his Attorney came here into Court: Whereupon Dekar Thompson & Neal Price of Caroline County, came here before the Judges of our said Court in their Proper Persons and became pledge and Manucaptors for the said Francis Sellers, that if it should happen that Judgment by the Court here for the said Peter Gordon Adm'r af'd should be rendered in the plea af'd against the said Francis Sellers, then the said Dekar Thompson and Neal Price, granted that as well the Debt aforesaid as all such Damages Costs and Charges which unto the said Peter Gordon Adm'r aforesaid, in this part should by the Court be adjudged, of their Lands and Chattels should be made, and to the use of the said Peter Gordon levied, if it should happen that the said Francis Sellers should not pay unto the said Peter Gordon Adm'r af'd the Debt, Damages, Costs, and Charges aforesaid, or his body in execution of such Judgment to the Public Prison of Caroline County aforesaid, by that occasion should not render. Thereupon the Process af'd upon the Premises between the Parties af'd was Continued by order of the Court here, until The second Tuesday of September then next following

At which said Second Tuesday in September, here came again the Parties af'd by their Attorneys af'd, Whereupon at the prayer of the said Peter Gordon by his said Attorney, it was rule'd by the Court here, that the said Francis Sellers should file his plea and answer to the Declaration of the af'd Peter by the second Tuesday of April then next following; the same day was also given to the said Peter Gordon Adm'r af'd then &c so forth — Afterwards, to wit, on the twentieth day of February Seventeen hundred & ninety five the said Francis Sellers by his Attorney af'd filed his Plea in answer to the Declaration af'd which ensues in manner and form following, to wit "Francis Sellers at suit of Peter Gordon Adm'r of Patison — Nar & Bond &c — And the af'd Francis Sellers by Nicholas Hammond his Attorney comes and defends the wrong and injury when &c and prays a hearing of the Writing Obligatory aforesaid in the declaration af'd mentioned: and it is read to him in these words {Here enter the Bond} He likewise prays a hearing of the Condition of the said Writing Obligatory, and it is read to him in these words {Here enter the Condition} Which being severally read and heard the said Francis Sellers saith that the said Peter Gordon his Action af'd thereof against him to have or maintain ought not because he saith that after the making the said Writing Obligatory and before the day of the impetration of the original Writ of him the said Peter Gordon in this Cause, to wit,

the tenth day of May in the year Seventeen hundred and ninety one at the County af'd, he the said Francis Sellers did pay to the said Archibald Patison the Sum of One hundred and fifteen pounds ten Shillings Current Money together with all the interest then due thereon and this the said Francis Sellers is ready to verify Wherefore he prays Judgment whether the said Peter Gordon his Action af'd thereof against him to have or maintain ought &c — N. Hammond for Def't" —

And now here at this day, to wit, The said second Tuesday of April in the year Seventeen hundred and ninety five, come again the Parties aforesaid by their Attorneys aforesaid, and the said Francis Sellers by his said Attorney relinquishing the averment above by him in pleading pretended, saith, that he cannot gainsay the Action af'd of him the said Peter Gordon Adm'r af'd, nor can he deny but that the Writing Obligatory af'd is the Deed of him the said Francis Sellers, nor but that he detains from the said Peter the af'd sum of Two hundred and thirty one pounds Current Money in manner and form as he the said Peter against him hath complained: Therefore it is considered by the Court here that the said Peter Gordon Adm'r af'd do recover against the said Francis Sellers, the Debt af'd in form af'd acknowledged and also the quantity of Eight hundred and one 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 expended: Unto the said Peter Gordon by the Court here with his assent adjudged &c so forth. And the said Francis Sellers in mercy &c so forth — James Earle jun'r Clk.

Judgment was rendered in this Action on the fifteenth day of April Anno Domini One thousand Seven hundred and ninety five, for Penalty: To be released on payment of the Principal Interest and Costs. Payments if any to be allowed Stay of Execution till next Court. —

John Dawson against Thomas Alcock } Be it remembered that on the thirty first day of March Anno Domini One thousand Seven hundred and ninety four, command was given to the Sheriff of Caroline County that he should take Thomas Alcock late of Caroline County, Planter, if he should be found in his Bailiwick, and him safe keep so that he might have his Body before the Judges of our General Court, to be held at Easton in Talbot County, the second Tuesday of April then next, to answer unto John Dawson of a plea that he render unto him the sum of four hundred pounds