because he saith that the said Christopher never did pay or cause to be paid unto the said John or his Assigns the aforesaid sum of Money in the Condition aforesaid mentioned with legal Interest for the same or any part thereof and this he prays may be enquired of by the Country &c and the said Christopher in like manner Nevertheless the said Christopher Lowndes by his Attorney aforesaid relinquishing the Averment above by him pretended says that he cannot deny the Action aforesaid of the aforesaid John Hammer so as aforesaid against him brought nor but that the writing aforesaid may be the Deed of him the said Christopher Lowndes nor but that he owes to the aforesaid John Hammer the aforesaid sum of Sixty four Pounds thirteen shillings and five pence Sterling in manner and form so as the aforesaid John Hammer above against him hath Declared

Therefore It is Considered by the Justices here that the said John Hammer recover against the said Christopher Lowndes as well the sum of Sixty four Pounds thirteen shillings and five pence Sterling his Debt aforesaid as also the sum of

596 Pounds of Tobacco by the Court here unto the said John Hammer on his Agent Adjudged as well for his Damages Sustained by Occasion of the Detention of that Debt as for his Costs and Charges by him about his Suit in this Behalf laid out and Expended And the said Defendant Jn Mercy &c

Test Rwerdy Ghiselin Clk

NB Nicholas Ruxton Gay against John Ensor } Command was given to the Sheriff of Baltimore County that he should Take John Ensor Late of Baltimore County Gentleman otherwise called John Ensor Senr of Baltimore County and Province aforesaid 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 to be held at Annapolis the second Tuesday of April then next to answer unto Nicholas Ruxton Gay of the County and Province aforesaid of a plea that he render unto him the Just and full sum of four hundred and fifty five Pounds four shillings and three pence Sterling which to him he owes and unjustly detains and so forth And that thereof he the said Sheriff should not fail &c

And the said Nicholas Ruxton Gay declared against the said John Ensor in

(the)

the plea aforesaid as follows to wit) Maryland Baltimore County ss. John Ensor late of Baltimore County Gentleman otherwise called John Ensor Senr of Baltimore County and Province aforesaid was Summoned to answer unto Nicholas Ruxton Gay of the County and Province aforesaid of a plea that he render unto him the Just and full sum of four hundred and fifty five Pounds four shillings and three pence Sterling which to him he owes and unjustly detains and so forth, And Whereupon the said Nicholas by Stephen Bordley his Attorney saith that whereas the aforesaid John on the fourth day of November in the year of our Lord seventeen hundred and fifty four at Baltimore County aforesaid by his certain Writing Obligatory acknowledged himself to be held and firmly bound unto him the said Nicholas in the aforesaid sum of four hundred and fifty five Pounds four shillings and three pence Sterling to be paid to him the said Nicholas when afterwards he should be thereunto required Nevertheless the aforesaid John (altho often thereunto required) the aforesaid sum of four hundred and fifty five Pounds four shillings and three pence Sterling to him the said Nicholas 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 Sterling Money aforesaid and therefore he brings suit and so forth and brings hereinto Court the Writing Obligatory aforesaid sealed with the Seal of the aforesaid John which the Deed aforesaid in sum aforesaid witnesseth the date whereof is the day and year aforesaid and so forth Pledges and so forth John Doe and Richard Roe

a Copy of which aforegoing Declaration was made and sent with the Writ which Issued in the plea aforesaid

And now here at this day to wit the 5th Day of April Anno Domini 1760 being the day of the Return of the aforegoing Writ comes the said Nicholas Ruxton Gay by Stephen Bordley his Attorney and the Sheriff of Baltimore County to whom the same Writ was directed likewise comes and makes Return thereof to the Court here thus endorsed (to wit) Cepie R Boyce Shff

And the said John Ensor by Edward Dorsey his Attorney comes and Defends the Force and Injury when and so forth and prays a hearing of the Writing Obligatory aforesaid and the Condition thereof and he hath them as follows (to wit) Maryland ss. Know all Men by these presents that we Joseph Ensor and John Ensor Senr of Baltimore County and Province aforesaid are held and firmly bound unto Nicholas Ruxton Gay of the County and Province aforesaid in the full and Just sum of four hundred

(and)