above acknowledged for his Damages, which he hath sustained by occasion of the non performance of the premises and Assumptions aforesaid, as also the Quantity of Pounds of Tobacco by the Court here unto the said James Kent adjudged for his Costs and Charges, by him about his suit in this behalf laid out and expended; And the said William Pearce in mercy &c.

Test. James Earle Junr. Clerk.

Memorandum; Judgment was confessed in this action on the eighteenth day of September 1799 for £100 Current money Damages, and Costs — To be released on the Payment of £53. 16. 6½ Current money with Interest thereon from the tenth day of December 1797, until paid, and Costs — With Stay of Execution until the next Term.

Henry Pratt against John Emory } Be it remembered that on the sixteenth day of May in the year of our Lord one thousand seven hundred and ninety eight a certain John Emory by Samuel Purnell Esquire his Attorney prosecuted, and sued forth, out of our Eastern Shore General Court, the State of Maryland's Writ of Habeas Corpus, directed to the Chief Justice and his Associates, Justices of Queen Anne's County Court, and to the Sheriff of the same County in the words and figures following, to wit. — The State of Maryland: To the Chief Justice and his Associates, Justices of Queen Anne's County Court, and to the Sheriff of Queen Anne's County, Greeting: Whereas a certain John Emory is detained in the prison of your said County, under the Custody of you our said Sheriff, at the suit of a certain Henry Pratt, of a plea of Debt, 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; We therefore Command you, that you have the body of the said John Emory, by whatsoever name, or surnames 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, the second Tuesday of September next, that the Judges of our said General Court may further proceed therein as to Justice appertains and doth of Right. Hereof fail not at your peril, and have you then and there this Writ — Witness the Honorable Robert Goldsborough Esquire Chief Judge of our said Court, the tenth day of April 1798 — Issued the 16th day of May 1798 — L.P. James Earle Junr. Clerk.

(Seal of the Eastern Shore General Court.)

At which said second Tuesday of September in the year of our Lord one thousand seven hundred and ninety eight (being the day for the return of the aforegoing Writ of Habeas Corpus) the said Chief Justice, and his Associates, Justices of Queen Anne's County Court, and the Sheriff of the same County, to whom the same Writ was in form aforesaid directed, in Obedience to the Command therein contained, to wit, the said Sheriff had the body of the said John Emory, and the said Chief Justice, and his Associates, certified and transmitted to our General Court, a Record of the proceedings before the said County Court had, containing the cause of the caption and detention of the said John Emory in the plea aforesaid, with all things thereunto relating — And which said Record of Proceedings is in form following, to wit. — On the Records and proceedings of Queen Anne's County Court, among other things is contained the following, to wit. — Maryland, Queen Anne's County, to wit at a County Court held for Queen Anne's

County, at Centre Ville in said County, on the first Monday of May, it being the seventh day of the same Month, in the year seventeen hundred and ninety eight, by the Officers appointed and empowered to hold the same Court, of whom were Present. The Honorable James Tilghman Esquire Chief Justice, William Ringgold Junr. and JonathanReady Esquires Asst. Justices — Henry Costin Esqr. Sheriff — Samel Wright — Clerk.

Henry Pratt against John Emory } Be it remembered that on the ninth day of March, in the year seventeen hundred and ninety seven, Command was given to the Sheriff of Queen Anne's County, to take the body of John Emory, late of Queen Anne's County, if he should be found in his Bailiwick, so that he might have his body before the Justices of the then next Countycourt, to be held for Queen Anne's County, at Centre Ville on the third Monday of May then next coming, to answer unto Henry Pratt, of a plea that he render unto him the sum of sixty eight pounds thirteen shillings and eleven pence one farthing, which to him he owes, and from him he unjustly detains &c. — At which said day, to wit, the first Monday of May in the year seventeen hundred and ninety seven, comes the Plaintiff, by Robert Wright his Attorney, and the Sheriff of Queen Anne's County being called, makes return of the aforesaid Writ in these words, to wit, "Capi. Phil: Lo. Blake, Shff." — And thereupon the said John Emory, at the prayer of the said Henry Pratt was ruled to give special bail in the plea aforesaid; Whereupon Nathan E. Clements of Queen Anne's County, Yeoman, came here into Court in his proper person, and became pledge and mainpriser for the aforesaid John Emory, that if it should happen that Judgement by the Court here for the aforesaid Henry in the plea afsd. against the said John should be rendered, then the same Nathan E. Clements granted that as well the Debt aforesaid, as all such Costs and Charges, which unto the aforesaid Henry in this part, should by the Court be adjudged, of his Lands and Chattels should be made, and to the use of the said Henry levied, if it should happen that the said John, the said Debt, Damages, Costs and Charges should not pay, or his body in Execution of such Judgement, to the public prison of Queen Anne's County aforesaid, by that occasion should not render &c. — Thereupon, the Defendant by Samuel Purnell his Attorney, comes, and defends the force and injury when &c, and prayed that the said Henry might be laid under a rule of the said Court to declare in the action aforesaid against him the same John, on or before the fourth Monday of October then next following, and might file his Declaration in the action aforesaid of Record, by or before the said day, or that he the said John might go thereof without day, and it was granted; The same day was given to the said Henry, there &c. — At which said fourth Monday of October in the year seventeen hundred and ninety seven, came here again the parties aforesaid by their Attornies aforesaid, And the said Henry Pratt by his Attorney aforesaid, prayed that he might have a longer time allowed him to file his Declaration aforesaid in the action aforesaid until the first Monday of May then next following, and it was granted unto him, the same day was given to the said John Emory, there &c. — At which said first Monday of May in the year seventeen hundred and ninety eight, came here again the Parties aforesaid by their Attornies aforesaid, And the said Henry Pratt by his Attorney aforesaid filed his Declaration in the plea aforesaid against the said John Emory in the following words, to wit. — And whereupon, the said Henry, by Robert Wright his Attorney, saith, that whereas, on the twenty eighth day of January in the year of our Lord one thousand seven hundred and ninety three, at Queen Anne's County aforesaid, the said John, by his certain Bill Obligatory with his Seal sealed, the date of which is the day and year aforesaid, did acknowledge himself to be held and firmly bound to the