Days of January next ensuing the date hereof with Legal Interest thereon, to which payment well and truly to be made I bind myself my heirs, Executors and Administrators in the penal sum of One hundred and Twelve pounds sterling money aforesaid firmly by these presents, In Witness whereof I have hereunto set my hand and Seal this twenty first day of January in the year of our Lord One thousand Seven hundred and Sixty two —

which being read and heard the said Stephen Garland in Custody as aforesaid by his Attorney aforesaid prays leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also —

At which said next Court to wit the Eleventh day of September Anno Dominie 1764 Come again the said Parties Plaintiff and Defendant by their Attorneys aforesaid (and the said Defendant in Custody as aforesaid by his Attorney aforesaid prays further leave to Imparle hereunto until next Court and he hath it and the same day is given to the Plaintiffs also —

At which said next Court to wit the Ninth day of April Anno Dominie 1765 Come here again as well the said John Stewart and Duncan Campbell by their Attorney aforesaid as the said Stephen Garland by his Attorney aforesaid in Custody as aforesaid and the said Stephen by his Attorney aforesaid as before) Defends the force and Injury when &c. and saith that he with the Debt ad by Virtue of the Bill Obligatory ad to be further endued ought not because he saith that that writing is not his Deed and of this he puts himself upon the Country &c. and the said John and Duncan in like manner &c. —

and the ad Stephen by leave of the Court here and according to the form of the Statute in such Case lately made and provided further defends the force and Injury when and sofarth and saith that the ad John and Duncan their Action ad against him to have or maintain ought not because he saith that the said Stephen before the Impetration of the Original writ of them the said John and Duncan paid to them the said John and Duncan the ad Sum of Fifty Six pounds sterling money ad with the Legal Interest thereon according to the force and Effect of the Bill Obligatory ad & this he is ready to verify &c. wherefore he prays Judgment if the ad John and Duncan their Action ad against him to have or maintain ought &c. —

To the second plea of the aforesaid Stephen above pleaded the said John and Duncan say that they by anything in the same plea alledged from having and maintaining their Action aforesaid to be precluded ought not because they say that the aforesaid Stephen hath not paid the aforesaid Sum of Fifty Six pounds sterling money of Great Britain in the Condition of the writing Obligatory aforesaid mentioned and the Interest thereon as the aforesaid Stephen above in pleading hath alledged and this they pray may be enquired of by the Country and sofarth and the aforesaid Stephen in like manner &c. and sofarth —

Nevertheless the aforesaid Stephen Garland by his Attorney aforesaid relinquishing the averments above by him pretended saith that he cannot deny the Action aforesaid of them the said John Stewart and

(Duncan)

Duncan Campbell as aforesaid above against him brought nor but that the writing Obligatory aforesaid is the Deed of him the said Stephen Garland nor but that he owe unto the said John Stewart and Duncan Campbell the Sum of One hundred and twelve pounds sterling money in manner and form as the said John Stewart and Duncan Campbell above against him have declared Therefore it is considered by the Justices here that the said John Stewart and Duncan Campbell recover against the said Stephen Garland as well the Sum of One Hundred and twelve pounds sterling money their Debt aforesaid in form aforesaid

538¾ Confessed as also the Sum of pounds of Tobacco by the Court here unto them on their Request adjudged as well for their Damages Sustained by Occasion of the Detention of that Debt as for their Costs and Charges by them about their Suit in this behalf laid out and expended (and the said Defendant In Mercy &c. —

Memorandum (The Plaintiffs agreed to Give the Defendant Jon payment of the Principal Interest and Costs of Suit —

Test. Reverdy Ghiselin Clk

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336 Henry Daugherty against Thomas Ross } Command was given to the Sheriff of Somerset County that he should take Thomas Ross late of Somerset County and province of Maryland merchant otherwise called

Ij Thomas Ross of Princess Annie Somerset County & province of Maryland Merchant 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 to be held at Annapolis the Second Tuesday of April then next to answer unto Henry Daugherty in a plea that he render unto him the Sum of One hundred and fifty pounds lawful money of Pensilvania of the value of the like Sum of One hundred and fifty pounds Current money of Maryland which from him he unjustly detains and sofarth, that thereof he the said Sheriff was not to fail &c. —

and the said Henry Daugherty declared against the said Thomas Ross in the plea aforesaid as follows to wit

Maryland ss. Thomas Ross late of Somerset County and province of Maryland merchant otherwise called Thomas Ross of Princess Annie Somerset County & Province of Maryland Merchant was Summoned to answer unto Henry Daugherty in a plea that he render unto him the Sum of One hundred and fifty pounds lawful money of Pensilvania of the value of the like Sum of One hundred & fifty pounds Current money of Maryland which from him he unjustly detains &c. and whereupon the said Henry by John Hall his Attorney saith that whereas the aforesd Thomas on the Twenty Second day of February in the Year of our Lord One thousand Seven hundred and fifty Seven at Somerset County aforesaid by his Certain writing Obligatory acknowledged himself to be held and firmly bound unto him the said Henry in the aforesd Sum of One hundred & fifty pounds lawful money of Pennsylvania of the value of the like Sum of One

(Hundred)