

bearing Date the fifteenth day of June Annoque Domini 1697: more at Large may Appeare etc.

And the Said Josias Towgood by John Meriton his Attorney aforesaid haveing Caused a Cobby of the Decleration by the Sheriffe to be delivered to the Said John Summers Att the time of Serving the writt upon him which was Eight dayes before this Court. Whereupon the Said plantiffe prayeth that the Said Defendant to his Decleration this Court may Answer According to Act of Assembly in Such Cases made and provided etc.

Whereupon the Said John Summers by William Stone his Attorney Cometh and defendeth the force and Injury when etc. And Saith that he Cannot Gainsay the Action of the Said Josias Towgood nor but the Said bill (or writeing Obligatory) is the Deed of the Said John Summers nor but that he oweth the Said two thowsand four hundred Sixty and Six pounds of tobaccoe to the Said Josias Towgood in forme as the Said Josias Towgood against him hath Declared etc.

Therefore it is Considered that the Said Josias Towgood Recover against the Said John Summers the Sume of two thowsand four hundred Sixty and Six pounds of Tobaccoe his Debt aforesaid and his Damages by Occation of Deteyning of the Said Debt three hundred and forty pounds of tobaccoe to the Said Josias Towgood of his Assent by the Court here Adjudged And the Said John Summers in mercy etc.

Henry Jowles plantiffe: John Bennet Defendant

The plantiffe in his proper person Issued forth a Capias Ad satisfaciendum against the Defendant which Said writt was Returnable to this Court for the Sume of three hundred ninty Six pounds of tobaccoe Debt and one hundred thirty Six pounds of tobaccoe Cost of Suite which Said writt was by the Sheriffe this Court Returned Non est. Whereupon Came Josias Towgood into Court and did undertake for the Said John Bennett to pay the aforesaid Debt and Costs to the Said Henry Jowles for the use of the Said John Bennett in Case the Said Henry Jowles doth not Issue forth any more Capis Ad satisfaciendums against the Said John Bennett for the Said Debt and Cost aforesaid.

[306] Edward Kinton plantiffe: James Wapple Defendant

Prince Georges County Ss. James Wapple Late of Prince Georges County planter otherwise Called James Wapple of Charles County planter was Sumoned to Answer unto Edward Kinton of a plea that he Render unto him the Just Sume of four hundred pounds of tobaccoe which to him he oweth and unjustly Deteyneth etc.

And whereupon the Said Edward by William Stone his Attorney Saith that whereas the Said James the 1th day of November Annoque Domini 1693 att Charles Towne within the Jurisdiction of this Court by his Certaine bill Obligatory which the Said Edward with the Seale of the Said James Signed bringeth here into Court the date whereof is the day and yeare aforesaid Did bind himselfe to pay unto the Said Edward Kinton the Just Sume of four hundred pounds of tobaccoe at or upon the tenth day of October next Ensueing the date of the Said bill Obligatory Notwithstanding which the Said James the Said Sume of 400 pounds of tobaccoe According to the tennor of the Said bill Obligatory Although often demanded the Same to the Said Edward hath not paid but the Same to pay to the Said Edward hath denied and Still doth denye to