Attornies aforesaid, And the said Williams and Law by their Attorney aforesaid declared against the said Thomas Lane Emory and Richard Emory in the plea aforesaid in manner & form following, to wit — Eastern Shore of Maryland, Queen Anns County, to wit, Thomas L. Emory and Richard Emory late of Queen Anns County, Gentlemen, were summoned to answer unto Williams and Law, of a plea that they render unto them the sum of two hundred and forty seven pounds nineteen shillings and five pence Current money which to them they owe, and from them unjustly detain, and so forth — And whereupon the aff.d Williams and Law by Richard T. Earle their Attorney, say, that whereas, the aforesaid Thomas L. Emory and Richard Emory on the eighth day of July in the year seventeen hundred and ninety eight, at the County aforesaid, by their certain Bill Obligatory, Sealed with their Seals, and to the Court here shewn the date of which is the same day and year, did promise for themselves, their Heirs, Executors, and Administrators to pay, or cause to be paid unto the said Williams and Law their Heirs, Executors, Administrators or Assigns the aff.d sum of two hundred and forty seven pounds nineteen shillings and five pence Current money with Interest, for value received, when afterwards they should be thereunto required — Nevertheless the aff.d Thomas L. Emory, and Richard Emory (altho' often thereunto required) the aff.d sum of two hundred and forty seven pounds nineteen shillings and five pence, or any part thereof, to the said Williams and Law, or either of them have not rendered or paid, nor hath either of them rendered or paid the same, but the same sum of money to them to render or pay, they the said Thomas and Richard have altogether refused, and still do refuse to the Damage of the said Williams & Law five hundred pounds Current money, and therefore they bring suit and so forth — Richard T. Earle for Plff. Pledges &c John Doe and Richard Roe —

Oyer of Bill Obligatory — £247. 19. 5. — We promise, for ourselves, our Heirs, Executors and Administrators to pay or cause to be paid unto Messrs. Williams and Law, their Heirs, Executors, Administrators or Assigns the sum of two hundred and forty seven pounds nineteen shillings and five pence with Interest, for value received, Witness our hands and Seals this twenty eighth day of July 1798 — Thos. L. Emory & Co. (Seal)

Signed, Sealed and delivered in the presence of James Price —

And thereupon, on motion of the said Williams and Law — Richard Emory is by their Attorney aforesaid, it was ruled by the Court that the said Thomas L. Emory and Richard Emory answer to the Declaration aforesaid of them the said Williams and Law in the plea aforesaid; And the said Thomas L. Emory and Richard Emory by their Attorney aforesaid further defended the wrong and injury when &c, and prayed leave of the Court to imparle unto the next Term, and they had it; The same day was given to the said Williams and Law then, &c — And now here, at this day, to wit, the second Tuesday of September in the year of our Lord one thousand seven hundred and ninety nine, comes again into Court as well the said Williams and Law by their Attorney aforesaid, as the said Thomas Lane Emory by his Attorney aforesaid, but the said Richard Emory although solemnly called doth not come; And thereupon the said Williams and Law by their Attorney aforesaid suggested to the Court, that since the last continuance of the plea aforesaid and before this day, the said Richard Emory departed this life, and that the said Thomas Lane Emory hath survived him, and the same is not denied; Whereupon the said Thomas L. Emory survivor as aforesaid by his Attorney aforesaid further defends the wrong and injury, when, &c, and says, that he cannot gainsay the action aforesaid of the said Williams and Law

so as aforesaid against him brought, nor can he deny but that he owes to, and unjustly detains from them the said Williams and Law the aforesaid sum of two hundred and forty seven pounds nineteen shillings and five pence Current money, their Debt aforesaid in manner and form as they the said Williams and Law above thereof against him hath complained, nor likewise but that the said Williams and Law have sustained Damage by occasion of the detention of that Debt, to the sum of five hundred pounds like money, as they the said Williams and Law above by declaring suppose — Whereupon the said Williams and Law by their Attorney aforesaid, pray pray Judgement for their Debt aforesaid, and also for their Damages above acknowledge to be sustained by occasion of the detention of that Debt, together with their Costs and Charges by them about their suit in this behalf laid out and expended, to them to be adjudged, &c — Therefore it is considered by the Court here that the said Williams and Law recover against the said Thomas L. Emory Surviving Partner as aforesaid, as well the said sum of two hundred and forty seven pounds nineteen shillings and five pence Current money, their Debt aforesaid in form aforesaid confessed, and the further sum of five hundred pounds like money above acknowledged, for their Damages which they have sustained by occasion of the detention of that Debt, as also the Quantity of six hundred and five pounds of Tobacco by the Court here unto the said Williams and Law adjudged, for their Costs and Charges by them about their suit in this behalf laid out and expended; And the said Thomas L. Emory Surviving Partner as aforesaid in mercy &c — Test, James Earle Jun.r Clerk —

Memorandum. Judgment was confessed in this action on the fourteenth day of September 1799 for £247. 19. 5. Current money, Debt, and £500 like money, Damages, and Costs — Damages to be released on the payment of Interest on the Debt from the 28th. day of July 1798 till paid — With Stay of Execution until the next Term — payments, if any, to be allowed.

James Price — against Thomas L. Emory Surviv.g Partner of Richard Emory

Be it remembered, that on the fourth day of September in the year of our Lord one thousand seven hundred and ninety eight Command was given to the Sheriff of Queen Anns County, to take Thomas L. Emory and Richard Emory late of Queen Anns County, Gentlemen, if they should be found in his Bailiwick, and them safe keep, so that he might have their bodies 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 then instant, to answer unto James Price of a plea that they render unto him the sum of two hundred and ninety nine pounds seventeen shillings and ten pence Current money which to him they owe, and from him unjustly detain and so forth — And that thereof he the said Sheriff should not fail at his peril, and should have then and there that Writ &c —

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) came into Court the said James Price by Richard T. Earle Esquire his Attorney, and the Sheriff of Queen Anns County, to whom the same Writ was directed, likewise came, and made return thereof to our said Court thus endorsed, to wit — "Capi Corpora. H. Coxin Shff. Q. Anns County" —

And the said Thomas Lane Emory and Richard Emory being called, appeared in Court by Robert Wright Esquire their Attorney; And thereupon, on motion of the said James Price by his Attorney aforesaid, it was ruled by the Court that the said Thomas Lane Emory and Richard Emory give special bail in the plea aforesaid — Whereupon, a certain