And thereupon further day is given to the said Alex.r Forbes in Custody as aft.d to answer unto the said pltfs above declared in this plea aft.d until next Court & the same day is given to the pltfs also — at which said next Court to wit the 17th day of April Anno Dom.i 1711 Comes again the said Philemon Loyd by his attorney aft.d but the said Hird in also no return of Service of the above declared on the said Alex.r Forbes in Custody as aft.d Therefore it is again ordered upon the pltfs motion that another Copy be made of the pltfs Declaration as aft.d & again sent to the Sheriff aforesaid to be served upon the said Alex.r Forbes in Custody as aft.d his order for that purpose & Court and thereupon further day is given to the said Alex.r Forbes in Custody as aft.d to answer unto the said pltfs above declared in this plea aft.d until next Court and the same day is given to the pltfs also — at which said next Court to wit the 17th Day of July Anno Dom.i 1711 Comes again the said Philemon Loyd by his attorney aft.d and the Sheriff of London returns to this Court here that he by virtue of a writt to him directed & to him delivered the said Alex.r Forbes w.th a Copy of the pltfs above declared in the Cause (viz.t) Philemon Loyd Gent. plt. against Alexander Forbes def.t as he was commanded as by his said return remaining of record in this Court more fully appears And the said Alex.r Forbes in Custody as aft.d to this day came by his Attorney aft.d but the said def.t wholly refuses & makes Default & doth not plead answer or demur to the said pltfs Declaration in this plea aft.d whereupon the said pltf prays that the said def.t may answer the said pltf his Debt in this plea aft.d mentioned — Therefore it is considered by the Justices here that the said pltf recover against the said def.t his Debt aforesaid in the Cause aforesaid & also his Damages by him sustained by occasion of the detaining of the said Debt to this day assessed by the Court here adjudged unto him the said pltf at his Costs and Damages aforesaid amounting in the whole to the Sum of Eleven thousand Eight hundred pounds of lawful money of Great Britain

939 Alex.r Forbes

Command

was given to the Sheriff of Queen Anne's County that he should take Alexander Forbes late of London Merch.t if he should be found in his Bailywick and him safely keep so that he might have his body before the Justices of her majesties Prov.l Court to be held at Annapolis the second Tuesday in July next to answer unto Philemon Loyd Esq.r & Margaret his wife Admin.x of the goods & Chattels rights & Credits of John Freeman late of Queen Anne's County deced of a plea of Debt & Case &c.a and that he have then & there the writt &c.a — Also the said second Tuesday in July to wit the 10th day of this same month Anno Dom.i 1709 being the day of the Return of the said writt come the said Philemon Loyd & Margt his wife by Wornell Hunt their Attorney as also the said Sheriff of Queen Anne's County by writt Richd. Filghman Gent. comes and makes return to this Court here that by virtue of the said writt he has taken the body of the said Alexander Forbes and has him here ready as by the same writt he was commanded — and the said Alex.r being called appears — and thereupon the said Alexander Forbes at the prayer of the pltfs is adjudged to give Special Bayle to the action and but for want thereof is committed unto the Custody of the said Richd. Filghman (the said Filghman being present) there to remain until &c.a

Thereupon

July Court 1711

Thereupon day is given to the said Alex.r Forbes in Custody as aft.d until next Court & the same day is given to the pltfs also — at which said next Court to wit the 11th day of Oct.r Anno Dom.i 1709 Comes again the said Philemon Loyd and Margt his wife Admx &c.a by their Attorney aft.d and thereupon further day is given to the said Alex.r Forbes in Custody as aft.d in the plea aft.d until next Court and the same day is given to the pltfs also — at which said next Court to wit the 11th day of April Anno Dom.i 1710 Comes again the said Philemon Loyd & Margt his wife Admx &c.a by their Attorney aft.d and thereupon further day is given to the said Alex.r Forbes in Custody as aft.d in the plea aft.d & the said next Court and the same day is given to the pltfs also — at which said next Court to wit the 10th Day of July Anno Dom.i 1711 Comes again the said Philemon Loyd & Margt his wife Admx &c.a by their Attorney aft.d and thereupon further day is given to the said Alex.r Forbes in Custody as aft.d in the plea aft.d & the same day is given to the pltfs also — at which said next Court to wit the 10th day of Oct.r Anno Dom.i 1710 Comes again the said Philemon Loyd and Margt his wife Admx &c.a as aft.d by their attorney aft.d and thereupon further day is given to the said Alex.r Forbes in Custody as aft.d in the plea aft.d until next Court & the same day is given to the pltfs also — at which said next Court to wit the 10th day of April Anno Dom.i 1711 Come again the said Philemon Loyd & Margt his wife Admx &c.a as aft.d by their attorney aft.d and declared against the said Alex.r Forbes in Custody as aft.d &c.a

Vpt —

Annexed Coby of Alexander Forbes of Queen Anne's County Gent. whereupon he was attached to answer unto Philemon Loyd Esq.r & Margaret his wife Admx &c.a of the goods & Chattels rights & Credits of John Freeman late of Queen Anne's County deced of a plea of Debt & Case &c.a

And Whereupon the said Philemon and Margt by Wornell Hunt their Attny complain that whereas the pltfs on the first day of Dec.r Anno Dom.i Seventeen hundred and Eight at Annapolis in the County aforesaid was indebted to the said John Freeman in his Life time in the Sum of twenty one pounds thirteen shill.s and one penny Sterling for money lent lent & paid & for other money had & received & taken before that time by the said Alex.r Forbes at the special instance & request of the said Alex.r Forbes at Annapolis aforesaid & had thereupon undertaken & faithfully promised the said John in his Life time well & truly to content & pay him the said Sum of twenty one pounds thirteen shill.s and one penny when he the said Alex.r should be thereof in Court there ready to be produced & therein openly & publickly so indebted the same Alex.r in Custody thereof the said first day of Dec.r Anno Dom.i Seventeen hundred and Eight at Annapolis aforesaid & upon himself assumed & to the said John Freeman in his Life time then & there faithfully promised that he the said Alex.r the said Sum of twenty one pounds thirteen shill.s and one penny to the said John in his Life time well & truly content & pay whereas the said Alex.r his promise & assumption aforesaid not Regarding but fraudulently & Intending the same John in his Life time & the said Margt after his decease while sole & the said Philemon & Margt after the Intermarriage between them Celebrated in this Prov.ce Craftily & Subtilly to defraud & defeat the said John of the said Sum of twenty one pounds thirteen shill.s and one penny to the said John in his Life time or to the said Margaret after his decease while sole & Notwithstanding the said Alex.r since the first day of Dec.r aforesaid & since the said Intermarriage between the said Philemon & Margt after the Espousals aforesaid & since the said Philemon & Margt have often requested him the said Alex.r to pay the said Sum of twenty one pounds thirteen shill.s and one penny to the said Philemon & Margt or to the said Philemon alone he the said Alex.r hath not yet paid the same or any part thereof but to pay the same hath hitherto wholly refused & still refuses to the damage of the said Philemon & Margt of Eleven hundred pounds Sterling money aforesaid & therefore they bring their Suit &c.a

Clattish