, the full and just sum of Two hundred & twenty pounds Fifteen shillings & six pence without any Fraud or Delay, then this Obligation to be void and of none effect or else to remain in force and Virtue in Law

Sealed and Delivered in the Presence of }
Benjamin Merryman Junr. } Thomas Jones (Seal)

And Archabald Job Sheriff of Cecil County to whom the same Writ was directed likewise came and made return thereof to the Court here thus endorsed, to wit; "Cepi. Archd. Job Sh[eriff]
Whereupon the said Sheriff of the County aforesaid being solemnly called upon to bring into Court the body of the said Thomas Jones according to the return of the aforesaid Writ did not bring in the same but therein made default and thereupon it was ruled by the Court here that the said Sheriff should be amerced, forfit, and pay to the State of Maryland the sum of six shillings and eight pence current money, unless he should have the Body of him the said Thomas Jones before the Judges of the Court here, on the second Tuesday in September then next following: The same day was given to the said John Merryman there &c.

April Term 1788.

At which day, to wit; the said second Tuesday of September here came again the said John Merryman by his Attorney aforesaid, and the said Sheriff being again solemnly called upon to bring in the body of the said Thomas Jones accordingly brought in the same; and the said Thomas Jones by William Tilghman his Attorney at the prayer of the said John Merryman affixed the following Bail Piece, to wit;

Cecil County Sct. } Upon Perquisite Wand & James Hughes do jointly and severally acknowledge yourselves Special Bail for the said Thomas Jones at the suit of the said John Merryman in an action of Debt brought by the said John Merryman against the said Thomas Jones in the General Court: They acknowledg themselves to be content therewith this tenth day of September 1787.

John Merryman against Thomas Jones

before Mr. Matthews. James Loudit.

To the Hon[ble] the Judges of the Gen[l] Court

And thereupon further process of and upon the premises aforesaid between the parties aforesaid and by consent of the parties and their Attornies aforesaid and by Order of the Court here, thereon was continued until the second Tuesday in April then next following—

And now here at this day to wit the said second Tuesday in April in the year of our Lord one thousand seven hundred and eighty eight comes again as well the said John Merryman by his Attorney aforesaid as the said Thomas Jones by his Attorney aforesaid. Nevertheless the said Thomas Jones by his Attorney aforesaid relinquishing the averment above by him pretended says that he cannot deny the action aforesaid of him the said John Merryman so as aforesaid against him brought nor but that the writing Obligatory is the Deed of him the said Thomas Jones nor but that he owes to him the said John Merryman the sum of four hundred and forty one pounds eleven shillings current money of Maryland in manner and form as the said John Merryman above against him hath complained: Therefore it is considered by the Court here that the said John Merryman do recover against the said Thomas Jones the Debt aforesaid in form aforesaid acknowledged; as also the Quantity of six hundred and Thirty four and one fifth of a pound of Tobacco as well for his Damages which he hath sustained by occasion of the Detention of that Debt as for his costs and charges by him about his suit in this behalf laid out and Expended with his Assent Adjudged &c. and the said Thomas Jones in mercy &c.

James Earle Cl[k]

Judgment was confessed in this action on the fifteenth day of April Anno Domini 1788. Penalty to be released on payment of Principal Interest and costs with a stay of Execution till the then next Term: Payments if any to be allowed

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Peter Lawson against **Richard Hodgson** Admr. of **Jonathan Hodgson**

Be it Remembered that on the nineteenth day of May in the year one thousand seven hundred and eighty seven the State of Maryland sent its Writ of Scire facias close in these Words & figures following, to wit;