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:selves Special Bail for the said Benjamin Benson at the suit of the said John Voorhees in an Action of Debt brought by the said John Voorhees against the said Benjamin Benson in the General Court. They acknowledge themselves to be content therewith this 29th day of March 1788, before James Coultit, John Miller.

To the Honble the judges of the General Court.

And thereupon further process of and upon the premisses aforesaid between the parties aforesaid by consent of the said parties and their Attorneys and by order of the Court here thereon was continued till the second Tuesday in September then next following.

At which day, towit, the said second Tuesday in September in the year seventeen hundred and eighty nine came again the parties afd by their Attorneys aforesaid and the said John Voorhees by his Attorney afd prayed that a rule of Court be made for the afd Benjamin Benson to file his plea, and answer to the declaration afd of him the said John Voorhees at the next April Term; and it was granted unto him: and the afd Benjamin by his Attorney afd defends the force and injury when &c. and prays leave to imparl thereto until the second Tuesday in April then next following, and it was granted unto him, the same day was given to the afd John Voorhees &c.—

And now here at this day, towit the said second Tuesday in April Ann: Domi: seventeen hundred and eighty nine here come again as well the said John as the said Benjamin by their Attorneys, and the said Benjamin by his Attorney afd, defends the force and injury when &c. Prays a hearing of the writing Obligatory afd the hath it (here insert it) he also prays a hearing of the Condition of the said writing Obligatory and he hath it these words, following, towit: (here insert it) which being read and heard the said Benjamin saith that the aforesaid John his action afd thereof against him to have a maintain ought not because he saith that he the said Benjamin after the making the writing obligatory afd before the impetration of the original writ of him the said John, towit, on the day of in the year seventeen hundred & eighty seven paid to the afd John the sum of two hundred & sixteen pounds, nine shillings & one penny in the same Condition above

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mentioned, with legal interest on the same according to the form and effect of the afd Condition: towit, at Cecil County afd & this he is ready to verify wherefore he prays judgment if the afd John his action afd thereof against him the said Benjamin to have or maintain ought &c.— Saml Earle for Deft.

And the aforesaid Benjamin further defends the force and injury when &c. and says that he cannot gainsay the action afd of the said John Voorhees nor but that he owes and justly stands indebted to the said John in the afd sum of four hundred and thirty two pounds, eighteen shillings and two pence, Current money, in manner & form as the afd John above against him complains. Therefore it is considered by the Court here, that the said John do recover against Benjamin the debt afd in form afd acknowledged, as also the Quantity of five hundred and ninety three pounds of Tobacco, by the Court here unto the said John on his afsent adjudged, as well for his damages sustained by reason of the detention of that debt as for his Costs and Charges by him about his suit in this behalf expended, and the said Benjamin Benson in mercy &c.— James Earle Clk:

Judgment was confessed in this Action on the fifteenth day of April Anno Domini seventeen hundred and eighty nine for penalty & costs to be released on payment of principal, interest and cost — Payments if any to be allowed. Stay Execution till September seventeen hundred and eighty nine.

John Lee Webster
&
Daniel Charles Heath.

Be it remembered that on the twenty first day of January seventeen hundred and eighty eight. Com: mand was given to the Sheriff of Cecil County to take Daniel Charles Heath, late of Cecil County, Gentleman, if he should be found in his bailiwick, and him safe keep so as to have his body before the judges of our General Court, to be held at Easton, in Talbot County, the second Tuesday of April next, to answer unto John Lee Webster of a plea that he render unto him the eight hundred and forty seven pounds, three shillings and two pence, current money of Maryland, which to