thousand Pounds of Good Sound Merchantable Leaf Tobacco and back his Debt aft. as — also the Sum of

— Pounds of Tobacco by the Court here him on his Afsent adjudged as well for his Damages sustained by means of Detaining that Debt as for his Costs and Charges by him about his Suit in this behalf laid out and expended and the said Defendants in — money &c

Mond. The Plaintiff Releases all but Cost —

Test. R Burdett Clk

Aff. George Milligan
v.
SB. John Harper. —

Command was given to the Sheriff of Cecil County that he should take John Harper late of Cecil County Blacksmith if he should be found in his Bailiwick and him safe keep so that he might have his Body before the Justices of his Lordships Provincial Court at Annapolis the Second Tuesday of September then next to Answer unto George Milligan of a plea of Trespass upon the Case &c and that thereof he the said Sheriff should not fail &c

At which said Second Tuesday of September to wit the 19th day of the same Month Anno Dom 1752 being the day of the return of the aforegoing Writ comes the said George Milligan in his Proper Person and the Sheriff of Cecil County to whom the same Writ was directed likewise comes and makes return thereof to the Court here thus Indorsed Viz.

Cepi Corpus Jno. Veazey Shff.

And the said John Harper being called upon appears thereupon at the Prayer of the Plaintiff he is adjudged to give Special Bail to the action whereupon the said John Harper by Stephen Bordley his attorney files in Court here the following Bail Piece Viz.

George Milligan Plaintiff against John Harper Defendant —

You John Harper, Joseph Wood and John Dempster do undertake for the said John Harper Defendant in an Action of Trespass upon the Case to be levied on your and either of your Lands and Tenements Goods and Chattles to the use of the said George Milligan Plaintiff upon Condition that if the said George Milligan do Obtain Judgment in an Action of the Case Depending in the Provincial Court against the said John Harper the Defendant that then the said John Harper shall pay the Condemnation of

(the)

the Court thereupon or deliver himself to the Custody of the Sheriff of Cecil County in Satisfaction thereof or you or one of you will do it for him they acknowledge themselves to be Content therewith Witness Seaventh day of September Anno Dom 1752 before us two of his Lordships Justices for Cecil County —

R. Thompson
Adam Van Bibber

And the aft. John Harper by his Attorney aft. comes and Defends the force and Injury when &c and Prays leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plaintiff also —

At which said next Court to wit the 10th day of April Anno Dom 1753 comes again as well the said George Milligan in his Proper Person as the said John Harper by his Attorney aft. and the said John Harper by his said Attorney offers himself ready against the said George Milligan But the said George Milligan altho solemnly called comes not but makes Default nor does he further Prosecute his Writ in the Plea aft. against the said John Harper —

Therefore it is considered by the Justices here that the said George Milligan take nothing by his Writ aft. but that he and his Pledges of Prosecuting be in — mercy for their false Clamour and that the names of the said Pledges be Struck out &c and that the said John Harper go thereof without day &c And it is also considered that the said John Harper Recover against the said George Milligan the Sum of

521 2/5 — Pounds of Tobacco by the Court here rate him on his Afsent adjudged for his Costs and Charges by him about his Defence in this behalf laid out and expended and that he have thereof his Execution &c

Test. R Burdett Clk