he saith that by anything therein pleaded he the said Geddes ought not to be precluded from having his Action aforesaid against him the said Wilmer and the same Action maintaining because he saith that he the said Geddes at the time of the Assumption and promise aforesaid was resident beyond Seas and without the Jurisdiction of the State of Maryland towit Pennsylvania and hath ever since the said promise and Assumption so as aforesaid having made residence beyond Seas and without the Jurisdiction of the State of Maryland and this he is ready to verify Wherefore he prays Judgment &c. and that his Damages as aforesaid to him may be awarded for the ample performance of the said promise &c. And further process in and upon the premises is continued untill the next court. At which said next court towit the second Tuesday of April Anno Domini Eighteen Hundred and Ninety six comes again the parties aforesaid and by their Attornies aforesaid and further process in and upon the premises is continued untill the next court. At which said next court towit the second Tuesday of September Anno Domini Seventeen hundred and ninety six comes again into court the parties aforesaid by their Attornies aforesaid and the said John Lambert Wilmer by his Attorney aforesaid files here in court his Rejoinder in answer to the Replication of the said Geddes in the following words towit. And the aforesaid John protesting that the aforesaid Williams at the aforesaid time when the Cause of Action aforesaid to him the said William Accrued was not residing and inhabiting in parts beyond the Sea as the aforesaid Williams above by replying hath alledged for plea, the same John saith that the aforesaid Cause of Action first accrued to the aforesaid William on the first day of November in the year Seventeen hundred and Eighty four and the same William at the time the Cause of Action aforesaid said Accrued was above the Age of twenty one years of sound mind and within the State of Maryland towit at Kent County aforesaid and this he is ready to verify Wherefore he prays Judgment and that the aforesaid Williams from having or maintaining his Action aforesaid may be precluded and so forth. Whereupon for trying the Issue aforesaid it is Ordered by the court here that twenty persons from the Pannell of Petit Jurors returned to the Eastern Shore General Court by the several Sheriffs of the Different Counties of the Eastern Shore be drawn by Ballot and Written upon two lists to be delivered to the Counsel of the Respective parties and Accordingly it was and the Counsel for each of the said parties having stricken out four persons from each of the said lists, there upon the remaining twelve persons being called Come towit Edward Clark, Charles Blair, George Murray, William Taylor, Benjamin Jones, John

Thompson, Daniel McDaniel, Henry Allen, Henry Jones, John Thompson, Isaac Nicholson, John Young who being empannelled and sworn to say the truth in the premises upon their Oaths do say that the said John Lambert Wilmer did assume upon himself in manner and form as the aforesaid Williams Geddes within against him hath declared, and they assess the Damages of the said Geddes sustained by Reason of the Non performance of the promise and Assumption to the sum of seven hundred and twenty five pounds Current Money, Damages and Costs by the Jurors aforesaid informed aforesaid assessed to be sustained by Reason of the nonperformance of the promise and Assumption aforesaid. Wherefore it is considered by the Court here that the said Geddes recover against the said Wilmer the sum of seven hundred and twenty five pounds current Money his Damages aforesaid by the Jury aforesaid informed aforesaid assessed and the said Wilmer in mercy &c.

James Earleymille Clk

Memorandum towit Judgment in the above Action was rendered against John Lambert Wilmer on the 21st day of September Anno Domini Seventeen hundred and ninety six for £725 Damages Costs with Stay of Execution till April Term 1797 and Stay of Execution for £362 part of said Judgment till September 1797 with liberty after the next Term to take out an Execution for the Whole to compel the payment on the One half. J. E. Clk

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State of Maryland } Be it Remembered that heretofore towit
Ca } the Eleventh day of June Anno Domini
Josiah Johnson } Seventeen hundred and ninety three the said State by Luther Martin her Attorney prosecuted and sued forth out of the General Court against the said Josiah Johnson the State of Maryland's Writ of Capias Ad respondendum directed to the Sheriff of Kent County in the following words towit. The State of Maryland to the Sheriff of Kent County Greeting We Command you that you take Josiah Johnson late of Kent County Planter if he shall be found in your Bailiwick and him safe keep so that you have his Body before the Judges of our General Court to be held at Easton in Talbot County the second Tuesday of September next to answer unto the State of Maryland of a plea that he render unto the said State the Quantity of two hundred thousand pounds of Good sound Merchantable Tobacco and Cash which to the said State he Owes and from her unjustly Detains and so forth. Hereof fail not at your Peril and have you there