which he hath sustained as well by occasion of the detention of the said debt, as for his cost and charges by him about his suit, in this behalf expended, and the said John Young in mercy &c.

James Earle Clerk

Judgment April the 18th 1799. for principal & Costs. Interest also on the principal & Costs. Payments if any to be allowed; Stay of execution till next Term.

Howes Goldsborough against Andrew Price

Be it remembered that on the thirteenth day of March seventeen hundred ninety eight, Command was given to the Sheriff of Caroline County, to take Andrew Price late of Caroline County, Merchant, if he should be found in his Bailiwick and him safe keep so that he might have his body before the Judges of our General Court, to be held at Easton the second Tuesday of April then next, to answer unto Howes Goldsborough of a plea of Trespass upon the Case. And that he the said Sheriff should not fail thereof at his peril, and should have then and there this Writ.

At which said second Tuesday of April seventeen hundred and ninety eight being the return day of the aforegoing Writ, Came into Court the said Howes Goldsborough by Charles Goldsborough his Attorney, and the Sheriff of Caroline County aft, to whom the said Writ was directed makes return thereof to the Court here, this endorse, to wit "Cepi Dehar Thompson Shff." whereupon the said Sheriff being solemnly called upon to bring into Court the body of the said Andrew Price, according to the return of the writ aft doth not bring in the same but therein makes default, whereupon it is ruled by the Court here that the said Sheriff should be amerced, forfeit and pay to the State of Maryland the sum of five pounds current money, unless he have the body of him the said Andrew Price, before the Judges of the General Court here on the second Tuesday in September next —

At which day to wit, the second Tuesday of April seventeen hundred and ninety eight came again the said Howes Goldsborough by his Attorney aft, and the said Sheriff being again solemnly called upon to bring into Court the body of the said Andrew Price in compliance with the rule of Court aft, and to save the amercement aft, accordingly brought in the same Andrew Price, And the said Andrew Price puts in his plea John Goldsborough or his Attorney; And thereupon on motion of the said Howes Goldsborough by his Attorney aft, it is ruled by the Court here that the said Andrew Price give special bail in the plea aft whereupon a certain Philemon Clarke of Caroline County Gentleman, comes here into Court in his proper person, and becomes pledge and bail for the said Andrew Price, that if it shall happen that the said Defendant shall be convicted at the suit of the said Howes Goldsborough in the plea aft, then the said Philemon Clarke consents that all such Damages Costs and charges as shall be adjudged unto the said Howes Goldsborough in this behalf shall be made of his body Lands and chattels and hereof to the use of the said Howes Goldsborough, if it shall happen that the said Andrew Price shall not pay the said Damages Costs and charges or render himself to the prison and custody of the Sheriff of

Caroline County aft on that occasion. And thereupon the said Howes Goldsborough by his Attorney aft, Declares against the said Andrew Price in the plea aft as follows to wit.

Eastern Shore of Maryland Caroline County to wit. Andrew Price late of Caroline County, Merchant was attached to answer unto Howes Goldsborough of a plea of Trespass upon the Case &c. And whereupon the same Howes by Charles Goldsborough his Attorney complains that whereas on the second day of June in the year of our Lord seventeen hundred and ninety seven at the County aft was indebted to the said Howes in the sum of ninety four pounds eleven shillings current money of Maryland for divers goods wares & Merchandize by the said Howes before that time sold and delivered to the said Andrew at his special instance and request, and so therein indebted being the same Andrew in consideration thereof, afterwards, to wit on the same day and year aft, at the County aft upon himself assumed and unto the same Howes then and there faithfully promised, to pay to the same Howes the aft sum of money whenever after he should be thereto required. And whereas also afterwards to wit, on the same day and year aft at the County aft the same Howes had before that time sold and delivered to the said Andrew at his like special instance and request, divers other goods wares & merchandize the said Andrew in consideration thereof, afterwards to wit, on the same day and year aft, at the County aft upon himself assumed and unto the said Howes then and there faithfully promised to pay to the same Howes for the goods wares and merchandizes last above mentioned as much current money of Maryland as the same Howes for the goods wares & merchandizes last mentioned reasonably deserved to have at the time of the sale and delivery thereof whenever after he should be thereto required. And the said Howes in fact saith, that he for the goods wares and merchandize last mentioned reasonably deserved to have of the said Andrew, at the time of the sale and delivery thereof one other sum of ninety four pounds eleven shillings current money of Maryland, to wit, at the said County, of which the said Andrew then and there had notice nevertheless the said Andrew his several promises and assumptions aft in form aft made not regarding but minding & fraudulently intending the said Howes in this behalf craftily and subtilly to deceive and defraud the said second sum of money or any part thereof unto the said Howes yet hath not paid altho so to do the said Andrew by the said Howes on the said day and year aft and often since that time at the County aft was required, but the said sum of money or any part thereof to pay to the said Howes the said Andrew hitherto altogether hath refused and still doth refuse to the damage of the said Howes two hundred pounds current money of Maryland and therefore he doth bring suit &c. Chas Goldsborough Atty for Plff. Filed Dec 18 1798.

Mr Andrew Price

Baltimore 2d June 1797

Dr of Howes Goldsborough.

2 Hhds Mr Rum 234 Gall. at 7/	£218 .. 50/100
50 Bush of fine Salt @ 5/	33 .. 20
	252 .. 13
Interest to April 17th 1799	18 .. 8 .. 10
	£ 104 .. 19 .. 10

Excepted