September Term 1793

And now here at this day, towit, the second Tuesday in September in the year seventeen hundred and ninety three, come again the said parties by their said Attorneys: And the said Jemima Falconar Administratrix as aforesaid by her Attorney aforesaid says that she cannot gainsay this the Action of the said Henry Dimber was aforesaid against him brought, nor can she deny that the writing Obligatory aforesaid is the deed of the said William Falconar in his life time, nor that she detains from the said Henry Dimber the aforesaid sum of Two hundred fifty pounds seven shillings & eight pence Current money as he has complained against her: Wherefore it is Ordered and Adjudged by our said Court here that the said Henry Dimber do recover against the said Jemima Falconar Administratrix as aforesaid as well the said Debt as above acknowledged, as also the quantity of Six hundred & fifty nine pounds of Tobacco, which was Awarded to the said Henry Dimber for his Costs & Charges by him about his suit in this behalf expended: To be levied of the Goods & Chattels, Rights & Credits of the said William Falconar at the time of his death in the hands of the said Jemima Falconar, and which shall hereafter come to the hands of the said Jemima Falconar to be Administered: And the said Jemima Falconar Administratrix aforesaid in mercy, &c.

James Earle Clerk

Judgment was rendered in this Action on the 11th day of September 1793 for £258.7.8 Current money & Costs, whereof Appellee: To be released on the payment of £125.3.10 Current money, with Interest thereon from the 11th day of July 1789 the date of Costs.

Margaret Tate
against
Henry Coursey.

The Defendant in this Cause by Robert Wright his Attorney issued out of our General Court here the State of Maryland's Writ of Habeas Corpus, which hereunto

The State of Maryland to the Justices and Sheriff of Queen Anne's County Greeting: Whereas a certain Henry Coursey late of Queen Anne's County is detained in the prison of our said County under the Custody of you our said Sheriff, at the suit of a certain Margaret Tate of a plea of debt and of fate, which said plea is at his said Suit depending before you our said Justices undetermined, and we being willing for divers Causes that the plea aforesaid undetermined as aforesaid should be heard and determined before the Judges of our General Court, therefore we Command you that you have the Body of the said Henry Coursey by whatsoever Name or Names he may be called in the plea aforesaid together with the Cause of his Caption and detention and all things thereunto relating before the Judges of our General Court, to be held for the Eastern Shore of this State at Talbot County, at the Court House in the same County the second Tuesday of September next that our said Judges of our said General Court may further proceed thereon as to Justice appertains & of fate. Herein fail not at your peril and have you then and there this Writ. Witness the Honorable Samuel Chase Esquire Chief Judge of our said Court the 21st day of April Annodomini 1792. Issued the 22d day of May Anno domini 1792.

James Earle Clerk

Attest.

At which said second Tuesday in September, towit, in the year seventeen hundred and ninety two, being the day for the return of the aforegoing Writ of Habeas Corpus, came into our said General Court here the said Margaret Tate by William Hemsley Junior her Attorney; and the Justices & Sheriff of

September Term 1793.

Queen Anne's County to whom the said Writ was directed made return thereof with the following Record of proceedings, towit:-

On the Records of proceedings of Queen Anne's County among other things is contained towit. Margaret Tate } Be it remembered that on the eighth day of April
vs. } in the year of our Lord one thousand seven hundred
Henry Coursey } and ninety one Command was given to the Sheriff of Queen Anne's County Gentleman, otherwise called Henry Coursey of Queen Anne's County so that he might have his Body before the Justices of the then next County Court to be held at Chester-Mill in the said County on the second Monday in November then next ensuing to answer unto Margaret Tate of a plea that he render unto her the sum of One hundred and twenty four pounds ten shillings Current money which to her he owes & from her unjustly detains and of fate. And thereupon the said Margaret by William Hemsley Junior her Attorney says that whereas the aforesaid Henry Coursey on the tenth day of December in the year of our Lord one thousand seven hundred & eighty nine at Queen Anne's County aforesaid by his certain writing obligatory acknowledged himself to be held and firmly bound unto her the said Margaret Tate in the full & just sum of One hundred & twenty four pounds ten shillings Current money, to be paid to the said Margaret Tate when he the said Henry should afterwards be thereto required. Nevertheless the aforesaid Henry (although often thereto required) the aforesaid sum of One hundred & twenty four pounds ten shillings Current money to her the said Margaret has not rendered nor paid, but the same to her the said Margaret to render or pay he the said Henry has hitherto altogether refused and still does refuse, to the damage of her the said Margaret in the sum of One hundred pounds Current money & therefore she brings Suit and of fate; and brings here into Court the writing obligatory aforesaid sealed with the seal of the said Henry which she the said Margaret testifies the date whereof is the day & year aforesaid and of fate. Pledges. John Doe. Richard Roe

At which same time, towit, on the second Monday in November in the year of our Lord one thousand seven hundred ninety one comes the Plaintiff aforesaid by her Attorney aforesaid, and the Sheriff of Queen Anne's County being called makes return of the Writ aforesaid in these Words following, towit. "Executed on Henry Shiff." And thereupon at the prayer of the Plaintiff by her Attorney aforesaid, it is ordered by the Court here a certain John King Downey of Queen Anne's County comes into Court here in his proper person & undertakes and becomes pledge and bail for the aforesaid Henry Coursey at the Suit of the said Margaret Tate that if it shall happen that the said Henry Coursey at the Suit of the said Margaret Tate in the plea aforesaid shall be convicted that then the said John King Downey doth grant as well the Debt aforesaid as all such damages, Costs & Charges which to the aforesaid Margaret Tate in that part shall be adjudged of his Lands & Chattels to be made, and to the use of the said Margaret Tate to be levied if the said Henry the Debt and Damages, Costs & Charges aforesaid to the same Margaret shall not pay & himself to the prison & Custody of the Sheriff of Queen Anne's County aforesaid on that occasion render.