of January 1695 and before the Sueing out the Originall Writt in this Action
that is to say the 17th day of August in the Yeare of our Lord 1697 at Annapolis
aforesaid the said John did well and truly Satisfie and pay to the said Nicholas and to
his Order and Appointment the said Summe of Ten pounds Sterling together with
forty shillings Sterling more in full of all Damages Accruing upon the pro-
viso as by application thereof more fully to appeare may appear and this he is ready to verifie and prayeth Judgement
al Large may appear and this he is ready to verifie and prayeth Judgement
And the said Nicholas for Replication that for anything in the Defendants Plea
he ought not to be barred from having and maintaining his Action aga.st the said John
Brownwick for that he saith that the said John Brownwick did not satisfie
unto the said Nicholas Sprind the said Summe of Ten pounds and the Summe of forty
shillings more for all Other Damages Accruing upon the proviso before the
bringing of the Suit and this he prays may be inquired of by the Country
and the plaintiff also Commaunded that Order be given to the Sheriff of
Anne Arundell County that forthwith he Cause to come three twelve of the
whome or whose Neighbours as well of the Bronquire as Anne the Sheriff
made return thereof that he has thereupon twelve as by his precept he
was Commanded (viz) Michaell Miller Gardiell Parrott Hugh Ryley Cordiling
Howard Edwards Green William Round John Duvall Gilbert Kent Lancelot
Todd Giles Wilson Samuell Smith & Phillemon Smith
Now here at this day to wit the Sixth day of September Anno Domi
ni 1698 came the Plaintiff and by their Attorney aforesaid and the Jurors aforesaid being Called
by their Name came who being Elected tryed and Sworne to speake the truth touch-
ing the premisses upon their oathes doe say Wee of the Jury find
for the Defendant Whereupon it is Considered by the Court here that the
said Nicholas Sprind take Nothing by his Writt but be in Mercy for his false
clamour and that the said John Brownick recover against the said Nicholas Sprind
the Summe of Eleven hundred and Sixty pounds of Tobacco by the Court here
at his request adjudged him for his Cost and Charges in this behalf Laid out
and expended According to the Form of the Statute in such Case made & provide

Nicholas Sprind against John Brownick late of Dorchester County Carpenter otherwise called John Brownwick of Dorchester County in the Province of Maryland Carpenter was
summoned to answer unto Nicholas Sprind of a plea that he render unto him the
and just Summe of forty pounds of good and lawfull money of England which he
ought to Pay and from him unjustly detaineth and whereupon the said Nicholas
Robert Gould Sworne his Attorney saith that whereas the said John the Defendant

fifth day of August Anno Domini 1695 at Annapolis in Anne Arundell
County by his Sealed Bond or Writing Obligatory Sealed with his Seale as his Act and
Deed delivered and Sent in Court Bought whose date is the day and Yeare aforesaid
did acknowledge to Owe and be Justly indebted unto the said Nicholas Sprind
in the Sum and just Sum of forty pounds of good and lawfull money of England
to be paid unto the said Nicholas Sprind his heirs Executors or assignes to
which payment well and truly to be made the said John bound himself his
heirs Executors and Admrs firmly by those Presents Witness that the said John
the said Sum of forty pounds unto the said Nicholas Sprind according to the Tenor
and Effect of the Bond aforesaid without all Fraud or Deceit and Whereas
but the same to him to render his Debt Damage and Losse to the damage
of the said Nicholas forty pounds of Tobacco lawfull money and thereupon
brings this Suit and the said John Brownick by Philip Clark his Attorney
and defends the force and injury whatever and prayeth Oyer of the Bond
and it is read unto him and he prayeth Oyer of the Condition thereof
and it is read unto him all five in those words following (viz) the Condition of
this present obligation is such that if the above bounden John Brownwick
his heirs Executors or Assignes shall and doe well and truly pay or Cause
to be paid unto the above said Nicholas Sprind his heirs Executors or
Assignes the full Sum of twenty pounds of the Lawfull Money of England
that is by delivery of good Bills of Exchange payable in London
drawne by some sufficient man resident or dwelling in Anne Arundell
or Calvert County for the said Summe or before the first of ffebry next
ensuing the date hereof that then this present obligation to be voyd and
of none Effect otherwise to stand and remaine in full power strength & virtue
Now here at this day to wit the Seventh day of September in the yeare of our
Lord one thousand six hundred ninety and eight came here into Court the said
Nicholas Sprind by Robert Gould Gent his Attorney and offered himself against the
said John Brownwick and moved a breach of the penalty of the Obligation aforesaid
and prayed Judgement for the Condition thereof according to Common Justice and the
said John Brownick in his own proper person came into Court and brought
his Majesties Writt of Injunction out of the high Court of Chancery of
this Province directed to the Honble the Justices of this Court commanding them
to stop all further proceedings therein which being read was allowed of by
the Court