In Testimony that the within and aforegoing is a true Copy of the Record and proceedings in the aforesaid action — I have hereunto set my hand, and affixed the Seal of my Office this first day of September Anno Dominii seven-teen hundred and ninety eight — G: Baxter Clk

(Seal of Cecil County Court)

Cecil City Court —

Whereupon, appeared in our General Court as well the said Benson Gears by William Barrott Esquire his Attorney, as the said Thomas and James Porter by Davidson David Esquire their Attorney; And the said Thomas and James Porter by their Attorney aforesaid defended the wrong and injury when, &c, and prayed leave of the Court to imparle untill the next Term, and they had it, The same day was given to the said Benson Gears, then, &c — At which said next Term towit, the second Tuesday of April in the year of our Lord one thousand seven hun-dred and ninety nine came again into Court the parties aforesaid by their Atter-nies aforesaid; And the said Benson Gears by his Attorney aforesaid Declared against the said Thomas and James Porter in the plea aforesaid in manner and form following, towit — Eastern Shore, State of Maryland, Cecil County Set. Thomas Porter and James Porter late of Cecil County, Yeomen, were summoned to answer unto Benson Gears of a plea that they render unto him the sum of sixty eight pounds four shillings, Specie, of the like value of Maryland Currency, which from him they unjustly detain &c — And whereupon the said Benson by William Barrott his Attorney, saith, that whereas the aforesaid Thomas and James on the twenty first day of January in the Year of our Lord one thousand seven hundred and ninety six, at Cecil County aforesaid, by his certain Bill Obligatory acknowledged himself to be held and firmly bound unto him the said Benson, his Heirs or Assigns, in the sum of thirty four pounds, three shillings, with legal Interest on the same, from the date thereof, to which payment well and truly to be made and done, on or before the twentieth day of October next ensuing the date of the said Bill, the said Thomas and James bound themselves, their Heirs or Exors unto the penal sum — sixty eight pounds four shillings; And the aforesaid Benson in fact saith that altho' the aforesd Thomas and James hath been, afterwards towit, on the twenty first day of October in the year of our Lord seventeen hundred and ninety six, and often afterwards, at the County aforesaid by the said Benson requested to render and pay unto him the said Benson the aforesaid sum of thirty four pounds three shillings; Yet the said Tho-mas and James to the said Benson hath not rendered or paid the same, or any part thereof, which to him, according to the form of the said Bill he ought to have paid, whereby action hath accrued unto him the said Benson, to demand and have of them the said Thomas and James, the aforesaid sum of sixty eight pounds four shillings — Nevertheless the aforesaid Thomas and James the afore-said sum of money to him the said Benson (although often thereunto required) hath not rendered or paid, but the same, or any part thereof to him the said Benson to render or pay they have hitherto altogether refused, and still doth refuse, to the Damage of him the said Benson in the sum of one hundred pounds Current money of Maryland; And therefore he brings suit and so forth, and brings here into Court the writing Obligatory aforesaid, Sealed with the Seal of the said Thomas and James, which the

the Debt aforesaid, in form aforesaid Witnesseth, the date whereof is the day and year aforesaid — Wm. Barrott for Pltff. pledges &c. John Doe & Richard Roe. —

We promise to pay to Benson Gears his Heirs or Assigns the sum of thirty four pounds three shillings, specie, with legal Interest on the same, from the date hereof; To which payment well and truly to be made and done, on or before the 20th day of Octr. next, we bind ourselves, our Heirs or Exors in the penal sum of sixty eight pounds four shillings — Witness our Hands and Seals this 21st January 1796. —

Witness present, Wm. Lavin — Thomas Porter (Seal)
Jas. Porter jr. (Seal)

And thereupon, on motion of the said Benson Gears by his Attorney aforesaid, it was ruled by the Court that the said Thomas and James Porter answer to the Declara-tion aforesaid of them the said ~~Thomas~~ Benson Gears in the plea aforesaid by the second Tuesday of September then next following, or Judgment would be rendered against them on default thereof — And the same day was given to the said Benson Gears then, &c — And now here at this day, towit, the second Tuesday of Septem-ber in the year of our Lord one thousand seven hundred and ninety nine comes again into Court the said Benson Gears by his Attorney aforesaid, but the said Thomas and James Porter although solemnly called, now here comes not, nor do they say anything in bar or preclusion of the action aforesaid of the said Benson Gears, but therein do make default, whereby the same Benson Gears remains against them the said Thomas and James Porter therein undefended —

Therefore it is considered by the Court here that the said Benson Gears recover against the said Thomas and James Porter, as well the said sum of sixty eight pounds four shillings Current money his Debt aforesaid, as also the quantity of one thousand and forty nine pounds of Tobacco for his Damages which he hath sustained as well 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 by the Court here unto the said Benson Gears with his Assent. And the said Thomas and James Porter in mercy &c. —

Test, James Earle Junr. Clerk —

Memorandum, Judgment was rendered in this action under the rule, for want of Plea on the twelfth day of September 1799. for Penalty and Costs — To be released on payment of the principal, Interest and Costs — with Stay of Execution untill the next Term — payments, if any, to be allowed in —

John Fulton, Survg. Obligee of John and Samuel Fulton
against
Rebecca Morton Admtrx of John Morton, deceased, &c

Be it remembered that on the ninth day of October in the year of our Lord, one thousand seven hundred and ninety eight, a certain John Fulton Surviving Obligee of John and Samuel Fulton by Hugh Matthews Esquire his Attorney, prosecuted and sued forth out of our Eastern Shore General Court, a Writ of the State of Maryland of Scire faci-as, directed, to the Sheriff of Cecil County, in the words and figures following, towit — The State of Maryland, To the Sheriff of Cecil County, Greeting: Whereas, lately, towit, on the second Tuesday of September seventeen hundred and ninety seven at a General Court, held at Easton in Talbot County, by consideration

(Seal of the Eastern Shore General Court)