of Talbot County Gentleman of he shall be found in your Bailiwick and him safe keep so that you have his Body before the Judges of our Generall Court to be held at Easton in Talbot County the second Tuesday of September instant to answer unto James Helphenstine & William Helphenstine Executors of the last Will & Testament of James Helphenstine late of Kent County Esquire deceased of a plea that he render unto them, the sum of thirteen hundred and forty six pounds current Money of Maryland, which from them he unjustly detains &c. 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 14th day of April Anno Domini 1795 Teste the 2d day of September 1795 Jas Earle Jun. Clk

At which said second Tuesday of September Anno Domini 1795 comes here in Court the said Plaintiffs Execs as aforesaid by their Attorney aforesaid and the Sheriff of Talbot County to whom the said Writ was directed makes return thereof to the Court here endorsed to wit Cepi Corpus, so answer Daniel Cox Sheriff. Whereupon comes here in Court the said John Roberts by Luther Martin his Attorney defends the Force & Injury when &c and prays leave of the Court hereto imparle until the next term, and he hereto it, the same day is given to the said Plaintiffs Execs as aforesaid then &c. At which said next Court to wit the second Tuesday of September April Anno Domini 1796 comes again into Court the parties by their Attorney aforesaid and the said Plaintiffs Execs as aforesaid declare in the plea aforesaid as follows to wit

The Eastern Shore of Maryland Talbot County to wit John Roberts late of Talbot County Gentleman was summoned to answer unto James Helphenstine & William Helphenstine Execs of the last will and Testament of James Helphenstine, late of Kent County deceased of a plea that he render unto them, the sum of thirteen hundred & forty six pounds current Money of Maryland which from he unjustly detains &c. And whereupon the same James Helphenstine & William Helphenstine by Nicholas Hammond their Attorney say that when at the said John Roberts on the second day of April in the year one thousand seven hundred and Eighty four at the County aforesaid by his certain Writing Obligatory, which sealed with the seal of the said John Roberts, the said James Helphenstine and William Helphenstine here in Court bring the date when of is the same day and year aforesaid granted himself to be held and firmly bound unto James Helphenstine the deceased in his lifetime in the penal sum of One thousand three hundred and forty six pounds current Money to be paid to the said James Helphenstine the deceased his Executors, Administrators or Assigns when he the said John Roberts should be thereto afterwards required to the Payment whereof well and truly to be made, & done the said John Roberts did bind himself firmly by the said Writing. Nevertheless the said John Roberts altho' often thereto required the sum of Money aforesaid or any part thereof to the said James Helphenstine the deceased in his lifetime or to the said James Helphenstine & William Helphenstine after Death of the said James Helphenstine the deceased, yet hath not paid, but the same to the said James Helphenstine in his lifetime and to the said James Helphenstine & William Helphenstine after the death of the said James Helphenstine the deceased to pay, the said John Roberts hath hitherto altogether refused and the same to the said James Helphenstine & William Helphenstine to pay still doth refuse and the same doth unjustly detain to the Damage of the said James Helphenstine & William Helphenstine in the sum of One thousand pounds current Money. And therefore they bring their Suit &c. And they bring here into Court the said Testamentary of the said James Helphenstine the deceased by which it sufficiently appears to the Court here that the said James Helphenstine & William Helphenstine are the Executors of the last Will & Testament of the said James Helphenstine, the deceased, and they have the Assumes by reason whereof ought &c. John Dee Paul Dee Atty

The Writing Obligatory whereof mention is made in the foregoing Declaration follows to wit Maryland to wit Know all men by these presents that we John Roberts Edward Roberts & John Turner of Talbot County Gentlemen are held and firmly bound unto James Helphenstine of Kent County Esq. in the full and just sum of thirteen hundred and forty six pounds current Money of Maryland, to be paid to the said James Helphenstine his Executors, Administrators or Assigns. To which Payment well and truly to be made, We bind ourselves, our Heirs Executors and Administrators Jointly and severally firmly by these presents, Sealed with our seals and dated this second day of April Anno Domini 1784

The Condition of the above Obligation, is such that if the above bound John Roberts Edward Roberts & John Turner or either of them, their or either of their Heirs Executors or Administrators do and shall, well and truly pay or cause to be paid unto the above named James Helphenstine his Executors Administrators or Assigns the full and just sum of Sixteen hundred and six pounds in Gold or Silver Money as settled and stated by an Act of Assembly of the State of Maryland, lately passed at the Dwelling House of the said James Helphenstine in two equal yearly payments the first on or before the twenty fifth day of December next and the last on or before the twenty fifth day of December which shall be in the year of our Lord One thousand three hundred and Eighty five with legal Interest from the first day of June last then the above Obligation to be void Otherwise of force John Roberts (Seal)

Sealed & Delivered in the presence of Bennett Chew Noah Gibson — Edward Roberts (Seal) — John Turner (Seal)

Received Feby 4th 1788 by the hand James Helphenstine £100 0 0 Rec. March 1st 1786 £82 13 4 Sept. 4th 1788 Rec. £30 10 0 —

And the said John Roberts by his Attorney for any plea in the Court here to imparle until the next Court, and he hereto it the same day is given to the said Plaintiffs Execs as aforesaid then &c. — At which said next Court to wit the second Tuesday of September Anno Domini 1796