John Done Esquire Chief Justice — Levin Winder & George Robertson Esquires, Associate Justices — Levin Ballard Sheriff — Wm. Done Clerk.

Mr. James Smith & Frances his wife Admtrx of Edmund Northern Nelms against Mr. John Knipschild

Command was given to the Sheriff of Somerset County that he should take John Knipschild late of Somerset County Taylor if he should be found in his Bailiwick & him safe keep, so that he might have his Body before us, at Princess Anne Town the second Monday in November Anno Domini Seventeen hundred and ninety five, to answer unto James Smith & Frances his wife, Administratrix of all and singular the Goods & Chattels, Rights & Credits which were of Edmund Northern Nelms late of Somerset County Deceased, who died intestate, as it is said of a plea that he render unto them the sum of one hundred & eighty seven pounds Current money of Maryland, which from them he unjustly detains &c. & forth — And that he should have there then that Writ &c. — At which said second Monday in November came the said James Smith and Frances his wife by William Polk Gentleman their Attorney, and the Sheriff to wit, Levin Ballard Esqr. Sheriff of the County aforesaid, returned that he had taken the said John Knipschild whose body he had there ready to answer unto the said James Smith and Frances his wife of the plea aforesaid as to him it doth Command &c. — Whereupon the said John Knipschild at the prayer of the said James Smith & Frances his wife, is by the Court here nulla and adjudged to give Special bail to the action aforesaid. Thereupon, a certain Ebenezer Handy of Somerset County, being present here in Court in his own proper person undertook for the said John Knipschild and Assumed upon himself that if it should happen that Judgment in the plea aforesaid, should be rendered for the said James Smith and Frances his wife against the said John Knipschild, & that the said John Knipschild should be therein convicted, that then he the said John Knipschild should pay and satisfy unto them the said James Smith and Frances his wife, the Judgment of the Court thereupon, or render his Body in Execution of such Judgment to the prison of the Sheriff of the County aforesaid, in satisfaction thereof, or that he the said Ebenezer Handy would do the same for him. — Whereupon the said John Knipschild puts in his place Benjamin Dashiell gent. his Attorney at Law, against the said James Smith and Frances his wife in the aforesaid plea &c. — And hereupon the said James Smith & Frances his wife Declared against the said John Knipschild in the plea aforesaid, in form following, to wit. — Somerset S.s John Knipschild late of Somerset County, Taylor, was summoned to answer unto James Smith and Frances his wife, Administratrix of all and singular the Goods, Chattels and Credits which were of Edmund Northern Nelms late of Somerset County, Deceased, who died Intestate, as it is said of a plea that he render unto them the sum of one hundred and eighty seven pounds Current money of Maryland which from them he unjustly detains and &c. — And whereupon the said James & Frances by William Polk their Attorney, say, that whereas the said John on the fifth day of May Anno Domini seventeen hundred and ninety two at the County aforesaid, by his certain writing Obligatory which the said James & Frances with the Seal of the said John Sealed & here into Court produces whose date is

the day and year aforesaid, granted himself to be held and firmly bound unto the said Edmund Northern Nelms in his lifetime, in the aforesaid sum of one hundred and eighty seven pounds Current money of Maryland to be paid to the said Edmund Northern Nelms or his certain Attorney, his Heirs, Executors, Administrators or Assigns, when he the said John should be thereunto required — Nevertheless the said John, the said sum of one hundred and eighty seven pounds Current money aforesaid, or any part thereof to the said Nelms in his lifetime, or to the said Frances after the death of the said Nelms, and before the Espousals between the said James and the said Frances celebrated, to which said Frances Administration of all and singular the Goods & Chattels Rights and Credits which were of the said Nelms at the time of his death, was, after the death of him the said Nelms, to wit, on the day of Anno Domini seventeen hundred and ninety four, at the County aforesaid in due form of Law Committed, or to the said James and Frances after the espousals between them so celebrated (altho' often requested) hath not paid, but the same to him the said Nelms in his lifetime, and to the said Frances after the death of the said Nelms and to the said James and Frances since the espousals between them celebrated to pay, hath refused, and to the said James and Frances still doth refuse and unjustly detains, wherefore they say they are worse & hath Damage to the value of five hundred pounds Current money of Maryland and in delay of the Execution of the Judgment aforesaid, Administration aforesaid, and thereof they bring suit &c. — And the said James & Frances bring here into Court the Letters of Administration aforesaid, which the Commission aforesaid in form aforesaid Witnesseth &c. — John Doe & Richd. Roe — Pledges &c. — Which said writing Obligatory is contained in the words, following, to wit. — Know all Maryland, Somerset County, S.s Know all men by these presents that I John Knipschild of the County aforesaid are held and firmly bound unto Edmund Northern Nelms in the full and just sum of one hundred and eighty seven pounds Current Gold or Silver of the State aforesaid, to the payment unto the said Edmund N. Nelms or his Attorney, his Heirs, Executors, Administrators or Assigns: To which payment well and truly to be made and done, I bind myself my Heirs, Executors and Administrators, jointly, severally and firmly by these presents Sealed with my Seal and dated this fifth day of May Anno Domini seventeen hundred and ninety two. — The Condition of the above Obligation is such that if the above bound John Knipschild shall and do honestly pay upon Demand the just and full sum of ninety two pounds eleven shillings and eleven pence Current Gold or Silver of Maryland aforesaid unto the aforesaid Edmund N. Nelms his Heirs, or Assigns when Demanded — Then the above Obligation to be void, otherwise to stand and remain in full force, power & virtue in Law, the day and year aforesaid.

Signed, Sealed & Delivered, in presence of John Dashiell

John Knipschild (Seal) (Seal)

Recd. July the 6th 1798 of John Kernipshell fifteen pounds of the within Bond. 15,0,0.

And thereupon the said John Knipshell by his attorney aforesaid comes and defends the force & injury when &c. — and prays leave thereof to imparle unto the next Court to be held at Princess Anne Town the third Monday in May then next following and he hath it, and the same day is given to the said James Smith and Frances his wife here also &c. —

At which said third Monday in May, came again the Parties aforesaid by their Attorneys aforesaid and the said John Knipschild as before, comes & defends the force & injury when &c. — and prays further leave to imparle unto the next Court to be held at Princess Anne Town