of April then next to answer unto James John Mackall in a plea of Trespass upon the Case and so forth — And that thereof he the said Sheriff should not fail &c

And now here at this day to wit the Second Tuesday of April being the 7th Day of the same Month Anno Domini 1760 being the day of the return of the aforegoing Writ comes the said James John Mackall by Daniel Dulany his Attorney and the Sheriff of Saint Marys County to whom the same Writ was directed likewise comes and makes return thereof to the Court here thus endorsed (viz) Cepi Is answers In. Eden Shff.

And the said John Barnes being called upon appears and at the prayer of the Plaintiff by his Attorney aforesaid is Adjudged to give Special Bail to the Action aforesaid — Thereupon a certain Colmore Beanes and John Read Maguder of Prince Georges County Gentlemen present here in Court undertake for the said John Barnes that in case the said James John Maxwell shall recover Judgment against the said John Barnes in the plea aforesaid or that the said John Barnes shall be therein legally convict that then the said John Barnes shall pay the Condemnation of the Court thereupon or render his Body to the Custody of the Sheriff of Saint Marys County in Satisfaction thereof or that they the said Colmore Beanes and John Read Maguder will do the same for him

And the said John Barnes by Thomas Clark his Attorney comes and defends the force and injury when and so forth and prays Leave to Imparle hereunto untill next Court and he hath it and the same day is given to the said Plaintiff also

At which said next Court to wit the 9th Day of September Anno Domini 1760 Come again the said parties plaintiff and Defendant by their Attorneys aforesaid 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 said plaintiff also

At which said next Court to wit the 11th Day of April Anno Domini 1761 Come again the said parties plaintiff and Defendant by their Attorneys aforesaid 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 said plaintiff also

At which said next Court to wit the 8th Day of September Anno Domini 1761 Come again the said parties plaintiff and Defendant by

by their Attorneys aforesaid 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 said plaintiff also

At which said next Court to wit the 13th Day of April Anno Domini 1762 Come again the said Parties plaintiff and Defendant by their Attorneys aforesaid 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 said Plaintiff also

At which said next Court to wit the 11th Day of September Anno Domini 1762 Come again as well the said James John Mackall by his Attorney aforesaid as the said John Barnes by his Attorney aforesaid and the said James John Mackall by his Attorney aforesaid declares against the said John Barnes in the plea aforesaid as follows to wit / Saint Marys County ss. John Barnes late of Saint Marys County Mariner was Attached to answer unto James John Mackall in a plea of Trespass upon the Case and so forth — And Whereupon the said James John Mackall by Daniel Dulany his Attorney Complains that whereas the aforesaid John Barnes on the tenth day of September in the Year of our Lord one thousand seven hundred and fifty nine being Master and Commander of the Ship Called the Maxwell then riding at Anchor in Patuxent River to wit at Saint Marys County aforesaid to be loaded with Tobacco for Transportation in the said Ship from Patuxent River aforesaid to the Port of London in Great Britain In Consideration that he the said James John Mackall on the day and Year aforesaid at the County aforesaid did Assume upon himself and to him the said John Barnes then and there faithfully promise that he the said James John Mackall would pay and satisfy to him the said John Barnes at and after the rate of three Pounds Sterling Money for every Hogshead of Tobacco of him the said James John Mackall which he the said James John Mackall should afterwards deliver to him the said John Barnes to be Transported and carried in the said Ship from Patuxent River aforesaid to the Port of London aforesaid upon the Delivery of the same Hogsheads of Tobacco in the Port of London aforesaid he the aforesaid John Barnes on the same day Year and time at Saint Marys County aforesaid upon himself Assumed and to him the said James John Mackall then and there faithfully promised that he the said John Barnes would receive and in the said Ship safely and securely carry and Transport from Patuxent River aforesaid to the Port of London

(aforesd)