And saith that the said Archabald Pattison his Action aforesaid against him to have or maintain ought not; because he saith that at the day and place, mentioned in the said Condition, he did well and truly pay and discharge to the same Archabald Pattison, the said sum of three hundred and sixty nine pounds, five shillings and ten pence, current money in the Condition of the writing Obligatory aforesaid mentioned according to the form and effect of the same Condition mentioned, to wit, at the County aforesaid, and this he is ready to verify; wherefore he prays Judgment if the said Archabald Pattison his Action aforesaid thereof against him to have and maintain ought. — And the said Archabald Pattison saith that he from having or maintaining his Action aforesaid, thereof against the said William Thomas ought not to be precluded, because he saith, that the said William Thomas at the time and place mentioned in the said condition did not well and truly pay and discharge unto him the same Archabald Pattison the said sum of three hundred and sixty nine pounds, five shillings and ten pence current money in the Condition of the writing Obligatory aforesaid mentioned, according to the form and effect of the Condition aforesaid in manner and form as the said William Thomas above in pleading hath alledged, and this he prayed might be enquired of by the Country: And the said Willm. Thomas in like manner, &c. And this cause standing ready for trial, 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 September then next following. And now here at this day, to wit; the second Tuesday of September seventeen hundred and eighty seven, came again the parties aforesaid by their Attorneys aforesaid; and the said William Thomas by his Attorney aft. saith that he cannot gainsay the action aforesaid of the said William Thomas nor can he deny, but that the writing obligatory aforesaid is the Deed of him the said William Thomas, nor, but that he detaineth from the same Archibald Pattison, the said sum of three hundred and sixty nine pounds, five shillings and ten pence current money in such manner and form, as the said Archibald Pattison above

against him hath complained: Therefore it is Considered by the Court here, that the said Archibald Pattison do recover against the said William Thomas, the Debt aforesaid, in form aforesaid acknowledged, and also the quantity of seven hundred and three pounds of Tobacco, as well for his damages which he hath sustained by occasion of the detention of that Debt, as for his Costs and Charges by him, about his suit in this behalf laid out and expended, unto the same Archibald Pattison, by the Court here with his Assent adjudged, &c. And the said William Thomas in mercy, &c. — James Earle Clk.

Judgment was rendered in this Action on the twenty sixth day of September, seventeen hundred and eighty seven; with stay of Execution until the tenth day of February then next. — Payments if any to be allowed. —

William Hayward
against
Jacob Gibson.

Be it remembered that on the twenty eighth day of April, seventeen hundred and eighty five, **Command** was given to the Sheriff of Talbot County, that he should take Jacob Gibson late of Talbot County Gentleman if he should be found in his Bailiwick, and him safe keep, so that he might have his Body before the Judges of the next General Court, to be held for the Eastern Shore of this State, at Talbot County Court House the second Tuesday of September then next; to answer unto William Hayward of a plea, that he render unto him the sum of three thousand three hundred and thirty three pounds, six shillings and eight pence current money, which to him he owes and unjustly detains, &c. And that thereof he should not fail at his Peril, and that he should have then and there that writ, &c. —

At which said second Tuesday of September, seventeen hundred and eighty five, being the day of the return of the aforegoing writ came the said William Hayward by Luther Martin his Attorney, and Samuel Thomas, Sheriff of the County aforesaid to whom the same writ was directed, likewise came and made return thereof to the Court here, thus endorsed, to wit: "Cepi Corpus & Samuel Thomas Shff." — Thereupon 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 then next following.