by the Court here that the said Isaac do recover against the said John his Debt aforesaid in form aforesaid acknowledged: as also the Quantity of four hundred and ninety seven pounds and two fifths of a pound 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 expended unto the same Isaac Perkins by the Court here with his Assent adjudged &c. And the said John Hudson in Mercy &c. James Earle Clk.

Judgment was confessed in this Action on the fifteenth day of April seventeen hundred and ninety with a Stay of Execution till September Term then next following. Penalty to be released on payment of Principle, Interest and Costs.

John Field
for
Daniel Toas Mafsey

Memorandum, the Plaintiff by William Tilghman his Attorney sued out the State of Maryland's Writ of Capias ad respondendum, the tenor whereof issues in the following words, to wit. The State of Maryland ss. To the Sheriff of Kent County, Greeting. We command you that you take Daniel Toas Mafsey of Kent County farmer if he shall be found in your Bailiwick, and him safe keep, so that you have his body before the Judges of our General Court, to be held for the Eastern Shore of this State, in Talbot County, at the Court house in the same County, the second Tuesday of April next, to answer unto John Field of a plea that he render unto him the sum of one thousand three hundred and fifty six pounds nineteen shillings current money of Maryland which to him he owes and from him unjustly detains &c. Hereof fail not at your peril, and have you then and there this Writ. Witness Robert Hanson Harrison Esquire, Chief Judge of our said Court, the first day of October Anno Domini 1788. Issued the 28th day of February 1789.

W. T. James Earle Clk.

And the said John by his Attorney aforesaid declares against the said Daniel in the plea aforesaid in the following words, to wit. Eastern Shore of Maryland Kent County ss. Daniel Toas Mafsey late of Kent County farmer was summoned to answer unto John Field of a plea that he render unto him the sum of one thousand three hundred and fifty six pounds nineteen shillings current money of Maryland which to him he owes and from him he unjustly detains &c. And whereupon the the said John Field by William Tilghman his Attorney saith that whereas the aforesaid Daniel Toas Mafsey on the third day of May in the year of our Lord seven-

-teen hundred and eighty eight at the County aforesaid by his certain writing obligatory with his Seal, sealed and to the Court here shewn the date whereof is the day and year aforesaid acknowledged himself to be held and firmly bound to the said John in the sum of thirteen hundred and fifty six pounds nineteen shillings current money of Maryland to be paid to the said John when he should be thereto afterwards required; Yet the said Daniel (altho often thereto afterwards required) the sum of money aforesaid to the said John hath not paid but the same to him to pay hath hitherto altogether refused and still doth refuse to the Damage of the said John thirteen hundred and fifty six pounds current money of Maryland and thereupon he brings suit &c.

Wm Tilghman pledges &c. John Doe, Richard Roe.

The writing obligatory whereof mention is made in the Declaration aforesaid follows in the words following, to wit. "Know all men by these presents that I Daniel Toas Mafsey of Kent County farmer am held and firmly bound unto John Field of the City of Philadelphia Merchant in sum of thirteen hundred and fifty six pounds and nineteen shillings current money of Maryland to be paid to the said John Field, his Exors, Admrs or Assigns, to the which payment well and truly to be made and done, I bind myself, my heirs, Exors and Admrs firmly by these presents, sealed with my seal and dated the third day of May in in the year of our Lord one thousand seven hundred and eighty eight. The Condition of the above obligation is such that if the above bounden Daniel Toas Mafsey his Heirs, Exors or Admrs do and shall well and truly pay or cause to be paid to the said John Field, his Exors, Admrs or Assigns the full and just sum of six hundred and seventy eight pounds nine shillings and six pence in Gold or Silver Coin at the rates the same now pass current by Act of Assembly in Maryland on or before the twentieth day of August in the year of our Lord one thousand seven hundred and eighty eight with legal Interest thereon from the date hereof, then the above obligation to be void otherwise to remain in full force and virtue in Law.

Sealed and delivered in the presence of
Turbutt Wright. Wm Tilghman } Daniel Toas Mafsey (L.S.)

A Copy of which aforesaid Declaration and Bond were made and sent with the writ in the plea aforesaid. At which said second Tuesday of April seventeen hundred and eighty nine being the day of the return of the aforegoing Writ, came the said John by his Attorney aforesaid and the Sheriff of Kent County to whom the same Writ was directed likewise came and made return thereof to the Court here thus endorsed, to wit. "Cepi" Edward Morrell Shff