Commissioners of His Majestys Customs at the Custom house London the fifteenth Day of October One Thousand Seven hundred and forty six

J. Evelyn Robt Baylis (Seal) (Seal) J Mead G: Vaughan

R Mann Attob. Tho Cawston Dep.

Whereupon it is Ordered by the said Court that the said Two Actions be Struck off David Arnold paying the Several Officers fees accruing thereon

B Philip Lightfoot Esq. a H Samuel Hopkins } Command was given to the Sheriff of Worcester County that he should take Samuel Hopkins late of Worcester County Merchant otherwise called Samuel Hopkins of Summerset County in Maryland if he should be found in his Bailiwick and him safe keep so that he might have his Body before his Lordships Justices of the Provincial Court to be held at Annapolis the Second Tuesday of September next to answer unto Philip Lightfoot Esq. in a Plea that he render unto him the said Philip the Sum of One hundred & Eighty one pounds Ten Shillings & one penny Current Money which to him he owes and unjustly detains &c And that thereof he the said Sheriff should not fail &c

At which said Second Tuesday of September to wit the 16th day of the same Month Anno Dom 1745 being the day of the Return of the aforegoing Writ comes the said Philip Lightfoot Esq by his Attorney aforesd and the Sheriff of Worcester County to whom the same Writ was directed likewise comes and makes return thereof to the Court here thus Endorsed Viz. Cepi Corpus

So answers James Martin Sher

And the said Samuel Hopkins being called upon appears thereupon at the Prayer of the Plaintiff by his Attorney &c the said Samuel Hopkins is Adjudged to give Special Bail to the Action aforesd whereupon the said Samuel Hopkins by his Attorney files in Court the following Bail piece Viz. Coll Philip Lightfoot Plaintiff against Samuel Hopkins Defendant

You William Franklin Dunken Murray and either of you do undertake for the said Samuel Hopkins Defendant in One hundred & eighty One pounds ten Shillings & one penny Current Money to be Levied on your and either of your Lands or Tenements Goods & Chattles to the use of the said Philip Lightfoot the Plaintiff upon Condition that if the said Philip Lightfoot do Obtain Judgment in an Action of Debt for the above Sum of Money depending in the Provincial Court against the said Samuel Hopkins the Defendant that then the said Samuel Hopkins shall pay the Condemnation of the Court thereupon or deliver himself to the Custody of the Sheriff of Worcester County in Satisfaction thereof or you or one of you Will do it for him they acknowledge themselves to be Content therewith this 17th day of March 1745

Before us John Miller
Joseph Miller

To the Honourable the Justices of Provincial Court

And the aforesd Philip Lightfoot by his Attorney declares against the said Samuel Hopkins in the plea (aforesd)

aforesd as follows Viz. Maryland ss Samuel Hopkins late of Worcester County Merchant otherwise called Saml. Hopkins of Summerset County in Maryland was Summoned to answer unto Philip Lightfoot Esq. in a plea that he render unto him the said Philip the Sum of One hundred and Eighty one pounds Ten Shillings & one penny Current Money which to him he owes and unjustly detains &c And Whereupon the said Philip by Stephen Bordley his Attorney saith that Whereas the aforesd Samuel on the third day of August in the year of our Lord Seventeen hundred and forty Two at Worcester County aforesd by his certain Writing Obligatory acknowledged himself to be held and firmly Bound unto him the said Philip in the aforesd Sum of One hundred and Eighty one pounds Ten Shillings and one penny to be paid to him the said Philip when afterwards he should be thereunto required Nevertheless the aforesd Samuel (although often thereunto required) the aforesd Sum of one hundred and Eighty one pounds ten Shillings and one penny to him the said Philip hath not rendered or paid but the same to him hitherto to render or pay he hath altogether refused and still doth refuse Wherefore he saith he is the worse and hath damage to the value of one hundred pounds Current Money and therefore he brings Suit &c And brings here into Court the Writing Obligatory aforesd Sealed with the Seal of the said Samuel Hopkins which the Deft aforesd in form aforesd Witnesseth whose date is the day and year aforesd &c

Pledges &c { John Doe & Richd Roe

And the said Samuel by James Calder his Attorney Comes and defends the force and Injury when &c and prays a hearing of the Writing Obligatory aforesd and it is read unto him he prays also a hearing of the Condition of the said Writing Obligatory and he hath it in those words following The Condition of the above Obligation is such That if the above Bound Samuel Hopkins do and shall well and truly pay or cause to be paid unto the said Philip Lightfoot Esq. his certain Attorney Executors Administrators or Assigns the Just Sum of Ninety pounds fifteen Shillings and one penny upon Demand then the above Obligation to be void or else to remain in full force and Virtue

Which being read and heard the said Samuel by his said Attorney prays Leave to imparle hereunto untill next Court and he hath it and the same day is given to the Plaintiff also

At which said next Court to wit the 8th day of April Anno Dom 1746 Comes again the said Parties Plaintiff and defendant by their Attorneys aforesd and the said Defendant by his said Attorney prays further Leave to imparle hereunto untill next Court and he hath it and the same day is given to the Plaintiff also

At which said next Court to wit the 14th day of April Anno Dom 1747 Comes again as well the said Philip Lightfoot Esq. by his Attorney aforesd as the said Samuel Hopkins by his Attorney aforesd And the said Philip Lightfoot by his Attorney aforesd prays that the said Samuel Hopkins to his Declaration in the plea aforesd may answer but the said Samuel Hopkins altho solemnly called comes not but makes default Whereby the said Philip Lightfoot Remains against the aforesd Samuel Hopkins thereof wholly undefended &c

Therefore it is Considered by the Justices here that the said Philip Lightfoot Esq. Recover against the said Samuel Hopkins as well the Sum of One hundred & Eighty one pounds Ten Shillings and one penny Current Money his Debt aforesd as also the Sum of Pounds of Tobacco by the Court here unto the said Philip Lightfoot on his aforesd Adjudged as well for damages

+ At which said next Court to wit the 9th Day of September Anno Dom 1746 Comes again the said Parties Plaintiff and Defendant by their Attorneys aforesd and the said Defendant by his said Attorney prays further Leave to imparle hereunto until the Court & the said Plaintiff also

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