then next following. At which day, to wit, the said second Tuesday of September, Anno Domini one thousand seven hundred and eighty five, came again the parties aforesaid by their Attorneys aforesaid: Whereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties and their Attorneys aforesaid, and by order of the Court here thereon, was further continued, until the second Tuesday in April next following. At which day, to wit, the second Tuesday of April Anno Domini one thousand seven hundred and eighty six came again the parties afs. by their Attorneys aforesaid; and the aforesaid Charles Crookshanks and Mary his wife by their Attorney aforesaid prayed that a rule of Court be made for the aforesaid William Thomas to file his plea, and answer to the Declaration aforesaid of them the aforesaid Charles Crookshanks and Mary his wife at the next September Term; and it was granted unto them: Whereupon further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said Parties, and their Attorneys aforesaid, and by order of the Court here thereon, was further continued until the second Tuesday of September next following. At which day to wit, the second Tuesday of September Anno Domini one thousand seven hundred and eighty six, here came again the parties aforesaid by their Attorneys aforesaid, and the aforesaid William Thomas by his Attorney aforesaid, defends the force and injury, when and so forth: and saith that the aforesaid Charles Crookshanks and Mary his wife ought not to have and maintain their action thereof against him the said William Thomas because he saith that he the said William Thomas before the impetration and suing out of the original writ in this cause paid to them the

(said)

said Charles Crookshanks and Mary his Wife the aforesaid sum of money in the said Condition mentioned together with all the Interest thereon due according to the form and effect of the said Condition and this he is ready to verify: wherefore he prays Judgement whether the said Charles Crookshanks and Mary his wife their action aforesaid thereof against him to have and maintain ought and so forth.

And the aforesaid Charles Crookshanks and Mary his wife by their attorney aforesaid saith that they by any thing by the said William Thomas alledged from having and maintaining their action aforesaid thereof against him ought not to be precluded because he saith that the aforesaid William Thomas did not pay to them the said Charles Crookshanks and Mary his wife the aforesaid sum of money with legal Interest for the same on the aforesaid day, which the afs. William Thomas to the said Charles Crookshanks and Mary his wife on that day ought to have paid according to the form and effect of the said Condition as the aforesaid William Thomas above hath alledged; and this he prays may be enquired of by the Country and the aforesaid William Thomas in like manner, and so forth: whereupon this cause standing ready for Trial further process of and upon the premises aforesaid, between the parties aforesaid, by consent of the said parties and their Attorneys aforesaid, and by order of the Court here thereon, was further continued until the second Tuesday in April next following. — And now here at this day, to wit, the said second Tuesday of April Anno Domini one thousand seven hundred and eighty seven, here come again the parties by their Attorneys aforesaid, and the aforesaid William Thomas by his Attorney afs. relinquishing the averment above by him pretended says that he cannot deny the action aforesaid of the aforesaid Charles

(Crookshanks)