named Richard Gresham Smyth, his certain Attorney, &c. Admrs & Assigns the just sum of four hundred and ten pounds Specie, valuing Spanish Milled Dollars at seven shillings and six pence, without any fraud or further delay, then the above obligation to be void, or else to be and remain in full force and virtue—

Sealed and delivered in the presence of John Crew — } Philip Taylor [L.S.] Robt. Meeks [L.S.]

On the back of the original Bond was the following endorsement, to wit

Be it remembred that the within named Philip Taylor and Robert Meeks are to have until the 1st day of October 1788 for the payment of the within bond, provided satisfactory Security is given if it should be demanded—

Witness—John Crew— Rd. G. Smyth—

A Copy of which aforegoing 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 Richard 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. "Elect. Edward Worrell Shff."

And the said Philip by William Bardl his Attorney came here into Court and thereupon at the prayer of the said Richard the said Philip was ruled to give Special Bail in the plea aforesaid; whereupon the said Philip by his Attorney aforesaid filed in Court here the following Bail Piece, to wit—

Richard Gresham Smyth, use of Wm. Bell, Plff } You George Hanson and James Heath do jointly and severally acknowledge yourselves Special Bail for the said Philip Taylor at the suit of the said Richard Gresham Smyth in an action of Debt brought by the said Richard Gresham Smyth against the said Philip Taylor in the Genral Court— They acknowledge themselves to be content therewith this 20th March 1769— John Scott

vs

Philip Taylor Defen.t

To the Honorable the Judges of the Genral Court— Thereupon further proceed of and upon the Premises aforesaid, between the parties aforesaid, by consent of said parties and their Attorneys aforesaid and by order of the Court here, thereon was further continued untill the second Tuesday in Sept.r next following— At which day, to wit the second Tuesday of September came again the parties aforesaid by their Attorneys aforesaid

and the aforesaid Richard by his Attorney aforesaid prayed that a rule of Court be made for the said Philip to file his plea and answer to the Declaration aforesaid of him the said Richard at the next April Term and it was granted unto him— Thereupon further proceed 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 April next following— At which day, to wit the second Tuesday of April seventeen hundred and ninety come again the parties aforesaid by their Attorneys, and the aforesaid Philip by his Attorney aforesaid defends the force and injury when and so forth, and saith that the aforesaid Richard ought not to have and maintain his Action thereof against him the said Philip, because he saith that he the said Philip before the impetrating and suing out of the original Writ in this Cause did pay to him the said Richard the aforesaid sum of money in the said Condition specified 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 Judgment whether the said Richard his Action aforesaid thereof against him to have and maintain ought and so forth— Nevertheless the said Philip by his Attorney aforesaid relinquishing the Averment above by him pretended says that he cannot deny the Action aforesaid of the aforesaid Richard so as aforesaid brought against him, nor but that he owes to him the said Richard the aforesaid sum of eight hundred and twenty pounds current money of Maryland in manner and form as the said Richard above against him hath declared— Therefore it is considered by the Judges here that the said Richard do recover against the said Philip as well the sum of eight hundred and twenty pounds current money of Maryland his Debt aforesaid as the Quantity of four hundred and ninety nine pounds of Tobacco by the Court here unto the said Richard Gresham Smyth with his Assent adjudged, as well for his Damages sustained by means of the detention of that Debt as for his Costs and Charges by him about his suit in this behalf laid out and expended, and the said Philip Taylor 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— Payments if any to be allowed: Penalty to be released on payment of Principal, Interest and Costs—