And now this day at this Court before the Twenty Eighth day of Instant Dec 1703 being the day assigned unto the said Nicholas Lowe the Plt in this cause to impeach Edmund Bonner the said William Bonner by his said Attorney Rogers Mimidy Esqr the said William Haywood in the Plea aforesaid but the said Wm Haywood though solemnly called Comes not by himself nor his Attorney but makes Default in the prosecution of his said Action Wherefore it is the Judgment of this Court that the said Wm Bonner remain hence without day &c the said Wm Haywood altogether undismissed Whereupon Came the Parties aforesaid by their Attorneys aforesaid And the said Wm Bonner acknowledged that the said Wm Haywood ought to have and recover against him the said Debt of Forty pounds of Lawful money of England with Damages by reason of the Detention thereof to be assessed by the Court And thereupon the said Wm Bonner prayed that Inquiry might be made of the Damages by the Court here now sustained by the said Wm Haywood by reason of the Detention aforesaid And the said Wm Haywood likewise prayed that Inquiry might be made of the Damages by the Court here now sustained by the said Wm Bonner by reason of the Prosecution of his said Action against him the said Wm Haywood And the Court here now upon the Premises do order that Inquiry be made of the Damages aforesaid by the Oaths of twelve good and lawful men of the County aforesaid who being Impannelled to Inquire thereof and not Related to either of the Parties aforesaid Come before the Court here now sustained by the said Wm Bonner by reason of the Prosecution of his said Action against him the said Wm Haywood amounts to the Sum of Forty pounds of Lawful money of England besides his Costs and Charges by him about his said Action in this behalf Expended and the said Wm Haywood in mercy &c

Jacob Leguier — Nicholas Lowe Esqr Plt
vs
Nicholas Lowe Esqr Plt of Wm Edmundson —

Nicholas Lowe Esqr Plt of William Edmundson alias dict William Edmundson of Peachatuck in County in the province of Pensilvania and Inhabitant was Summond to answer unto Jacob Leguier of a Plea that he render unto him the Sum of Four Hundred & Twenty pounds Sterling money of England which unjustly detaines &c

And whereupon the said Jacob in his own proper person saith that whereas the said William in his life time to wit the Twenty Eighth day of Decr at Armagh in the County of Ulster Gentleman within the Jurisdiction of this Court by his Obligation with Condition thereunto Subscribed & to this Court here now shown the date whereof is the same day & year did acknowledge himself to be firmly bound unto the said Jacob in the said Sum of One Hundred & Twenty pounds Sterl to be paid unto the said Jacob when he the said William in his life time or his Heirs Exrs or Admrs should be thereto required Nevertheless the said William in his life time & since his Death the said Nicholas Lowe &c although often required the said Sum of Four Hundred & Twenty pounds to the said Jacob have not as yet paid nor Satisfyed him or them or any part thereof but the same to him to pay hath altogether refused & the said Nicholas Lowe doth refuse so to do to the damage of the said Jacob Two Hundred & Forty pounds Sterl & thereof he brings this Suit &c Pledges de prosequendo viz Jno Doe & Richard Roe

And the said Nicholas Lowe by William Alsopp his Attorney comes & defends the Force & Injury when &c and prays oyer of the Obligation aforesaid and it is read (to him

to him in haec verba viz "The Condition of this above Obligation is such that whereas the above bound William Edmundson according to the Custom of Merchants used upon the Exchange drawn his Bill of Exchange bearing Date the day & year above written unto the above named Jacob Leguier three Bills of Exchange all of the same tenor & date with these presents to Mr Peregrine Brown Merchant in London directed & by the said Bills did ord: the said Peregrine Brown to pay at thirty days sight to the above named Jacob Leguier or ord: the Sums of Sixty pounds Sterling money of England value of him or them received for the said Bills or any of them shall be paid to the aforenamed Jacob Leguier or his ord: according to the true Intent & Meaning thereof then this Obligation to be void or else to stand in full force & Vertue" which being read & heard the said Nicholas prays Oyer to him & the same is granted Whereupon it is granted him & the same day is given to the Defendt &c also And now also at this day to wit the Twenty Sixth day of Instant Dec 1703 Comes the said parties by their Attorneys aforesaid And the said Nicholas by his said Attorney saith that the said Jacob his Action aforesaid against him the said Defendant to have & maintain ought not because he the said Plt his said Debt in the Declaration mentioned & the Goods & Chattels to the Value of the Goods of the said William Edmundson at the time of this Suit dealt in his hands to be administred was not had by any of them at the day of the purchase of the Plts Writ Original & that not at any time after until he is ready to verify &c And thereof for the Plt prays Judgment if the Plt his said Action aforesaid against him to have & maintain ought &c

Whereupon the said Plt for that the said Defendant by any thing in his Plea alledged doth not deny but that the Defendant the Debt aforesaid in manner & form as by the Declaration is above supposed against him is duly owing to the said Plt prays Judgment of the same together with his Costs of Suit to be taxed & the Goods & Chattels of the said Wm Edmundson whose Estate & Effects shall come to the hands of the said Nicholas to be administred &c

Whereupon it is considered by the Court here that the said Jacob Leguier recover against the said Nicholas Lowe of the Goods & Chattels which were of the said Wm Edmundson at the time of this Suit & which shall come after to the hands of the said Nicholas the Exr & to be by him in due form of Law administred as well the Sum of One Hundred & Twenty pounds Sterling debt as the Sum of
Forty pounds of Tobo & Cask of Rum And the said Nicholas in mercy &c.