

Nathaniel Sheppard } And the said Nathaniel by Gabriel
at the suit of } Drwall his attorney comes & says,
Joseph Clarke assignee } that the said Joseph ought not to
of Charles Bridgely } have his Execution aforesaid for
the debt and damages aforesaid of the Lands and Tenements
aforesaid against him the said Nathaniel in the Return of
the Writ of Scire facias aforesaid mentioned, whereof he is
returned Tenant, because he says that he the said
Nathaniel was not, at the Time of the Impetration of
the said Writ of Scire facias, nor at any time ^{since} hath been
Tenant but for a Term of Years only, of the Lands & Tenements
{ in the return of the said Writ of Scire facias mentioned whereof
he is returned Tenant, nor of any other Lands or Tenements
whereof the said Thomas Rutland was at the time of the
Renderition of the said Indgment or at any time since
seized in his demesne as of Fee as by the ~~Writ~~ ^{Writ} aforesaid
above is alleged; And thus he is ready to verify; Wherefore
he prays Indgment if the said Joseph his Execution of
the debt and Damages against him the said Nathaniel of
the Lands & Tenements aforesaid whereof Woforth to have
ought and soforth.

2 And the said Nathaniel by his attorney
aforesaid with the leave of the Court here, and according to
the Form of the Statute in such Case made and provided
comes and further saith that the said Joseph ought
not to have his Execution of the debt and damages
aforesaid against him the said Nathaniel of the Lands
and Tenements aforesaid in the Return of the
Writ aforesaid mentioned whereof and soforth;
because he saith that there is no such Record of the
Confession of the Indgment aforesaid by the said Thomas
Rutland, John Creegh Mackerbin & Joseph Clarke
for the Debt and damages aforesaid in the said