in the debt aforesaid and also the summe of six hundred
fifty and fiue — — pounds of tobacco cost of suite
and the defft in mercy &c —

Satisfaccon acknowledged in open Court by the said George
Brent in open the Court —

Richard Swetnam ag: Samuell Withers — Maryland ss. Samuell Withers late high sheriffe of Talbot County was attached to answer unto Richard Swetnam of a plea of trespass upon the Case —

And whereupon the said Richard by William Dent his Attorney complayneth that whereas the said Richard heretofore that is to say at a Court of our Soueraigne Lord & Lady the King & Queene that now is holden before their Ma:ties Justices at Yorke towne in Talbot County for the County of Talbot aforesaid the 22: day of October in the yeare of our Lord 1692 Judgment was rendred against one Charles Efferid of the said County planter a debt of the summe of six thousand foure hundred & seuen pounds of tobacco a certaine debt recouered against him and also the summe of two hundred & twenty seaven pounds of tobacco for cost of suite wherein he was Conuict and by the Record & proceedings thereof in the said Court remaining more at large appeareth and for the more effectually obtaining of the said debt & cost of suite amounting in the whole to the summe of 6637 lb of tobacco aforesaid the said Richard afterwards that is to say the 23: day of December in the yeare of our Lord 1692 did present out of the Court of Talbot County their Ma:ties Writt of Capias ad satisfaciendum to the high sheriffe of Talbot County aforesaid directed by virtue of which Writt the said Samuell Withers the high sheriffe of the said County was commaunded that he should take the said Charles Efferid if he should be found in his Bailiwicke & him safe keepe so that he have his body before their Ma:ties Justices of the said County Court at Yorke towne to be held at the Court house there on the third tuesday of January then next to satisfiye unto the said Richard Swetnam the summe of six thousand foure hundred & seuen pounds of tobacco a certaine debt recouered against him the said 22: day of October 1692 with the costs of the said Court also the summe of 227 lb of tobacco for cost of suite and

the rest of the said Samuell Withers the sheriffe aforesaid was not to
haue at the time of the said Writt the said Richard afterwards
and before the return thereof that is to say the first day of January
in the yeare of our Lord 1692 at Talbot County aforesaid did ac
dilibert to the said Samuell Withers the sheriffe aforesaid in forma
of law to be Returned by the vertue of which writ the said Samuell Wi
the sheriffe of Talbot County aforesaid afterwards & before the
return of the said writt that is to say the eighth day of January
1692 aforesaid at Talbot County aforesaid the body of the said
Charles Efferid in Talbot County aforesaid did take & arrest to him
the said Charles Efferid did take & arrest in his Custody & prison for his
ransom aforesaid & the said Samuell Withers the
sheriffe of Talbot County aforesaid afterwards & before the sitting & fraudulently
in binding him the said Richard of his debt & of aforesaid
amounting to the said summe of 6637 lb of tobacco aforesaid in
forma aforesaid recouered & craftily & subtilly to defraude and
defraud afterwards that is to say the 18: day of January
aforesaid 1692 aforesaid at Talbot County aforesaid the said
Charles Efferid out of his Custody & prison at large with his
bailiff did go & voluntarily & negligently did permitt and
suffer without the hydenes against the will & Consent of the said
Richard his said debt & cost of suite amounting to the summe
of 6637 lb of tobacco aforesaid being in not with standing
satisfied or paid by or on behalf of the said Richard
of his debt & cost of suite amounting to 6637 lb of tobacco
aforesaid is wholly frustrated & priued to the damage
of the said Richard of 500 lb of tobacco and the rest of the damage
his suite —.

Nono hoc at this day to wit the fifteenth day of August
Anno Dni 1695 comes the said Richard Swetnam by his
Attorney aforesaid and the said Samuell Withers by his
Attorney Robert Gordon brought hitherto in Court and who say the
he is not by the said Court
Justices ought to plead in
bar of the action brought by the
plaintiff aforesaid to which
hire Because the said Richard Swetnam ought to haue against the
said Samuell Withers a
sixty thousand & thirty
for damaged occasioned
also the summe of
of tobacco for cost of suite and the defft in
mercy &c — .