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subtly to deceive and defraud the said sum in the said Note mentioned according to the tenor of the same Note to the said Thomas hath not paid or discharged or him for the same in any sort hitherto contented but the same to do hitherto hath refused and still doth refuse altho the same to do afterwards to wit on the twenty first day of November in the Year of our Lord one thousand seven hundred and sixty one at the County of and often since by the said Thomas Required to the damage of the said Thomas in the sum of Ten pounds current money of Maryland and therefore he brings suit &c Dec A Plea pledged of peace A copy of the foregoing Declaration was made and sent to be served on the Des<sup>t</sup> in order for speedy Tryal at which Day here came the s<sup>r</sup> Thomas Jones by his Attorney at and Sheriff to wit Ephraim Wilson Sheriff of the County of Now here returned that he had taken the s<sup>r</sup> Edmund Willis whose body here at this day he had ready to answer the s<sup>r</sup> Thomas Jones of the s<sup>r</sup> plea as to him it was commanded and further the same Sheriff returned that he had served the s<sup>r</sup> Edmund with a copy of the foregoing Declaration according to act of assembly in such case provided &c

Whereupon the said Edmund Willis at the prayer of the s<sup>r</sup> Thomas Jones is adjudged to give special Bail to the action of the said Edmund Willis at the prayer of the s<sup>r</sup> Thomas Jones is adjudged to give special Bail to the action of the said Edmund Willis and assumed upon himself that if it should happen that Judgment in the plea of should be rendered for the said Thomas against the s<sup>r</sup> Edmund or that the said Edmund should be therein convicted that then he should pay and satisfy unto the s<sup>r</sup> Thomas the Judgment of the Court thereupon or under his body in Execution of such Judgment to the prison of the Sheriff of <sup>the</sup> Annapolis County in satisfaction thereof or that he the said Edmund will do the same for him

And the s<sup>r</sup> Edmund by William Hayward his Attorney comes and defends the force and injury when and so forth and says that as to the sum of three pounds part of the Money in the Declaration of mentioned he did not assume upon himself in manner and form as the s<sup>r</sup> Thomas above against him hath complained and of this he puts himself upon the Country &c

And the s<sup>r</sup> Edmund by Leave of the Court here and according to the form of the Statute in such case made and provided further comes and defends the force and injury when and so forth and saith that he doth not owe to the said Thomas the s<sup>r</sup> sum of four pounds or any part thereof in manner and form as the s<sup>r</sup> Thomas above against him hath declared and of this he puts himself upon the Country &c

And the s<sup>r</sup> Edmund by Leave of the Court here and according to the form of the Statute in such case made and provided further comes and defends the force and injury when and so forth and saith that the s<sup>r</sup> Thomas his action of against him the s<sup>r</sup> Edmund to have and maintain ought not because he says that at a Session of assembly begun and held at the City of Annapolis the twenty sixth day of April in the Year of the Reign of our Late Sovereign Lord George by the Grace of God of Great Britain France and Ireland Late King Defender of the Faith &c in the Year of our Lord one thousand seven hundred and fifteen Amongst other things it was Enacted that all actions of trespass Quare Clausum Fregit, all actions of trespass Detinere, Tur: Invenit, or Replevin for taking away Goods or Chattels all actions of account Contract book Debt or upon the Law other than such accounts as concern the trade or Merchandise between Merchant and Merchant their Factors and servants which are not residents within this Province all actions of Debt for Lending or Contract without Speciality shall be had or brought within three Years ensuing the cause of such action and not after as by the said act more fully appears and the same Edmund further saith that the s<sup>r</sup> Thomas Jones his writ of the twenty eighth day of December in the Year of our Lord one thousand seven hundred and sixty two did obtain which writ in form of obtained was not obtained within three Years ensuing the cause of the said action and this he is ready to verify wherefore he prays Judgment if the s<sup>r</sup> Thomas his action of against him to have or maintain ought &c forth

And the s<sup>r</sup> Edmund by leave of the Court here and according to the form of the Statute in such case made