and seventy four came the Parties aforesaid by their Attorneys aforesaid and the aforesaid Peter Lawson by his Attorney aforesaid offers himself in the Plea aforesaid against the aforesaid Jonathan Hodgson and complains in manner and form following to wit.

Cecil County to wit Jonathan Hodgson late of Cecil County Farmer was attached to answer unto Peter Lawson of a Plea of Trespass upon the Case and so forth.

And whereupon the aforesaid Peter by James Holliday his Attorney complains that whereas a certain Edward Mitchell heretofore to wit the twenty sixth Day of November one thousand seven hundred and sixty six at Cecil County aforesaid he the said Edward then and long after being Sheriff of Cecil County aforesaid had authorized and appointed one Daniel Turner then being an Inhabitant of and residing in Cecil County aforesaid to be the Deputy of him the said Edward to execute the office of Undersheriff on the South Side of Elk River in Cecil County aforesaid and to be the Gaoler of him the said Edward within the County aforesaid during the Term of one year to commence the & fifth Day of December then next ensuing the aforesaid Jonathan on the said twenty sixth day of November one thousand seven hundred and sixty six at the County aforesaid in Consideration that the said Peter Lawson & would at the special Instance and Request of him the said Jonathan become bound with the said Daniel Turner and with him the said Jonathan to the aforesaid Edward Mitchell in a certain Writing obligatory in the Penalty of Two thousand Pounds Current Money with Condition thereto that if the said Daniel Turner during his continuance in the said office should truly justly and faithfully execute and perform all process Warrants and other Precepts that should be to him delivered to be served and due Returns thereof make and should render to the said Edward Mitchell his certain Attorney Executors Administrators or Assigns at his or their occasionable lawful request a true and perfect Account of all & and singular his Lordships the then Right Honourable the Lord Proprietary of Maryland his Quit Rents Fines and Forfeitures and Dues and all the Statesmen and officers and private and other Persons fees Accounts or other Demands whatsoever wherewith the said Daniel Turner should be intrusted or Confided and the same should well and truly account for and pay in like manner as the said Daniel Turner & should account for or pay the same without Imbezlement or Waste and also in all other things touching the said office of Undersheriff and Gaoler should and would during the said Daniel Turner his continuance therein act do behave and perform justly and honestly and faithfully to all Persons according to the best of his Judgment Understanding and Knowledge and should and would at all Times thereafter save harmless and indemnifie the said Edward Mitchell his Heirs Executors and Administrators and his and their Goods and Chattels Lands and Tenements from all and all manner of Charges Damages Costs and Losses that he or they should suffer or sustain by means or occasion of any Escape Negligence Miscearance Nonperformance or Omission of or by the said Daniel Turner to be done Committed or Suffered in the Execution of the Office of Undersheriff and Gaoler aforesaid that then the said Writing obligatory should be void and of none effect upon himself assumed and promised the said Peter that he the said Jonathan would well and truly indemnifie and keep harmless him the said Peter from all Loss Damages Costs and Charges which he the said Peter should suffer and sustain by occasion of his becoming so bound in the said Writing obligatory And the said Peter in fact saith that he giving Credit to the Promise and Assumption aforesaid of the said Jonathan did then and there to wit the said twenty sixth Day of November one thousand seven hundred and sixty six at the County af.d at the said Instance and Request of the said Jonathan become bound with the said Daniel Turner and with him the said Jonathan to the af.d Edward Mitchell in such Writing obligatory as aforesaid in the Penalty of Two thousand Pounds Current Money with such Condition thereto as af.d And the said Peter further in fact saith that afterwards to wit at a Provincial & Court held for this Province of Maryland at the City of Annapolis in Ann Arundel County on the third Tuesday of May one thousand seven hundred and sixty nine he the said Peter was impleaded by the said Edward Mitchell in an Action of & Debt in the said Provincial Court upon the said writing obligatory in which & Plea it was so far proceeded that afterwards to wit at a Provincial Court held for this Province of Maryland at Annapolis af.d on the second Tuesday of April one thousand seven hundred and seventy two the said Edward Mitchell recovered Judgment therein against him the said Peter Lawson for the sums of three Pounds eleven shillings and eight pence Sterling Two hundred and eighty eight Pounds Nine shillings and five pence one farthing current Money and the Quantity of Six thousand eight hundred and sixty eight pounds and one half Pound of Tobacco and also five thousand seven hundred and fifty eight Pounds of Tobacco Costs of Suit By reason of which Premises the said Peter was not only obliged to lay out and expend divers large sums of Money and Tobacco in and about his Defence in the Plea af.d but was constrained to & pay the said Edward Mitchell in and towards Satisfaction of the said & & Judgment divers large sums of Sterling Money current Money and Tobacco amounting in the whole to one Pound fifteen shillings and ten pence sterling Money Two hundred Pounds current Money and four thousand Pounds of Tobacco whereof the said Jonathan afterwards to wit the third day of May & one thousand seven hundred and seventy two at Cecil County af.d had Notice And whereas also the said Edward Mitchell the said twenty sixth Day of November one thousand seven hundred and sixty six at Cecil & County af.d he the said Edward then and long after being Sheriff of Cecil County af.d had authorized and appointed another Daniel Turner then & being an Inhabitant of and residing in Cecil County af.d to be the &