pounds of Tobacco by the Court here on his Absent adjudged as well for his damages sustained by occasion of the premises as for his costs and charges by him about his suit in that behalf laid out and expended and the said Defendant in mercy &c.

Memo. The Plaintiff agrees that this Judgment shall stand as security for the payment of the costs of suit and the value of the corn taken by the defendant and others to be ascertained by David Crawford on payment of such value by either Thomas or Richard Dent the said value to be released on payment of Costs

Test

Thos. B. Hodgkin Cl

J.S. Benedict Calvert against John Nevitt Junr.

Prince Georges County to wit John Nevitt Junior late of Prince Georges County Gentleman was attached to answer unto Benedict Calvert of a plea wherefore with force and arms and so forth at Prince Georges County he the said

N.C. John Nevitt Junr. John two carts of the value of fifty pounds Current money each two sets of Cart harness of the value of ten pounds Current money each three black Geldings of the value of forty pounds Current money each four bay Geldings of the value of forty pounds Current money each one black mare of the value of forty pounds Current money and one hundred Barrels of Indian Corn of the value of three hundred pounds Current money the proper goods and chattels of him the said Benedict did take carry away and destroy and other harms to him the said Benedict did to the great damage of him the said Benedict and against the peace and so forth And whereupon the said Benedict by Thomas Stone his Attorney complains that the said John on the first day of April in the year seventeen hundred and seventy nine with force and arms at Prince Georges County aforesaid two Carts of the value of fifty pounds Current money each two sets of Cart harness of the value of ten pounds Current money each three black Geldings of the value of forty pounds Current money each four bay Geldings of the value of forty pounds Current money each one black mare of the value of forty pounds Current money and one hundred barrels of Indian Corn of the value of three hundred pounds Current money the proper goods and chattels of him the said Benedict did then and there take carry away and destroy and other harms to him the said Benedict he the said John then and there did to the great damage of him the said Benedict and against the peace and so forth wherefore the said Benedict saith he is the worse and hath damage to the value of ten thousand pounds Current money and therefore he brings suit and so forth

T. Stone for Plf. Pledges and so forth John Doe, Richard Roe

And the said John Nevitt being called upon appears thereupon at the prayer of the Plaintiff by his Attorney aforesaid the aforesaid John Nevitt is adjudged to give Special bail to the action aforesaid Thereupon the said John Nevitt by Samuel Chase his Attorney files in Court here the following bail piece to wit Benedict Calvert Plaintiff against John Nevitt Junr. Defendant

You Thomas Dent and Richard Dent do jointly and severally acknowledge yourselves special bail for the said John Nevitt Junr at the suit of the said Benedict Calvert in an action of damages brought by the said Benedict Calvert against the said John Nevitt Junr in the General Court they acknowledge themselves to be content thereunto this seventh day of October in the year of our Lord one thousand seven hundred and seventy nine before Thomas Clagett Wm. Lyles J.

To the Hnble the Judges of the General Court

And the aforesaid John Nevitt Junr by his Attorney aforesaid comes and defends the force and injury when and so forth and 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 22d day of May Anno Domini 1700 to which day May Term 1700 by an Act of Assembly for that purpose made was adjourned comes again as well the said parties plaintiff and defendant by their Attornies 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 10th day of October Anno Domini 1700 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 8th day of May Anno Domini 1701 come again the said parties plaintiff and defendant by their Attornies 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 9th day of October Anno Domini 1701 comes again the said parties plaintiff and Defendant by their Attorneys aforesaid and the aforesaid Defendant by his Attorney aforesaid defends the force and injury when and so forth as before and saith that he is not guilty of the Trespass aforesaid whereof the said Benedict above against him hath complained and of this he puts himself upon the Country and so forth and the Plaintiff in like manner and so forth Whereupon this cause standing for trial for especial reasons to the Court here shewn the same is continued until next Court At which said next Court to wit the 15th day of May Anno Domini 1702 comes again as well the said Benedict Calvert by his Attorney aforesaid as the said John Nevitt Junr by his Attorney aforesaid and the aforesaid John Nevitt Junr by his Attorney aforesaid relinquishing the averment above by him pretended says that he cannot deny the action aforesaid of the aforesaid Benedict Calvert was aforesaid against him brought nor but that he ought to recover his costs and no more and because the said Benedict Calvert does not gainsay but the allegation aforesaid is true he prays Judgment and the costs and charges above acknowledged to him to be adjudged &c. Therefore by assent of the parties aforesaid It is considered by the Judges here that the said Benedict Calvert recover against the said John Nevitt