

MSA SC 5463-5-9

5
The President Directors and
Company of the Bank of
the United States.

Joseph Cresp } of \$730
Alexander Sanford } of
Edward McCarty, law
Serge & Co. \$7000.
Cost 25.90
above - 3.

To be received on payment
of \$3430. with interest from
15 December 1819 \$1.75 Cost of
Protest and Cost of suit

Judgment 13th November 1821

RPM

16th April 1825 made known to Joseph Cresp in the presence
of George Brewster & J. Jones - 100 miles and
on the 6th of May made known to Alexander Sanford
in the presence of Joshua Barney and Robert Gunn

Paul W. M. C. M.

Recd

26.25
4.25
8
4
\$10
160 miles
4
4
26.25

The United States of America

District of Maryland to wit

To the Marshal for the District of Maryland - Greeting -

Whereas at a Circuit Court of the United States for the fourth Circuit in and for the District of Maryland begun and held at the City of Baltimore on the first day of May, in the year of our Lord one thousand Eight hundred and Twenty, a certain Joseph Cusap and Alexander Sanford late of said District, came personally, and in their own proper persons, and became pledges and Bail, and each of them became pledge and Bail, for a certain Edward McCarty Junior late of Alleghany County in Maryland District Merchant, that if it should happen that Judgment by the Court for the President Directors and Company of the Bank of the United States in a plea of Trespass on the Case and so forth, by the said President, Directors and Company of the Bank of the United States against the said Edward McCarty Junior in the same Court prosecuted, should be rendered, then the said Joseph Cusap and Alexander Sanford granted, and each of them did grant, that all such Damages, Costs and Charges, which unto the said President Directors and Company of the Bank of the United States in that behalf should be adjudged, of their, and each of their bodies, lands and Chattels, should be made, and to the use of the said President, Directors and Company of the Bank of the United States, levied, if it should happen that the said Edward McCarty Junior, the said Damages Costs and Charges unto the said President Directors and Company of the Bank of the United States, should not pay, or his body in execution of such Judgment to the public Prison of the District aforesaid by that occasion should not render And whereas also at a Circuit Court of the United States for the fourth Circuit in and for the District of Maryland begun and held at the City of Baltimore on the seventh day of November in the year of our Lord one thousand Eight hundred and twenty one, the said President Directors and

and Company of the Bank of the United States, by the Judgment of the said Court, did recover against the said Edward McCarty Junior late of Alleghany County in Maryland District Merchant, as well the sum of Seven thousand Dollars Current money ~~for their~~ damages which they had sustained by reason of ~~the~~ ~~non~~ performance of certain promises and Assumptions by the said Edward McCarty Junior to the said President Directors and Company of the Bank of the United States before that time made as the sum of Twenty five dollars and ninety cents which unto the said President Directors and Company of the Bank of the United States, was adjudged for their Costs and Charges by them about their suit in that behalf laid out and expended, whereof the said Edward McCarty Junior is convicted, as of Record it appears. Nevertheless the said Edward McCarty Junior the Damages costs and Charges aforesaid, to the said President Directors and Company of the Bank of the United States, hath not satisfied, nor his body in execution of such Judgment to the said public Prison of the District aforesaid hath rendered, according to the form of the Recognizance aforesaid, as by the suggestion of the said President Directors and Company of the Bank of the United States, in the said Court hath been understood: wherefore the said President Directors and Company of the Bank of the United States, hath brought that a proper remedy be granted him in this behalf; and as it is right that those things which in the said Court are lawfully transacted and adjudged, should be carried into due and speedy execution; you are therefore hereby Com-
manded by good and lawful men of your District you give notice to the said Joseph Cusack and Alexander Sanford that they be and appear before the said Circuit Court to be held at the City of Baltimore on the Eighth day of May next, to shew if they have or can say any thing for themselves why the said President Directors and Company ought not to have their execution against them for

the Damages Costs and Charges aforesaid, according to
the face form and effect of the ~~return~~ ^{Recognition} aforesaid, if
they shall think fit, and further ~~to~~ do and receive
all and singular those things which the said Court
shall think and there consider concerning them in this
behalf, and have you them and their the names of
those by whom you shall make the same known
unto them, and this writ. Witness the Honorable
John Marshall Chief Justice of our Supreme Court
the first Monday in February in the year of our
Lord one thousand Eight hundred and twenty five

MM Spud 24th February 1825

Philip Moore *et al*
circuit

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The President Directors and
Company of the Bank of
the United States

Joseph Cusap & }
Alexandra Sanford } 2/11/21 of

Edward McCarty Junr

Seiza Dama \$4000.
cost ————— 25.90
addn ————— 3 —

To be released on payment
of \$3610. with interest from
13 October 1819 \$1.75 Col of
Protest and costs of suit

