April Term 1793.

the second Tuesday of April next, to answer unto Hannah West Executrix of the Testa: ment and last Will of Stephen West deceased of a plea that he render unto her the full and just sum of One hundred and ninety pounds current money which from her he unjustly detains, and so forth: 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 said Hannah West executrix as aforesaid by Luther Martin her Attorney declars against the said James West in the plea aforesaid in manner and form following, towit: Eastern Shore State of Maryland Somerset County towit: James West late of Somerset County was summoned to answer unto Han: nah West Executrix of the Testament and last Will of Stephen West deceased of a plea that he render unto her the full and just sum of One hundred and ninety pounds current money which from her he unjustly detains and so forth: and whereupon the said Hannah West Executrix as aforesaid by Luther Martin her Attorney saith that whereas the aforesaid James West on the twenty fourth day of October in the year of our Lord, One thousand seven hundred and eighty three at Somerset County aforesaid, by his certain writing Obligatory acknowledged himself to be held and firmly bound unto the said Stephen West in the aforesaid sum of one hundred and ninety pounds current money to be paid to the said Stephen West when afterwards he should be thereunto required: Nevertheless the aforesaid James West (although often thereunto required) the aforesaid sum of One hundred and ninety pounds current money to the said Stephen West in his lifetime nor to the said Hannah West since his decease hath not rendered or paid, but the same to the said Stephen West in his lifetime and since his decease to the said Hannah West hitherto to pay hath altogether refused and still doth refuse; wherefore the said Hannah West saith she is the worse and hath damage to the value of One hundred and ninety pounds current money aforesaid, and therefore she brings suit and so forth; and brings here into Court the writing obligatory aforesaid: sealed with the seal of the aforesaid James West which the debt aforesaid in form aforesaid witnesseth, the date whereof is the day and year aforesaid, and so forth. — Martin Pledges &c. John Doe & Rich. Roe

April Term 1793.

The writing obligatory whereof mention is made in the Declaration aforesaid ensues in the following words, towit: Know all men by these presents that we James West and Constantine Weatherly of Somerset County, Planters are held and firmly bound unto Stephen West his certain Attorney, Executors, administrators or assigns: To which payment well and truly to be made and done, we bind ourselves our heirs, executors, and administrators, jointly and severally firmly by these presents: Sealed with our seals, and dated this twenty fourth day of October Anno Domini, One thousand seven hundred and eighty three. —

The Condition of this obligation is such, that if the above bound James West do, and shall well and truly pay or cause to be paid, unto the said Stephen West his certain Attorney, Executors, administrators, or assigns, the just and full sum of ninety five pounds current money at or upon the day of next ensuing the date hereof with legal interest for the same; then the above obligation to be void, else to remain in full force and virtue in Law.

James West Seal
Constantine Weatherly Seal

Signed, Sealed, and delivered in the presence of }
John Holbrook

a Copy of the aforegoing Declaration and Bond were sent with the writ in the plea aforesaid.

At which said second Tuesday of April Anno Domini, One thousand seven hundred and ninety one, being the day of the return of the aforegoing writ, came the said Hannah West Executrix as aforesaid by her Attorney aforesaid and the Sheriff of Worcester County aforesaid to whom the same writ was directed; likewise came and made return thereof to the Court here thus endorsed, towit: "Ceps. John Leatherbury Sheriff." and the said James West being called upon appeared by Thomas James Bullitt his Attorney here in Court: Thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties and their Attorneys aforesaid and by order of the Court here thereon was continued until the second Tuesday of September next following. —

At which said second Tuesday of September, came again the parties aforesaid by their Attorneys aforesaid, and the said Hannah West Executrix as aforesaid by her Attorney aforesaid prayed that a rule of Court might be made for the said James West to file his plea and answer unto the Declaration aforesaid of her the aforesaid Hannah West Executrix aforesaid by the next April Term; and it was granted unto her: Thereupon further process of and upon the premises aforesaid between the parties aforesaid by consent of the said parties

(and)