and do well and truly pay or cause to be paid unto the above named John Voorhees Esq. their certain Attorney Executors Administrators or Assigns the just sum of sixty four pounds, seven shillings and five pence three farthings without any fraud or further delay then the above obligation to be void & to be and remain in full force & virtue in Law — James Dunn (Seal)

Signed sealed and delivered in the presence of Sam. Easton. John Tilden Hennard (Seal)

And the afs. James Dunn & John Tilden Hennard by Thomas Bedingfield Hands their Attorney come and defend the force & injury when and wherefore and prayed liberty of imparling thereof then to the Action afd until the fourth Monday of October next and they had it, the same day was given the afd William, Abraham and Benjamin here and so forth. At which said fourth Monday of October Seventeen hundred and ninety two, came again the Parties afd by their Attorneys afd and the afd James & John by their Atty afd prayed further Liberty of imparling thereof unto the Action afd, until the third Monday of March next & he had it the same day was given the said William, Abraham & Benjamin here &c forth. At which said third Monday of March Seventeen hundred and ninety three, came again the Parties afd by their Attorneys afd and the afd James and John by William Pilchman their Attorney alledge to the Court here that the Action afd so as afd depending between the said William Sluby, Abraham Falconar & Benjamin Conaway plaintiffs and them the said James Dunn & John Tilden Hennard defendants was by Habeas Corpus removed to the General Court for the Eastern Shore of the State of Maryland to be held at the Court house in Talbot County on the second Tuesday of April next, of all which the said Court for the County of Kent hath legal notice by Habeas Corpus amongst the proceedings of the same Court filed and allowed — In Testimony that the above is a true copy of the proceedings in the Action afd I have hereunto set my hand and affixed the seal of Kent County this 30th day of April 1793. Benj Chambers (Clk K.C.) (Seal)

Thereupon came here into Court, as well the said Sluby, Falconar and Conaway by James Houston their Attorney as the said Dunn & Hennard by William Pilchman their Attorney and thereupon at the prayer of the said Plaintiffs by their Attorney afd it was ruled by the Court here that the said Dunn & Hennard should file their Plea in answer to the Declaration of the said Plaintiffs in the Second afd contained, by the second Tuesday of September then next. The same day was also given to the parties afd then & so forth —

At which said second Tuesday of September Anno Domini Seventeen hundred and ninety three, here came again into Court the Parties afd by their Attorneys afd and the said Dunn & Hennard by their Attorney afd defend the wrong & injury when & so forth and for plea say that they have paid the Debt afd &c. And the said Plaintiffs by way of Replication by their Attorney say that the said Defendants have not paid the Debt afd &c — and this the Parties by their said Attorneys prayed might be enquired into &c — thereupon the process of and upon the Premises between the Parties afd heard by the Court here continued to the second Tuesday of April then next following —

And now here at this day, to wit. The second Tuesday of April, in the year Seventeen hundred and ninety four, here came again into Court the Parties afd by their Attorneys afd and the afd Defendants by their Attorney afd defend the wrong & injury when and so forth, and relinquishing the abatement above by them pretended say that

they cannot gainsay the Action afd of the said Plaintiffs, so as against them brought; as also they deny but that the writing obligatory afd is the Deed of them the said Defendants, nor but that they owe to the said Plaintiffs the afd sum of One hundred and twenty eight pounds, fourteen shillings and five pence half penny current money in manner and form as they afd them have complained: Therefore it is Considered by the Court that the said William Sluby, Abraham Falconar, and Benjamin Conaway surviving Partners as afd do recover against the said James Dunn and John Tilden Hennard, the Debt afd in form afd acknowledged as also the quantity of One thousand and nineteen pounds of Tobacco, as well for their Damages sustained by occasion of the detention of that Debt, as for their Costs & Charges by them about their Suit in this behalf expended; And the said William Sluby, Abraham Falconar and Benjamin Conaway survivors as afd by the Court here with their assent assessed &c so forth. And the said Defendants in mercy &c — Judgment was rendered in this Action on the eleventh day of April in the year 1794. To be released on the Payment of the Principal Interest & Costs. Stay of execution till next Court. payments if any to be allowed —

Test James Earle jun. Clk —

William Sluby &
Abraham Falconar
surviving partners of John Voorhees,
Wm Sluby & A. Falconar.
against
James Dunn.

Be it remembered that the Defendant by his Attorney impetrated the State of Maryland's writ of Habeas Corpus, which comes in manner & form following to wit "The State of Maryland, &c. To the Justices and Sheriff of Kent County, Greeting. Whereas a certain James Dunn late of Kent County is detained in the prison of our said County, under the Custody of you our said Sheriff, at the suit of a certain William Sluby & Abraham Falconar surviving partners of John Voorhees, William Sluby & Abraham Falconar of a plea of trespass upon the case and so forth, which said plea as it is said, still depends 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 James Dunn 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, in Talbot County, at the Court House in the same County, the second Tuesday afd April next, that our said Judges of our said Court may further proceed therein, as to justice appertains, and so forth. Hereof fail not at your peril, and have you then and there this writ, Witness the Honourable Samuel Chase Esquire, Chief Judge of our said Court the 11th day of Septr. Anno Domini 1792.

Issued the 5th day of March Anno Domini 1793. (Wm Pilchman) James Earle jun. Clk

At which said second Tuesday of April, in the year seventeen hundred and ninety three, being the day of the return of the aforegoing writ, of Habeas Corpus, the Justices and Sheriff of Kent County aforesaid to whom the same writ was directed, in compliance with the same writ, made return thereof to the Court here with the following record annexed, to wit —

"The Execution of the above writ appears by the following proceedings. The answer of James Tilghman Esqr. chief Justice of the second district and Samuel Chew & James Lloyd Esqrs. Associate Justices of Kent County Court, and Philip Reed high Sheriff of the same County — We James Tilghman Samuel Chew & James Lloyd Justices as afd, and Philip Reed Sheriff to the honorable