The Eastern Shore of Maryland } Joshua Clarke late of Caroline County Gentle-
Caroline County, towit } man, was summoned to answer unto William Whiteley of a plea that he render unto him the sum of seven hundred and fifty one Pounds, twelve Shillings and five pence Current money of Maryland, which to him he owes, and unjustly detains &c. — And whereupon the same William Whiteley by Nicholas Hammond his Attorney saith that whereas the said Joshua Clarke on the first day of April in the year seventeen hundred and ninety four, at the County aforesaid, by his certain writing Obligatory, sealed with the Seal of the said Joshua, the said William here into Court brings, the date whereof is the same day and year aforesaid, acknowledged himself to be held and firmly bound unto the said William in the aforesaid sum of seven hundred & fifty one Pounds twelve shillings and five pence Current money, to be paid to the said William or his Assigns, when he should be thereto afterwards required. To the Payment whereof the said Joshua did bind himself firmly by the said writing. Nevertheless the said Joshua (altho' often thereto required) the sum of money aforesaid or any part thereof, to the said William yet hath not paid, but the same to him to pay hath hitherto altogether refused and still doth refuse, to the Damage of the said William in the sum of one thousand Pounds Current money, and thereupon he brings this suit &c. — Nicholas Hammond Plff. John Dod } Pledges &c.
Richd. Poe }

The writing Obligatory in the Declaration aforesaid mentioned ensues as follows, towit. — Know all men by these presents that I Joshua Clarke of Caroline County and State of Maryland am held and firmly bound unto William Whiteley of the County and State aforesaid, in the sum of seven hundred and fifty one Pounds twelve Shillings and five pence Current money of State aforesaid to be paid to the said William Whiteley or to his certain Attorney, Heirs, Executors, Administrators or Assigns; To the which Payment well and truly to be made, I bind myself, my Heirs, Executors, and Admrs. jointly and severally firmly by these presents, Sealed with my Seal, and dated the first day of April in the year of our Lord one thousand seven hundred and ninety four — The Condition of this Obligation is such that if the above bounden Joshua Clarke, or his Heirs Executors or Administrators, jointly and severally, or any of them shall and do well and truly pay or cause to be paid to the above named William Whiteley or to his certain Attorney, Heirs, Executors, Admrs. or Assigns, the just and full sum of three hundred and seventy five Pounds sixteen Shillings and five pence two halfpenny money aforesaid on or before the first day of September next ensuing together with legal Interest thereon from the day of this above date without any fraud or further delay — then the above Obligation to be void, else to be and remain in full force and virtue. — Sealed & delivered in the presence of Joshua Drawer, Noah Price } Jos. Clarke (Seal)

On the back of the aforegoing Writing Obligatory is the following endorsement, towit. — 1795. June 9th Received of Joshua Clarke by hands of Wm. Gibson the sum

of twenty two Pounds ten shillings for Interest — Wm. Whiteley —

Thereupon it was ruled by the Court at the prayer of the said William Whiteley by his Attorney aforesaid, that the said Joshua Clarke answer to the Declaration aforesaid of the said William Whiteley in the plea aforesaid. And the said Joshua Clarke by his Attorneys aforesaid defended the wrong and injury when &c. and sofforth, and prayed leave to imparle unto the next Term &c. that is, the same day was given to the aforesaid William Whiteley there &c. —

And now here on this day, towit the second Tuesday of April in the year of our Lord one thousand seven hundred and ninety eight, come into the General Court here, the parties aforesaid by their Attorneys aforesaid. — And the said Joshua Clarke by his Attorney aforesaid defends the wrong & injury when &c. and says, that he cannot gainsay the action of the said William Whiteley, nor can he deny but that he owes unto the said William Whiteley the aforesaid sum of seven hundred and fifty one pounds twelve shillings and five pence Current money in manner and form as the said William Whiteley above against him hath complained. Therefore it is considered by the Court here that the said William Whiteley recover against the said Joshua Clarke, as well the said sum of seven hundred and fifty one Pounds twelve shillings and five pence Current money his Debt aforesaid, in form aforesaid acknowledged, as the Quantity of six hundred and twenty nine Pounds of Tobacco as well for his Damages which he hath sustained, by occasion of the detention of that Debt, as for his Costs and Charges by him about his suit in this behalf laid out and expended, adjudged unto the same William Whiteley by the Court here, with his Assent; And the said Joshua Clarke in mercy &c. —

Test James Earle Jnr. Clerk —

Memorandum. Judgment was confessed in this action on the 13th day of April 1798. for Penalty and Costs — To be released on the payment of Principal, Interest, and Costs. — with Stay of Execution till the next Term —

John Patterson against John Kerr } Be it remembered that on the twentieth day of September in the year of our Lord one thousand seven hundred and ninety six, a certain John Kerr by William Barrow Esquire his Attorney, issued out of the Eastern Shore General Court, the State of Maryland, Writ of Habeas Corpus in the to the Justices and Sheriff of Cecil County directed, in the words and figures and the tenor following, towit — State of Maryland Ss. To the Justices and Sheriff of Cecil County Greeting: Whereas a certain John Kerr is detained in the prison of our said County, under the Custody of you our said Sheriff, at the suit of a certain John Patterson for a plea of Debt, which said plea as it is said stands undetermined; and we being willing for divers causes depending before you our said Justices, 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 John Kerr 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, at Easton in Talbot County, at the Court House in the same County, the second Tuesday of April next, that our said Judges of our said General Court, may further proceed thereon as to Justice appertains and sofforth — Hereof fail not, but have your Writ, and have you