September Term 1793.

made and done, we bind ourselves our Heirs, Executors & Administrators & each of them, jointly and severally firmly by these presents. Sealed with our Seals and dated this twelth day of May 1790. The Condition of the above Obligation is such that if the above bounden Darius Dunn Junr. and Michael Dunn their Heirs, Executors, Administrators, or any of them shall and do well and truly pay or cause to be paid unto the above named Thomas Smyth his certain Attorney, Executors, Administrators or Assigns the full and just sum of One hundred & twenty seven pounds, Current money aforesd, with legal Interest thereon: Then the above Obligation to be void or else to be and remain in full force & virtue.

Signed, Sealed & Delivered in presence of Cornelius Keith & Peter Newman. } Darius Dunn Junr. (Seal) Michael Dunn (Seal)

On the back of the original Bond was the following endorsement, towit:

I Thomas Smyth assigns unto Daniel Dulany Esqr. all my Right, Title & Interest to the within Bond for value received of him; as Witness my hand & seal this 25th day of Octr. 1790.

Thos. Smyth (Seal)

Witness Cornelius Keith.

And the said Thomas Smyth by his said Attorney prayed that the said Darius Dunn Junr. might be ruled to file his plea in answer to the declaration aforesd on or before the second Tuesday in April then next, or that Judgment on default thereof against him might be rendered; and it was granted unto him: the same day was given to him the said Thomas Smyth there, &c.

And now here at this day, towit, the second Tuesday in September, Anno Domini, one thousand seven hundred & ninety three, come again into our said Court here the said parties, by their said Attorneys: And the said Darius Dunn Junr. by his said Attorney comes and defends the wrong and injury when &c, and says that he cannot gainsay this the Action of the said Thomas Smyth so as aforesd against him brought, nor can he deny that the writing obligatory aforesd is the deed of him the said Darius Dunn Junior, nor that he owes & unjustly detains from the said Thomas Smyth the said sum of three hundred and fifty four pounds, & two pence Current money as the said Thomas Smyth against him has complained: Whereupon it is Considered & adjudged by our said Court here that the said Thomas Smyth do recover against the said Darius Dunn Junr. as well the debt aforesd as above confessed, as also the quantity of six hundred and fifty nine pounds of Tobacco, which to the said Thomas Smyth was Awarded for his Costs & Charges by him about this his suit expended: And the said Darius Dunn Junr. in mercy &c.

James Earle Junr. Clk

Judgment was rendered in this Action on the 11th day of September 1793 for the sum of £354.0.2 Current money and Costs: To be released on the payment of £177 Current money with Interest thereon from the 10th day of

September Term 1793

aforesd 1790 till paid & Costs: payments if any to be allowed: Stay of Execution till next Court.

Thomas Smyth, use of Daniel Dulany against Michael Dunn	The Judgment and proceedings in this Case are agreeable to the preceding Case against Darius Dunn Junior. Test James Earle Jr. Clk
Same against Same.	Be it remembered that on the thirteenth day of August in the year seventeen hundred and ninety two, Command was given to the Sheriff of Kent County that he should take Michael Dunn late of Kent County farmer, 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 in September then next, to answer unto Thomas Smyth, of a plea that he render unto him four hundred and eighty seven pounds, fourteen shillings and four pence lawful money of Maryland, which to him he owes and unjustly detains &c. And that thereof he the said Sheriff warned him to fail at his peril and that he should have then & there that Writ, &c.

At which said second Tuesday in September, towit, in the year seventeen hundred and ninety two, being the day for the return of the aforesd Writ, here came into our said General Court the said Thomas Smyth by William Pitzhugh his Attorney, and the Sheriff of Kent County to whom the said Writ was directed and delivered also came into Court and made return thereof thereon indorsed, "Cepi Philip Reed Shff K. Coty." And the said Michael Dunn being called appeared here in Court by James Houston his Attorney, and at the prayer of the said Thomas Smyth was ruled to give Special Bail to this Action. Thereupon the said Michael Dunn filed here in Court the following Bail piece:

Thomas Smyth — Plaintiff
vs.
Michael Dunn — Defendant

} You Darius Dunn Junr. and Peregrine Dunn do jointly and severally acknowledge yourselves special Bail for the said Michael Dunn at the suit of the said Thomas Smyth in an Action of Debt brought by the said Thomas Smyth against the said Michael Dunn in the General Court. They acknowledge themselves to be content therewith this fifteenth day of September seventeen hundred and ninety two.

James Claypoole
Abraham Ridgely

To the Honorable the Judges of the General Court } I do hereby empower James Houston to appear for me in the above Action.

Michael Dunn

Thereupon by consent of the said parties & their Attorneys & by order of Court thereon this Cause was continued until the second Tuesday in April then next following. At which said second Tuesday in April, towit, in the