Aa James Heath Assignee of Isaac Gibbs against William Douglass and Philip Stoops } Command was given to the Sheriff of Cecil County that he should take William Douglass late of Cecil County Innholder and Philip Stoops late of Cecil County planter

Cpa

aforesaid Called William Douglass and Philip Stoops of the aforesaid County and Province if they should be found in his Bailiwick and them safe keep so that he might have their Bodies before the Justices of his Lordships Provincial Court to be held at Annapolis the Second Tuesday of September then next to answer unto James Heath Assignee according to the form of the Act of Assembly in such case lately made and provided of Isaac Gibbs in a plea that they render unto him the Sum of One thousand and Sixty four pounds three Shillings and Seven pence lawful money of Pennsylvania of the value of One thousand pounds Current money of Maryland which from him unjustly detains and so forth and that thereof he the said Sheriff was not to said &c

And the said James Heath declared against the said William Douglass and Philip Stoops in the plea aforesaid as follows to wit

Cecil County ss. William Douglass late of Cecil County Innholder and Philip Stoops late of Cecil County planter aforesaid called William Douglass and Philip Stoops of the aforesaid County and Province were summoned to answer unto James Heath Assignee according to the form of the Act of Assembly in such Case made lately and provided of Isaac Gibbs in a plea that they render unto him the sum of One thousand and Sixty four pounds three Shillings and Seven pence lawful money of Pennsylvania of the value of One thousand pounds Current money of Maryland which from him they unjustly detain and so forth And whereupon the said James by Robert Alexander his attorney saith that whereas the aforesaid William and Philip on the third day of February in the year of our Lord Seventeen hundred and Sixty two at Cecil County aforesaid by their certain writing Obligatory had granted themselves to be held and firmly bound unto the aforesaid Isaac Gibbs in the aforesaid Sum of One thousand and Sixty four pounds three Shillings and Seven pence lawful money of Pennsylvania to be paid to him the said Isaac Gibbs when afterwards they should be thereunto required, the said Isaac Gibbs afterwards to wit on the Seventh day of April Seventeen hundred and Sixty three having first made Oath before Andrew Pearce then one of his Lordships Justices of the Peace for Cecil County that he had not received any part a parcel or anything in security or towards Satisfaction of the above mentioned writing Obligatory or the Interest thereof By a writing upon the said writing Obligatory his power of Attorney subscribed and dated the

made and with the Seal of him the said Isaac Gibbs sealed bearing date the day and year last aforesaid at the County aforesaid according to the form and Effect of the Act of Assembly in such Case lately made and provided

(The)



The said writing and the aforesaid Sum of One thousand and Sixty four pounds three Shillings and Seven pence lawful money of Pennsylvania unto him the said James did at the County aforesaid assign to him the aforesaid William and Philip then and there had notice, By virtue whereof and of a certain Act of Assembly in such case made and provided the aforesaid Action hath accrued unto him the said James to demand and have of them the said William and Philip the aforesaid Sum of One thousand and Sixty four pounds three Shillings and Seven pence lawful money of Pennsylvania And the aforesaid James in fact saith that the said Sum of One thousand and Sixty four pounds three Shillings and Seven pence lawful money of Pennsylvania at the time of making the writing Obligatory aforesaid and ever since hitherto hath been and now is of the value of One thousand pounds Current money of Maryland to wit at Cecil County aforesaid Nevertheless the aforesaid William and Philip although often thereunto required the aforesaid Sum of One thousand and Sixty four pounds three Shillings and Seven pence lawful money of Pennsylvania or the value thereof to him the said James have not rendered nor paid but the same to him the said James to render or pay they have altogether refused and still do refuse to the Damage of him the said James in the Sum of Two thousand pounds Current money of Maryland and therein he brings his Suit and so forth and brings here into Court a certain writing Obligatory aforesaid sealed with the Seals of the aforesaid William and Philip as the Oath and Assignment aforesaid which the Date Oath and Assignment aforesaid in form aforesaid to wit they and so forth — Pledges &c. John Doe & Richard Roe —

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

At which said Second Tuesday of September term the Eleventh day of the same month Anno Domini 1765 being the day of the return of the aforegoing writ Comes the said James Heath by his Attorney aforesaid and the Sheriff of Cecil County to whom the said writ was directed likewise comes and makes return thereof to the Court here in these words to wit

Capi Corpora nan Elevit 26th of June Richd Thomas Shff —

James Heath Assignee of Isaac Gibbs Plaintiff against William Douglass & Philip Stoops Defendants

You James Lapoham Ward and William Lynch and either of you do not take for the said William Douglass & Philip Stoops Defendants in the plea and just Sum of One thousand and Sixty four pounds three Shillings and Seven pence Current money of Maryland to be Levied on your and either of your Lands and Tenements Goods and Chattles to the use of the said James Heath Assignee of Isaac Gibbs Plaintiff, Upon Condition that if the said James Heath Assignee of Isaac Gibbs do obtain Judgment in an Action of Debt depending in the Provincial Court against the said William Douglass and Philip Stoops the Defendants that then the said William Douglass and Philip Stoops shall pay the Condemnation of the Court thereupon or deliver themselves to the Custody of the Sheriff of Cecil County in satisfaction

(Thos)