Judgment 13 November 1821

B. P. M.

16th April 1825 made known to Joseph Cusap in
the presence of George Brent and A. L. Jones 160 miles
And in the C. of may made known to Alexander
Sanford in the presence of Jothac Aronogias De Arce
Dunn

Paul Montandon
inclosed

Atty - \$10
Mdn rail 4
160 miles 8
425
26.25

The United States of America
District of Maryland to wit
To the Marshal for the District of Maryland. Greeting
Whereas at a Circuit Court of the United States
for the fourth Circuit in and for the District
of Maryland begun and held at the City
of Baltimore on the first day of May in
the year of our Lord one thousand Eight hundred
and twenty, ~~came personally in their own proper~~
~~persons~~ a certain Joseph Cusap and Alexander Sanford
late of Maryland District came personally in their own
proper persons, and became pledge and bail, and each
of them became pledge and bail for a certain Edward
McCarty Senior late of Alleghany County in Maryland
District Merchant, that if it should happen that Judgment
by the Court for The President Directors and Company of the
Bank of the United States in a plea of Trespass on the Case
and so forth by the said President Directors and Company of
the Bank of the United States, against the said Edward
McCarty Senior in the same Court prosecuted, should be rendered
then the same Joseph Cusap and Alexander Sanford granted,
and each of them did grant, that all such damages, Costs
and Charges, which unto the said President Directors and
Company of the Bank of the United States in that behalf
should be adjudged, of their, and each of their Bodies, Lands
and Chattels, should be made, and to the use of the said
President, Directors and Company of the Bank of the United
States, levied, if it should happen that the said Edward
McCarty Senior the said Damages Costs and Charges, unto the
said President Directors and Company, of the Bank of the United
States should not pay, or his Body in execution of such Judgment
went to the public Prison of the District aforesaid by that
occasion should not render:

And Whereas also at a Circuit Court of
the United States for the fourth Circuit in and for the District of
Maryland, begun and held at the City of Baltimore on the seventh
day of November in the year of our Lord one thousand Eight

(hundred)

hundred and twenty one, the said President Directors and Company of the Bank of the United States by the Judgment of the said Court, did recover against the said Edward & McCarty Junior as well the sum of Seven ~~thousand~~ ^{thousand} Dollars current money for their Damages which ~~they~~ ^{they} sustained by occasion of the non performance of ~~certain~~ ^{certain} promises and assumptions by the said Edward & McCarty Junior to the said President Directors and Company of the Bank of the United States before that time made, as the sum of Twenty five Dollars and Ninety Cents which unto the said President Directors and Company of the Bank of the United States, was adjudged for their Costs and Charges by them about their suit in that behalf laid out and expended, whereof the said Edward & McCarty Junior is convicted as of Record it appeareth. Nevertheless the said Edward & McCarty Junior the Damages Costs and Charges adjudged to the said President Directors and Company of the Bank of the United States, hath not satisfied, nor his Body in execution of such Judgment to the said public Prison of the District aforesaid hath rendered, according to the form of the Recognizance aforesaid, as by the suggestion of the said President Directors and Company of the Bank of the United States in the said Court hath been understood: Wherefore the said President Directors and Company of the Bank of the United States, have besought that a proper remedy be granted them in this behalf; and as it is right that those things which in the said Court are lawfully transacted and adjudged should be carried into due and speedy execution; you are therefore hereby commanded that by good and lawful men of your District, you give notice to the said Joseph Cusap and Alexander Sanford that they be and appear before the said Circuit Court, to be held at the City of Baltimore on the Eighth day of May next to shew if they have or can say any thing for themselves, why the said President Directors and Company of the Bank of the United States ought not to have their execution against them for the Damages, Costs and Charges aforesaid, according to the force form and effect of the Recognizance aforesaid if they shall think fit, and further

to do and receive all and singular those things which the
said Court shall then and there consider concerning them
in this behalf, and have you then and there the names
of those by whom you shall give them notice and this writ
~~directs~~ the Honorable John Marshall Chief Justice of
our Supreme Court the first Monday in February in
the year of our Lord one thousand Eight hundred
and twenty five

RCM Given 24 February 1825.

Philip Moore *clerk*
clerk

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Bank of the US
" "
Jmpt Casap
Chas. Sanford Sp 1814
Edw M Carty Jr

} Seize Dama \$7000.
Cost — 25.90
adon — 3.
} Release \$3610. July 13 Oct 1819 — \$1.75 Cost
} of Protest and Cost
} Magt 13 Nov 1821.

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Same
" "
Same

} Seize Dama \$7000.
Cost — 25.90
adon — 3.
} Release \$2430 - Jul 15 Dec 1819 \$1.75
} Cost of Protest to Cost
} Magt 13 Nov 1821.

475