September Term 1795.

To be released on payment of a Judgment obtained upon a Scire fa by James Pearce & John Ireland Exors of John Voorhees against Cuthbert Hall Exor of Josiah Maffey at Sept. Term 1792. & costs of Suit. Payments to be allowed Stay of Exon. till 1st Sept. 1796. —

State use of Pearce & Ireland Exors of Jn. Voorhees against Vincent Hatchison } Be it remembered that the Proceedings in this Action are the same (or like) those in the aforegoing Cause against Cuthbert Hall. Test. James Earle junr Clk

" " " " " " " "

Same. } The Proceedings in this Cause are like those in the aforementioned
against } Action against Cuthbert Hall —
William Palmer } Test. James Earle junr Clk

Charles Ghequire & John Holmes against Simon Wilmer } Be it remembered that on the twenty eighth day of March, Anno Domini One thousand seven hundred & ninety four Command was given to the Sheriff of Kent County, that he should take Simon Wilmer late of Kent County Merchant if he should be found in his bailiwick and him safe keep so that he might have his body before the Judges of our General Court, to be held at Easton in Talbot County the Second Tuesday of April then next, to answer unto Charles Ghequire and John Holmes of a plea of Trespass on the case and so forth. And that then 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 of April Anno Domini One thousand seven hundred and ninety four, being the day of the return of the writ aforesd, came here into Court the said Charles Ghequire & John Holmes by Thomas James Bullitt their Attorney and the Sheriff of Kent County to whom the writ afsd was directed, likewise came here into Court and made return thereof thereon thus endorsed, to wit. "Exp. Philip Reed Shff Kent Cty." Whereupon the said Sheriff of the County afsd, being solemnly called upon to bring into Court here, the body of the said Simon Wilmer according to the return of the writ afsd, did not bring in the same but therein made default. Wherefore it was ordered by the Court here that the said Sheriff should be amerced, forfeit & pay to the State of Maryland the Sum of Five pounds Current Money, unless he should have the body of the said Simon Wilmer before the Judges of our General Court to be held for the Eastern Shore of this State at Easton in Talbot County, on the Second Tuesday of September then next following. The same day was given to the said Charles Ghequire & John Holmes then &c. At which day to wit. The Second Tuesday in September, seventeen hundred and ninety four, here came again the said Charles Ghequire & John Holmes by their Attorney afsd: And the Sheriff of Kent County being solemnly upon to bring into Court here the body of the said Simon Wilmer, accordingly brought him in, and the said Simon Wilmer put in his place John Hall

as his Attorney. Thereupon the said Charles Ghequire & John Holmes by their Attorney afsd, filed the Declaration in the plea afsd against the said Simon Wilmer in manner & form following, to wit.

"Eastern Shore of Maryland, } Simon Wilmer late of Kent County Merchant was summoned to answer
Kent County, to wit. } unto Charles Ghequire and John Holmes of a plea of Trespass on the Case and so forth. And whereupon the same Charles Ghequire & John Holmes by Thomas James Bullitt their Attorney, complain, that whereas the same Simon Wilmer on the twenty first day of September in the year of our Lord Seventeen hundred ninety & two, at the County aforesaid, was indebted to the same Charles Ghequire & John Holmes in the Sum of Four hundred & seventy nine pounds, twelve Shillings & eleven pence Current Money of Maryland, for divers Goods, Wares & Merchandizes by the said Charles Ghequire & John Holmes then before that time sold and delivered to the said Simon Wilmer at his special instance & request, and so therein indebted being, the same Simon Wilmer in consideration thereof afterwards, to wit, on the same day & year aforesaid, at the County aforesaid upon himself assumed & unto the same Charles Ghequire & John Holmes then & there faithfully promised, to pay to him the same Charles Ghequire & John Holmes the aforesaid Sum of Money, whenever after he should be thereto required. And whereas also afterwards, to wit, on the same day & year aforesaid, at the County aforesaid they the same Charles Ghequire & John Holmes had then before that time at the like special Instance & request of him the same Simon Wilmer, sold & delivered to the same Simon Wilmer divers other Goods, Wares & Merchandizes, he the said Simon Wilmer in consideration thereof afterwards, to wit, on the same day & year aforesaid at the County aforesaid upon himself assumed and unto the said Charles Ghequire & John Holmes then & there faithfully promised to pay to the same Charles Ghequire & John Holmes for the same Goods, Wares & Merchandizes last mentioned as much Current Money of Maryland as the same Goods, Wares & Merchandizes last mentioned at the time of the sale & delivery of the same were reasonably worth, whenever after he should be thereto required — And the same Charles Ghequire & John Holmes in fact say, that the Goods, Wares & Merchandizes last mentioned, at the time of the sale & delivery of the same were reasonably worth one other Sum of Four hundred & Seventy nine pounds twelve Shillings & eleven pence Current Money of Maryland, to wit, at the County aforesaid of which the same Simon Wilmer then & there had notice. Nevertheless the same Simon Wilmer his several promises & assumptions aforesaid in form aforesaid made, not regarding but minding & fraudulently intending the same Charles Ghequire & John Holmes, in this part craftily & subtilly to deceive & defraud the said several sums of money, or any part thereof to the same Charles Ghequire yet hath not paid (altho so to do the same Simon Wilmer by the same Charles Ghequire & John Holmes afterwards, to wit, on the same day & year aforesaid, & often since that time at the County aforesaid, was required) but the same several sums of Money or any part thereof to pay to the same Charles Ghequire & John Holmes or either of them, the same Simon Wilmer hitherto altogether hath refused & still doth refuse, to the damage of the same Charles Ghequire & John Holmes One thousand pounds Current Money of Maryland, & thereupon they bring their Suit &c —

Thos. J. Bullitt for the Plffs — Ja: Lee } Rich. Rees } Pledges &c. —