Lawfull Interest from the Date of the said Writing Obligatory and this he is ready to verify wherefore he prays Judgment if the aforesaid Stephen his Action aforesaid against him the said Edward Johnson to have or maintain Ought &c.

Nevertheless the said Edward Johnson by his Attorney aforesaid Relinquishing the Averment above by him pretended says that he cannot deny the Action aforesaid of the aforesaid Stephen Bordley Assignee as aforesaid against him brought nor but that the Writing aforesaid is the Deed of him the said Edward Johnson nor but that he Owes to the said Stephen Bordley the aforesaid Sum of four hundred Pounds Current Money in Manner and form so as the aforesaid Stephen Bordley above against him hath declared.

Therefore It is Considered by the Justices here that the said Stephen Bordley Assignee as afore recover against the said Edward Johnson as well the Sum of Four hundred Pounds Current Money his Debt aforesaid as also the Sum of Pounds of Tobacco by the Court here unto him on his Agent 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 Defendant in Mercy &c.

Test.

DD, Stephen Bordley Esquire Assignee of Hans Rudulph v Nicholas Hyland — Command was given to the Sheriff of Cecil County that he should take Nicholas Hyland late of Cecil County in the Province of Maryland Gentleman otherwise called Nicholas Hyland of the County and Province aforesaid if he should be found in his Bailiwick and him should safe keep so that he might have his Body before the Justices of his Lordships Provincial Court to be held at the third Tuesday of October Next to Answer unto Stephen Bordley Assignee according to the form of the Act of Assembly in Such Case lately made and Provided of Hance Rudulph in a plea that he render unto him the Sum of

(four)

Four hundred Pounds Current Money which to him he Owes and unjustly detains and so fourth and that thereof he the said Sheriff should not fail &c.

And the aforesaid Stephen Bordley Assignee as aforesaid by Daniel Dulany his Attorney Declares against the said Nicholas Hyland in the Plea aforesaid as follows to wit.

Cecil County Sc. Nicholas Hyland late of Cecil County in the Province of Maryland Gentleman otherwise called Nicholas Hyland of the County and Province aforesaid was Summoned to Answer unto Stephen Bordley Assignee according to the Form of the Act of Assembly in Such Case lately made and Provided of Hans Rudulph in a Plea that he render unto him the Sum of four hundred Pounds Current Money which to him he Owes and unjustly detains and so forth.

And Whereupon the said Stephen by Daniel Dulany his Attorney saith that whereas the aforesaid Nicholas on the Nineteenth Day of May in the year of our Lord Seventeen hundred and fifty two at Cecil County aforesaid by his certain writing Obligatory had granted himself to be held and firmly bound unto the aforesaid Hance in the aforesaid Sum of Four hundred Pounds Current Money to be paid to him the said Hance when afterwards he should be thereunto required the Same Hance afterwards to wit on the twenty fourth day of July Seventeen hundred and fifty two (having first made Oath before Richard Dowey one of his Lordships Justices of the Peace for Ann Arundel County that he the said Hance had Received no part of the Sum mentioned in the said Writing Obligatory or Condition thereof or Interest for the Same from the said Nicholas and certain Edward Johnson and John Hyland in the said Writing Obligatory named or any and either of them or from any other Person upon their or any or either of their Accounts) By a Writing upon the said Writing Obligatory made and with his proper hand Subscribed and with the Seal of him the said Hance Sealed bearing date the day and year last aforesaid according to the force Form and Effect of the Act of Assembly in Such Case lately made and Provided the said Writing Obligatory and the aforesaid Sum of Money unto him the said Stephen at Cecil County aforesaid did Assign whereof the

(aforesaid)