nor hath either of them paid the same or any part thereof to the said William Tippe in his lifetime, or to the said James Price after the death of the said William Tippe altho' solicited the said William Barwick the deceased in his lifetime aforesaid, to wit on the same day and year aforesaid, and often since that time at the County aforesaid by the said William Tippe in his lifetime, and by the said James after the death of the said William Tippe, to wit, on the seventeenth day of September in the year of our Lord seventeen hundred and ninety six, and often since that time at the County aforesaid was required altho' solicited the said John Nabb & William Barwick the Executors after the death of the said William Tippe, and after the death of the said William Barwick the testator, to wit, on the day of in the year of our Lord seventeen hundred and ninety seven and often since that time by the said James Price at the County aforesaid were required, but the same sum of money or any part thereof unto the said William Tippe in his lifetime & the said John Nabb & Wm Barwick the Executors, and each of them after the death of the said William Barwick the deceased hitherto altogether have refused, and the said John Nabb & William Barwick the Executors still do refuse to pay the same to the said James Price to the damage of the said James Price four hundred pounds current money of Maryland and thereupon he brings this suit &c. And the said James Price doth here into Court bring the letters Testamentary of the said William Tippe whereby it sufficiently appears to the Court here that the said James Price is the Executor of the last Will and Testament of the said William Tippe & thereof hath the Administration &c. Thos: M Bullitt for the Plff pledges &c. Int. Doc & R. Rice

N.B. The Pl. also relies on an Int. ap.t for £200 paid & advanced & also on an Int. ap.t for the like sum lent & accommodated. J.M.B.

And thereupon on motion of the said James Price by his Attorney aforesaid it is ordered by the Court, that the said Nabb & Barwick, Executors as aforesaid, answer to the Declaration aforesaid on or before the second Tuesday in April then next or Judgment would be rendered against him by default, whereupon day was given to the said James Price then &c.

And now here to wit, the second Tuesday in April seventeen hundred and ninety nine, comes again into Court the parties aforesaid by their Attorney aforesaid, and the said Nabb & Barwick by their Attorney aforesaid, filed their plea in answer to the Declaration aforesaid in manner & form following, to wit. And the aforesaid Nabb & Barwick the Executors aforesaid by Nicholas Hammond their Attorney come here into Court and defend the wrong and injury when &c. and say that the said William Barwick the deceased in his lifetime did not assume upon himself in such manner & form as the said James Price above against them have complained, and of this they put themselves upon the Country &c. Nevertheless the said Nabb & Barwick, relinquishing the averment above by them pleaded, confess Judgment in this action on the following Terms — Judgment confessed for £300 Damages & Costs. To be released on the Payment of £150 on 3/4a with Interest thereon from 19th Sept.r 1796 until paid & Costs. Stay of Execution till next Term. It is agreed that the Defendants in virtue of this Judgment shall be liable for no more than a just dividend of the assets on hand, and such as may hereafter arise according to their course of Administration.

James Earle Clk.

Nathaniel Manning Exor of John Manning against Hugh Oram

Be it remembered that the proceedings on the thirty first day of January anno domini seventeen hundred and ninety eight Command was given to the Sheriff of Talbot County to take Hugh Oram late of Talbot County yeoman, otherwise called Hugh Orem, 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 in Talbot County the second Tuesday of April then next to answer unto Nathaniel Manning Executor of the last Will and Testament of John Manning late of the said County deceased in a plea that he render unto him the sum of Three hundred & forty pounds current money of Maryland which from him he unjustly detains &c. And that the aforesaid Sheriff should not fail thereof at his peril, and should then & there have that Writ. At which said second Tuesday in April seventeen hundred and ninety eight being the return day of the aforegoing writ, came into Court, the said Nathaniel Manning Exor aforesaid by his Attorney aforesaid, and the Sheriff of Talbot County, to whom the aforesaid writ was directed made return that he to the Court here this indorsed, to wit "Cepi & answer &c. Tho. Hopkins Sheriff Talbot County" and the said Hugh Oram being called appeared in Court here by Lockerman Martin his Attorney and defended the force and injury when &c. and prayed leave to imparle unto the second Tuesday in September next and he had it. The same day was given to the said Nathaniel Manning then &c. At which said second Tuesday in September seventeen hundred and ninety eight came again into Court the parties aforesaid by their Attorneys aforesaid, and the said Nathaniel Manning by Thomas James Bullitt his Attorney filed his Declaration against the said Hugh Oram in the plea aforesaid as follows, to wit — State of Maryland Eastern Shore Talbot County to wit. Hugh Oram late of Talbot County yeoman otherwise called Hugh Orem was summoned to answer unto Hugh Oram Executor of the last Will and Testament of John Manning late of the said County, deceased, in a plea that he render unto him the sum of three hundred & forty pounds current money of Maryland which from him he unjustly detains &c. And whereupon the said Nathaniel Manning by Thomas James Bullitt, his Attorney says that the said Hugh Orem on the fourteenth day of January in the year of our Lord seventeen hundred and ninety three, at the County aforesaid, by his certain writing obligatory sealed with his seal and here into Court now brought by the said Nathaniel Manning the date whereof is the same day and year aforesaid acknowledged himself to be held and firmly bound unto the said John Manning in his lifetime in the aforesaid sum of three hundred and forty pounds current money of Maryland to be paid to the said John Manning, whenever after he should be thereunto required, to the payment whereof well and truly to be made and done the said Hugh Oram bound himself his Heirs Executors & Administrators firmly by the said writing obligatory. Nevertheless the said Hugh Oram altho' thereunto often required by the aforesaid sum of money, or any part thereof unto the said John Manning in his lifetime or unto the said Nathaniel Manning since the death of the said John Manning yet hath not rendered or paid, but the said or any part thereof to render or pay to the said John Manning in his lifetime or to the said Nathaniel Manning since the death of the said John Manning the said Hugh Oram altho' altogether hath refused & still doth refuse to render or pay the said to the said Nathaniel Manning to the damage of the said Nathaniel Manning six hundred pounds current money of Maryland and thereupon he brings this suit &c.