William Tilghman Esq. Plaintiff — Pledges Jno. John Doe and Richard Roe — a copy of which aforegoing Declaration was made and sent with the Writ which — issued in the plea aforesaid — At which aforementioned day to wit, the second of April Anno Domini one thousand seven hundred and eighty five came the aforesaid John Cadwallader by his Attorney aforesaid, and Thomas Boyer the Sheriff of Kent County aforesaid to the Court here made return that he had taken the body of the said Joseph Nicholson and the same had ready according to the exigence of the said Writ — And the said Joseph Nicholson by Peregrine Letthbury and Gustavus Scott his Attorneys came here into Court; And thereupon the said Joseph Nicholson at the prayer of the said John Cadwallader, was ruled to give Special Bail in the plea aforesaid; Whereupon the aforesaid Joseph Nicholson afterwards in Court the following Bail piece, to wit:

John Cadwallader, Plaintiff
against
Joseph Nicholson, Defendant.

YOU John Scott and Joseph Nicholson, Jun.r do jointly and severally acknowledge yourselves Special Bail for the said Joseph Nicholson at the suit of the said John Cadwallader, in an Action of Debt, brought by the said John Cadwallader against the said Joseph Nicholson in the General Court ..... They acknowledge themselves to be content therewith this 5th day of April 1785.

To the Honourable the Judges of the General Court ... } Before us James Claypoole, Ra. Graves ....

I do hereby empower Messrs. Lethbury & Scott to appear for me in the within Action.
J. Nicholson ...

And the aforesaid Joseph Nicholson by his Attorneys aforesaid defended the force and injury when and so forth, and prayed the liberty of imparling thereof, thereunto until the second Tuesday of September then next following, and it was granted unto him, the same day was given to the aforesaid John Cadwallader and so forth.

At which day to wit the second Tuesday of September Anno Domini One thousand seven hundred and eighty five, came again the parties aforesaid by their Attorneys aforesaid; and the aforesaid Joseph Nicholson by his Attorneys aforesaid came and defended the force and injury when and so forth (as before)

and prayed an hearing of the writing obligatory aforesaid and of the condition thereof and he had them as follows, to wit: Know all Men by these presents, that I Joseph Nicholson of Kent County in the State of Maryland, Gentleman, am held and firmly bound unto John Cadwallader of Philadelphia, in the State of Pennsylvania, Esq.r, in the sum of one thousand three & seventy two pounds nine shillings and eight pence sterling, to be paid unto the said John Cadwalader his Executors Administrators or Assigns: to the — which payment well and truly to be made and done, I bind myself my Heirs Executors and Administrators, and every of them firmly by these presents. Sealed with my seal, and dated this eighth day of January in the year one thousand seven hundred & eighty three — The condition of the above Obligation is such, that if, the above bounden Joseph Nicholson his Heirs, Executors, or Administrators, or any of them shall well and truely pay, or cause to be paid, unto the above named John Cadwalader his Executors, Administrators or Assigns, the just and full sum of six hundred and eighty six pounds Four shillings and ten pence sterling, with lawful Interest for the same, at the place of residence of the said John Cadwalader, on the eighth day of January next, which shall be in the year one thousand seven hundred and eighty four; then the above obligation to be void, and of none Effect; or else to be and remain in full force and virtue in Law.

Sealed and delivered in presence of us
John Nicholson, Wm. Gough } J. Nicholson (Seal)

which being read and heard the aforesaid Joseph Nicholson said, that he with the debt aforesaid by the virtue of the writing obligatory aforesaid to be burthened ought not, because he said that the writing aforesaid was not the Deed of him the said Joseph Nicholson; and of this he put himself upon the Country: and the aforesaid John Cadwalader in like manner and so forth. — And the aforesaid Joseph Nicholson by leave of the Court here and according to the form of the Statute in such case lately made and provided further defended the force and injury when and so forth: and said that he the said John Cadwalader his action aforesaid against him the said Joseph Nicholson to have or maintain ought not, because he said that he the said Joseph Nicholson paid to the aforesaid John Cadwalader the sum of six hundred and eighty six pounds four shillings and ten pence Sterling in the Condition aforesaid above specified in and upon the aforesaid eighth day of January then next following after the date of the writing obligatory aforesaid at the place of residence of the aforesaid