Hundred & Fifty pounds Current money aforesd to be paid to him the said Henry when he the said Thomas should be thereunto afterwards required Nevertheless the aforesd Thomas (altho often thereunto required) the said Sum of One hundred & Fifty pounds lawful money of Pensilvania of the value of the like Sum of Current money of Maryland was & is to him the said Henry hath not rendered or paid but the same to him the said Henry hereindore pay he hath hitherto altogether refused and still doth refuse, wherefore the said Henry saith he is the worse and hath damage to the value of Seventy five pounds Current money of Maryland was & therefore he brings suit &c and brings here into Court the writing Obligatory aforesd Sealed with the seal of him the said Thomas which the Deft acknowledges & Witness the whole date the day & year aforesd &c Pledges Jno Doe & Rd Roe

A Copy of which aforegoing Declaration was made and sent with the writ in the plea aforesaid

At which said Second Tuesday of April Court the Tenth day of the same Month Anno Domini 1764 being the day of the return of the foregoing writ Came the said Henry Daugherty by his attorney aforesaid and the Sheriff of Somerset County to wit, the same writ was directed hereinto Came and makes return thereof to the Court here thus Indorsed to wit

Cepi Non delivered the 13th March 1764 John Wilmoth

And the said Thomas Slye being Called upon appears Thereupon at the prayer of the Plaintiff by his Attorney aforesaid he the said Thomas Slye is adjudged to give Special Bail to the Action aforesaid Whereupon Ephraim Willard and Levin Ballard of Somerset County present herein Court Jointly and Severally undertake for the said Thomas Slye that in case he the said Henry Daugherty shall recover Judgment against the said Thomas Slye in the plea aforesaid or that he the said Thomas Slye shall be thereon legally Convict that then the said Thomas Slye shall pay the Condemnation of the Court thereupon or render himself to the Custody of the Sheriff of Somerset County in Satisfaction thereof or that they the said Ephraim Willard and Levin Ballard or either of them will do the same for him

And the said Thomas Slye by Thomas Johnson Junior his attorney Comes and Defends the force and Injury when and wherefore and prays an hearing of the writing Obligatory aforesaid and he hath it as follows to wit

Know all men by these presents that we Thomas Slye of Princess Ann in Somerset County province of Maryland Merchant and William McKevans of the City of Philadelphia and province of Pensilvania Merchant are held and firmly Bound unto Henry Daugherty of the City of Philadelphia aforesaid Mariner in the Sum of One hundred & Fifty pounds lawful money of Pensilvania to be paid to the said Henry Daugherty or to his certain attorney Executors Administrators or assigns To which payment well and truly to be made we bind and Oblige us our heirs Executors and Administrators Conjointly and Severally firmly by these presents Sealed with our Seals Dated the twenty second day of February in the year of our Lord One thousand Seven hundred and forty Seven and in the thirteenth year of the Reign of our Sovereign Lord George the second by the Grace of God King of Great Britain &c

(He)

He also prays an hearing of the Condition of the aforementioned Obligatory and he hath it read unto him in the following words to wit,

The Condition of this Obligation is such that if the above bounden Thomas Slye & William McKevans or either of them or their Heirs Executors Administrators or any of them shall and do well and truly pay or cause to be paid unto the above named Henry Daugherty or to his certain Attorney Executors, Administrators or assigns the Just and true Sum of Seventy five pounds Lawful money aforesd on the Twenty Second day of August next ensuing the date hereof without any fraud or further delay, then the above Obligation to be void or else to be and remain in full force and Virtue

Which being read and heard the said Thomas Slye by his attorney aforesaid 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 Eleventh day of September Anno Domini 1764 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 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 ninth day of April Anno Domini 1765 Comes here again as well the said Henry Daugherty by his attorney aforesaid as the said Thomas Slye by his attorney aforesaid, And the aforesaid Thomas Slye by his attorney aforesaid, as to force, defence the force and Injury when and wherefore and saith that he with the Deft aforesaid by virtue of the writing Obligatory aforesaid to be further ought not because he saith that that writing is not his Deed and of this he puts himself upon the Country and &c and the said Henry in like manner and &c

And the said Thomas Slye with the leave of the Court here according to the form of the Statute in such Case lately made and provided Comes and further defends the force and Injury when and &c and saith that the aforesaid Henry his Action aforesaid against him the said Thomas Slye to have or maintain ought not because he saith that after the making the writing Obligatory aforesaid and before the Impetration of the writ original aforesaid to wit on the day of seventeen hundred and at Somerset Court before said he paid unto the aforesaid Henry the Sum of Seventy five pounds Current money of Pensilvania with Legal Interest thereon and this he is ready to verify wherefore he prays Judgment if the aforesaid Henry his Action aforesaid thereof against him the said Thomas Slye to have and maintain ought and &c

And the same Henry as to the second plea of him the said Thomas above pleaded saith that he by anything in the said second plea alledged from having his Action aforesd to be precluded ought not because he saith that the same Thomas did not pay to him the said Henry the aforesd Sum of Seventy five pounds Current money of Pensilvania with Legal Interest thereon in manner

and,