Form as the said John above in his said Second plea hath alleaged and of this they pray it may be enquired by the Country &c. & so forth and the aſd John therefore in like manner &c. & so forth —

Nevertheless the aforesaid John Ward by his Attorney aforesaid relinquishing the arrements above by him pretended Saith that he cannot deny the Action aforesaid of them the said Thosphilact Bache and Richard Bache as aforesaid above against him brought nor but that the writing Obligatory aforesaid is the Deed of him the said John Ward, nor but that he owe unto the said Thosphilact Bache and Richard Bache the Sum of four hundred and eighty one pounds eighteen Shillings and four pence in manner and form as they the said Thosphilact Bache and Richard Bache above against him have declared — Therefore it is considered by the Justices here that the said Thosphilact Bache and Richard Bache recover against the said John Ward as well the Sum of Four hundred and eighty one pounds eighteen Shillings and four pence their Debt aforesaid in form aforesaid confessed as also the Sum of pounds of Tobacco by the Court here

(c 6962) unto them on their assent 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 Plaintiff agreed to take Pennsylvania Currency in Discharge of the Debt and to release the Penalty on payment of the Principal Interest and Costs of Suit

Test Reverdy Ghiselin Clk

Ptf William Symmonds and John Bayard (against Def Thomas Davis

Command was given to the Sheriff of Cecil County that he should take Thomas Davis late of Cecil County Merchant otherwise called Thomas Davis in the County of Cecil in the Province of Maryland Merch.t 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 William Symmonds and John Bayard of a plea that he render unto them the penal Sum of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Pennsylvania of the value of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Maryland which from them he unjustly detains and &c. & so forth and that thereof the said Sheriff should not fail &c. —

And the said William Symmonds and John Bayard declared against the said Thomas Davis in the plea aforesaid as follows to wit — Cecil County to wit, Thomas Davis late of Cecil County Merchant otherwise called Thomas Davis in the County of Cecil in the Province of Maryland Merch.t was summoned to answer unto William Symmonds

(And,

and John Bayard of a plea that he render unto them the penal Sum of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Pennsylvania of the value of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Maryland which from them he unjustly detains and &c. & so forth And whereupon the aſd William and John by Thomas Hodgson their Attorney say that whereas the aſd Thomas the twenty fourth day of March in the year of our Lord One thousand Seven hundred and Sixty two at Cecil County aſd by his Certain Bill Obligatory which the aſd William and John with the Seal of the said Thomas sealed here in Court bring the date whereof is the same day and year aſd had acknowledged himself to owe to the aſd William and John by the name of Symmonds and Bayard of the City of Philadelphia Merchants the Sum of Four hundred and thirty eight pounds fifteen Shillings and eleven pence Current money of Pennsylvania to be paid to the said William and John on or before the twenty fourth day of September then next ensuing with lawful Interest from the date of the said Bill to which payment well and truly to be made the said Thomas bound himself in the aſd penal Sum of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Pennsylvania which Sum of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Pennsylvania at the time of making and executing the Bill Obligatory aſd was and ever since hath been and still is of the value of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Maryland to wit at the County aſd) firmly by the same Bill) And the said William and John in fact say that the aſd Thomas did not pay to them the said William and John the aſd Sum of Four hundred and thirty eight pounds fifteen Shillings and eleven pence Current money of Pennsylvania on or before the said twenty fourth day of September next ensuing the date of the Bill Obligatory aſd which to them on or before that day he ought to have paid according to the form and effect of the same Bill whereby action accrued unto the said William and John to demand and have from the aſd Thomas the aſd penal Sum of Eight hundred and Seventy Seven pounds eleven Shillings and Ten pence Current money of Pennsylvania Nevertheless the said Thomas at the often required the aſd Sum of Eight hundred and Seventy Seven pounds eleven Shillings and ten pence Current money of Pennsylvania unto them the said William and John hath not yet paid but the same to them to pay he hath hitherto hath refused and still doth refuse to the damage of the same William and John One thousand pounds Current money of Maryland and therefore they bring Suit (and &c. & so forth — Pledges &c. John Doe Dick 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 to wit the tenth day of the same month Anno Domini 1765 being the day of the return of the aforegoing writ Comes

(The)