And the said Francis Baker by Luther Martin, Aquila Bianon and Francis Corbin his attornies appears in Court here, and thereupon on motion of the aforesaid Thomas Sim Lee by his attorney aforesaid, It is ruled by the Court here, that the said Francis Baker give special bail to the action aforesaid in the plea aforesaid; Whereupon the said Francis Baker by his attorney aforesaid files in Court here the following bail piece, to wit —

Thomas Sim Lee
vs.
Francis Baker

You James Giles and Gabriel Christie do undertake for the said Francis Baker Defendant to be levied on your or either of your Lands and Tenements Goods and Chattels to the use of the said Thomas Sim Lee the Plaintiff on Condition that if the said Thomas Sim Lee do obtain Judgment in an action of Two thousand five hundred and ninety two pounds one shilling and five pence depending in the General Court against the said Francis Baker the Defendant that then the said Francis Baker shall pay the Condition of the Court thereon or deliver himself to the Custody of the Sheriff of Harford County in satisfaction thereof or you or one of you will do it for him — They acknowledge themselves to be content therewith —

Taken on the 18th September 1787 — before Saml Hughes, Jno Beedle Hall

And thereupon on motion of the aforesaid Thomas Sim Lee by his attorney aforesaid, It is ruled by the Court here, that the said Francis Baker answer to the Declaration aforesaid of the aforesaid Thomas Sim Lee in the plea aforesaid, or Judgment by the Court here will be entered against him in default thereof; and the said Francis Baker by his attornies aforesaid defends the force and injury when and so forth, and prays leave of the Court here to Imparle until the second Tuesday of May next, and then to answer to the Declaration aforesaid of the aforesaid Thomas Sim Lee, in the plea aforesaid, and to him it is granted, the same day is given to the aforesaid Thomas Sim Lee also —

At which said second Tuesday of May being the thirteenth day of the same month in the year of our Lord one thousand seven hundred and eighty eight, to which said day the said Francis Baker had leave to Imparle and then to answer to the Declaration aforesaid of the aforesaid Thomas Sim Lee in the plea aforesaid, come again into the General Court here, as well the aforesaid Thomas Sim Lee by his attorney aforesaid, as the said Francis Baker by his attornies aforesaid; And the said Francis Baker by his attornies aforesaid (as before) defends the force and injury when and so forth, and saith that the aforesaid Thomas Sim Lee his action aforesaid against him to have or maintain ought not &c. because he saith that he the said Francis Baker did pay unto the aforesaid Thomas Sim Lee the said sum of Money in the Condition of the said writing Obligatory

mentioned with legal Interest thereon according to the form and effect of the Condition of the said writing Obligatory and this he is ready to verify, wherefore he prays Judgment if the aforesaid Thomas Sim Lee his action aforesaid against him to have or maintain ought and so forth —

And the aforesaid Thomas Sim Lee by his attorney aforesaid saith that he by any thing by the said Francis Baker above in pleading alleged from having or maintaining his action aforesaid against him ought not to be precluded because he saith that the said Francis Baker hath not paid unto him the aforesaid Thomas Sim Lee the aforesaid sum of money in the Condition aforesaid mentioned with the Interest thereon in such manner and form as the said Francis Baker above by pleading hath alleged, and this he prays may be enquired of by the Country, and the said Francis Baker in like manner and so forth, Therefore let a Jury thereon appear before the Court here, on the second Tuesday of October next, by whom and so forth, and who neither and so forth, to recognize and so forth, because as well and so forth, the same day is given to the said parties there and there and so forth —

And now at this day to wit, the said second Tuesday of October being the fourteenth day of the same Month, in the year of our Lord one thousand seven hundred and eighty eight, come again into the General Court here, as well the aforesaid Thomas Sim Lee by his attorney aforesaid as the said Francis Baker by his attornies aforesaid; and the said Francis Baker by his attornies aforesaid, relinquishing the assumsit aforesaid, above by him pretended says, that he cannot deny the action aforesaid of the aforesaid Thomas Sim Lee so as aforesaid against him brought nor but that he must to the aforesaid Thomas Sim Lee the aforesaid sum of Two thousand five hundred and ninety two pounds one shilling and five pence lawful money of Maryland in manner and form aforesaid so as the aforesaid Thomas Sim Lee above against him hath declared —

Therefore it is considered by the Court here that the aforesaid Thomas Sim Lee, recover against the said Francis Baker as well the sum of Two thousand five hundred and ninety two pounds one shilling and five pence lawful money of Maryland his Debt aforesaid in form aforesaid confessed, as the quantity of seven hundred and forty three pounds and four fifths of a pound of Tobacco by the Court here unto the aforesaid Thomas Sim Lee on his agreement adjudged for his damages which he hath sustained as well by reason of the detention of that Debt as for his Costs and charges by him about his Suit in this behalf laid out and expended — And the said William Baker in Mercy and so forth —

Memorandum, Judgment rendered in this cause on the twenty first day of October in the year of our Lord one thousand seven hundred and eighty eight, for the penalty and Costs of Suit, and the Plaintiff agrees