

Edward and Dudley Carleton plantiffe: Thomas Tracey Defendant

The plantiffe by William Stone their Attorney Sues the Defendant in a plea of Debt for one thousand and Eleven pounds of tobaccoe etc.

The plantiffes having Sued the Defendant as aforesaid the plantiffes by their Attorne aforesaid prayeth that they may have Spetiall baile to the Action aforesaid by Reason the Defendant hath no Setled habitation in this County and it is Granted unto them Whereupon the Defendant being in his proper person here Ready in Court in Custody of the Sheriffe etc. And the Sheriffe now Returneth that hee hath taken the body of the Said Thomas Tracey and the Same hath Ready here in Court And the Said Thomas Tracey present here in Court is Committed to the Costody of the Said Sheriffe for Default of manucaptors there to Remaine untill etc. And hereupon Came into Court Robert Brothers in his proper person and Undertooke for the Said Thomas Tracey that if it Should happen the Said Thomas Tracey in the plea aforesaid to be in any manner Lawfully Convicted then the Said Robert Brothers doe grant for himselfe the Debt aforesaid and allsoe all Costs and Damages to the Said Edward and Dudley Carleton in any manner by the Court here to be Adjudged to be made and Leavied on his goods and Chattles Lands and tenements to the use of the Said plantiffes if it Should happen the Said Defendant pay not the Debt and Costs and Damages aforesaid nor Render his body to the Costody of the Sheriffe for the Same there to Remaine untill etc.

And the Said Thomas Tracey in his proper person Cometh and Defendeth the force and Injury when etc. And Saith that he Cannot gainsay the Action of the Said plantiffes nor but the Said bill is the Deed of the Said Thomas Tracey nor but that hee Oweth the Said one thousand and Eleven pounds of tobaccoe to the Said Edward and Dudley Carleton in forme as the Said Edward and Dudley Carleton against him hath Declared etc. Therefore it is Considered that the Said Edward and Dudley Carleton Recover against the Said Thomas Tracey the Sume of one thousand and Eleven pounds of tobaccoe their Debt aforesaid and their Damages by Occation of Deteyning of the Said Debt two hundred Sixty and Eight lbs. of tobaccoe to the Said Edward and Dudley Carleton of their Assent by the Court here Adjudged and the Said Thomas Tracey in mercy etc. provided allsoe that the Said plantiffes doe not Issue forth any Execution against the Defendant for the Debt and Costs Aforesaid before the tenth day of October next etc.

[322] Francis Hackett plantiffe: Joseph Letchworth Defendant

Prince Georges County Ss. Joseph Letchworth Late of Prince Georges County planter was Attached to Answer unto Francis Hackett of a plea of trespass upon the Case etc.

And whereupon the Said Francis by William Stone his Attorney Complaineth that whereas the Said Joseph the tenth day of March in the yeare of our Lord 1693 [1694] at Calvert County that is to Say at Charles Towne within the Jurisdiction of this Court Stood Indebted unto the Said Francis in the Sume of five hundred pounds of tobaccoe being Soe much tobaccoe due to the Said Francis upon the ballance of Accounts as by a pertickeler Account thereof here in Court produced Relation being thereunto had may more at Large Appeare and the Said Joseph to the Said Francis in manner aforesaid being Indebted Inconsideration thereof did Assume upon himselfe and to the Said Francis then and there Faithfully promise that he the Said Joseph him the Said Francis the Said Sume of 500 lbs. of tobaccoe when he Should be thereunto Requested