Before

The Worshipfull { Edward Scott, William Comegys, Michael Miller, Lambert Wilmer, Samuel Wickes, Marmaduke Tilton } Comrs present

William Frisby plaintiff — vs — George Hill Defendant

Comanded it was to the Coroner of Kent County the Twenty first Day of August in the Second year of his Lordships Dominion & that he take George Hill of Kent County shipcarpenter ats dict George Hill of Kent County ship Carpenter if he shall be found in his precinct And him safe keep So that he have his body before his said Lordships Justices of the Court to be held at the Court house in the Town of Chester in said County — was Summoned to Answer unto William Frisby Gent plaintiff of this County of a plea that he render to him the full and just Sum & Quantity of Six thousand nine hundred & eighty pounds of good Sound merchantable leaf Tobacco every way well Qualified in Cask of the value of Twenty nine pounds Sterling money which he unjustly Detains & in Casq of the Value of Twenty nine pounds Sterling money which he unjustly Detains & And that he have then & there the said Writt & At which said Court viz the Fourteenth Day of November in the same year last mentioned the Day of the return of the said Writt came William Ringgold Gent One of the Coroners of said County & made return thereof in these words thereon indorsed as follows viz Cepi Corpus &c Wm Ringgold Coron —

And a Dedd being filed when said Writt found And a Copy thereof Served thereon according to Act of Assembly in such Case made was as follows viz Kent County ss — George Hill of Kent County shipcarpenter ats dict George Hill of Kent County ship Carpenter was Summoned to Answer unto William Frisby Gent plaintiff of said County of a plea that he render to him the full & just Sum & Quantity of Six thousand nine hundred and eighty pounds of good Sound Merchantable leaf Tobacco every way well Qualified in Cask of the value of Twenty nine Pounds Sterling money which he unjustly Detains & And whereupon the aforesd William by Thomas Bowne his Attorney saith that whereas the aforesd George the twenty eighth Day of June Anno Dni Seventeen hundred and fifteen at St Pauls Parish in Kent County aforesd within the Jurisdiction of this Court by his Certain Writing Obligatory which the said George sealed with his Seal and as his Deed Delivered hereunto Court brought the Date whereof is the same Day and year aforesd Granted himself holden & firmly bounden unto the aforesd William by the name of William Frisby of Kent County in the province aforesd in the aforesd full & just Sum & Quantity of Six thousand nine hundred and eighty Pounds of good Sound Merchantable leaf Tobacco every way well Qualified in Cask of the aforesd value of Twenty nine pounds Sterling money to be paid to the said William Consorsaid in Kent County when thereunto Demanded yet the aforesd George the aforesd Six thousand nine hundred and eighty pounds of Tobacco to the said William also On the third Day of March in the year aforesd and often after to the said George was at the aforesd Parish in the County and Jurisdiction aforesd thereto required hath not rendered but that to render to the said George hitherto hath Denied And yet Denies And unjustly Detains

to the Damage of the said William fifty Pounds Sterling money, And thereupon he brings Suit &c — Bowne p Lnd pledge &c John Doe & Richard Roe —

At which said Court viz the Fourteenth Day of November Anno Dni Seventeen hundred & Sixteen Came the said plaintiff by his aforesaid Attorney, And the said Defendant being Called Came. And the plaintiff by his aforesd Attorney prays that the said Defendant may give Special Bail to the above Action which was granted, And that William Ringgold Gent One of the Coroners of said County keep the said George Hill in safe Custody untill he shall give Special Bail to the above Action. At which said Court viz the Nineteenth Day of March the same year last mentioned Came the aforesd Coroner And Delivered the Bail Bond as follows viz —

William Frisby plaintiff — vs — George Hill Defendant

} You Nathaniel Hynson & Thomas Cook & either of You Do Undertake for the said George Hill Defendant in the Sum of five thousand pounds of Tobacco to be Levyed on your or either of your Lands & Tenements Goods and Chattels to the use of the said William Frisby the plaintiff upon Condition that if the said William Do Obtain Judgment in an Action of Debt Depending in the Kent County Court in the province of Maryland against the said George Hill the Defendant, that then the said George Hill shall pay the Condemnation of the Court thereupon or Deliver himself to the Custody of the Coroner of the said County in Satisfaction thereof or You or One of You will Do it for him they acknowledge themselves to be Content therewith this Eleventh Day of December before us Mich Miller and John March two of this Lordships Justices of the County aforesd.

Mich Miller
John March

To the Worshipfull Justices of Kent County Court —

And On the Twenty Second Day of March the same Court last mentioned the said Court Doth give Rule to the said Defendt to plead in a plea to the above Action by to morrow Fortnight Otherwise Judgment to be rendered for want of the same After which time being out And no plea being put in whereby the said plaintiff may still remain without Delay Therefore it is Considered by the Court here viz this twenty third Day of March Anno Dni One thousand Seven hundred and Sixteen that the said plaintiff William Frisby Do recover against the said Defendant George Hill as well the aforesd Sum of Six thousand nine hundred and eighty pounds of Tobacco Debt &c Also the Sum of four hundred and twenty four pounds of Tobacco Cost by the aforesd plaintiff about his Suit in this behalf Expended. And by the Court here of his assent therejudged. And the said Defendant to be taken in Custody —

James Smith Clk

A true Copy taken from the Records of Kent County Court p Jam Smith Clk

Seal — Lamb Wilmer Seal — Edw Scott Seal — Wm Comegys Seal — Wilmer Seal — John March Seal — Miller Seal — Sam Wickes Seal

And now here at this Day to wit the 10th Day of September Anno Dni 1717 Comes the said George Hill into his Lordships Prov Court by Thomas Bordley his Attorney, And Says that in the Record and Proceeds aforesd And Also in the rendering of Judgment as aforesd it is manifestly Erred —

1st In that it is not Alledged that the said William brings into Court the Writing Obligatory &c whereon he Declares &c —