Philip Quinton, Jesse Bennett. And the said John Ayres by his Attorney aforesaid defended the force and injury when &c. And prayed leave, to imparle untill the Next Term and he had it, the same day was given to the said Peter Chaille then &c. At which said next Term, Viz.t the Second Tuesday in April Seventeen hundred and ninety nine came again into Court the parties afs.d by their Attorneys afs.d and the said Peter Chaille by his Attorney afs.d declared against the said John Ayres in the plea afs.d as follows to wit: Eastern Shore of Maryland Worcester County to wit John Ayres late of Worcester County Yeoman was Summoned to answer unto Peter Chaille of a plea that he render unto him the Sum of one hundred and Eighty eight Pounds twelve Shillings and four Pence current Money of Maryland which to him he owes and unjustly detains &c. And whereupon the Same Peter Chaille by Josiah Baily his Attorney saith that whereas the said John Ayres on the Seventh day of of February in the year Seventeen hundred and ninety eight; at the County afs.d by his certain Bill Obligatory which Sealed with the Seal of the said John Ayres the said Peter Chaille hereinto Court brings the date whereof is the Same day and Year afs.d promised & obliged himself to pay or cause to be paid unto the said Peter Chaille the afs.d Sum of one hundred and Eighty eight Pounds twelve Shillings and four pence Current Money on demand with Legal interest thereon, For value received To the payment whereof the said John Ayres did bind himself firmly by his said bill Obligatory. Nevertheless the said John Ayres altho often required the Sum of Money afs.d or any part thereof to the said Peter Chaille yet hath not paid but the same to him to pay hath hitherto altogether refused and Still doth refuse to the damange of the said Peter Chaille in the Sum of two hundred & fifty Pounds Current Money therefore he brings this Suit &c.

Josiah Bayly for Plff pledges & John Doe & Richard Roe —

The bill obligatory in the Declaration afs.d mentioned & in suits as follows to wit

I promise and oblige myself my heirs Executors and administrators to pay or Cause to be paid, unto Peter Chaille his heirs or assigns the full and just Sum of one hundred and Eighty eight pounds twelve Shillings and four pence current money of Maryland on demand with legal Interest



thereon, for value received. as witness my hand and seal this sixteenth day of February seventeen hundred and ninety eight.

Test. Joseph Scott. £188-12-4 John Ayres (Seal)

On the back of the said Bill were the following endorsement

May 9th 1798, For value received I do hereby transfer and assign over to John Gunby or his assigns the within Note Principal and Interest and in he does not recover it of John Ayres, I agree to pay the same and all Costs & Expences he may be put to in Consequence of Proceeding agst John Ayres his heirs Executors or administrators, and be it remembered that this Note is assigned over as a security to endemnify said Gunby his Executors heirs or administrators from a Debt due to a certain Joseph Cotman from me and for which said Gunby was my Security and in case the said Debt to Cotman is paid by me or the said Gunby, his heirs Executors or administrators has not to pay the Same this Note or whatever is received on Account of it is to be returned to me my heirs Executors Administrators as witness my hand and seal this ninth of March Seventeen hundred and ninety eight Peter Chaille (Seal)

Witness Jesse Bennett: And thereupon on Motion of the said Peter Chaille by his Attorney afs.d it was rules by the Court, that the said John Ayres. Should answer to the declaration afs.d on or before the next Term or Judgment would be rendered against him by default; the Same day was given to the said Peter Chaille then &c. And now to wit the Second Tuesday in September anno Domini Seventeen hundred and ninety nine comes again into Court the parties afs.d by their Attornies afs.d: And the said John Ayres by his Attorney afs.d farther defends the wrong and Injury when &c. And saith that he cannot deny the action afs.d nor but that he owes to the afs.d Peter Chaille the afs.d Sum of one hundred and Eighty eight twelve Shillings and four pence current money in manner and form as the afs.d Peter Chaille above against him hath complained, nor but that the aforesaid Peter Chaille hath sustained damage by reason of the detention of the Debt afs.d to the afs.d Sum of one hundred, current money, besides his Costs and Charges by him about in this behalf laid out and expended &c. Therefore it is considered by the Court here that the said Peter Chaille recover against the said John Ayres as well the said Sum of one hundred and Eighty eight pounds twelve Shillings and four pence, current money, his debt afs.d in form afs.d confessed, as the said Sum of one hundred pounds current money, for his damage afs.d as also the quantity of Six hundred and fifteen pounds of Tobacco by the Court here unto the said Peter Chaille on his assent adjudged for his Costs and