our said Court, the 15th day of September Anno Dominii 1796. — Issued the 16th day of November Anno Dominii 1796. — Test, James Coale Junr. Clerk —

Whereupon the Court aforesaid allowed the Writ of Habeas Corpus aforesaid and ordered that the Record of the proceedings in the plea aforesaid be transmitted to the next General Court to be held for the Eastern Shore of Maryland. — Test, Wm. Doyle Clerk —

Maryland, Somerset County, towit — I hereby certify unto all whom it doth or may concern that the foregoing is a true Copy from the Records of Somerset County Court. — In Testimony whereof I have hereto set my hand and affixed the Seal of my office this first day of April Anno Dominii 1797. —

(Seal of Somerset County Court) Wm. Doyle Clerk of Somerset County Court —

Thereupon appeared in Court as well the said Thomas Jones by Benjamin Dashiell Esquire his Attorney, as the aforesaid Samuel Bedsworth by Josiah Barsly Esquire his Attorney, — Upon which it was ruled by the Court at prayer of the said Thomas Jones by his Attorney aforesaid that the aforesaid Samuel Bedsworth answer to the Declaration aforesaid of the said Thomas Jones in the plea aforesaid — Thereupon the said Samuel Bedsworth by his said Attorney prayed leave to imparle unto the next Court, and it was granted unto him; the same day was given to the aforesaid Thomas Jones there &c. — At which said next Court, towit, the second Tuesday of September seventeen hundred and ninety seven, came again into Court the Parties aforesaid by their Attorneys aforesaid, and the said Samuel Bedsworth not having filed his Plea in answer to the said Declaration aforesaid of the said Thomas Jones according to the rule aforesaid, it was further at the prayer of the said Thomas Jones ruled by the Court, that he the said Samuel Bedsworth answer to the Declaration aforesaid of the said Thomas Jones in the plea aforesaid, or that Judgment should against him in default thereof; Thereupon the said Samuel Bedsworth prayed leave to imparle unto the next Court, and then to answer to the Declaration of the said Thomas Jones; and it was granted unto him; the same day was given to the aforesaid Thomas Jones there &c. — And now here at this day, towit, the second Tuesday of April seventeen hundred and ninety eight, comes again into Court the parties aforesaid by their Attorneys aforesaid, and the said Samuel Bedsworth by his Attorney aforesaid defends the force and injury when &c. and saith that he cannot deny the said action of the said Thomas Jones, nor but that he did undertake & promise in manner and form as the said Thomas Jones hath above thereof complained against him, nor but that the said Thomas Jones hath sustained Damage by reason of the nonperformance of the said promises & undertakings in the said Declaration mentioned, to the sum of fifty two pounds nine shillings and three farthings Current money and his damage; Which upon this the said Thomas Jones prays Judgment, and his Damages so acknowledged, together with his Costs and Charges by him about his suit in this behalf expended to be adjudged to him &c. — Therefore it is considered by the Court here, that the said Thomas Jones recover against the said Samuel Bedsworth, as well the said sum of fifty two pounds nine shillings and three farthings Current money, his said Damages so above acknowledged,



by the sustained by reason of the nonperformance of the said promises and undertakings, as the Quantity of one thousand and forty five pounds of Tobacco for his Costs and Charges by him about his suit in this behalf by him laid out and expended, and the said Samuel Bedsworth in mercy &c. —

Test. James Coale Junr. Clerk —

Memorandum, Judgment was confessed in this action on the thirteenth day of April 1798. for £52. 9. 0¾ Current money, and Costs — with Stay of Execution until the first Term. —

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John E. Gist Admor of Patrick Kelly against Henry J. Carroll Special Bail of Redmond Grace

Be it remembered that on the fourteenth day of April in the year of our Lord one thousand seven hundred and ninety seven, a certain John E. Gist Administrator of Patrick Kelly by Josiah Barsly Esquire his Attorney, filed out of the General Court of the State of Maryland a Writ of Scire facias against Henry J. Carroll Special Bail of Redmond Grace, directed to the Sheriff of Somerset County, in the words and figures, and of the tenor following, towit. — The State of Maryland, To the Sheriff of Somerset County, Greeting: Whereas John E. Gist, Administrator of all and singular the Goods and Chattels Rights and Credits, which were of Patrick Kelly late of Dorchester County, Deceased, lately, towit, on the second Tuesday of April seventeen hundred and ninety six, before the Judges of our General Court, held for the Eastern Shore of the said State, at Easton, in Talbot County, by Consideration of the same Court, hath recovered against Redmond Grace, late of Somerset County, as well the sum of two hundred pounds Current money, as also the Quantity of six hundred and sixty one pounds of Tobacco, which unto the said John E. Gist Administrator as aforesaid, were adjudged, as well for his Damages which he had sustained by occasion of the non-performance of certain promises and Assumptions, there before that time made by the said Redmond Grace to the said Patrick Kelly in his lifetime, and to the said John E. Gist Administrator as aforesaid, since the death of the said Patrick Kelly, as for his Costs & Charges by him about his suit in that behalf laid out and expended, whereof the said Redmond Grace is convicted as of Record is manifest. — And altho' Judgment of the Debt and Damages aforesaid be rendered as aforesaid, Execution thereof Nevertheless still remaineth to be done; And whereas also ~~since the~~ before the rendering of that Judgment towit, on the seventh day of April seventeen hundred and ninety five, a certain Henry James Carroll and Samuel Wilson of Somerset County before John Done and John Gale Esquires, Justices of the Peace, for Somerset County, acknowledged themselves special bail for the said Redmond Grace in an action of Trespass upon the case, brought by the said John E. Gist Admor as aforesaid against the said Redmond Grace in the General Court. — By which said Recognizance the said Henry James Carroll and Samuel Wilson became Pledges and Mainpriors for the said Redmond Grace, that if it should so happen that the said Redmond Grace in the plea aforesaid should be convicted, that then the said Judges and mainpriors granted, that as well the said Debt, as all such Damages, Costs and Charges which to the said John E. Gist Admor as aforesaid in that part by the Court should be adjudged, of their Goods and Chattels Lands and Tenements should be made, and to the use of the said John E. Gist