

Whereupon all and Singular the premisses being by the Court here seen heard and fully understood and Mature Deliberation being thereupon had for that it Seems to the Court here That the Replication af^d by the af^d Attorney Gen^l for the Lord Proprietor who for his Majesty Prosecuteth above in replying pleaded is good as to the first breach assigned therein which the Court Adjudges to be within the bond, And that the Demurer by the af^d William Stone above in barr pleaded is good as to the other breach assigned in the replecation af^d which the Court here Adjudged to be without the Bond And for that it further seems to the Court here That the residue of the plea af^d by Replication above pleaded is not Sufficient in Law for the said Attorney Gen^l the Action af^d against him the said William Stone to have or maintain.

Therefore it is Considered by the Justices here the 10th day of April Anno Domi 1722 af^d that the said Thomas Bordley Esq^r his Lordships Attorney Gen^l who for his Majesty in this behalf prosecuteth take nothing by the Writ af^d and that the said William Stone goe thereof without Day.

And also it is Considered by the Justices here that the said William Stone recover against Philemon Lloyd Esq^r (at whose request this Action was brought) the sum of Nine hundred and ninety Seven pounds of Tobacco by the Court here Adjudged unto him for his Costs and Charges [572] by him the said William Stone about his defence in this behalf laid out and Expended according to the forme of the Statute in that Case made and provided etc:

Afterwards to Wit in the same Court or term the af^d Philemon Lloyd Esq^r by Thomas Bordley his Attorney prays an Appeale from the Judgment of this Court so as af^d Rendred to the high Court of Appeales which is granted upon giving Security for the due prosecution thereof According to Law.

Thereupon afterwards in the same Court or term Thomas Bordley Esq^r and Vachel Denton both of the City of Annapolis Came into Court and Acknowledge themselves to Owe and Stand Justly Indebeted unto the said William Stone in the sum of ten thousand pounds of Tobacco to be levyed on their body Goods or Chattles Lands or tenements to the use of the said W^m Stone According to Law.

In case the said Philemon Lloyd Esq^r does not prosecute his said Appeale with Effect according to Act of Assembly in that Case made and Provided.

In Testimony whereof I have hereunto sett my hand and Affixed the Seale of the Provincial Court this 8th day of October Anno Domi 1722.

[Provincial Seale]

Vachel Denton Cłk Cur Provin^t.

Afterwards to Wit on the Second Wednesday of October being the tenth day of the same month Anno Domi Seventeen hundred and twenty two Thomas Bordley Esq^r who at the request of Philemon Lloyd Esq^r who for the Lord the King in this behalf prosecuteth Sayth That in the Record