And the said Alexander Symmer being called upon appears and at the prayer of the plaintiff by his Attorney aforesaid is adjudged to give Special Bail to the Action aforesaid Whereupon a Certain George Scott Esquire of Prince Georges County aforesaid present here in Court in his proper person undertakes for the said Alexander Symmer that in case the said Christopher Lowndes shall recover Judgment against the said Alexander Symmer in the plea aforesaid or that the said Alexander Symmer shall be therein legally convict that then the said Alexander Symmer shall pay the Condemnation of the Court thereupon or deliver himself to the Custody of the Sheriff of Prince Georges County in Satisfaction thereof or that he the said George Scott will do the same for him And the aforesaid Alexander Symmer by John Hall his Attorney comes and Defends the force and injury when and so forth and prays an hearing of the writing Obligatory afs and the Condition thereof and he hath them in those words following to wit Know all men by these presents that we Alexander & Andrew Symmer of Prince Georges County Merchants are held and firmly bound unto Mr Chris. Lowndes of County aforesaid in the full and just sum of four hundred & sixty Seven pounds five shillings & four pence Sterling to be paid unto the said Christopher Lowndes his certain Attorney Executors Administrators or Assigns To the which payment well and truly to be made and done We bind ourselves heirs Executors and Administrators firmly by these presents sealed with my seal and dated this twenty third Day of June Anno Domini One thousand Seven hundred and Sixty four The Condition of the above Obligation is such that if the above bound Alexander & Andrew Symmer do and shall well and truly pay or cause to be paid unto the said Christopher Lowndes his certain Attorney Executors Administrators or Assigns the just and full sum of Two hundred and thirty three pounds twelve shillings and eight pence sterling at or upon the 30th Day of November next ensuing the Date hereof with Legal interest on the same since Feby 14th last past then the above Obligation to be void else to remain in full force & virtue in Law. Which being read and heard the said Alexander Symmer by his said Attorney prays leave to imparle hereunto untill next Court and he hath and the same Day is given to the plaintiff also — At which said next Court to wit the 8th Day of April Anno Domini 1766 Comes again as well the said Christopher Lowndes by his Attorney aforesaid as the aforesaid Alexander Symmer by his Attorney aforesaid and (the)

the said Alexander Symmer by his Attorney aforesaid as before defends the force and injury when &c and saith that he with the Debt aforesaid by virtue of the writing Obligatory aforesaid ought not to be burthened burthened because he saith that that writing is not his Deed and of this he puts himself upon the County and the said Christopher in like manner and so forth And the aforesaid Alexander by leave of the Court here and according to the form of the Statute in such case made &c Provided further defends the force and injury when and so forth and saith that the aforesaid Christopher his action aforesaid thereof against him to have or maintain ought not because he saith that he the said Alexander on the thirtieth Day of November in the Condition aforesaid above Specified paid to the aforesaid Christopher the aforesaid Sum of two hundred and thirty three pounds twelve shillings and eight pence sterling with legal interest thereon which to him the same Christopher on that day he ought to have paid according to the form and Effect of the afs. Condition to wit at Prince Georges County aforesaid and this he is ready to verify Wherefore he prays Judgment if the aforesaid Christopher his action aforesaid against him the same Alexander to have or maintain ought &c

And the aforesaid Christopher as to the Second plea of the aforesaid Alexander above pleaded saith that he by any thing in the same Second plea alledged from having and Maintaining his Action aforesaid against him the said Alexander to be Precluded ought not because he saith that the aforesaid Alexander hath not paid the aforesaid Sum of two hundred and thirty three pounds twelve shillings and eight pence sterling with legal interest thereon as the said Alexander above in pleading hath alledged and this he prays may be enquired of by the Country and so forth And the aforesaid Alexander in like manner and so forth. Whereupon for trying the issues aforesaid Command is given to the Sheriff of Prince Georges County that he cause to come before the Justices of the Provincial Court at Annapolis the third Tuesday of October next or before the Justices appointed to take the Assizes in his County if they shall before that time to wit on Thursday the twenty fifth Day of September next to the County Court House in the said County come twelve good and Lawful men of his Bailiwick by whom &c who neither &c to recognize &c because as well &c Afterwards the Process continued between the Parties aforesaid in the plea aforesaid by the Jury being put thereon in respite hereuntill the third Tuesday of October next unless the Justices of his Lordship the Lord Proprietary to take the Assizes in the said County Assigned on thursday the twenty fifth Day of September next to the County Court House in the said County shall Come And nowhere at this Day to wit the twenty first Day of October Anno Domini Seventeen hundred and Sixty six Comes again into his Lordships Provincial Court